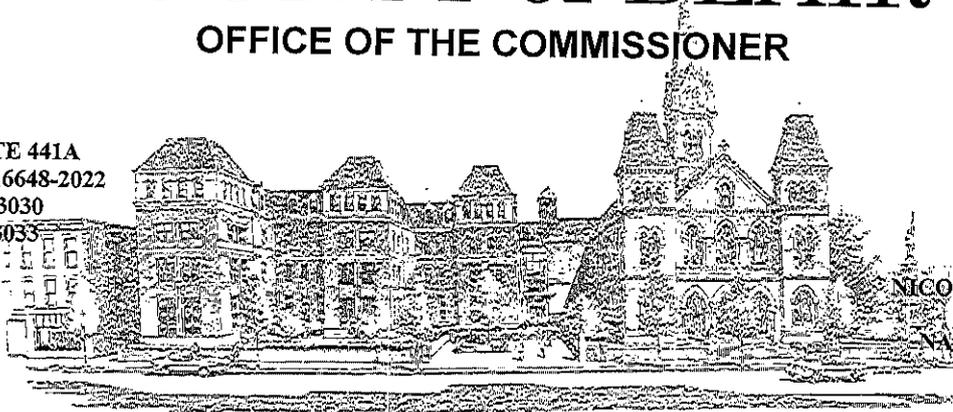


COUNTY of BLAIR

OFFICE OF THE COMMISSIONER

COURT HOUSE
3 ALLEGHENY ST STE 441A
MILLIDAYSBURG PA 16648-2022
TELEPHONE (814) 693-3030
FAX NO. (814) 693-3033



BRUCE R. ERB
Chairman
LAURA O. BURKE
Vice-Chairman
AMY E. WEBSTER
Secretary
NICOLE M. HEMMINGER
Chief Clerk
NATHAN W. KARN, SR.
Solicitor

January 27, 2022

American Oversight
Attn: Marwah Adhoob
records@americanoversight.org

Re: Right to Know Request dated 1/13/22

Ms. Adhoob,

On January 13, 2022, I received your Right to Know Request in which you requested:

“Pursuant to the Right-to-Know Law (RTKL), as codified at 65 P.S. §§ 67.101 et seq., American Oversight makes the following request for records. Following the November 2020 election, a number of county officials received communications from Pennsylvania legislators regarding unofficial election “audits.” American Oversight seeks records with the potential to shed light on post-election reviews or investigations in Pennsylvania, including whether or to what extent such reviews or investigations were discussed between county officials and legislators.

Requested Records

Please provide all responsive records from November 3, 2020, through the date the search is conducted:

All electronic communications (including emails, email attachments, text messages, or messages on messaging platforms, such as Slack, GChat or Google Hangouts, Lync, Skype, or WhatsApp) between or among (A) Blair County Commissioners Amy Webster and/or Bruce Erb and (B) any of the individuals or entities listed below, including, but not limited to, at the suggested email addresses or domains. In the case of emails and texts, the search should include those sent or received from the specified officials’ personal accounts and devices if they were used to conduct official business, as well those sent from their official email addresses or government-issued devices.

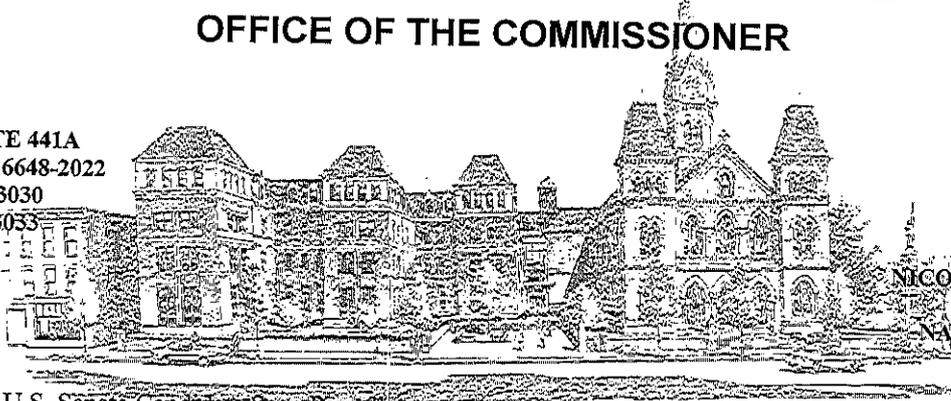
Specified Parties:

