

Subject: RE: Public Information Request (TX-SOS-22-0148) PIR 22-0218
Date: Friday, March 4, 2022 at 4:49:51 PM Eastern Standard Time
From: GeneralCounsel
To: AO Records
CC: GeneralCounsel
Attachments: 3-4-22 15 Day Letter to OAG - American Oversight PIR 22-0218.pdf, 3-4-22 15 Day Letter to Requestor - American Oversight PIR 22-0218.pdf, 3.4.22 Production.zip, How to appeal the withholding of information under 552.130.pdf

EXTERNAL SENDER

Good afternoon,

Please see the attached letter, with enclosures, in response to your request for information under Chapter 552 of the Texas Government Code.

Dates of birth have been redacted from the attached documents as we await a determination from the Attorney General's Open Records Division on our request for a ruling.

The responsive documents also contain email addresses of the general public. An email address of a member of the public is confidential under section 552.137 of the Texas Government Code. The attorney general authorized all governmental bodies to withhold an email address of a member of the public without first requesting an attorney general opinion in Open Records Decision No. 684 (2009). Thus, this information has been redacted.

Additionally, the information you requested also contains information that relates to a motor vehicle operator's or driver's license or permit issued by an agency of this state or another state or country. This information is confidential under section 552.130 of the Texas Government Code. Section 552.130 allows us to withhold this specific information without requesting a ruling from the attorney general. You have the right to appeal our decision to withhold this information from you. Instructions for appeal are also attached. If you do not want to appeal, you do not need to do anything else.

Consistent with our February 24, 2022 letter, please find the attached zipped folder containing documents responsive to the Request. We require more time to continue reviewing our records and produce additional responsive information. We will provide you additional responsive documents on a rolling basis—to the extent such information is not excepted from disclosure under state or federal law—with our next production by 5:00 p.m. on March 25, 2022. See Tex. Gov't Code § 552.221(d).

Kind regards,

Jennifer Williams
Legal Assistant to the General Counsel
Office of the Texas Secretary of State

How to appeal the withholding of information under Government Code Section 552.130

If you wish to appeal the withholding of information discussed on the previous page, you must send the following to the attorney general:

- 1) a signed, written statement indicating your wish to appeal the withholding of information;
- 2) the name of the governmental body that withheld information from you;
- 3) the date you made your original request for information; and
- 4) a copy of your original request for information, or if you are unable to provide a copy, a description of your original request for information.

You may also submit written comments stating why you think the information should be released to you, but you are not required to do so.

Send your appeal by mail to the attorney general at:

Open Records Division
P.O. Box 12548
Austin, Texas 78711-2548

Within forty-five business days after receiving all of the above-listed items necessary to file your appeal, the attorney general will issue a written ruling on the matter. You will receive a copy of this ruling in the mail.

The State of Texas



Elections Division
P.O. Box 12060
Austin, Texas 78711-2060
www.sos.state.tx.us

Phone: 512-463-5650
Fax: 512-475-2811
Dial 7-1-1 For Relay Services
(800) 252-VOTE (8683)

Ruth R. Hughs
Secretary of State

November 20, 2020

Mr. Jason Anderson
Criminal Investigations
Office of the Attorney General
P.O. Box 12548
Austin, Texas 78711

Dear Mr. Anderson,

Pursuant to §31.006 of the Texas Election Code, I respectfully request your assistance in reviewing allegations of criminal activity by several election judges in connection with an election in El Paso County.

The complainants allege that the following election judges obstructed poll watchers by preventing them from observing activities they were entitled to observe:

- Floreen Villela
- Carlos Garcia
- Mary Padilla
- Ken Sutherland
- Frank Rosales
- Sandie Gonzales
- Dora Tellez
- Diane Padilla
- Nicholas Banales
- Trini Acevedo
- Ayle Sarinana
- Yvonne Roman
- Amy Lara
- Felix Arenas

Specifically, the complainants allege that each of the election judges listed above obstructed poll watchers by refusing to disclose information to those poll watchers regarding the identities of the election workers serving at the polling place that each election judge was serving at.

Texas Election Code 33.061 provides that a person commits an offense if the person serves in an official capacity at a location at which the presence of watchers is authorized and the person knowingly prevents a watcher from observing an activity the watcher is entitled to observe.

Section 33.061 provides that an offense under that section is a Class A misdemeanor. The complainants allege that each of the election judges listed above violated this section by refusing to disclose information regarding the identities and voter registration numbers of the other election workers serving at the polling place that each respective election judge was serving at.

After review of the submitted documentation, we believe the information regarding offenses warrants a submission for criminal investigation to the Texas Attorney General as the specific allegations described involve a potential criminal offense. Accordingly, under §31.006 of the Code, we are forwarding this complaint to the Attorney General for investigation.

Sincerely,



Keith Ingram
Director of Elections

KI:CP

cc: Sergio Acuna
1656 Bob Murphy Dr.
El Paso, TX 79936

[REDACTED]

Martin Ford
1011 Wyoming Ave.
El Paso, TX 79902

[REDACTED]

John Hurt
10766 Wilton Pl.
Socorro, TX 79927

[REDACTED]

Santokh Kalkat
1219 Overland Ave.
El Paso, TX 79901

[REDACTED]

Harriet Schneider
607 Blanchard
El Paso, TX 79902

[REDACTED]

Billie Katherine Stern Gilbert
8708 Lait Dr.
El Paso, TX 79925

[REDACTED]

Family Youth Center

ELECTION COMPLAINT TO THE TEXAS SECRETARY OF STATE

Docket Number

**OFFICE USE
ONLY**Date Hand-delivered or Date Postmarked
/ /

Please read the Important Information at the end of this document. The Secretary of State has no authority to order a new election, change an election result, or conduct a criminal investigation. A complaint filed with this form will not alter the results of an election.

This complaint form **MUST BE SIGNED** before it is submitted to the Secretary of State; therefore, you must print it out and sign it before mailing or faxing a copy or emailing a scanned, signed copy.

I. IDENTITY OF COMPLAINANT

1 COMPLAINANT NAME	MS / MRS / MR	FIRST	MI
	Mr. Sergio		
	NICKNAME	LAST	SUFFIX
		Acuna	
2 COMPLAINANT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE ZIP CODE
	1656 Bob Murphy Dr	El Paso	TX 79936
<small>(Full home or business address, including street, city, state, and zip code)</small>			
3 COMPLAINANT MAILING ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE ZIP CODE
	<input checked="" type="checkbox"/> (check if same as above)		
<small>(Full home or business address, including street, city, state, and zip code)</small>			
4 COMPLAINANT TELEPHONE NUMBER	AREA CODE	PHONE NUMBER	EXT
	(915)	204-1714	
5 COMPLAINANT E-MAIL ADDRESS	[REDACTED]		
	[REDACTED]		

II. IDENTITY OF RESPONDENT

PERSON OR ENTITY COMMITTING ALLEGED VIOLATION(S)

6 RESPONDENT NAME	MS / MRS / MR	FIRST	MI
	Mr. Carlos		
	NICKNAME	LAST	SUFFIX
		Garcia	
7 RESPONDENT POSITION OR TITLE	Presiding Election Judge		
8 RESPONDENT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE ZIP CODE
	unknown		
<small>(Full home or business address, including street, city, state, and zip code)</small>			
9 RESPONDENT MAILING ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE ZIP CODE
	<input type="checkbox"/> (check if same as above)		
<small>(Full home or business address, including street, city, state, and zip code)</small>			
10 RESPONDENT TELEPHONE NUMBER	AREA CODE	PHONE NUMBER	EXT
11 RESPONDENT E-MAIL ADDRESS	unknown		
	<small>(IF KNOWN)</small>		

GO TO PAGE 2

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/26/2014

III. NATURE OF ALLEGED VIOLATION

Page2

If you believe that a criminal violation of the Code has occurred, please state the specific acts committed by the person or entity named in this complaint, along with a reference to the section of the Code alleged to have been violated, if known. If you need more space, please attach a separate sheet.

Mr. Carlos Garcia is serving as an election judge in El Paso County Texas at Family Youth Services Center, an early voting location. I entered the premises, presenting my authorization as a poll watcher for candidate, Irene Armendariz Jackson, running for US House of Representatives. Mr. Garcia refused to provide me with any information regarding who was working the polling location or any other information I was allowed by law to see.

I went to the polling site on October 28. Mr. Garcia refused to provide me with VUID on any of the poll workers.

Mr. Garcia was in violation of Section 33.056, 33.061 and 33.61 of the Texas Election Code.

ATTACH ADDITIONAL PAGES AS NEEDED

IV. STATEMENT OF FACTS

State the facts constituting the alleged violation(s), including the dates on which or the period of time in which the alleged violation(s) occurred. Identify allegations of fact not personally known to the complainant, but alleged on information and belief. Please use simple, concise, and direct statements.

ELECTION IN WHICH VIOLATION(S) OCCURRED

NAME OF ELECTION General Election DATE OF ELECTION 11 / 03 / 20
MM/DD/YYYY
COUNTY OR POLITICAL SUBDIVISION El Paso County PRECINCT _____

On October 28 Mr. Garcia was non-cooperative and refused to provide VUID on any of the persons working the polling site and was in violation of Section 33.056 and 33.61 of the Texas Election Code.

ATTACH ADDITIONAL PAGES AS NEEDED

V. LISTING OF DOCUMENTS AND OTHER MATERIALS

Page 4

List all documents and other materials filed with this complaint. Additionally, list all other documents and other materials that are relevant to this complaint and that are within your knowledge, including their location, if known.

Poll Watchers Checklist for Early Voting

ATTACH ADDITIONAL PAGES AS NEEDED

VI. SIGNED STATEMENT

Page 5

I, Sergio Acuña, the undersigned,
PRINTED NAME OF COMPLAINANT

under penalty of perjury do swear or affirm that the information contained in this complaint is true and correct to the best of my knowledge.

I have read and understand the accompanying instructions, and I am aware that completion of this form cannot and will not alter the outcome of the election.

Sergio Acuña
SIGNATURE OF COMPLAINANT

NOTICE: THIS COMPLAINT IS NOT CONFIDENTIAL; ONCE REVIEWED BY THE SECRETARY OF STATE, IT WILL BE TREATED AS A PUBLIC RECORD.

REMINDER: YOU MUST SIGN THIS FORM PRIOR TO SUBMITTING

IF MAILING, PLEASE SEND TO:

Texas Secretary of State
Elections Division
c/o Legal Dept.
P.O. Box 12060
Austin, TX 78711

IF FAXING, PLEASE SEND TO:

512.475.2811

IF EMAILING, PLEASE SEND TO:

elections@sos.texas.gov

POLL WATCHERS CHECKLIST FOR
EARLY VOTING POLL LOCATIONS

DATE: 10/28/2020

Early Voting Site: FAMILY YOUTH SERVICES CTR

Poll Watcher: BELGIO ACUNA

Answer all questions Y, N, N/O (Not observed), or N/A (Not applicable), unless otherwise indicated.

- Were there 100- foot distance markers established? Y
Was there loitering inside distance markers by:
 - a. Candidates? NO
 - b. News Media? NO
 - c. Campaign workers? NO
 - d. Voters after voting? NO
 - e. Others? NO
- Did any voters receive assistance while you were inspecting the polling place? Y
- When assisted by election officials, did two officials perform assistance to the voter? Y
- Were poll watchers allowed to observe assistance if being assisted by two election officials? NO
- When a voter brought in their own assistant, did the person assisting take the Oath of Assistance? N/O
- When a voter brought in their own assistance, was the name and address of the assistant recorded next to the voter's name on the poll list? N/O
- Were bilingual election clerks available on site? Y
- Verify that the presiding judge printed out and signed zero tape before opening the polling site? NO - LATE IN THE DAY

- Was every election official, staff, and poll watcher wearing an ID badge? Y
- Were voters asked to fill out a Statement of Residence, if necessary? (i.e., If voter said he/she moved, and/or if an "S" was shown by the voter's name and the voter still lived in the in the county? N/O
- Was the poll watcher allowed to sit or stand conveniently near all election officials to observe the election activities? Y
- Was the poll watcher immediately allowed to inspect and take notes from the Oath of Election form in envelope #2 to include name & position? (Sec. 36.056 (c)) N

Comments: _____

*** ONLY AFTER YOU ARE FINISHED AND HAVE LEFT THE SITE:

Scan, drop off, or text (915-642-7528) photo of Poll Worker forms (Checklist and Rosters) to Republican Alliance of El Paso.

Prepared by Republican Alliance of El Paso Rev. 11- 13, 2020
5400 Suncrest C-4 El Paso, TX 79912
915-313-4224

EXPRESS CURBSIDE STATION POLL WORKERS

Family Youth Services Center

POLL WATCHER NAME Seccio Acuña DATE 10-28-2020

LOCATION Family Youth Services Center TIME _____

POLL WORKER NAME VOID JUDGE, ALT. JUDGE, CLERK OR STAFF NOTES
 Republican/Democrat

1. Carlos Garcia	1093993035	DEM	
2. Arthur food	1172929665	REP	
3. Alexandria Coblenz	2167052427	REP	
4. Luis Wilson	7095791293	DEM	
5. Miguel De Santiago	1094604112	DEM	
6.			
7.			
8.			
9.			
10.			
11.			
12.			
13.			
14.			

If a location has curbside use separate curbside sheet. Any cleaning personnel should be identified as staff.

Prepared by Republican Alliance of El Paso - Rev. 10-12-2020
 5400 Suncrest C-4 El Paso 79912
 915-313-4224

Tamara Schoonmaker

From: Elections Internet
Sent: Friday, October 30, 2020 2:30 PM
To: Tamara Schoonmaker
Cc: Christina Adkins
Subject: FW: Election Complaint
Attachments: Acuna Family Youth Services.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

From: Republican Alliance of El Paso <repallel Paso@gmail.com>
Sent: Friday, October 30, 2020 1:08 PM
To: Elections Internet <Elections@sos.texas.gov>
Subject: Election Complaint

CAUTION: This email originated from OUTSIDE of the SOS organization. Do not click on links or open attachments unless you are expecting the email and know that the content is safe. If you believe this to be a malicious or phishing email, please send this email as an attachment to informationsecurity@sos.texas.gov.

Attached is an election complaint filed on behalf of Irene Armendariz Jackson, candidate for U. S. House of Representatives. Thank you.



The State of Texas



Elections Division
P.O. Box 12060
Austin, Texas 78711-2060
www.sos.state.tx.us

Phone: 512-463-5650
Fax: 512-475-2811
Dial 7-1-1 For Relay Services
(800) 252-VOTE (8683)

Ruth R. Hughs
Secretary of State

November 20, 2020

Mr. Jason Anderson
Criminal Investigations
Office of the Attorney General
P.O. Box 12548
Austin, Texas 78711

Dear Mr. Anderson,

Pursuant to §31.006 of the Texas Election Code, I respectfully request your assistance in reviewing allegations of criminal activity by several election judges in connection with an election in El Paso County.

The complainants allege that the following election judges obstructed poll watchers by preventing them from observing activities they were entitled to observe:

- Floreen Villela
- Carlos Garcia
- Mary Padilla
- Ken Sutherland
- Frank Rosales
- Sandie Gonzales
- Dora Tellez
- Diane Padilla
- Nicholas Banales
- Trini Acevedo
- Ayle Sarinana
- Yvonne Roman
- Amy Lara
- Felix Arenas

Specifically, the complainants allege that each of the election judges listed above obstructed poll watchers by refusing to disclose information to those poll watchers regarding the identities of the election workers serving at the polling place that each election judge was serving at.

Texas Election Code 33.061 provides that a person commits an offense if the person serves in an official capacity at a location at which the presence of watchers is authorized and the person knowingly prevents a watcher from observing an activity the watcher is entitled to observe.

Section 33.061 provides that an offense under that section is a Class A misdemeanor. The complainants allege that each of the election judges listed above violated this section by refusing to disclose information regarding the identities and voter registration numbers of the other election workers serving at the polling place that each respective election judge was serving at.

After review of the submitted documentation, we believe the information regarding offenses warrants a submission for criminal investigation to the Texas Attorney General as the specific allegations described involve a potential criminal offense. Accordingly, under §31.006 of the Code, we are forwarding this complaint to the Attorney General for investigation.

Sincerely,



Keith Ingram
Director of Elections

KI:CP

cc: Sergio Acuna
1656 Bob Murphy Dr.
El Paso, TX 79936
[REDACTED]

Martin Ford
1011 Wyoming Ave.
El Paso, TX 79902
[REDACTED]

John Hurt
10766 Wilton Pl.
Socorro, TX 79927
[REDACTED]

Santokh Kalkat
1219 Overland Ave.
El Paso, TX 79901
[REDACTED]

Harriet Schneider
607 Blanchard
El Paso, TX 79902

[REDACTED]

Billie Katherine Stern Gilbert
8708 Lait Dr.
El Paso, TX 79925

[REDACTED]

Pose

ELECTION COMPLAINT TO THE TEXAS SECRETARY OF STATE

Docket Number	OFFICE USE ONLY	Date Hand-delivered or Date Postmarked / /
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Please read the Important Information at the end of this document. The Secretary of State has no authority to order a new election, change an election result, or conduct a criminal investigation. A complaint filed with this form will not alter the results of an election.