1. U.S. Representative Scott Perry, and/or anyone communicating on his behalf (such as his aides Lauren Muglia, Carol Wiest, and/or Patrick Schilling)
2. Sidney Powell, and/or anyone communicating on behalf of Sidney Powell, P.C. (@federalappeals.com)
3. Former National Security Advisor Mike Flynn (@generalflynn.com), and/or anyone communicating on behalf of America’s Future (@americasfuture.net)
4. Ivan Raiklin (ivan.raiklin@gmail.com or socialmediaraiklin@gmail.com)
5. Velma Ann Ruth, Patrick Cubbage, Mark Still, and/or anyone communicating on behalf of Patriot Caucus (@patriot-caucus.com)
6. Cleta Mitchell (including, but not limited to, cleta@cletamitchell.com, cmitchell@foley.com, or email addresses ending in @bradleyfdn.org)
7. Jenna Ellis, and/or anyone communicating on behalf of Liberty University’s Falkirk Center (falkirkcenter.com) or the American Greatness Fund (@americangreatnessfund.com)
8. Phill Kline (phillklineva@gmail.com), Erick Kaardal (kaardal@mklaw.com), and/or anyone communicating on behalf of the Thomas More Society (@thomasmoresociety.org) or The Amistad Project
9. Jacqueline Timmerman and/or anyone communicating on behalf of the American Voter’s Alliance (@got-freedom.org)
10. Chris Witt, Earl Eugene Kern, and/or anyone communicating on behalf of Wake Technology Services, Inc. (@waketsi.com)
11. Jason Thompson, Steven Lahr, or anyone communicating on behalf of Envoy Sage
12. Heather Honey, Frank Honey, and/or anyone communicating on behalf of Haystack Investigations (@haystackinvestigations.com)
13. Colonel Phil Waldron (including, but not limited to, phil@onewarrior.com or p@bonfiresearch.org), Russell Ramsland (including, but not limited to ryuks9sq@alliedspecialops.us), J. Keet Lewis, and/or anyone communicating on behalf of Allied Security Operations Group (including anyone communicating from an email address ending in @alliedspecialops.us)
14. Rachel Zupanc (rzupanc@protonmail.com), Toni Shuppe (tshuppe@protonmail.com), Karen Taylor, and/or anyone

COUNTY of BLAIR

OFFICE OF THE COMMISSIONER

COURT HOUSE
3 ALLEGHENY ST STE 441A
HARRISBURG PA 16648-2022
TELEPHONE (814) 693-3030
FAX NO. (814) 693-3033



BRUCE R. ERB
Chairman
LAURA O. BURKE
Vice-Chairman
AMY E. WEBSTER
Secretary
NICOLE M. HEMMINGER
Chief Clerk
NATHAN W. KARN, SR.
Solicitor

24. Former U.S. Senate Candidate Sean Parnell
25. U.S. Senate Candidate Kathy Barnette
26. U.S. Senate Candidate Carla Sands
27. Al Hartman, Jenny Lincher, or anyone communicating on behalf of Hartman REIT (@hi-reit.com)
28. Catherine Engelbrecht, Logan Churchwell, Maureen Riordan, Courtney Kramer, Dan Gelernter, or anyone communicating on behalf of True the Vote (including anyone communicating from an email address ending in @truethevote.org or @truethevote.com)
29. Anyone communicating on behalf of Public Interest Legal Foundation (@publicinterestlegal.org)
30. Christina Bobb, Chanel Rion, or anyone communicating on behalf of One America News, including anyone communicating from an email address ending in @oann.com, or Voices and Votes, including anyone communicating from an email address ending in @voicesandvotes.org.

Please note that American Oversight does not seek, and that this request specifically excludes, the initial mailing of news clips or other mass-distribution emails. However, subsequent communications forwarding such emails are responsive to this request. In other words, for example, if one of the listed officials received a mass-distribution news clip email from One America News, that initial email would not be responsive to this request. However, if one of the listed officials forwarded that email to another individual with their own commentary, that subsequent message would be responsive to this request and should be produced.”

In response to your Right to Know request, your request is denied. See two Affidavits of No Record attached to attest to this denial, which are signed by Commissioner Bruce Erb and Commissioner Amy Webster.

You have the right to appeal this denial of information in writing to: Executive Director, Office of Open Records, 333 Market Street, 16th Floor, Harrisburg, PA 17120. If you choose to file an appeal you must do so within 15 business days of the mailing date of my response. See 65 P.S. §67.1101. Please note that a copy of your Right-to-Know request and this denial letter must be included when filing an appeal. The law also requires that you state the reasons why the record is a public record and address the reasons the County denied your request. Visit the Office of Open Records website at www.openrecords.pa.gov for further information on filing an appeal.

Please be advised that this correspondence will serve to close this record with our office as permitted by law.

Respectfully,

Nicole M. Hemminger
Blair County Right-To-Know Officer

AFFIDAVIT OF NO RECORD

County of Blair)
)
 Commonwealth of Pennsylvania)

Before me, the undersigned authority, personally appeared Commissioner Bruce Erb who, being duly sworn according to law, deposed and stated as follows under penalty of perjury as more fully set forth in 18 Pa. C.S.A. §4904:

1. I am Bruce Erb, and I am a Blair County Commissioner.
2. I have performed a search for records or conversations pertaining to all electronic communications (including emails, email attachments, text messages, or messages on messaging platforms, such as Slack, GChat or Google Hangouts, Lync, Skype, or WhatsApp) between or among (A) Blair County Commissioners Amy Webster and/or Bruce Erb and (B) any of the individuals or entities listed under the "Specified Parties" list on the original Right to Know request, including, but not limited to, at the suggested email addresses or domains. In the case of emails and texts, the search should include those sent or received from the specified officials' personal accounts and devices if they were used to conduct official business, as well those sent from their official email addresses or government-issued devices, which records, if they did exist, would be amongst the records maintained by my office.
3. The following steps / procedures were performed in the search for any responsive records or conversations as regards the information in Paragraph 2:
 - a. A search of the personal County paper files in the office of Commissioner Bruce Erb;
 - b. A search of the individual names in the 30 Specified Parties list in the County-issued digital file server, email system, and smartphone for Commissioner Bruce Erb. There were no results found by this search including text messages, email attachments, and emails sent or received from the specified officials' personal accounts emails.
 - c. Additionally, all three of these items are used only to conduct official County business. Commissioner Erb does have a personal cell phone, but it is not used to conduct County business.
 - d. Commissioner Erb does not use messaging platforms such as Slack, GChat, or Google Hangouts, Lync, Skype, or WhatsApp to conduct County business.

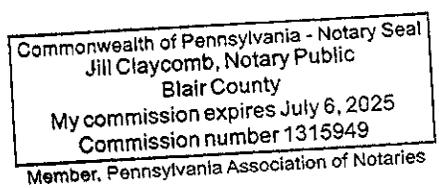
I attest that I have searched my files to the best of my ability and that the records requested as set forth above do not exist. It is understood that this does not mean that the records do not exist under another spelling, another name, or under another classification.

IN WITNESS WHEREOF, the undersigned has executed this Affidavit on the 31st day of January, 2022.

BRE
Commissioner Bruce Erb

Subscribed and sworn to before me on 31st day of January, 2022.

Jill Claycomb
Notary Public
My Commission Expires:



AFFIDAVIT OF NO RECORD

County of Blair)
)
Commonwealth of Pennsylvania)

Before me, the undersigned authority, personally appeared Commissioner Amy Webster who, being duly sworn according to law, deposed and stated as follows under penalty of perjury as more fully set forth in 18 Pa. C.S.A. §4904:

1. I am Amy Webster, and I am a Blair County Commissioner.
2. I have performed a search for records or conversations pertaining to all electronic communications (including emails, email attachments, text messages, or messages on messaging platforms, such as Slack, GChat or Google Hangouts, Lync, Skype, or WhatsApp) between or among (A) Blair County Commissioners Amy Webster and/or Bruce Erb and (B) any of the individuals or entities listed under the "Specified Parties" list on the original Right to Know request, including, but not limited to, at the suggested email addresses or domains. In the case of emails and texts, the search should include those sent or received from the specified officials' personal accounts and devices if they were used to conduct official business, as well those sent from their official email addresses or government-issued devices, which records, if they did exist, would be amongst the records maintained by my office.
3. The following steps / procedures were performed in the search for any responsive records or conversations as regards the information in Paragraph 2:
 - a. A search of the personal County paper files in the office of Commissioner Amy Webster;
 - b. A search of the individual names in the 30 Specified Parties list in the County-issued digital file server, email system, and smartphone for Commissioner Amy Webster. There were no results found by this search including text messages, email attachments, and emails sent or received from the specified officials' personal accounts emails.
 - c. Additionally, all three of these items are used only to conduct official County business. Commissioner Webster does have a personal cell phone, but it is not used to conduct County business.
 - d. Commissioner Webster does not use messaging platforms such as Slack, GChat, or Google Hangouts, Lync, Skype, or WhatsApp to conduct County business.

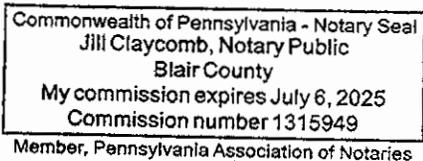
I attest that I have searched my files to the best of my ability and that the records requested as set forth above do not exist. It is understood that this does not mean that the records do not exist under another spelling, another name, or under another classification.

IN WITNESS WHEREOF, the undersigned has executed this Affidavit on the 31st day of January, 2022.

Amy E. Webster
Commissioner Amy Webster

Subscribed and sworn to and subscribed before me on this 31st day of January 2022.

Jill Claycomb
Notary Public
Commission Expires:



AMERICAN OVERSIGHT