This complaint form MUST BE SIGNED before it is submitted to the Secretary of State; therefore, you must print it out and sign it before mailing or faxing a copy or emailing a scanned, signed copy.

I. IDENTITY OF COMPLAINANT

1 COMPLAINANT NAME	MS / MRS / MR	FIRST	MI	
		Mr. Sergio		
	NICKNAME	LAST	SUFFIX	
		Acuna		
2 COMPLAINANT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)		CITY	STATE ZIP CODE
	1656 Bob Murphy Dr		El Paso	TX 79936
<small>(Full home or business address, including street, city, state, and zip code)</small>				
3 COMPLAINANT MAILING ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)		CITY	STATE ZIP CODE
<input checked="" type="checkbox"/> (check if same as above)				
<small>(Full home or business address, including street, city, state, and zip code)</small>				
4 COMPLAINANT TELEPHONE NUMBER	AREA CODE	PHONE NUMBER	EXT	5 COMPLAINANT E-MAIL ADDRESS
	(915)	204-1714		

II. IDENTITY OF RESPONDENT

PERSON OR ENTITY COMMITTING ALLEGED VIOLATION(S)

6 RESPONDENT NAME	MS / MRS / MR	FIRST	MI	
		Ms. Mary		
	NICKNAME	LAST	SUFFIX	
		Padilla		
7 RESPONDENT POSITION OR TITLE	Presiding Election Judge			
8 RESPONDENT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)		CITY	STATE ZIP CODE
	unknown			
<small>(Full home or business address, including street, city, state, and zip code)</small>				
9 RESPONDENT MAILING ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)		CITY	STATE ZIP CODE
<input type="checkbox"/> (check if same as above)				
<small>(Full home or business address, including street, city, state, and zip code)</small>				
10 RESPONDENT TELEPHONE NUMBER	AREA CODE	PHONE NUMBER	EXT	11 RESPONDENT E-MAIL ADDRESS (IF KNOWN)
				unknown

GO TO PAGE 2

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

III. NATURE OF ALLEGED VIOLATION**Page2**

If you believe that a criminal violation of the Code has occurred, please state the specific acts committed by the person or entity named in this complaint, along with a reference to the section of the Code alleged to have been violated, if known. If you need more space, please attach a separate sheet.

Ms. Mary Padilla is serving as an election judge in El Paso County Texas at Pavo Real Rereation Center, an early voting location. I entered the premises, presenting my authorization as a poll watcher for candidate, Irene Armendariz Jackson, running for US House of Representatives. Ms. Padilla refused to provide me with any information regarding who was working the polling location or any other information I was allowed by law to see.

I went to the polling site on October 28. Ms. Padilla refused to provide me with VUID on any of the poll workers.

Ms. Padilla was in violation of Section 33.056, 33.061 and 33.61 of the Texas Election Code.

ATTACH ADDITIONAL PAGES AS NEEDED

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/28/2014

IV. STATEMENT OF FACTS

Page 3

State the facts constituting the alleged violation(s), including the dates on which or the period of time in which the alleged violation(s) occurred. Identify allegations of fact not personally known to the complainant, but alleged on information and belief. Please use simple, concise, and direct statements.

ELECTION IN WHICH VIOLATION(S) OCCURRED

NAME OF ELECTION General Election DATE OF ELECTION 11 / 03 / 20
MM/DD/YYYY

COUNTY OR POLITICAL SUBDIVISION El Paso County PRECINCT _____

On October 28 Ms. Padilla was non-cooperative and refused to provide VUID on any of the persons working the polling site and was in violation of Section 33.056 and 33.61 of the Texas Election Code.

ATTACH ADDITIONAL PAGES AS NEEDED

VI. SIGNED STATEMENT**Page 5**

I, Sergio Aceña, the undersigned,
PRINTED NAME OF COMPLAINANT

under penalty of perjury do swear or affirm that the information contained in this complaint is true and correct to the best of my knowledge.

I have read and understand the accompanying instructions, and I am aware that completion of this form cannot and will not alter the outcome of the election.

Sergio Aceña
SIGNATURE OF COMPLAINANT

NOTICE: THIS COMPLAINT IS NOT CONFIDENTIAL; ONCE REVIEWED BY THE SECRETARY OF STATE, IT WILL BE TREATED AS A PUBLIC RECORD.

REMINDER: YOU MUST SIGN THIS FORM PRIOR TO SUBMITTING**IF MAILING, PLEASE SEND TO:**

Texas Secretary of State
Elections Division
c/o Legal Dept.
P.O. Box 12060
Austin, TX 78711

IF FAXING, PLEASE SEND TO:

512.475.2811

IF EMAILING, PLEASE SEND TO:

elections@sos.texas.gov

**POLL WATCHERS CHECKLIST FOR
EARLY VOTING POLL LOCATIONS**

DATE: 10/28/2020

Early Voting Site: PAVO REAL REC CENTER

Poll Watcher: SERGIO ACUÑA

Answer all questions Y, N, N/O (Not observed), or N/A (Not applicable), unless otherwise indicated.

- Were there 100- foot distance markers established? Y
 - Was there loitering inside distance markers by:
 - a. Candidates? N/O
 - b. News Media? N/O
 - c. Campaign workers? N/O
 - d. Voters after voting? N/O
 - e. Others? _____
- Did any voters receive assistance while you were inspecting the polling place? N/O
- When assisted by election officials, did two officials perform assistance to the voter? N/O
- Were poll watchers allowed to observe assistance if being assisted by two election officials? N/A
- When a voter brought in their own assistant, did the person assisting take the Oath of Assistance? N/O
- When a voter brought in their own assistance, was the name and address of the assistant recorded next to the voter's name on the poll list? N/O
- Were bilingual election clerks available on site? Y
- Verify that the presiding judge printed out and signed zero tape before opening the polling site? N/O

- Was every election official, staff, and poll watcher wearing an ID badge? N/O
- Were voters asked to fill out a Statement of Residence, if necessary? (i.e., if voter said he/she moved, and/or if an "S" was shown by the voter's name and the voter still lived in the in the county? _____
- Was the poll watcher allowed to sit or stand conveniently near all election officials to observe the election activities? N/O
- Was the poll watcher immediately allowed to inspect and take notes from the Oath of Elections form in envelope #2 to include name & position? [Sec. 56.056 (c)] NO

Comments: PRESIDING JUDGE NEVER MENTIONED HER NAME AND ALSO REFUSED TO PROVIDE NAMES OF WORKERS AT PRECINCT THAT I COULD SECURE THEM FOR THE ELECTIONS BET.

*** ONLY AFTER YOU ARE FINISHED AND HAVE LEFT THE SITE:

Scan, drop off, or text (915-642-7528) photo of "Poll Worker forms (Checklist and Rosters) to Republican Alliance of El Paso.

Prepared by Republican Alliance of El Paso Rev. 11- 13, 2020
5400 Suncrest C-4 El Paso, TX 79912
915-313-4224

POLL WORKERS PRESENT

Poll Watcher Name SERGIO ACUÑA Location PALO REAL REC CENTER Date 10/28/2020 Time 4:45pm

NAME	VOID	JUDGE, /ALT/CLERK/STAFF	NOTE AFFILIATION R OR D
1.	PRESIDING JUDGE NEVER MENTIONED HER NAME		
2.	AND ALSO REFUSED TO PROVIDE NAMES OF WORKERS		
3.	AT THE PRECINCT THAT I COULD SECURE		
4.	THAT I COULD SECURE VOID #S FROM THE ELECTIONS		
5.	DEPT.		
6.			
7.			
8.			
9.			
10.			
11.			
12.			
13.			

Republican Alliance of El Paso

If a location has curbside station, use the separate sheet. Any cleaning personnel should be identified as staff.

Prepared by Republican Alliance of El Paso - Rev. 10-12-2020
 5400 Suncrest C-4 El Paso 79912
 915-313-4224

TX-SOS-22-0148-A-000020



Tamara Schoonmaker

From: Elections Internet
Sent: Friday, October 30, 2020 2:31 PM
To: Tamara Schoonmaker
Cc: Christina Adkins
Subject: FW: Election Complaint
Attachments: Acuna Pavo Real.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

From: Republican Alliance of El Paso <repallelpasso@gmail.com>
Sent: Friday, October 30, 2020 1:09 PM
To: Elections Internet <Elections@sos.texas.gov>
Subject: Election Complaint

CAUTION: This email originated from OUTSIDE of the SOS organization. Do not click on links or open attachments unless you are expecting the email and know that the content is safe. If you believe this to be a malicious or phishing email, please send this email as an attachment to informationsecurity@sos.texas.gov.

Attached is an election complaint filed on behalf of Irene Armendariz Jackson, candidate for U. S. House of Representatives. Thank you.



The State of Texas



Elections Division
P.O. Box 12060
Austin, Texas 78711-2060
www.sos.state.tx.us

Phone: 512-463-5650
Fax: 512-475-2811
Dial 7-1-1 For Relay Services
(800) 252-VOTE (8683)

Ruth R. Hughs
Secretary of State

November 20, 2020

Mr. Jason Anderson
Criminal Investigations
Office of the Attorney General
P.O. Box 12548
Austin, Texas 78711

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- Frank Rosales
- Sandie Gonzales
- Dora Tellez
- Diane Padilla
- Nicholas Banales
- Trini Acevedo
- Ayle Sarinana
- Yvonne Roman
- Amy Lara
- Felix Arenas

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After review of the submitted documentation, we believe the information regarding offenses warrants a submission for criminal investigation to the Texas Attorney General as the specific allegations described involve a potential criminal offense. Accordingly, under §31.006 of the Code, we are forwarding this complaint to the Attorney General for investigation.

Sincerely,



Keith Ingram
Director of Elections

KI:CP

cc: Sergio Acuna
1656 Bob Murphy Dr.
El Paso, TX 79936
[REDACTED]

Martin Ford
1011 Wyoming Ave.
El Paso, TX 79902
[REDACTED]

John Hurt
10766 Wilton Pl.
Socorro, TX 79927
[REDACTED]

Santokh Kalkat
1219 Overland Ave.
El Paso, TX 79901
[REDACTED]

Harriet Schneider
607 Blanchard
El Paso, TX 79902



Billie Katherine Stern Gilbert
8708 Lait Dr.
El Paso, TX 79925



ELECTION COMPLAINT TO THE TEXAS SECRETARY OF STATE

Docket Number	OFFICE USE ONLY	Date Hand-delivered or Date Postmarked / /
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Please read the Important Information at the end of this document. The Secretary of State has no authority to order a new election, change an election result, or conduct a criminal investigation. A complaint filed with this form will not alter the results of an election.

This complaint form MUST BE SIGNED before it is submitted to the Secretary of State; therefore, you must print it out and sign it before mailing or faxing a copy or emailing a scanned, signed copy.

I. IDENTITY OF COMPLAINANT

1 COMPLAINANT NAME	MS / MRS / MR Mr. Sergio NICKNAME	FIRST LAST Acuna	MI SUFFIX
2 COMPLAINANT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE) 1656 Bob Murphy Dr	CITY El Paso	STATE TX
<small>(Full home or business address, including street, city, state, and zip code)</small>			
3 COMPLAINANT MAILING ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE ZIP CODE
<input checked="" type="checkbox"/> (check if same as above)			
<small>(Full home or business address, including street, city, state, and zip code)</small>			
4 COMPLAINANT TELEPHONE NUMBER	AREA CODE (915)	PHONE NUMBER 373-0878	5 COMPLAINANT E-MAIL ADDRESS [REDACTED]

II. IDENTITY OF RESPONDENT

PERSON OR ENTITY COMMITTING ALLEGED VIOLATION(S)

6 RESPONDENT NAME	MS / MRS / MR Ms. Floreen NICKNAME	FIRST LAST Villela	MI SUFFIX
7 RESPONDENT POSITION OR TITLE	Election Judge		
8 RESPONDENT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE) Unknown	CITY Unknown	STATE TX
<small>(Full home or business address, including street, city, state, and zip code)</small>			
9 RESPONDENT MAILING ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE) Unknown	CITY	STATE ZIP CODE
<input type="checkbox"/> (check if same as above)			
<small>(Full home or business address, including street, city, state, and zip code)</small>			
10 RESPONDENT TELEPHONE NUMBER	AREA CODE	PHONE NUMBER EXT	11 RESPONDENT E-MAIL ADDRESS (IF KNOWN) Unknown

GO TO PAGE 2

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/28/2014

III. NATURE OF ALLEGED VIOLATION

Page 2

If you believe that a criminal violation of the Code has occurred, please state the specific acts committed by the person or entity named in this complaint, along with a reference to the section of the Code alleged to have been violated, if known. If you need more space, please attach a separate sheet.

Ms. floreen Villela is serving as an election judge in El Paso County, Texas at Officer David Ortiz Recreation Center, an early voting location. I entered the premises, presenting my authorization as a poll watcher for candidate, Irene Armendariz Jackson, who is running for U.S. House of Representatives. Ms. Villela refused to provide me with any information regarding who was working the polling location or any other information I was allowed by law to see.

I went to the polling site on October 28. Ms. Villela refused to provide me with VUID on any of the poll workers.

Ms. Villela was in violation of Section 33.056, 33.061 and 33.61 of the Texas Election Code.

ATTACH ADDITIONAL PAGES AS NEEDED

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/28/2014

IV. STATEMENT OF FACTS

State the facts constituting the alleged violation(s), including the dates on which or the period of time in which the alleged violation(s) occurred. Identify allegations of fact not personally known to the complainant, but alleged on information and belief. Please use simple, concise, and direct statements.

ELECTION IN WHICH VIOLATION(S) OCCURRED

NAME OF ELECTION General Election DATE OF ELECTION 11 / 03 / 20
MM/DD/YYYY
COUNTY OR POLITICAL SUBDIVISION El Paso PRECINCT Early Voting

On October 28 Ms. Villela was non-cooperative and refused to provide VUID on any of the persons working the polling site and was in violation of Section 33.056 and 33.61 of the Texas Election Code.

ATTACH ADDITIONAL PAGES AS NEEDED

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/26/2014

V. LISTING OF DOCUMENTS AND OTHER MATERIALS

Page 4

List all documents and other materials filed with this complaint. Additionally, list all other documents and other materials that are relevant to this complaint and that are within your knowledge, including their location, if known.

Poll Watchers Checklist for Early Voting
Poll Workers Present Log

ATTACH ADDITIONAL PAGES AS NEEDED

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/28/2014

VI. SIGNED STATEMENT

I, Seagid Acuña, the undersigned,
PRINTED NAME OF COMPLAINANT
 under penalty of perjury do swear or affirm that the information contained in this
 complaint is true and correct to the best of my knowledge.

I have read and understand the accompanying instructions, and I am aware that
 completion of this form cannot and will not alter the outcome of the election.

Seagid Acuña
SIGNATURE OF COMPLAINANT

**NOTICE: THIS COMPLAINT IS NOT CONFIDENTIAL; ONCE REVIEWED BY
 THE SECRETARY OF STATE, IT WILL BE TREATED AS A PUBLIC RECORD.**

REMINDER: YOU MUST SIGN THIS FORM PRIOR TO SUBMITTING

IF MAILING, PLEASE SEND TO:

Texas Secretary of State
 Elections Division
 c/o Legal Dept.
 P.O. Box 12060
 Austin, TX 78711

IF FAXING, PLEASE SEND TO:

512.475.2811

IF EMAILING, PLEASE SEND TO:

elections@sos.texas.gov

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/28/2014

VII. IMPORTANT INFORMATION

Pursuant to Section 31.006 of the Texas Election Code (the "Code"), the Office of the Secretary of State (the "Secretary of State") has the ability to refer elections complaints to the Office of the Attorney General (the "Attorney General"). If, after receiving a complaint alleging criminal conduct in connection with an election, the Secretary of State determines that there is reasonable cause to suspect that the alleged criminal conduct occurred, the Secretary of State shall promptly refer the complaint to the Attorney General. The Secretary of State shall deliver to the Attorney General all pertinent documents in the Secretary of State's possession.

Any person who believes that a criminal violation of the Code has occurred may file a complaint. In order to initiate the complaint process, a written and signed complaint must be filed with the Secretary of State. The complaint must allege the violation with particularity, identify the person(s) or entity responsible for the alleged violation, and contain a reference to the section of the Code alleged to have been criminally violated, if known.

The Secretary of State has no authority to order a new election, change an election result, or conduct a criminal investigation. This form is to be used solely to document alleged election irregularities and submit allegations of criminal violations of the Code to be referred to the Attorney General. Often complaints will be Code violations that do not amount to criminal violations or acts. These violations are election irregularities which may form the basis of an election contest, but do not carry a criminal penalty. These election irregularities will not be referred to the Attorney General for possible criminal prosecution.

Challenging an election result can be done either through (1) a recount or (2) an election contest. If you are seeking to alter the outcome of the election, you will need to use one of these methods of challenging the results, described below. **A complaint filed with this form will not alter the results of an election.**

Legal Remedies That May Alter the Election Outcome

1. Recount

Recounts are used only to recount the votes in a particular race (office) or measure. A recount does not have the scope or authority of an election contest in court, i.e., the recount committee will not look at the manner in which voters were qualified to vote in person or by mail or whether voters were eligible to vote in the election. The governing body of an entity cannot conduct a recount on its own motion, e.g., at the canvass.

Please note that recount request deadlines occur soon after the canvass - a recount must be requested not later than two days following the canvass. More information on filing recounts (including form, deposit information, and who and how to file) is available on the Secretary of State's website.

2. Election Contest

If a candidate disputes the outcome of the election, regardless of whether or not a recount has been conducted, and has discovered irregularities, fraud, or mistakes in the conduct of the election that affected or could have affected the outcome, he/she can file an election contest to challenge the election results. The legal question raised by an election contest is whether the outcome of the contested election, as shown by the final canvass, is not (or cannot be conclusively determined to be) the true outcome because (1) illegal votes were counted, or because (2) an election officer or other official administering the election either (i) prevented eligible voters from voting, (ii) failed to count legal votes, (iii) engaged in fraud or illegal conduct, or (iv) erred in some material way.

Contests involving county elections are filed in the district court in the relevant county. In most circumstances, the filing deadline for an election contest is 30 days after the canvass, except in the case of a primary or an election where a runoff is necessary, in which case the deadline for filing is 10 days after the final canvass. If a recount is held and the votes are changed, the date of the canvass of the recount (i.e., final canvass) becomes the new date by which the contest deadline is calculated.

Any losing candidate may contest an election. In a contest of an officer election, the contestant files suit against the election's winner (or in the event that the election outcome is determined by majority vote rather than plurality vote, the person or persons entitled to a place on the runoff ballot). Voters at large within a political subdivision do not possess standing to intervene as parties to an election contest for public office.

In an election contest, the court has the authority to: (1) examine ballots and equipment; (2) compel voters to reveal how they voted; (3) declare an election void if illegal votes are greater than or equal to the number of votes necessary to change the outcome or cannot ascertain the true outcome of the election; (4) order a new election (or new runoff election), if unable to ascertain true outcome; (5) subtract illegal votes, if able to determine the side for which an illegal vote was cast; or (6) declare outcome of election, if able to ascertain true outcome.

If you think either a recount or an election contest is the proper procedure for the remedy you seek, you may wish to consult private legal counsel regarding your legal options. The Secretary of State staff can provide general guidance on these procedures as well.

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/28/2014

**POLL WATCHERS CHECKLIST FOR
EARLY VOTING POLL LOCATIONS**

DATE: 10/28/2020

Early Voting Site: OFFICER DAVID OLTEZ REC CENTER

Poll Watcher: SERGIO ACOÑA

Answer all questions Y, N, N/O (Not observed), or N/A (Not applicable), unless otherwise indicated.

- Were there 100- foot distance markers established? Y
- Was there loitering inside distance markers by:
 - a. Candidates? NO
 - b. News Media? NO
 - c. Campaign workers? NO
 - d. Voters after voting? NO
 - e. Others? NO
- Did any voters receive assistance while you were inspecting the polling place? N/O
- When assisted by election officials, did two officials perform assistance to the voter? N/O
- Were poll watchers allowed to observe assistance if being assisted by two election officials? N/O
- When a voter brought in their own assistant, did the person assisting take the Oath of Assistance? N/O
- When a voter brought in their own assistance, was the name and address of the assistant recorded next to the voter's name on the poll list? N/O
- Were bilingual election clerks available on site? Y
- Verify that the presiding judge printed out and signed zero tape before opening the polling site? N/O

- Was every election official, staff, and poll watcher wearing an ID badge? Y
- Were voters asked to fill out a Statement of Residence, if necessary? (i.e., If voter said he/she moved, and/or if an "S" was shown by the voter's name and the voter still lived in the in the county? N/O
- Was the poll watcher allowed to sit or stand conveniently near all election officials to observe the election activities? NO ATTEMPT MADE
- Was the poll watcher immediately allowed to inspect and take notes from the Oath of Election form in envelope #2 to include name & position? [Sec. 36.056 (c)] NO

Comments: EXPRESS CURBSIDE STATION
POLL WORKERS WAS COMPLETED
BY PRESIDING JUDGE FLOREEN VILLELA.
SHE ALSO STATED THAT I NEEDED TO
SECURE VUID #5 FROM ELECTIONS OFFICE
 *** ONLY AFTER YOU ARE FINISHED AND HAVE LEFT THE SITE:

Scan, drop off, or text (915-642-7528) photo of Poll Worker forms (Checklist and Rosters) to Republican Alliance of El Paso.

Prepared by Republican Alliance of El Paso Rev. 11- 13, 2020
 5400 Suncrest C-4 El Paso, TX 79912
 915-313-4224

Republican Alliance of El Paso

EXPRESS CURBSIDE STATION POLL WORKERS

POLL WATCHER NAME Sergio Acuña

LOCATION Officer David Ortiz TIME 3:15

POLL WORKER NAME VOID JUDGE, ALT. JUDGE, CLERK OR STAFF

POLL WORKER NAME	VOID	JUDGE, ALT. JUDGE, CLERK OR STAFF
1. Ryan		
2. Horeen Villela		
3. Zina		
4. Kimberly		
5. Dominique		
6. Eddie		
7. Mercedes		
8. Carmen		
9. Marylou		
10. N.R. Solis		
11.		
12.		
13.		
14.		

If a location has curbside use separate curbside sheet. Any cleaning personnel should be identified as staff.

Prepared by Republican Alliance of El Paso - Rev. 10-12-2020
 5400 Suncrest C-4 El Paso 79912
 915-313-4224

no name

10/29/2020

Tamara Schoonmaker

From: Elections Internet
Sent: Friday, October 30, 2020 2:32 PM
To: Tamara Schoonmaker
Cc: Christina Adkins
Subject: FW: Election Complaint
Attachments: Acuna David Ortiz.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

From: Republican Alliance of El Paso <repallepaso@gmail.com>
Sent: Friday, October 30, 2020 1:11 PM
To: Elections Internet <Elections@sos.texas.gov>
Subject: Election Complaint

CAUTION: This email originated from OUTSIDE of the SOS organization. Do not click on links or open attachments unless you are expecting the email and know that the content is safe. If you believe this to be a malicious or phishing email, please send this email as an attachment to informationsecurity@sos.texas.gov.

CAUTION: This email originated from OUTSIDE of the SOS organization. Do not click on links or open attachments unless you are expecting the email and know that the content is safe. If you believe this to be a malicious or phishing email, please send this email as an attachment to informationsecurity@sos.texas.gov.

Attached is an election complaint filed on behalf of Irene Armendariz Jackson, candidate for U. S. House of Representatives. Thank you.



The State of Texas



Elections Division
P.O. Box 12060
Austin, Texas 78711-2060
www.sos.state.tx.us

Phone: 512-463-5650
Fax: 512-475-2811
Dial 7-1-1 For Relay Services
(800) 252-VOTE (8683)

Ruth R. Hughs
Secretary of State

December 17, 2020

Mr. Jason Anderson
Criminal Investigations
Office of the Attorney General
P.O. Box 12548
Austin, Texas 78711

Dear Mr. Anderson,

Pursuant to §31.006 of the Texas Election Code, I respectfully request your assistance in reviewing allegations of criminal activity in connection with an election in El Paso County.

The complainant alleges that Al Briones obstructed a poll watcher by preventing her from observing activities she was entitled to observe. Specifically, the complainant alleges that Al Briones obstructed poll watchers by refusing to disclose information to the poll watcher regarding the identities of the election workers serving at the polling place that Al Briones and the poll watcher were serving at.

Texas Election Code 33.061 provides that a person commits an offense if the person serves in an official capacity at a location at which the presence of watchers is authorized and the person knowingly prevents a watcher from observing an activity the watcher is entitled to observe. Section 33.061 provides that an offense under that section is a Class A misdemeanor. The complainant alleges that Al Briones violated this section by refusing to disclose information regarding the identities and voter registration numbers of the other election workers serving at the polling place that Al Briones was serving at.

After review of the submitted documentation, we believe the information regarding offenses warrants a submission for criminal investigation to the Texas Attorney General as the specific allegations described involve a potential criminal offense. Accordingly, under §31.006 of the Code, we are forwarding this complaint to the Attorney General for investigation.

Sincerely,

A handwritten signature in black ink, appearing to read "Ruth R. Hughs", written over a light blue circular stamp.

Page 2

Keith Ingram
Director of Elections

KI:CP

cc: Blanche Acuna
1656 Bob Murphy Dr.
El Paso, TX 79936



ELECTION COMPLAINT TO THE TEXAS SECRETARY OF STATE

Docket Number	OFFICE USE ONLY	Date Hand-delivered or Date Postmarked / /
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Please read the Important Information at the end of this document. The Secretary of State has no authority to order a new election, change an election result, or conduct a criminal investigation. A complaint filed with this form will not alter the results of an election.

This complaint form MUST BE SIGNED before it is submitted to the Secretary of State; therefore, you must print it out and sign it before mailing or faxing a copy or emailing a scanned, signed copy.

I. IDENTITY OF COMPLAINANT

1 COMPLAINANT NAME	MS / MRS / MR	FIRST	MI	
		Ms. Blanche		
	NICKNAME	LAST	SUFFIX	
		Acuna		
2 COMPLAINANT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)		CITY	STATE ZIP CODE
	1656 Bob Murphy Dr		El Paso	TX 79936
<small>(Full home or business address, including street, city, state, and zip code)</small>				
3 COMPLAINANT MAILING ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)		CITY	STATE ZIP CODE
<input checked="" type="checkbox"/> (check if same as above)				
<small>(Full home or business address, including street, city, state, and zip code)</small>				
4 COMPLAINANT TELEPHONE NUMBER	AREA CODE	PHONE NUMBER	EXT	5 COMPLAINANT E-MAIL ADDRESS
		(915) 204-1714		

II. IDENTITY OF RESPONDENT

PERSON OR ENTITY COMMITTING ALLEGED VIOLATION(S)

6 RESPONDENT NAME	MS / MRS / MR	FIRST	MI	
		Mr. Al		
	NICKNAME	LAST	SUFFIX	
		Briones		
7 RESPONDENT POSITION OR TITLE	Presiding Election Judge			
8 RESPONDENT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)		CITY	STATE ZIP CODE
	unknown			
<small>(Full home or business address, including street, city, state, and zip code)</small>				
9 RESPONDENT MAILING ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)		CITY	STATE ZIP CODE
<input checked="" type="checkbox"/> (check if same as above)				
<small>(Full home or business address, including street, city, state, and zip code)</small>				
10 RESPONDENT TELEPHONE NUMBER	AREA CODE	PHONE NUMBER	EXT	11 RESPONDENT E-MAIL ADDRESS (IF KNOWN)
				unknown

GO TO PAGE 2

III. NATURE OF ALLEGED VIOLATION**Page 2**

If you believe that a criminal violation of the Code has occurred, please state the specific acts committed by the person or entity named in this complaint, along with a reference to the section of the Code alleged to have been violated, if known. If you need more space, please attach a separate sheet.

Mr. Briones is serving as an election judge in El Paso County Texas at Pebble Hills Elementary School, an early voting location in El Paso. I entered the premises, presenting my authorization as a poll watcher for candidate, Rany French, who is running for County Commissioner. Mr. Briones refused to give us any information regarding who was working the polling site. He stated he was not allowed to give us any information.

I went to the polling site on October 30, 2020. Mr. Briones refused to provide me with Vuid on any of the poll workers. I wasn't even given the name of the workers.

Mr. Briones was in violation of Section 33.56, 33.061 and 33.61 of the Texas Election Code.

ATTACH ADDITIONAL PAGES AS NEEDED

POLL WATCHERS CHECKLIST FOR

EARLY VOTING POLL LOCATIONS

DATE: 10-30-2020

Early Voting Site: Pebble Hills

Poll Watcher: Sergio Acuña / Blanche Acuña

Answer all questions Y, N, N/O (Not observed), or N/A (Not applicable), unless otherwise indicated.

- Were there 100- foot distance markers established? Y
Was there loitering inside distance markers by:
 - a. Candidates? N
 - b. News Media? N
 - c. Campaign workers? N
 - d. Voters after voting? N
 - e. Others? N
- Did any voters receive assistance while you were inspecting the polling place? N/O
- When assisted by election officials, did two officials perform assistance to the voter? N/O
- Were poll watchers allowed to observe assistance if being assisted by two election officials? N/O
- When a voter brought in their own assistant, did the person assisting take the Oath of Assistance? N/O
- When a voter brought in their own assistance, was the name and address of the assistant recorded next to the voter's name on the poll list? N/O
- Were bilingual election clerks available on site? Y
- Verify that the presiding judge printed out and signed zero tape before opening the polling site? N/O

- Was every election official, staff, and poll watcher wearing an ID badge? Y
- Were voters asked to fill out a Statement of Residence, if necessary? (i.e., If voter said he/she moved, and/or if an "S" was shown by the voter's name and the voter still lived in the in the county? Y
- Was the poll watcher allowed to sit or stand conveniently near all election officials to observe the election activities? Y
- Was the poll watcher immediately allowed to inspect and take notes from the Oath of Elections form in envelope #2 to include name & position? [Sec. 31.056 (c)] N

Comments: We were told that (judge) he couldn't was not allowed to give us that info (Poll worker Daily Roster)

*** ONLY AFTER YOU ARE FINISHED AND HAVE LEFT THE SITE:
Scan, drop off, or text (915-642-7528) photo of Poll Worker forms (Checklist and Rosters) to Republican Alliance of El Paso.

Prepared by Republican Alliance of El Paso · Rev. 11- 13, 2020
5400 Suncrest C-4 El Paso, TX 79912
915-313-4224

TX-SOS-22-0148-A-000038

POLL WORKERS PRESENT

Poll Watcher Name Blanche Acuña Location Pebble Hills Date _____ Time 1:00

NAME	VOID	JUDGE, /ALT/CLERK/STAFF	NOTE AFFILIATION R OR D
1.			
2.			
3.			
4.			
5.			
6.			
7.			
8.			
9.			
10.			
11.			
12.			
13.			

Republican Alliance of El Paso

If a location has curbside station, use the separate sheet. Any cleaning personnel should be identified as staff.

Instructions were given to judge to not permit poll watcher to see poll workers
Daily roster

Prepared by Republican Alliance of El Paso - Rev. 10-12-2020
5400 Suncrest C-4 El Paso 79912
915-313-4224

Blanche Acuña

From the

The State of Texas



Elections Division
P.O. Box 12060
Austin, Texas 78711-2060
www.sos.state.tx.us

Phone: 512-463-5650
Fax: 512-475-2811
Dial 7-1-1 For Relay Services
(800) 252-VOTE (8683)

Ruth R. Hughs
Secretary of State

December 7, 2020

Mr. Jason Anderson
Director of Law Enforcement
Office of the Attorney General
P.O. Box 12548
Austin, Texas 78711

Dear Mr. Anderson,

Pursuant to Section 31.006 of the Texas Election Code, I respectfully request your assistance in reviewing allegations of criminal activity in connection with possible illegal voting in Comal County.

The complainant, Clyde Barrow, alleges that voter participation history indicates that a ballot by mail was received for his mother, Wanda Ruth Barrow, for the 2020 General Election. Mr. Barrow claims Wanda Barrow has been deceased since 2015.

Texas Election Code Section 64.012 provides that a person commits an offense if the person knowingly votes or attempts to vote a ballot belonging to another person, or by impersonating another person. An offense under this section is a felony of the second degree unless the person is convicted of an attempt. In that case, the offense is a state jail felony. The complainant alleges that someone may be impersonating Wanda Ruth Barrow and voting a mail in ballot in her name.

After review of the submitted documentation, we believe the information regarding offenses warrants a submission for criminal investigation to the Texas Attorney General as the specific allegations described involve a potential criminal offense. Accordingly, under Section 31.006 of the Texas Election Code, we are forwarding this complaint to the Attorney General for investigation.

Sincerely,

A handwritten signature in black ink, appearing to read "Keith Ingram".

Keith Ingram
Director of Elections

cc: Clyde Barrow
2805 Villa Allegre

Page 2

Edinburg, Texas 78539

KI:LP

ELECTION COMPLAINT TO THE TEXAS SECRETARY OF STATE

Docket Number	OFFICE USE ONLY	Date Hand-delivered or Date Postmarked / /
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This complaint form MUST BE SIGNED before it is submitted to the Secretary of State; therefore, you must print it out and sign it before mailing or faxing a copy or emailing a scanned, signed copy.

I. IDENTITY OF COMPLAINANT

1 COMPLAINANT NAME	MS / MRS / MR Mr Clyde NICKNAME	FIRST Barrow LAST	MI W SUFFIX
2 COMPLAINANT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE) 2805 Villa Allegre <small>(Full home or business address, including street, city, state, and zip code)</small>	CITY Edinburg	STATE ZIP CODE TX 78539
3 COMPLAINANT MAILING ADDRESS <input checked="" type="checkbox"/> (check if same as above)	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE) <small>(Full home or business address, including street, city, state, and zip code)</small>	CITY	STATE ZIP CODE
4 COMPLAINANT TELEPHONE NUMBER	AREA CODE PHONE NUMBER EXT	5 COMPLAINANT E-MAIL ADDRESS	

II. IDENTITY OF RESPONDENT

PERSON OR ENTITY COMMITTING ALLEGED VIOLATION(S)

6 RESPONDENT NAME	MS / MRS / MR NICKNAME	FIRST LAST	MI SUFFIX
7 RESPONDENT POSITION OR TITLE	Unknown		
8 RESPONDENT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE) Unknown <small>(Full home or business address, including street, city, state, and zip code)</small>	CITY	STATE ZIP CODE
9 RESPONDENT MAILING ADDRESS <input type="checkbox"/> (check if same as above)	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE) <small>(Full home or business address, including street, city, state, and zip code)</small>	CITY	STATE ZIP CODE
10 RESPONDENT TELEPHONE NUMBER	AREA CODE PHONE NUMBER EXT	11 RESPONDENT E-MAIL ADDRESS <small>(IF KNOWN)</small>	

GO TO PAGE 2



III. NATURE OF ALLEGED VIOLATION

Page2

If you believe that a criminal violation of the Code has occurred, please state the specific acts committed by the person or entity named in this complaint, along with a reference to the section of the Code alleged to have been violated, if known. If you need more space, please attach a separate sheet.

I check Texas Ballot Tracker and it shows that a ballot was received in my mother's name on October 15, 2020 in Comal County. My mother has been deceased since 2015. My mother's name was Wanda Ruth Barrow and she formerly resided in New Braunsfel, Texas.

ATTACH ADDITIONAL PAGES AS NEEDED

IV. STATEMENT OF FACTS

Page 3

State the facts constituting the alleged violation(s), including the dates on which or the period of time in which the alleged violation(s) occurred. Identify allegations of fact not personally known to the complainant, but alleged on information and belief. Please use simple, concise, and direct statements.

ELECTION IN WHICH VIOLATION(S) OCCURRED

NAME OF ELECTION 2020 U.S. Presidential Election DATE OF ELECTION 11 / 03 / 20
MM/DD/YYYY
COUNTY OR POLITICAL SUBDIVISION Comal County PRECINCT 105

I check Texas Ballot Tracker and it shows that a ballot was received in my mother's name on October 15, 2020 in Comal County. My mother has been deceased since 2015. My mother's name was Wanda Ruth Barrow and she formerly resided in New Braunsfel, Texas.

ATTACH ADDITIONAL PAGES AS NEEDED

V. LISTING OF DOCUMENTS AND OTHER MATERIALS

Page 4

List all documents and other materials filed with this complaint. Additionally, list all other documents and other materials that are relevant to this complaint and that are within your knowledge, including their location, if known.

Texas Ballot Tracker Report

ATTACH ADDITIONAL PAGES AS NEEDED

VI. SIGNED STATEMENT**Page 5**

I, Clyde W. Barrow, the undersigned,

PRINTED NAME OF COMPLAINANT

under penalty of perjury do swear or affirm that the information contained in this complaint is true and correct to the best of my knowledge.

I have read and understand the accompanying instructions, and I am aware that completion of this form cannot and will not alter the outcome of the election.



SIGNATURE OF COMPLAINANT

NOTICE: THIS COMPLAINT IS NOT CONFIDENTIAL; ONCE REVIEWED BY THE SECRETARY OF STATE, IT WILL BE TREATED AS A PUBLIC RECORD.

REMINDER: YOU MUST SIGN THIS FORM PRIOR TO SUBMITTING**IF MAILING, PLEASE SEND TO:**

Texas Secretary of State
Elections Division
c/o Legal Dept.
P.O. Box 12060
Austin, TX 78711

IF FAXING, PLEASE SEND TO:

512.475.2811

IF EMAILING, PLEASE SEND TO:

elections@sos.texas.gov

If your mail-in or early voting ballot for the November 3, 2020 election has been received by your local elections office, it will show up on this list within a few days. **THIS SITE DOES NOT TRACK IN-PERSON BALLOTS CAST ON ELECTION DAY.**

Success! Found 1 received ballot for **WANDA BARROW, COMAL COUNTY**

WANDA RUTH BARROW
COMAL COUNTY
Precinct 105, in-person
Ballot received October 15



The Texas ballot tracker is built by volunteers and maintained by VoteAmerica, using public data published by the State of Texas.

VoteAmerica is a 501(c)3 registered non-profit organization, and does not support or oppose any political candidate or party. Our EIN is 84-3442002. Donations are tax-deductible.

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The State of Texas



Elections Division
P.O. Box 12060
Austin, Texas 78711-2060
www.sos.texas.gov

Phone: 512-463-5650
Fax: 512-475-2811
Dial 7-1-1 For Relay Services
(800) 252-VOTE (8683)

Ruth R. Hughs
Secretary of State

November 29, 2020

Mr. Jason Anderson
Director of Law Enforcement
Office of the Attorney General
P.O. Box 12548
Austin, Texas 78711

Dear Mr. Anderson,

Pursuant to Section 31.006 of the Texas Election Code, I respectfully request your assistance in reviewing allegations of poll watchers being obstructed from observing activity at the Travis County central counting station for the November 3, 2020 election.

The complainant, Jennifer Fleck, alleges as a poll watcher she was obstructed from entering and completing her duties at the Travis County central counting station. Specifically, Ms. Fleck claims she was placed in a room on the other side of a wall with a glass window where central count was being conducted. From this room Ms. Fleck claims the poll watchers could not hear what was going on in the room where ballots were being counted through the DS200 machines. Additionally, election workers ignored the poll watchers when they tapped on the dividing window to ask questions.

Texas Election Code §33.056 states a watcher is entitled to observe any activity conducted at the location at which the watcher is serving. A watcher is entitled to sit or stand conveniently near the election officers conducting the observed activity and a watcher is entitled to inspect the returns and other records prepared by the election officers at the location at which the watcher is serving. Texas Election Code §33.061 says a person commits an offense if the person serves in an official capacity at a location at which the presence of watchers is authorized and knowingly prevents a watcher from observing an activity the watcher is entitled to observe. An offense under this section is a Class A misdemeanor. The complainant alleges that poll watchers were prevented from completing their poll watching duties and were prevented from fully observing the central counting station.

After review of the submitted documentation, we believe the information regarding the offenses warrants a submission for criminal investigation to the Texas Attorney General as the specific allegations described involve a potential misdemeanor offense. Accordingly, under Section 31.006 of the Code, we are forwarding this complaint to the Attorney General for investigation.

Sincerely,

Page 2

A handwritten signature in black ink, appearing to read "Keith Ingram". The signature is stylized and cursive.

Keith Ingram
Director of Elections

KI:LP

CC: Jennifer Fleck
20004 Siesta Shores Dr.
Spicewood, Texas 78669

ELECTION COMPLAINT TO THE TEXAS SECRETARY OF STATE

Docket Number

**OFFICE USE
ONLY**

Date Hand-delivered or Date Postmarked

/ /

Please read the important information at the end of this document. The Secretary of State has no authority to order a new election, change an election result, or conduct a criminal investigation. A complaint filed with this form will not alter the results of an election.

This complaint form MUST BE SIGNED before it is submitted to the Secretary of State; therefore, you must print it out and sign it before mailing or faxing a copy or emailing a scanned, signed copy.

I. IDENTITY OF COMPLAINANT

1 COMPLAINANT NAME	MS / MRS / MR Mrs Jennifer	FIRST G	M. G
	NICKNAME	LAST Fleck	SUFFIX
2 COMPLAINANT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE) 20004 Siesta Shores Dr	CITY Spicewood	STATE ZIP CODE Tx 78669
<small>(Full home or business address, including street, city, state, and zip code)</small>			
3 COMPLAINANT MAILING ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE ZIP CODE
<input checked="" type="checkbox"/> (select if same as above)	<small>(Full home or business address, including street, city, state, and zip code)</small>		
4 COMPLAINANT TELEPHONE NUMBER	AREA CODE PHONE NUMBER EXT (281) 543-7998	5 COMPLAINANT E-MAIL ADDRESS	[REDACTED]

II. IDENTITY OF RESPONDENT

PERSON OR ENTITY COMMITTING ALLEGED VIOLATION(S)

6 RESPONDENT NAME	MS / MRS / MR Ms Dana	FIRST	M.
	NICKNAME	LAST Debeauvoir	SUFFIX
7 RESPONDENT POSITION OR TITLE	Travis County Clerk		
8 RESPONDENT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE) 5501 Airport Blvd	CITY Austin	STATE ZIP CODE Tx 78714
<small>(Full home or business address, including street, city, state, and zip code)</small>			
9 RESPONDENT MAILING ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE ZIP CODE
<input checked="" type="checkbox"/> (select if same as above)	<small>(Full home or business address, including street, city, state, and zip code)</small>		
10 RESPONDENT TELEPHONE NUMBER	AREA CODE PHONE NUMBER EXT (512) 854-4996	11 RESPONDENT E-MAIL ADDRESS	dana.debeauvoir@traviscountytx.gov <small>(if known)</small>

GO TO PAGE 2

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/28/2014

III. NATURE OF ALLEGED VIOLATION**Page2**

If you believe that a criminal violation of the Code has occurred, please state the specific acts committed by the person or entity named in this complaint, along with a reference to the section of the Code alleged to have been violated, if known. If you need more space, please attach a separate sheet.

I was designated as a poll watcher on Monday, November 2, 2020 for TCRP. I arrived at about 9:30am. We were ushered back to a room on the other side of a wall with a glass window. On the other side of the glass up to 9 people that included 3 ES&S vendors were conducting election activity, i.e. running ballots through two DS200 machines. We were not allowed in the room. We could not hear what was going on. When we tapped on the window to ask questions, the election workers would ignore the tapping. When we knocked on the window, the election workers would act annoyed and accused us of being violent. When we asked to see reports/affidavits being signed, we were told that we could see them at end of day.

They eventually hooked up a speaker through one of their phone apps at about noon. They also started running mail-in ballots in the same room we were in. If they were running ballots or if more than 1 person was talking, we could not decipher what they were saying.

There were times when less than 9 people were in the room, but we were told there was no room for poll watchers. Dana Debeauvoir was insistent that we could see what we needed to see and said we were acting ridiculous. She also said that they had been operating in this same manner for 6 years and this was the first time someone had complained. A experienced watcher heard her comment and said that was not true. I confronted her about the comment and she admitted this had only been the setup since Nov 2019 election.

There were 3 ES&S vendors in the room most of the time I was there between 9:30-1:30. They were on their phones, laptops and handling ballots and memory sticks.

When there were 9 people in the room we could not see at all and we would be guessing as to what they were doing. I observed electronic media being loaded on the tabulation machine and taken out of the room by Alvarez.

I called the RPT legal counsel Donna Davidson. She said she was calling the Texas SOS and the County Attorney. She told me that Dana Debeauvoir said everything was fine. Donna advised that I call 911, so I did. A sheriff showed up. I told him what was going on. He did not seem familiar with the law. He did not know what to do. Dana Debeauvoir took him behind closed doors and when he returned he advised that we file a complaint with the SOS. The officer's name is Sgt Craig Miller #3095 phone 512-854-9721 email craig.miller@traviscountytx.gov.

I allege these acts are obstructing poll watchers in violation of TEC 33.061. Dana Debeauvoir committed these same violations in July 2020 runoff; she was asked to find a more suitable location for election activities so as to not obstruct poll watchers and she did not. She committed obstruction knowingly.

As long as these crimes are not addressed, Dana Debeauvoir is running this county. Embarrassing.

ATTACHADDITIONAL PAGESAS NEEDED

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Revised 2/28/2014

V. LISTING OF DOCUMENTS AND OTHER MATERIALS

Page 4

List all documents and other materials filed with this complaint. Additionally, list all other documents and other materials that are relevant to this complaint and that are within your knowledge, including their location, if known.

1. Party Appointment
2. Picture of partitioned room
separating poll watchers from
election activity

ATTACH ADDITIONAL PAGES AS NEEDED

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL

Revised 3/28/2014

VI. SIGNED STATEMENT

Page 5

I Jennifer Fleck the undersigned
PRINTED NAME OF COMPLAINANT

under penalty of perjury do swear or affirm that the information contained in this complaint is true and correct to the best of my knowledge

I have read and understand the accompanying instructions, and I am aware that completion of this form cannot and will not alter the outcome of the election


SIGNATURE OF COMPLAINANT

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Austin, TX 78711

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512.475.2811

IF EMAILING, PLEASE SEND TO:

elections@sos.texas.gov

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Revised 1/28/2014

Masks
required



Masks
Required



APPOINTMENT OF POLL WATCHER BY POLITICAL PARTY

To the Presiding Judge.

The following person has been appointed poll watcher in accordance with Sec. 33.003, Texas Election Code

Name of Poll Watcher <i>Jennifer Flecken</i>	County Political Party <i>Rep</i>
Residence Address of Poll Watcher <i>20704 Susana Shores</i>	Name and Date of Election <i>NOV 2020</i>
Voter Registration VUID Number of Poll Watcher <i>1118232533</i>	Location Poll Watcher is in service

Signature of the County Chair

Signature of Committee Member

Signature of Committee Member

Signature of Committee Member

If the County Chair does not make an authorized appointment, any three members of the county executive committee may make the appointment.

Signature of the Watcher

AFFIDAVIT OF POLL WATCHER

I, _____, a poll watcher for the above appointing authority, do hereby swear or affirm that I do not have in my possession any type of mechanical or electronic means of recording images or sound while serving as a watcher at this precinct or I will disable or deactivate the device while serving as a watcher.

Signature of Poll Watcher

Signature of Election Judge

Sworn to and subscribed before me this _____ day of _____, 20_____

Printed Name of Election Judge

NOMBRAMIENTO DE UN OBSERVADOR POR UN PARTIDO POLÍTICO

Al Juez Presidente.

La siguiente persona ha sido nombrada observador(a) de acuerdo con la Sec. 33.003, Código de Elecciones.

Nombre del de la Observador(a)	Nombre del Partido Político
Dirección Residencial del de la Observador(a)	Tipo y Fecha de Elección
Num. de VUID del de la Observador(a)	Precinto en que servirá el la Observador(a)

Firma del Secretario del Condado

Firma de un Miembro del Comité

Firma de un Miembro del Comité

Firma de un Miembro del Comité

Si el secretario del condado no hace un nombramiento autorizado, cualesquier tres miembros del comité ejecutivo del condado podran hacer el nombramiento.

Firma del de la Observador(a)

DECLARACIÓN JURADA DE OBSERVADOR

Yo, _____, observador(a) de elección designado/a por la autoridad citada, por el presente juro o protesto que no tendré en mi poder, durante mi gestión de observador(a) en este precinto electoral, ningún dispositivo mecánico o electrónico, de cualquier tipo, para la grabación de imágenes o de sonidos, o que inhabilitaré o desactivaré el dispositivo o al servir como Observador(a)

Firma del de la Observador(a)

Firma del de la Juez Electoral

hecho y suscrito ante mí, a los _____ días del mes de _____ de 20_____

Nombre del de la Juez Electoral, en letras de molde

The State of Texas



Elections Division
P.O. Box 12060
Austin, Texas 78711-2060
www.sos.state.tx.us

Phone: 512-463-5650
Fax: 512-475-2811
Dial 7-1-1 For Relay Services
(800) 252-VOTE (8683)

Ruth R. Hughs
Secretary of State

November 20, 2020

Mr. Jason Anderson
Criminal Investigations
Office of the Attorney General
P.O. Box 12548
Austin, Texas 78711

Dear Mr. Anderson,

Pursuant to §31.006 of the Texas Election Code, I respectfully request your assistance in reviewing allegations of criminal activity by several election judges in connection with an election in El Paso County.

The complainants allege that the following election judges obstructed poll watchers by preventing them from observing activities they were entitled to observe:

- Floreen Villela
- Carlos Garcia
- Mary Padilla
- Ken Sutherland
- Frank Rosales
- Sandie Gonzales
- Dora Tellez
- Diane Padilla
- Nicholas Banales
- Trini Acevedo
- Ayle Sarinana
- Yvonne Roman
- Amy Lara
- Felix Arenas

Specifically, the complainants allege that each of the election judges listed above obstructed poll watchers by refusing to disclose information to those poll watchers regarding the identities of the election workers serving at the polling place that each election judge was serving at.

Texas Election Code 33.061 provides that a person commits an offense if the person serves in an official capacity at a location at which the presence of watchers is authorized and the person knowingly prevents a watcher from observing an activity the watcher is entitled to observe.

Section 33.061 provides that an offense under that section is a Class A misdemeanor. The complainants allege that each of the election judges listed above violated this section by refusing to disclose information regarding the identities and voter registration numbers of the other election workers serving at the polling place that each respective election judge was serving at.

After review of the submitted documentation, we believe the information regarding offenses warrants a submission for criminal investigation to the Texas Attorney General as the specific allegations described involve a potential criminal offense. Accordingly, under §31.006 of the Code, we are forwarding this complaint to the Attorney General for investigation.

Sincerely,



Keith Ingram
Director of Elections

KI:CP

cc: Sergio Acuna
1656 Bob Murphy Dr.
El Paso, TX 79936

[REDACTED]

Martin Ford
1011 Wyoming Ave.
El Paso, TX 79902

[REDACTED]

John Hurt
10766 Wilton Pl.
Socorro, TX 79927

[REDACTED]

Santokh Kalkat
1219 Overland Ave.
El Paso, TX 79901

[REDACTED]

Harriet Schneider
607 Blanchard
El Paso, TX 79902



Billie Katherine Stern Gilbert
8708 Lait Dr.
El Paso, TX 79925



Canillo

ELECTION COMPLAINT TO THE TEXAS SECRETARY OF STATE

Docket Number

OFFICE USE ONLY

Date Hand-delivered or Date Postmarked
/ /

Please read the Important Information at the end of this document. The Secretary of State has no authority to order a new election, change an election result, or conduct a criminal investigation. A complaint filed with this form will not alter the results of an election.

This complaint form **MUST BE SIGNED** before it is submitted to the Secretary of State; therefore, you must print it out and sign it before mailing or faxing a copy or emailing a scanned, signed copy.

I. IDENTITY OF COMPLAINANT

1 COMPLAINANT NAME	MS / MRS / MR	FIRST	MI
	Mr. Martin		
	NICKNAME	LAST	SUFFIX
		Ford	
2 COMPLAINANT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE ZIP CODE
	1011 Wyoming Ave	El Paso	TX 79902
<small>(Full home or business address, including street, city, state, and zip code)</small>			
3 COMPLAINANT MAILING ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE ZIP CODE
	<input checked="" type="checkbox"/> (check if same as above)		
<small>(Full home or business address, including street, city, state, and zip code)</small>			
4 COMPLAINANT TELEPHONE NUMBER	AREA CODE	PHONE NUMBER	EXT
	(415)	949-9020	
5 COMPLAINANT E-MAIL ADDRESS	[REDACTED]		

II. IDENTITY OF RESPONDENT

PERSON OR ENTITY COMMITTING ALLEGED VIOLATION(S)

6 RESPONDENT NAME	MS / MRS / MR	FIRST	MI
	Mr. Ken		
	NICKNAME	LAST	SUFFIX
		Sutherland	
7 RESPONDENT POSITION OR TITLE	Presiding Election Judge		
8 RESPONDENT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE ZIP CODE
	unknown		
<small>(Full home or business address, including street, city, state, and zip code)</small>			
9 RESPONDENT MAILING ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE ZIP CODE
	<input type="checkbox"/> (check if same as above)		
<small>(Full home or business address, including street, city, state, and zip code)</small>			
10 RESPONDENT TELEPHONE NUMBER	AREA CODE	PHONE NUMBER	EXT
11 RESPONDENT E-MAIL ADDRESS	unknown		
	<small>(IF KNOWN)</small>		

GO TO PAGE 2

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Revised 2/28/2014

III. NATURE OF ALLEGED VIOLATION**Page2**

If you believe that a criminal violation of the Code has occurred, please state the specific acts committed by the person or entity named in this complaint, along with a reference to the section of the Code alleged to have been violated, if known. If you need more space, please attach a separate sheet.

Mr. Ken Sutherland is serving as an election judge in El Paso County Texas at Canutillo ISD, an early voting location. I entered the premises, presenting my authorization as a poll watcher for candidate, Phyllis Martinez Gonzales, running for judge of the 383rd District Court. Ms. Sutherland refused to provide me with any information regarding who was working the polling location or any other information I was allowed by law to see.

I went to the polling site on October 29 at 2:00 p.m. Mr. Sutherland refused to provide me with VUID on any of the poll workers.

Mr. Sutherland was in violation of Section 33.056, 33.061 and 33.61 of the Texas Election Code.

ATTACH ADDITIONAL PAGES AS NEEDED

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Revised 2/28/2014

IV. STATEMENT OF FACTS

Page 3

State the facts constituting the alleged violation(s), including the dates on which or the period of time in which the alleged violation(s) occurred. Identify allegations of fact not personally known to the complainant, but alleged on information and belief. Please use simple, concise, and direct statements.

ELECTION IN WHICH VIOLATION(S) OCCURRED

NAME OF ELECTION General Election

DATE OF ELECTION 11 / 03 / 20
MM/DD/YYYY

COUNTY OR POLITICAL SUBDIVISION El Paso County

PRECINCT _____

On October 29 Mr. Sutherland was non-cooperative and refused to provide VUID on any of the persons working the polling site and was in violation of Section 33.056 and 33.61 of the Texas Election Code.

ATTACH ADDITIONAL PAGES AS NEEDED

V. LISTING OF DOCUMENTS AND OTHER MATERIALS

Page 4

List all documents and other materials filed with this complaint. Additionally, list all other documents and other materials that are relevant to this complaint and that are within your knowledge, including their location, if known.

Poll Watchers Checklist for Early Voting

ATTACH ADDITIONAL PAGES AS NEEDED

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/28/2014

VI. SIGNED STATEMENT**Page 5**

I, MARTIN FORD, the undersigned,
PRINTED NAME OF COMPLAINANT

under penalty of perjury do swear or affirm that the information contained in this complaint is true and correct to the best of my knowledge.

I have read and understand the accompanying instructions, and I am aware that completion of this form cannot and will not alter the outcome of the election.



SIGNATURE OF COMPLAINANT

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P.O. Box 12060
Austin, TX 78711

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512.475.2811

IF EMAILING, PLEASE SEND TO:

elections@sos.texas.gov

POLL WATCHERS CHECKLIST FOR
EARLY VOTING POLL LOCATIONS

DATE: 29 October 2020

Early Voting Site: Carrizillo ISD Admin Bldg

Poll Watcher: Martin Ford

Answer all questions Y, N, N/O (Not observed), or N/A (Not applicable), unless otherwise indicated.

- Were there 100-foot distance markers established? Yes
Was there loitering inside distance markers by:
 - a. Candidates? No
 - b. News Media? No
 - c. Campaign workers? No
 - d. Voters after voting? No
 - e. Others? No
- Did any voters receive assistance while you were inspecting the polling place? No
- When assisted by election officials, did two officials perform assistance to the voter? N/A
- Were poll watchers allowed to observe assistance if being assisted by two election officials? N/A
- When a voter brought in their own assistant, did the person assisting take the Oath of Assistance? N/A
- When a voter brought in their own assistance, was the name and address of the assistant recorded next to the voter's name on the poll list? N/A
- Were bilingual election clerks available on site? Yes
- Verify that the presiding judge printed out and signed zero tape before opening the polling site? Site not willing to show any documentation or information.

- Was every election official, staff, and poll watcher wearing an ID badge? _____
- Were voters asked to fill out a Statement of Residence, if necessary? (i.e., if voter said he/she moved, and/or if an "S" was shown by the voter's name and the voter still lived in the in the county? _____
- Was the poll watcher allowed to sit or stand conveniently near all election officials to observe the election activities? _____
- Was the poll watcher immediately allowed to inspect and take notes from the Oath of Election form in envelope #2 to include name & position? [Sec. 33.056 (c)] _____

Comments: _____

*** ONLY AFTER YOU ARE FINISHED AND HAVE LEFT THE SITE:

Scan, drop off, or text (915-642-7528) photo of 11 Poll Worker forms (Checklist and Rosters) to Republican Alliance of El Paso.

Prepared by Republican Alliance of El Paso Rev. 11- 13, 2020
5400 Suncrest C-4 El Paso, TX 79912
915-313-4224

Site not willing to show any documentation or information. Was not allowed to speak to staff

POLL WORKERS PRESENT

Poll Watcher Name Martin Ford Location Comitillo ISO Admin Facility Date 29 October 2020 Time 2:20 pm

NAME	VOID	JUDGE, /ALT/CLERK/STAFF	NOTE AFFILIATION R OR D
1. <u>Ken Autherland</u>		<u>Judge</u>	
2.			
3.			
4.			
5.			
6.			
7.			
8.			
9.			
10.			
11.			
12.			
13.			

Republican Alliance of El Paso

If a location has curbside station, use the separate sheet. Any cleaning personnel should be identified as staff.

Prepared by Republican Alliance of El Paso - Rev. 10-12-2020
 5400 Suncrest C-4 El Paso 79912
 915-313-4224

TX-SOS-22-0148-A-000065

Tamara Schoonmaker

From: Elections Internet
Sent: Friday, October 30, 2020 11:41 AM
To: Tamara Schoonmaker
Cc: Christina Adkins
Subject: FW: Election Complaint
Attachments: Ford Canutillo.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

From: Republican Alliance of El Paso <repallepaso@gmail.com>
Sent: Friday, October 30, 2020 11:35 AM
To: Elections Internet <Elections@sos.texas.gov>
Subject: Election Complaint

CAUTION: This email originated from OUTSIDE of the SOS organization. Do not click on links or open attachments unless you are expecting the email and know that the content is safe. If you believe this to be a malicious or phishing email, please send this email as an attachment to informationsecurity@sos.texas.gov.

Attached is an election complaint filed on behalf of Irene Armendariz Jackson, candidate for U. S. House of Representatives. Thank you.



The State of Texas



Elections Division
P. O. Box 12060
Austin, Texas 78711-2060
www.sos.texas.gov

Phone: 512-463-5650
Fax: 512-475-2811
Dial 7-1-1 For Relay Services
(800) 252-VOTE (8683)

Ruth R. Highs
Secretary of State

January 11, 2021

Mr. Jason Anderson
Director of Law Enforcement
Office of the Attorney General
P. O. Box 12548
Austin, Texas 78711

Dear Mr. Anderson,

Pursuant to Section 31.006 of the Texas Election Code, I respectfully request your assistance in reviewing allegations of a poll watcher being prevented from observing activity at the Sunnyside Park Community Center polling place in Harris County during the November 3, 2020 election.

The complainant, Robert Fuller, alleges that while serving as a poll watcher at the Sunnyside Park Community Center polling place in Harris County the presiding judge, Doris Fears, and other election workers, repeatedly prevented Mr. Fuller from observing the voter check-in process as well as curbside voting. Mr. Fuller alleges that he was ordered to stand in a spot ten feet away from the voter check-in table and Mr. Fears on several occasions stopped him from observing the process and got in his face. Utimately, Mr. Fuller says he was forced to leave his poll watching assignment after the election judge threaten to have law enforcement remove him.

Texas Election Code §33.056 states a watcher is entitled to observe any activity conducted at the location at which the watcher is serving. A watcher is entitled to sit or stand conveniently near the election officers conducting the observed activity and a watcher is entitled to inspect the returns and other records prepared by the election officers at the location at which the watcher is serving. Additionally, Texas Election Code §33.061 says a person commits an offense if the person serves in an official capacity at a location at which the presence of watchers is authorized and knowingly prevents a watcher from observing an activity the watcher is entitled to observe. An offense under this section is a Class A misdemeanor. The complainant alleges that he was prevented from completing his poll watcher duties and was forced to leave the polling place.

After review of the submitted documentation, we believe the information regarding the offenses warrants a submission for criminal investigation to the Texas Attorney General as the specific allegations described involve a potential misdemeanor offense. Accordingly, under Section 31.006 of the Code, we are forwarding this complaint to the Attorney General for investigation.

Sincerely,

A handwritten signature in blue ink, appearing to read "Ruth R. Highs".

Page 2

Keith Ingram
Director of Elections

KI: LP

CC Robert Fuller
25527 Hickory Valley Ln
Spring Texas 77373

order a new election, change an election result, or conduct a criminal investigation. A complaint filed with this form will not alter the results of an election.

This complaint form **MUST BE SIGNED** before it is submitted to the Secretary of State; therefore, you must print it out and sign it before mailing or faxing a copy or emailing a scanned, signed copy.

I. IDENTITY OF COMPLAINANT

1 COMPLAINANT NAME	MS / MRS / MR <u>MR</u>	FIRST	MI
	NICKNAME	ROBERT	E
2 COMPLAINANT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE ZIP CODE
	25527 Hickory Valley Ln Spring TX 77373		
(Full home or business address, including street, city, state, and zip code)			
3 COMPLAINANT MAILING ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE ZIP CODE
	<input checked="" type="checkbox"/> (check if same as above)		
(Full home or business address, including street, city, state, and zip code)			
4 COMPLAINANT TELEPHONE NUMBER	AREA CODE	PHONE NUMBER	EXT
	713	582-9234	
5 COMPLAINANT E-MAIL ADDRESS	[REDACTED]		

II. IDENTITY OF RESPONDENT

PERSON OR ENTITY COMMITTING ALLEGED VIOLATION(S)

6 RESPONDENT NAME	MS / MRS / MR <u>MR</u>	FIRST	MI
	NICKNAME	DORIS	
7 RESPONDENT POSITION OR TITLE	PRESIDING JUDGE		
		FEARS	
8 RESPONDENT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE ZIP CODE
	5134 TAVENOR LN Houston TX 77048		
(Full home or business address, including street, city, state, and zip code)			
9 RESPONDENT MAILING ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE ZIP CODE
	<input checked="" type="checkbox"/> (check if same as above)		
(Full home or business address, including street, city, state, and zip code)			
10 RESPONDENT TELEPHONE NUMBER	AREA CODE	PHONE NUMBER	EXT
	713	858-8217	
	713	734-6873	
11 RESPONDENT E-MAIL ADDRESS (IF KNOWN)	[REDACTED]		

GO TO PAGE 2

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/28/2014

I worked as a Poll Watcher on 10/30/20
at SUNNYSIDE - Harris Cty location SRD 1465.

The Presiding Judge Repeatedly broke
the Tx. Election Codes 33.056 ^{and 33.061} She
would physically stand between me
and the check in table. She raised
her voice at me many times when
I was simply observing what I was
allowed to do. Some of the other
Election workers also obstructed my work.
This behaviour was witnessed by the AJ
Bonnie Parker and other Election
workers, including Dylan German.

ATTACH ADDITIONAL PAGES AS NEEDED

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/28/2014

ELECTION IN WHICH VIOLATION(S) OCCURRED

NAME OF ELECTION GENERAL + SPECIAL DATE OF ELECTION 11/03/2020
 COUNTY OR POLITICAL SUBDIVISION HARRIS COUNTY PRECINCT SRD 1468

The following events happened on October 30, 2020 at the approximate times indicated. PJ = DORIS FEARS

11:15am - PJ ordered me to stay in a spot ten feet away from check in table (see attached POLLING ROOM LAYOUT).

11:30am - PJ stopped me from observing the voter check in process. I was standing back between two tables.

12:20PM - I was stopped from observing curbside voting

1:30PM - PJ blocked me and stopped me from observing the voter check in process.

3pm - PJ again blocks my view purposely again standing in my face to block my view of the check in process.

ATTACH ADDITIONAL PAGES AS NEEDED

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Revised 2/28/2014

- 1- Layout Map of Polling Room
- 2- Appointment Letter
- 3- Notice of Dismissal of Duty by PJ

I also have seven pages of documented poll watcher notes. These notes document many irregularities and potential fraud. I have forwarded a copy of my notes to Alan Vera - head of Ballot Security for MCRF.

ATTACH ADDITIONAL PAGES AS NEEDED

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/28/2014

I, Robert E. Fuller, the undersigned,

PRINTED NAME OF COMPLAINANT

under penalty of perjury do swear or affirm that the information contained in this complaint is true and correct to the best of my knowledge.

I have read and understand the accompanying instructions, and I am aware that completion of this form cannot and will not alter the outcome of the election.

Robert E. Fuller

SIGNATURE OF COMPLAINANT

NOTICE: THIS COMPLAINT IS NOT CONFIDENTIAL; ONCE REVIEWED BY THE SECRETARY OF STATE, IT WILL BE TREATED AS A PUBLIC RECORD.

REMINDER: YOU MUST SIGN THIS FORM PRIOR TO SUBMITTING

IF MAILING, PLEASE SEND TO:

Texas Secretary of State
Elections Division
c/o Legal Dept.
P.O. Box 12060
Austin, TX 78711

IF FAXING, PLEASE SEND TO:

512.475.2811

IF EMAILING, PLEASE SEND TO:

elections@sos.texas.gov

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/28/2014

To the Presiding Judge:

physically rem
me

The following person has been appointed poll watcher in accordance with Sec. 53.003, Texas Election Code.

Name of Poll Watcher Robert Edison Fuller	County of Political Party Harris County Republican Party
Residence Address of Poll Watcher 25527 Hickory Valley Ln 77373 Spring, TX	Name and Date of Election Nov 3, 2020 General + Special Elections
Voter Registration VUID Number of Poll Watcher 1116636677	Local Poll Watcher's Name SRD1465 Sunnyside

Signature of the County Chair

Signature of Committee Member

Signature of Committee Member

Signature of Committee Member

If the County Chair does not make an authorized appointment, any three members of the county executive committee may make the appointment.

Signature of the Watcher

AFFIDAVIT OF POLL WATCHER

I, Robert Fuller, a poll watcher for the above appointing authority, do hereby swear or affirm that I do not have in my possession any type of mechanical or electronic means of recording images or sound while serving as a watcher at this precinct or I will disable or deactivate the device while serving as a watcher.

Signature of Poll Watcher

Signature of Election Judge

Sworn to and subscribed before me this the 30 day of Oct, 2020

Printed Name of Election Judge

NOMBRAMIENTO DE UN OBSERVADOR POR UN PARTIDO POLITICO

Al Juez Presidente:

La siguiente persona ha sido nombrada observador(a) de acuerdo con la Sec. 53.003 Código de Elecciones.

Nombre del(a) Observador(a)	Nombre del Partido Político
Dirección Residencial del(a) Observador(a)	Tamaño del Precinct
Núm. de VUID del(a) Observador(a)	Precinct en que servirá el(a) Observador(a)

Firma del Secretario del Condado

Firma de un Miembro del Comité

Firma de un Miembro del Comité

Firma de un Miembro del Comité

Si el secretario del condado no hace un nombramiento autorizado, cualquier tres miembros del comité ejecutivo del condado pueden hacer el nombramiento.



(X) The PJ designated Poll watcher observing location.

10/30/21

Mr. Robert Fuller
has been asked to leave
Polling Location at 4:20 p.m.

Doris Farn
Election Judge

The State of Texas



Elections Division
P.O. Box 12060
Austin, Texas 78711-2060
www.sos.state.tx.us

Phone: 512-463-5650
Fax: 512-475-2811
Dial 7-1-1 For Relay Services
(800) 252-VOTE (8683)

Ruth R. Hughs
Secretary of State

November 20, 2020

Mr. Jason Anderson
Criminal Investigations
Office of the Attorney General
P.O. Box 12548
Austin, Texas 78711

Dear Mr. Anderson,

Pursuant to §31.006 of the Texas Election Code, I respectfully request your assistance in reviewing allegations of criminal activity by several election judges in connection with an election in El Paso County.

The complainants allege that the following election judges obstructed poll watchers by preventing them from observing activities they were entitled to observe:

- Floreen Villela
- Carlos Garcia
- Mary Padilla
- Ken Sutherland
- Frank Rosales
- Sandie Gonzales
- Dora Tellez
- Diane Padilla
- Nicholas Banales
- Trini Acevedo
- Ayle Sarinana
- Yvonne Roman
- Amy Lara
- Felix Arenas

Specifically, the complainants allege that each of the election judges listed above obstructed poll watchers by refusing to disclose information to those poll watchers regarding the identities of the election workers serving at the polling place that each election judge was serving at.

Texas Election Code 33.061 provides that a person commits an offense if the person serves in an official capacity at a location at which the presence of watchers is authorized and the person knowingly prevents a watcher from observing an activity the watcher is entitled to observe.

Section 33.061 provides that an offense under that section is a Class A misdemeanor. The complainants allege that each of the election judges listed above violated this section by refusing to disclose information regarding the identities and voter registration numbers of the other election workers serving at the polling place that each respective election judge was serving at.

After review of the submitted documentation, we believe the information regarding offenses warrants a submission for criminal investigation to the Texas Attorney General as the specific allegations described involve a potential criminal offense. Accordingly, under §31.006 of the Code, we are forwarding this complaint to the Attorney General for investigation.

Sincerely,



Keith Ingram
Director of Elections

KI:CP

cc: Sergio Acuna
1656 Bob Murphy Dr.
El Paso, TX 79936
[REDACTED]

Martin Ford
1011 Wyoming Ave.
El Paso, TX 79902
[REDACTED]

John Hurt
10766 Wilton Pl.
Socorro, TX 79927
[REDACTED]

Santokh Kalkat
1219 Overland Ave.
El Paso, TX 79901
[REDACTED]

Harriet Schneider
607 Blanchard
El Paso, TX 79902

[REDACTED]

Billie Katherine Stern Gilbert
8708 Lait Dr.
El Paso, TX 79925

[REDACTED]

Grandview

ELECTION COMPLAINT TO THE TEXAS SECRETARY OF STATE

Docket Number

**OFFICE USE
ONLY**Date Hand-delivered or Date Postmarked
/ /

Please read the Important Information at the end of this document. The Secretary of State has no authority to order a new election, change an election result, or conduct a criminal investigation. A complaint filed with this form will not alter the results of an election.

This complaint form **MUST BE SIGNED** before it is submitted to the Secretary of State; therefore, you must print it out and sign it before mailing or faxing a copy or emailing a scanned, signed copy.

I. IDENTITY OF COMPLAINANT

1 COMPLAINANT NAME	MS / MRS / MR	FIRST	MI
	Ms. Billie		K
	NICKNAME	LAST	SUFFIX
		Stern Gilbert	
2 COMPLAINANT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE ZIP CODE
	8708 Lait Dr	El Paso	TX 79925
<small>(Full home or business address, including street, city, state, and zip code)</small>			
3 COMPLAINANT MAILING ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE ZIP CODE
	<input checked="" type="checkbox"/> (check if same as above)		
<small>(Full home or business address, including street, city, state, and zip code)</small>			
4 COMPLAINANT TELEPHONE NUMBER	AREA CODE	PHONE NUMBER	EXT
		(915) 276-0100	
		5 COMPLAINANT E-MAIL ADDRESS	

II. IDENTITY OF RESPONDENT

PERSON OR ENTITY COMMITTING ALLEGED VIOLATION(S)

6 RESPONDENT NAME	MS / MRS / MR	FIRST	MI
	Ms. Amy		
	NICKNAME	LAST	SUFFIX
		Lara	
7 RESPONDENT POSITION OR TITLE	Election Judge		
8 RESPONDENT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE ZIP CODE
	Unknown	Unknown	TX
<small>(Full home or business address, including street, city, state, and zip code)</small>			
9 RESPONDENT MAILING ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE ZIP CODE
	Unknown		
<small>(Full home or business address, including street, city, state, and zip code)</small>			
10 RESPONDENT TELEPHONE NUMBER	AREA CODE	PHONE NUMBER	EXT
		11 RESPONDENT E-MAIL ADDRESS	Unknown
		(IF KNOWN)	

GO TO PAGE 2

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/28/2014

III. NATURE OF ALLEGED VIOLATION**Page2**

If you believe that a criminal violation of the Code has occurred, please state the specific acts committed by the person or entity named in this complaint, along with a reference to the section of the Code alleged to have been violated, if known. If you need more space, please attach a separate sheet.

Ms. Amy Lara is serving as an election judge in El Paso County, Texas at Grandview Park Senior Citizen Center, an early voting location. I entered the premises, presenting my authorization as a poll watcher for candidate, Irene Armendariz Jackson, who is running for U.S. House of Representatives. Ms. Lara refused to provide me with any information regarding who was working the polling location or any other information I was allowed by law to see.

I went to the polling site on October 29. Ms. Lara refused to provide me with VUID on any of the poll workers.

Ms. Lara was in violation of Section 33.056, 33.061 and 33.61 of the Texas Election Code.

ATTACH ADDITIONAL PAGES AS NEEDED

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/28/2014

IV. STATEMENT OF FACTS

State the facts constituting the alleged violation(s), including the dates on which or the period of time in which the alleged violation(s) occurred. Identify allegations of fact not personally known to the complainant, but alleged on information and belief. Please use simple, concise, and direct statements.

ELECTION IN WHICH VIOLATION(S) OCCURRED

NAME OF ELECTION General Election DATE OF ELECTION 11 / 03 / 20
MM/DD/YYYY

COUNTY OR POLITICAL SUBDIVISION El Paso PRECINCT Early Voting

On October 29 Ms. Lara was non-cooperative and refused to provide VUID on any of the persons working the polling site and was in violation of Section 33.056 and 33.61 of the Texas Election Code.

ATTACH ADDITIONAL PAGES AS NEEDED

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/26/2014

V. LISTING OF DOCUMENTS AND OTHER MATERIALS

Page 4

List all documents and other materials filed with this complaint. Additionally, list all other documents and other materials that are relevant to this complaint and that are within your knowledge, including their location, if known.

Poll Watchers Checklist for Early Voting
Poll Workers Present Log

ATTACH ADDITIONAL PAGES AS NEEDED

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/28/2014

POLL WORKERS PRESENT
Daily Roster

Poll Watcher Name B. Katherine Allen - Belmont Location Grandmas Park Date 10-29-20 Time 1:20
Senior Center

NAME	VOID	JUDGE, /ALT/CLERK/STAFF	NOTE AFFILIATION R OR D
1. Amy Lara		Judge	D
2. Maria Moreno		Judge	D
3. Ray Maldonado		✓	D
4. Eduardo Solis		ALT Judge	R
5. Juan Castillo		clerk	R
6. Cruz Morales		✓	R
7.			
8.			
9.			
10.			
11.			
12.			
13.			

If a location has curbside station, use the separate sheet. Any cleaning personnel should be identified as staff.

Prepared by Republican Alliance of El Paso - Rev. 10-12-2020
5400 Suncrest C-4 El Paso 79912
915-313-4224

TX-SOS-22-0148-A-000084

**POLL WATCHERS CHECKLIST FOR
EARLY VOTING POLL LOCATIONS**

DATE: Oct. 29, 2020

Early Voting Site: Grandview Park Senior Citizen Ctr.

Poll Watcher: B. Katherine Stern - Albert

Answer all questions Y, N, N/O (Not observed), or N/A (Not applicable), unless otherwise indicated.

- Were there 100- foot distance markers established? yes
Was there loitering inside distance markers by:
 - a. Candidates? no
 - b. News Media? no
 - c. Campaign workers? no
 - d. Voters after voting? no
 - e. Others? _____
- Did any voters receive assistance while you were inspecting the polling place? no
- When assisted by election officials, did two officials perform assistance to the voter? yes
- Were poll watchers allowed to observe assistance if being assisted by two election officials? yes
- When a voter brought in their own assistant, did the person assisting take the Oath of Assistance? N/A
- When a voter brought in their own assistance, was the name and address of the assistant recorded next to the voter's name on the poll list? N/A
- Were bilingual election clerks available on site? yes
- Verify that the presiding judge printed out and signed zero tape before opening the polling site? N/A

- Was every election official, staff, and poll watcher wearing an ID badge? yes
- Were voters asked to fill out a Statement of Residence, if necessary? (i.e., if voter said he/she moved, and/or if an "S" was shown by the voter's name and the voter still lived in the in the county? NA
- Was the poll watcher allowed to sit or stand conveniently near all election officials to observe the election activities? yes
- Was the poll watcher immediately allowed to inspect and take notes from the Oath of Elections form to include name, position, VUID and party affiliation prepared the election officer? [Sec. 33.056 (c)] NO

The Judge Amy Lee gave me the list of names right away. I ask for the VUID and she said
 Comments: she could not give me that information. She stated had received an alert from Lisa White that they were not to give out the VUID to the poll watchers. I thanked the Judge for her help + left.

*** Take a cell phone picture of this report and Poll Workers

Present form and return by text to 915-642-7528 upon leaving the poll location.

Prepared by Republican Alliance of El Paso Rev. 11-18, 2021
 2400 Suncrest C-4 El Paso, TX 79902
 915-642-6925

Tamara Schoonmaker

From: Elections Internet
Sent: Friday, October 30, 2020 11:38 AM
To: Tamara Schoonmaker
Cc: Christina Adkins
Subject: FW: Election Complaint
Attachments: Stern Gilbert Grandview.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

From: Republican Alliance of El Paso <repallelpasso@gmail.com>
Sent: Friday, October 30, 2020 11:31 AM
To: Elections Internet <Elections@sos.texas.gov>
Subject: Election Complaint

CAUTION: This email originated from OUTSIDE of the SOS organization. Do not click on links or open attachments unless you are expecting the email and know that the content is safe. If you believe this to be a malicious or phishing email, please send this email as an attachment to information-security@sos.texas.gov.

Attached is an election complaint filed on behalf of Irene Armendariz Jackson, candidate for U. S. House of Representatives. Thank you.



The State of Texas



Elections Division
P.O. Box 12060
Austin, Texas 78711-2060
www.sos.state.tx.us

Phone: 512-463-5650
Fax: 512-475-2811
Dial 7-1-1 For Relay Services
(800) 252-VOTE (8683)

Ruth R. Hughs
Secretary of State

November 20, 2020

Mr. Jason Anderson
Criminal Investigations
Office of the Attorney General
P.O. Box 12548
Austin, Texas 78711

Dear Mr. Anderson,

Pursuant to §31.006 of the Texas Election Code, I respectfully request your assistance in reviewing allegations of criminal activity by several election judges in connection with an election in El Paso County.

The complainants allege that the following election judges obstructed poll watchers by preventing them from observing activities they were entitled to observe:

- Floreen Villela
- Carlos Garcia
- Mary Padilla
- Ken Sutherland
- Frank Rosales
- Sandie Gonzales
- Dora Tellez
- Diane Padilla
- Nicholas Banales
- Trini Acevedo
- Ayle Sarinana
- Yvonne Roman
- Amy Lara
- Felix Arenas

Specifically, the complainants allege that each of the election judges listed above obstructed poll watchers by refusing to disclose information to those poll watchers regarding the identities of the election workers serving at the polling place that each election judge was serving at.

Texas Election Code 33.061 provides that a person commits an offense if the person serves in an official capacity at a location at which the presence of watchers is authorized and the person knowingly prevents a watcher from observing an activity the watcher is entitled to observe.

Section 33.061 provides that an offense under that section is a Class A misdemeanor. The complainants allege that each of the election judges listed above violated this section by refusing to disclose information regarding the identities and voter registration numbers of the other election workers serving at the polling place that each respective election judge was serving at.

After review of the submitted documentation, we believe the information regarding offenses warrants a submission for criminal investigation to the Texas Attorney General as the specific allegations described involve a potential criminal offense. Accordingly, under §31.006 of the Code, we are forwarding this complaint to the Attorney General for investigation.

Sincerely,



Keith Ingram
Director of Elections

KI:CP

cc: Sergio Acuna
1656 Bob Murphy Dr.
El Paso, TX 79936
[REDACTED]

Martin Ford
1011 Wyoming Ave.
El Paso, TX 79902
[REDACTED]

John Hurt
10766 Wilton Pl.
Socorro, TX 79927
[REDACTED]

Santokh Kalkat
1219 Overland Ave.
El Paso, TX 79901
[REDACTED]

Harriet Schneider
607 Blanchard
El Paso, TX 79902



Billie Katherine Stern Gilbert
8708 Lait Dr.
El Paso, TX 79925



LIT EP

ELECTION COMPLAINT TO THE TEXAS SECRETARY OF STATE

Docket Number

**OFFICE USE
ONLY**

Date Hand-delivered or Date Postmarked

/ /

Please read the Important Information at the end of this document. The Secretary of State has no authority to order a new election, change an election result, or conduct a criminal investigation. A complaint filed with this form will not alter the results of an election.

This complaint form **MUST BE SIGNED** before it is submitted to the Secretary of State; therefore, you must print it out and sign it before mailing or faxing a copy or emailing a scanned, signed copy.

I. IDENTITY OF COMPLAINANT

1 COMPLAINANT NAME	MS / MRS / MR	FIRST	MI
	Ms. Billie		K
	NICKNAME	LAST	SUFFIX
		Stern Gilbert	
2 COMPLAINANT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE ZIP CODE
	8708 Lait Dr	El Paso	TX 79925
<small>(Full home or business address, including street, city, state, and zip code)</small>			
3 COMPLAINANT MAILING ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE ZIP CODE
	<input checked="" type="checkbox"/> (check if same as above)		
<small>(Full home or business address, including street, city, state, and zip code)</small>			
4 COMPLAINANT TELEPHONE NUMBER	AREA CODE	PHONE NUMBER	EXT
		(915) 276-0100	
5 COMPLAINANT E-MAIL ADDRESS	[REDACTED]		

II. IDENTITY OF RESPONDENT

PERSON OR ENTITY COMMITTING ALLEGED VIOLATION(S)

6 RESPONDENT NAME	MS / MRS / MR	FIRST	MI
	Mr. Felix		
	NICKNAME	LAST	SUFFIX
		Arenas	
7 RESPONDENT POSITION OR TITLE	Election Judge		
8 RESPONDENT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE ZIP CODE
	Unknown	Unknown	TX
<small>(Full home or business address, including street, city, state, and zip code)</small>			
9 RESPONDENT MAILING ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE ZIP CODE
	Unknown		
<small>(Full home or business address, including street, city, state, and zip code)</small>			
10 RESPONDENT TELEPHONE NUMBER	AREA CODE	PHONE NUMBER	EXT
11 RESPONDENT E-MAIL ADDRESS (IF KNOWN)	Unknown		

GO TO PAGE 2

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

III. NATURE OF ALLEGED VIOLATION**Page2**

If you believe that a criminal violation of the Code has occurred, please state the specific acts committed by the person or entity named in this complaint, along with a reference to the section of the Code alleged to have been violated, if known. If you need more space, please attach a separate sheet.

Mr. Felix Arenas is serving as an election judge in El Paso County, Texas at UTEP Union, an early voting location. I entered the premises, presenting my authorization as a poll watcher for candidate, Irene Armendariz Jackson, who is running for U.S. House of Representatives. Mr. Arenas refused to provide me with any information regarding who was working the polling location or any other information I was allowed by law to see.

I went to the polling site on October 29. Mr. Arenas refused to provide me with VUID on any of the poll workers.

Mr. Arenas was in violation of Section 33.056, 33.061 and 33.61 of the Texas Election Code.

ATTACH ADDITIONAL PAGES AS NEEDED

IV. STATEMENT OF FACTS

State the facts constituting the alleged violation(s), including the dates on which or the period of time in which the alleged violation(s) occurred. Identify allegations of fact not personally known to the complainant, but alleged on information and belief. Please use simple, concise, and direct statements.

ELECTION IN WHICH VIOLATION(S) OCCURRED

NAME OF ELECTION General Election DATE OF ELECTION 11 / 03 / 20
MM/DD/YYYY
COUNTY OR POLITICAL SUBDIVISION El Paso PRECINCT Early Voting

On October 29 Mr. Arenas was non-cooperative and refused to provide VUID on any of the persons working the polling site and was in violation of Section 33.056 and 33.61 of the Texas Election Code.

ATTACH ADDITIONAL PAGES AS NEEDED

POLL WORKERS PRESENT
Daily Roster

Poll Watcher Name B. Katherine Stern-Albert Location UTEP Union Bldg East Wing Rm 313 Date 10.29.20 Time 3:04 - 4:05

NAME	VUID	JUDGE, /ALT/CLERK/STAFF	NOTE AFFILIATION R OR D
1. Felij Arenas		Judge	
2. Maria Bernal		clerk	
3. Lisa Bernal		clerk	
4. Brenda S. Prieto		Alt. Judge	
5. Jan Valdez		clerk	
6. Fernanda Valadez		clerk	
7. Juan Castaneda		cleaning person	
8.			
9.			
10.			
11.			
12.			
13.			

If a location has curbside station, use the separate sheet. Any cleaning personnel should be identified as staff.

Prepared by Republican Alliance of El Paso - Rev. 10-12-2020
5400 Suncrest C-4 El Paso 79912
915-313-4224

TX-SOS-22-0148-A-000093

**POLL WATCHERS CHECKLIST FOR
EARLY VOTING POLL LOCATIONS**

DATE: Oct 29, 2020

Early Voting Site: UTEP

Poll Watcher: Katherine Stern - Schubert

Answer all questions Y, N, N/O (Not observed), or N/A (Not applicable), unless otherwise indicated.

- Were there 100- foot distance markers established? yes
Was there loitering inside distance markers by:
 - a. Candidates? no
 - b. News Media? no
 - c. Campaign workers? no
 - d. Voters after voting? no
 - e. Others? _____
- Did any voters receive assistance while you were inspecting the polling place? no
- When assisted by election officials, did two officials perform assistance to the voter? NA
- Were poll watchers allowed to observe assistance if being assisted by two election officials? NA
- When a voter brought in their own assistant, did the person assisting take the Oath of Assistance? NA
- When a voter brought in their own assistance, was the name and address of the assistant recorded next to the voter's name on the poll list? NA
- Were bilingual election clerks available on site? yes
- Verify that the presiding judge printed out and signed zero tape before opening the polling site? NA

- Was every election official, staff, and poll watcher wearing an ID badge? yes
- Were voters asked to fill out a Statement of Residence, if necessary? (i.e., if voter said he/she moved, and/or if an "S" was shown by the voter's name and the voter still lived in the in the county? NA
- Was the poll watcher allowed to sit or stand conveniently near all election officials to observe the election activities? yes
- Was the poll watcher immediately allowed to inspect and take notes from the Oath of Elections form to include name, position, VUID and party affiliation prepared the election officer? [Sec. 33.056 (c)] no

I ask to see the roster. Judge Felix Brenan refused said they received word from Juan Wier not to give poll markers any info at all. I wrote down his name as judge and then he gave me the rest of the names - but refused to give the VUID numbers or their affiliations

Comments: _____

*** Take a cell phone picture of this report and Poll Workers

Present form and return by text to 915-642-7528 upon leaving the poll location.

Prepared by Republican Alliance of El Paso Rev. 01-15, 2020
3400 Southwest C-4 El Paso, TX 79902
915-343-4325

Tamara Schoonmaker

From: Elections Internet
Sent: Friday, October 30, 2020 11:40 AM
To: Tamara Schoonmaker
Cc: Christina Adkins
Subject: FW: Election Complaint
Attachments: Stern Gilbert UTEP.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

From: Republican Alliance of El Paso <repallelpasso@gmail.com>
Sent: Friday, October 30, 2020 11:34 AM
To: Elections Internet <Elections@sos.texas.gov>
Subject: Election Complaint

CAUTION: This email originated from OUTSIDE of the SOS organization. Do not click on links or open attachments unless you are expecting the email and know that the content is safe. If you believe this to be a malicious or phishing email, please send this email as an attachment to informationsecurity@sos.texas.gov.

Attached is an election complaint filed on behalf of Irene Armendariz Jackson, candidate for U. S. House of Representatives. Thank you.



The State of Texas



Elections Division
P.O. Box 12060
Austin, Texas 78711-2060
www.sos.state.tx.us

Phone: 512-463-5650
Fax: 512-475-2811
Dial 7-1-1 For Relay Services
(800) 252-VOTE (8683)

Ruth R. Hughs
Secretary of State

November 20, 2020

Mr. Jason Anderson
Criminal Investigations
Office of the Attorney General
P.O. Box 12548
Austin, Texas 78711

Dear Mr. Anderson,

Pursuant to §31.006 of the Texas Election Code, I respectfully request your assistance in reviewing allegations of criminal activity by several election judges in connection with an election in El Paso County.

The complainants allege that the following election judges obstructed poll watchers by preventing them from observing activities they were entitled to observe:

- Floreen Villela
- Carlos Garcia
- Mary Padilla
- Ken Sutherland
- Frank Rosales
- Sandie Gonzales
- Dora Tellez
- Diane Padilla
- Nicholas Banales
- Trini Acevedo
- Ayle Sarinana
- Yvonne Roman
- Amy Lara
- Felix Arenas

Specifically, the complainants allege that each of the election judges listed above obstructed poll watchers by refusing to disclose information to those poll watchers regarding the identities of the election workers serving at the polling place that each election judge was serving at.

Texas Election Code 33.061 provides that a person commits an offense if the person serves in an official capacity at a location at which the presence of watchers is authorized and the person knowingly prevents a watcher from observing an activity the watcher is entitled to observe.

Section 33.061 provides that an offense under that section is a Class A misdemeanor. The complainants allege that each of the election judges listed above violated this section by refusing to disclose information regarding the identities and voter registration numbers of the other election workers serving at the polling place that each respective election judge was serving at.

After review of the submitted documentation, we believe the information regarding offenses warrants a submission for criminal investigation to the Texas Attorney General as the specific allegations described involve a potential criminal offense. Accordingly, under §31.006 of the Code, we are forwarding this complaint to the Attorney General for investigation.

Sincerely,



Keith Ingram
Director of Elections

KI:CP

cc: Sergio Acuna
1656 Bob Murphy Dr.
El Paso, TX 79936

[REDACTED]

Martin Ford
1011 Wyoming Ave.
El Paso, TX 79902

[REDACTED]

John Hurt
10766 Wilton Pl.
Socorro, TX 79927

[REDACTED]

Santokh Kalkat
1219 Overland Ave.
El Paso, TX 79901

[REDACTED]

Harriet Schneider
607 Blanchard
El Paso, TX 79902



Billie Katherine Stern Gilbert
8708 Lait Dr.
El Paso, TX 79925



Bassett

ELECTION COMPLAINT TO THE TEXAS SECRETARY OF STATE

Docket Number

**OFFICE USE
ONLY**Date Hand-delivered or Date Postmarked
/ /

Please read the Important Information at the end of this document. The Secretary of State has no authority to order a new election, change an election result, or conduct a criminal investigation. A complaint filed with this form will not alter the results of an election.

This complaint form **MUST BE SIGNED** before it is submitted to the Secretary of State; therefore, you must print it out and sign it before mailing or faxing a copy or emailing a scanned, signed copy.

I. IDENTITY OF COMPLAINANT

1 COMPLAINANT NAME	MS / MRS / MR	FIRST	MI
	Ms Billie		Katherine
	NICKNAME	LAST	SUFFIX
		Stern Gilbert	
2 COMPLAINANT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)		CITY STATE ZIP CODE
	8708 Lait Dr		El Paso TX 79925
(Full home or business address, including street, city, state, and zip code)			
3 COMPLAINANT MAILING ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)		CITY STATE ZIP CODE
(Full home or business address, including street, city, state, and zip code)			
4 COMPLAINANT TELEPHONE NUMBER	AREA CODE	PHONE NUMBER	EXT
		(915) 276-0100	
5 COMPLAINANT E-MAIL ADDRESS		[REDACTED]	

II. IDENTITY OF RESPONDENT

PERSON OR ENTITY COMMITTING ALLEGED VIOLATION(S)

6 RESPONDENT NAME	MS / MRS / MR	FIRST	MI
	Ms. Yvonne		
	NICKNAME	LAST	SUFFIX
		Roman	
7 RESPONDENT POSITION OR TITLE	Election Judge		
8 RESPONDENT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)		CITY STATE ZIP CODE
	Unknown		Unknown TX
(Full home or business address, including street, city, state, and zip code)			
9 RESPONDENT MAILING ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)		CITY STATE ZIP CODE
	Unknown		
(Full home or business address, including street, city, state, and zip code)			
10 RESPONDENT TELEPHONE NUMBER	AREA CODE	PHONE NUMBER	EXT
11 RESPONDENT E-MAIL ADDRESS		Unknown	
(IF KNOWN)			

GO TO PAGE 2

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

III. NATURE OF ALLEGED VIOLATION**Page 2**

If you believe that a criminal violation of the Code has occurred, please state the specific acts committed by the person or entity named in this complaint, along with a reference to the section of the Code alleged to have been violated, if known. If you need more space, please attach a separate sheet.

Ms. Yvonne Roman is serving as an election judge in El Paso County, Texas at Bassett Center, an early voting location. I entered the premises, presenting my authorization as a poll watcher for candidate, Irene Armendariz Jackson, who is running for U.S. House of Representatives. Ms. Roman refused to provide me with any information regarding who was working the polling location or any other information I was allowed by law to see.

I went to the polling site on October 15. Ms. Roman refused to provide me with VUID on any of the poll workers.

Ms. Roman was in violation of Section 33.056, 33.061 and 33.61 of the Texas Election Code.

ATTACH ADDITIONAL PAGES AS NEEDED

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/28/2014

IV. STATEMENT OF FACTS

State the facts constituting the alleged violation(s), including the dates on which or the period of time in which the alleged violation(s) occurred. Identify allegations of fact not personally known to the complainant, but alleged on information and belief. Please use simple, concise, and direct statements.

ELECTION IN WHICH VIOLATION(S) OCCURRED

NAME OF ELECTION General Election DATE OF ELECTION 11 / 03 / 20
MM/DD/YYYY
COUNTY OR POLITICAL SUBDIVISION El Paso PRECINCT Early Voting

On October 15 Ms. Roman was non-cooperative and refused to provide VUID on any of the persons working the polling site and was in violation of Section 33.056 and 33.61 of the Texas Election Code.

ATTACH ADDITIONAL PAGES AS NEEDED

VI. SIGNED STATEMENT

1. Billie Katherine Stern-Gilbert, the undersigned,
PRINTED NAME OF COMPLAINANT

under penalty of perjury do swear or affirm that the information contained in this complaint is true and correct to the best of my knowledge.

I have read and understand the accompanying instructions, and I am aware that completion of this form cannot and will not alter the outcome of the election.

Billie Katherine Stern-Gilbert
SIGNATURE OF COMPLAINANT

NOTICE: THIS COMPLAINT IS NOT CONFIDENTIAL; ONCE REVIEWED BY THE SECRETARY OF STATE, IT WILL BE TREATED AS A PUBLIC RECORD.

REMINDER: YOU MUST SIGN THIS FORM PRIOR TO SUBMITTING

IF MAILING, PLEASE SEND TO:

Texas Secretary of State
Elections Division
c/o Legal Dept.
P.O. Box 12060
Austin, TX 78711

IF FAXING, PLEASE SEND TO:

512.475.2811

IF EMAILING, PLEASE SEND TO:

elections@sos.texas.gov

POLL WORKERS PRESENT

Poll Watcher Name B. Katherine Stein - Belmont Location Bassett Ctr Date Oct 15, 2022 Time 3:50 P.M.
 To 6:00 P.M.

NAME	VOID	JUDGE, /ALT/CLERK/STAFF	NOTE AFFILIATION R OR D
1. <u>Kristina Rojas</u>	<u>1096175202</u> 1097327	<u>ALT Judge</u>	<u>R</u>
2. <u>Vronne Roman</u>	<u>710 S. TRAYS #6</u> <u>EL PASO, TX 79901</u>	<u>Judge</u>	<u>D</u>
3. <u>Pablo E Gomez</u>	<u>NA</u>	<u>Student Clerk 17yrs old</u>	<u>R</u>
4. <u>LINDA PROVENCIO</u>	<u>1312 GRISSON LN 79903</u>	<u>CLERK</u>	<u>R</u>
5. <u>Alyssa Prieto</u>	<u>401 E Hague rd</u> <u>EL PASO TX 79901</u>	<u>Clerk</u>	<u>R</u>
6. <u>Lawrence Lane</u>	<u>4561 RT Cassidy</u>	<u>Clerk</u>	<u>R</u>
7. <u>Jacqueline Adams</u>	<u>514 S. Kansas St</u>	<u>Clerk (915) 355-0412</u>	<u>D</u>
8. <u>Luis De la O</u>	<u>320 TULUM 79949</u>	<u>CLERK</u>	<u>D</u>
9.			
10.			
11.			
12.			
13.			

If a location has curbside station, use the separate sheet. Any cleaning personnel should be identified as staff.

Prepared by Republican Alliance of El Paso - Rev. 10-12-2020
 5400 Suncrest C-4 El Paso 79912
 915-313-4224

**POLL WATCHERS CHECKLIST FOR
EARLY VOTING POLL LOCATIONS**

DATE: Oct. 15, 2020

Early Voting Site: Bessett curb side

Poll Watcher: Billy Kothurani Stern - Belmont

Answer all questions Y, N, N/O (Not observed), or N/A (Not applicable), unless otherwise indicated.

- Were there 100- foot distance markers established? NA.
Was there loitering inside distance markers by:
 - a. Candidates? NO
 - b. News Media? NO
 - c. Campaign workers? NO
 - d. Voters after voting? NA.
 - e. Others? _____
- Did any voters receive assistance while you were inspecting the polling place? yes
- When assisted by election officials, did two officials perform assistance to the voter? NO
- Were poll watchers allowed to observe assistance if being assisted by two election officials? NA.
- When a voter brought in their own assistant, did the person assisting take the Oath of Assistance? NA.
- When a voter brought in their own assistance, was the name and address of the assistant recorded next to the voter's name on the poll list? NA.
- Were bilingual election clerks available on site? yes
- Verify that the presiding judge printed out and signed zero tape before opening the polling site? NA.

- Was every election official, staff, and poll watcher wearing an ID badge? yes
- Were voters asked to fill out a Statement of Residence, if necessary? (i.e., If voter said he/she moved, and/or if an "S" was shown by the voter's name and the voter still lived in the In the county? yes
- Was the poll watcher allowed to sit or stand conveniently near all election officials to observe the election activities? yes
- Was the poll watcher immediately allowed to inspect and take notes from the Oath of Elections form to include name, position, VUID and party affiliation prepared the election officer? [Sec. 33.056 (c)] yes

Comments: Judge on inside -
Alternate Judge curb side -
Curb side closed @ 6:00 P.M. however they
allow all cars to vote if already lined up usually
finish around 8:00 P.M. All clerks very efficient and
 *** Take a cell phone picture of this report and Poll Workers attention

Present form and return by text to 915-642-7528 upon leaving the poll location.

The judge did give me all the info on Roaster

Prepared by Republican Alliance of El Paso Rev. 11- 13, 2020
 5400 Suncrest C-4 El Paso, TX 79912
 915-313-4224

Tamara Schoonmaker

From: LegalTeam
Sent: Friday, October 30, 2020 11:57 AM
To: Tamara Schoonmaker
Subject: FW: Election Complaint
Attachments: Stern Gilbert Bassett.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

Krystine N. Ramon
Staff Attorney – Elections Division
Office of the Texas Secretary of State
1019 Brazos Street | Rudder Building, 2nd Floor | Austin, Texas 78701
1.800.252.VOTE (8683)
elections@sos.texas.gov | www.sos.texas.gov
For Voter Related Information, please visit:

VOTETEXAS.GOV
POWERED BY THE TEXAS SECRETARY OF STATE

The information contained in this email is intended to provide advice and assistance in election matters per §31.004 of the Texas Election Code. It is not intended to serve as a legal opinion for any matter. Please review the law yourself, and consult with an attorney when your legal rights are involved.

From: Elections Internet <Elections@sos.texas.gov>
Sent: Friday, October 30, 2020 11:38 AM
To: LegalTeam <LegalTeam@sos.texas.gov>
Subject: FW: Election Complaint

From: Republican Alliance of El Paso <repallelpasso@gmail.com>
Sent: Friday, October 30, 2020 11:28 AM
To: Elections Internet <Elections@sos.texas.gov>
Subject: Election Complaint

CAUTION: This email originated from OUTSIDE of the SOS organization. Do not click on links or open attachments unless you are expecting the email and know that the content is safe. If you believe this to be a malicious or phishing email, please send this email as an attachment to informationsecurity@sos.texas.gov.

Please find attached an election complaint being filed on behalf of candidate Irene Armendariz Jackson, candidate for U. S. House of Representatives.
Thank you.

BORDER HISPANICS FOR TRUMP

REPUBLICAN ALLIANCE OF EL PASO
Serving Republican Candidates

Border Hispanics 4 Trump
(915) 265-3100

Facebook.com/repalliance
republican-alliance-43.weboff.net
(915) 313-4224

5493 BURNHAM BLEED G-4

The State of Texas



Elections Division
P.O. Box 12060
Austin, Texas 78711-2060
www.sos.texas.gov

Phone: 512-463-5650
Fax: 512-475-2811
Dial 7-1-1 For Relay Services
(800) 252-VOTE (8683)

Ruth R. Hughes
Secretary of State

December 3, 2020

Mr. Jason Anderson
Director of Law Enforcement
Office of the Attorney General
P.O. Box 12548
Austin, Texas 78711

Dear Mr. Anderson,

Pursuant to Section 31.006 of the Texas Election Code, I respectfully request your assistance in reviewing allegations of poll watchers being obstructed from observing activity at the Travis County central counting station for the November 3, 2020 election.

The complainant, Martin Harry, alleges as a poll watcher, he was obstructed from entering and completing his duties at the Travis County central counting station. Specifically, Mr. Harry claims he was placed in a room on the other side of a wall with a glass window where central count was being conducted. From this room, Mr. Harry claims the poll watchers could not hear what was going on in the room where ballots were being counted through the DS200 machines. Additionally, election workers ignored the poll watchers when they tapped on the dividing window to ask questions.

Texas Election Code §33.056 states a watcher is entitled to observe any activity conducted at the location at which the watcher is serving. A watcher is entitled to sit or stand conveniently near the election officers conducting the observed activity and a watcher is entitled to inspect the returns and other records prepared by the election officers at the location at which the watcher is serving. Texas Election Code §33.061 says a person commits an offense if the person serves in an official capacity at a location at which the presence of watchers is authorized and knowingly prevents a watcher from observing an activity the watcher is entitled to observe. An offense under this section is a Class A misdemeanor. The complainant alleges that poll watchers were prevented from completing their poll watching duties and were prevented from fully observing the central counting station.

After review of the submitted documentation, we believe the information regarding the offenses warrants a submission for criminal investigation to the Texas Attorney General as the specific allegations described involve a potential misdemeanor offense. Accordingly, under Section 31.006 of the Code, we are forwarding this complaint to the Attorney General for investigation.

Sincerely,



Keith Ingram
Director of Elections

KI:LP

CC: Martin Harry
P.O. Box 92184
Austin, Texas 78709

ELECTION COMPLAINT TO THE TEXAS SECRETARY OF STATE

Docket Number	OFFICE USE ONLY	Date Hand-delivered or Date Postmarked / /
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Please read the Important Information at the end of this document. The Secretary of State has no authority to order a new election, change an election result, or conduct a criminal investigation. A complaint filed with this form will not alter the results of an election.

This complaint form **MUST BE SIGNED** before it is submitted to the Secretary of State; therefore, you must print it out and sign it before mailing or faxing a copy or emailing a scanned, signed copy.

I. IDENTITY OF COMPLAINANT

1 COMPLAINANT NAME	MS / MRS / MR	FIRST	MI
	Mr.	Martin	A.
NICKNAME	LAST	SUFFIX	
	Harry		
2 COMPLAINANT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE ZIP CODE
	5804 Magee Bend	Austin	TX 78749
(Full home or business address, including street, city, state, and zip code)			
3 COMPLAINANT MAILING ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE ZIP CODE
	PO Box 92184	Austin	TX 78709
<input checked="" type="checkbox"/> (check if same as above)			
(Full home or business address, including street, city, state, and zip code)			
4 COMPLAINANT TELEPHONE NUMBER	AREA CODE	PHONE NUMBER	EXT
5126361428			
5 COMPLAINANT E-MAIL ADDRESS	[REDACTED]		

II. IDENTITY OF RESPONDENT

PERSON OR ENTITY COMMITTING ALLEGED VIOLATION(S)

6 RESPONDENT NAME	MS / MRS / MR	FIRST	MI
	Ms.	Dana	
NICKNAME	LAST	SUFFIX	
	DeBeauvoir		
7 RESPONDENT POSITION OR TITLE	Travis County Clerk		
8 RESPONDENT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE ZIP CODE
	5501 Airport Boulevard	Austin	TX 78751
(Full home or business address, including street, city, state, and zip code)			
9 RESPONDENT MAILING ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE ZIP CODE
	P.O. Box 149325	Austin	TX 78714
<input type="checkbox"/> (check if same as above)			
(Full home or business address, including street, city, state, and zip code)			
10 RESPONDENT TELEPHONE NUMBER	AREA CODE	PHONE NUMBER	EXT
5128549188			
11 RESPONDENT E-MAIL ADDRESS (IF KNOWN)			

GO TO PAGE 2



III. NATURE OF ALLEGED VIOLATION

Page2

If you believe that a criminal violation of the Code has occurred, please state the specific acts committed by the person or entity named in this complaint, along with a reference to the section of the Code alleged to have been violated, if known. If you need more space, please attach a separate sheet.

Dana DeBeauvoir, Travis County Clerk, restricted poll watchers for the November 3, 2020, general election, including one appointed by complainant, from performing their statutory duties. *The manner and means* by which this was done replicated the same conduct during the July 2020 runoff election which is the subject of a prior complaint. Specifically, Ms. DeBeauvoir denied access of poll watchers to the space where ballots were read. She confined poll watchers to an enclosed area separate from the space poll workers performed their duties. The poll watchers were precluded from effectively observing activities of the poll workers in accordance with § 33.056(b). Dana DeBeauvoir's conduct violates Texas Election Code § 33.061(a).

ATTACH ADDITIONAL PAGES AS NEEDED

IV. STATEMENT OF FACTS

Page 3

State the facts constituting the alleged violation(s), including the dates on which or the period of time in which the alleged violation(s) occurred. Identify allegations of fact not personally known to the complainant, but alleged on information and belief. Please use simple, concise, and direct statements.

ELECTION IN WHICH VIOLATION(S) OCCURRED

NAME OF ELECTION General DATE OF ELECTION 1 1 0 3 2 0 2 0
MM/DD/YYYY
COUNTY OR POLITICAL SUBDIVISION Travis County PRECINCT _____

Prior to November 3, 2020, Dana DeBeauvoir was similarly accused of restricting poll watchers by denying them access to where the Central Counting Station was located. Before the November 3, 2020, general election, it was publicly reported that the Secretary of State's office referred the complaint to the Texas Attorney General because the Secretary of State determined facts alleged established reasonable cause to believe criminal conduct occurred.

Notwithstanding this notice, Dana DeBeauvoir knowingly committed the same conduct in relation to the November 3, 2020, general election. Subsequently, when this conduct was legally challenged, Dana DeBeauvoir agreed to allow poll watchers in the same space poll workers counted votes for the final day of counting.

ATTACH ADDITIONAL PAGES AS NEEDED



V. LISTING OF DOCUMENTS AND OTHER MATERIALS

Page 4

List all documents and other materials filed with this complaint. Additionally, list all other documents and other materials that are relevant to this complaint and that are within your knowledge, including their location, if known.

- Exhibit A. Declaration of Afton Sands
- Exhibit B. Declaration of Susanna Gallun
- Exhibit C. Affidavit of Gary McMillan
- Exhibit D. Criminal Referral from Secretary of State
- Exhibit E. "State requests criminal investigation into alleged election violations inside Travis County Clerk's Office" KXAN, November 2, 2020
- Exhibit F. Settlement Agreement

ATTACH ADDITIONAL PAGES AS NEEDED

VI. SIGNED STATEMENT

Page 5

I, Martin A. Harry, the undersigned,
PRINTED NAME OF COMPLAINANT
under penalty of perjury do swear or affirm that the information contained in this
complaint is true and correct to the best of my knowledge.

I have read and understand the accompanying instructions, and I am aware that
completion of this form cannot and will not alter the outcome of the election.

Martin A. Harry
SIGNATURE OF COMPLAINANT

**NOTICE: THIS COMPLAINT IS NOT CONFIDENTIAL; ONCE REVIEWED BY
THE SECRETARY OF STATE, IT WILL BE TREATED AS A PUBLIC RECORD.**

REMINDER: YOU MUST SIGN THIS FORM PRIOR TO SUBMITTING

IF MAILING, PLEASE SEND TO:

Texas Secretary of State
Elections Division
c/o Legal Dept.
P.O. Box 12060
Austin, TX 78711

IF FAXING, PLEASE SEND TO:

512.475.2811

IF EMAILING, PLEASE SEND TO:

elections@sos.texas.gov

AMERICAN
OVERSIGHT

VII. IMPORTANT INFORMATION

Pursuant to Section 31.006 of the Texas Election Code (the "Code"), the Office of the Secretary of State (the "Secretary of State") has the ability to refer elections complaints to the Office of the Attorney General (the "Attorney General"). If, after receiving a complaint alleging criminal conduct in connection with an election, the Secretary of State determines that there is reasonable cause to suspect that the alleged criminal conduct occurred, the Secretary of State shall promptly refer the complaint to the Attorney General. The Secretary of State shall deliver to the Attorney General all pertinent documents in the Secretary of State's possession.

Any person who believes that a criminal violation of the Code has occurred may file a complaint. In order to initiate the complaint process, a written and signed complaint must be filed with the Secretary of State. The complaint must allege the violation with particularity, identify the person(s) or entity responsible for the alleged violation, and contain a reference to the section of the Code alleged to have been criminally violated, if known.

The Secretary of State has no authority to order a new election, change an election result, or conduct a criminal investigation. This form is to be used solely to document alleged election irregularities and submit allegations of criminal violations of the Code to be referred to the Attorney General. Often complaints will be Code violations that do not amount to criminal violations or acts. These violations are election irregularities which may form the basis of an election contest, but do not carry a criminal penalty. These election irregularities will not be referred to the Attorney General for possible criminal prosecution.

Challenging an election result can be done either through (1) a recount or (2) an election contest. If you are seeking to alter the outcome of the election, you will need to use one of these methods of challenging the results, described below. **A complaint filed with this form will not alter the results of an election.**

Legal Remedies That May Alter the Election Outcome

1. Recount

Recounts are used only to recount the votes in a particular race (office) or measure. A recount does not have the scope or authority of an election contest in court, i.e., the recount committee will not look at the manner in which voters were qualified to vote in person or by mail or whether voters were eligible to vote in the election. The governing body of an entity cannot conduct a recount on its own motion, e.g., at the canvass.

Please note that recount request deadlines occur soon after the canvass - a recount must be requested not later than two days following the canvass. More information on filing recounts (including form, deposit information, and who and how to file) is available on the Secretary of State's website.

2. Election Contest

If a candidate disputes the outcome of the election, regardless of whether or not a recount has been conducted, and has discovered irregularities, fraud, or mistakes in the conduct of the election that affected or could have affected the outcome, he/she can file an election contest to challenge the election results. The legal question raised by an election contest is whether the outcome of the contested election, as shown by the final canvass, is not (or cannot be conclusively determined to be) the true outcome because (1) illegal votes were counted, or because (2) an election officer or other official administering the election either (i) prevented eligible voters from voting, (ii) failed to count legal votes, (iii) engaged in fraud or illegal conduct, or (iv) erred in some material way.

Contests involving county elections are filed in the district court in the relevant county. In most circumstances, the filing deadline for an election contest is 30 days after the canvass, except in the case of a primary or an election where a runoff is necessary, in which case the deadline for filing is 10 days after the final canvass. If a recount is held and the votes are changed, the date of the canvass of the recount (i.e., final canvass) becomes the new date by which the contest deadline is calculated.

Any losing candidate may contest an election. In a contest of an officer election, the contestant files suit against the election's winner (or in the event that the election outcome is determined by majority vote rather than plurality vote, the person or persons entitled to a place on the runoff ballot). Voters at large within a political subdivision do not possess standing to intervene as parties to an election contest for public office.

In an election contest, the court has the authority to: (1) examine ballots and equipment; (2) compel voters to reveal how they voted; (3) declare an election void if illegal votes are greater than or equal to the number of votes necessary to change the outcome or cannot ascertain the true outcome of the election; (4) order a new election (or new runoff election), if unable to ascertain true outcome; (5) subtract illegal votes, if able to determine the side for which an illegal vote was cast; or (6) declare outcome of election, if able to ascertain true outcome.

If you think either a recount or an election contest is the proper procedure for the remedy you seek, you may wish to consult private legal counsel regarding your legal options. The Secretary of State staff can provide general guidance on these procedures as well.

DECLARATION OF AFTON SANDS

STATE OF TEXAS §
 §
COUNTY OF TRAVIS §

“My name is Afton Dee Sands, my date of birth is [REDACTED], and my address is 5707 Nasco Dr., Austin, Texas 78756. I am over twenty-one (21) years of age, of sound mind, have never been convicted of a felony, and am fully competent to make this declaration. I am a registered voter in Travis County, Texas. The facts stated herein are true, correct, and within my personal knowledge:

“I have worked as an election worker at the polls in Travis County, Texas, for the November 2020 general election in the position and at the location listed below. The incidents and my observations reported below occurred on the date(s) shown below at that polling location.

“Election Worker Position: Poll Watcher

“Polling Location: Central Count at the County Clerk’s Office located on Airport Boulevard

“Polling Location Type: Election Day

“Date/Time for this report: November 23, 2020 at 7:30 p.m.

“Incident(s) Reported: At approximately 2:50 pm today, two ballot boxes with mail in votes were brought into central count to be imaged and, once that was complete, the thumb drives scanned. The information from the thumb drive

confirming the total number of ballots imaged was visible on a computer screen on the left side of the central count room. After this process was complete, Bridgette from the Travis County clerk's office in addition to some other people (with Nina Seaman observing) started to tally votes. My understanding was that they were tallying the mail in ballots that had been processed at that time. She told a man (I do not know his name—he wore a red, white, and blue VOTE mask) to turn off the TV because the poll watchers were not permitted to see the tally information until it was available to the general public after the polls were closed. The TV was turned off at approximately 4:40 pm.

A group of people stood around the computer screen where the information was visible, but poll watchers were not permitted in the room and could not see the computer screen. Bridgette used her phone as she viewed information and got on the telephone when she was finished viewing the information.

Lynn Foster and Cornelia Foster (poll watchers for other Republican groups) called the Austin Police Department. Travis County Sheriff's Officer Don Rios took a statement from both Lynn Foster and Cornelia Foster. The Incident # is 203081051. Officer Rios did not ask me any questions.

"I declare under penalty of perjury that the foregoing is true and correct."

Signed: 

Printed Name: Afton Sands

Executed in Travis County, State of Texas, on the 3rd day of November, 2020.

**DECLARATION OF SUSANNA L.
GALLUN**

STATE OF TEXAS §
 §
COUNTY OF TRAVIS §

“My name is Susanna L. Gallun, my date of birth is [REDACTED] and my address is 5500 Van Winkle Lane, Austin, Texas 78739. I am over twenty-one (21) years of age, of sound mind, have never been convicted of a felony, and am fully competent to make this declaration. I am a registered voter in Travis County, Texas. The facts stated herein are true, correct, and within my personal knowledge:

“I have worked as an election worker at the polls in Travis County, Texas, for the November 2020 general election in the position and at the location listed below. The incidents and my observations reported below occurred on the date(s) shown below at that polling location.

“Election Worker Position: Poll Watcher

“Polling Location: Central Count at the County Clerk’s Office located on Airport Boulevard

“Polling Location Type: Election Day

“Date/Time for this report: November 3, 2020 at 12:15 p.m.

“Incident(s) Reported: My name is Susanna Gallun and I am a licensed Texas attorney. I am a resident of Travis County, Texas and can be reached at 512-695-0559.

At approximately 10:00 am today, Tuesday November 3, 2020, I served as a Poll Watcher at the Travis County Tax Office at 5501 Airport Blvd, Austin, TX 78751. Christa Carlton asked that we be allowed in the tabulation room, according to the law and Nina Seaman, the Presiding Election Judge refused, indicating that we could see things from behind the glass.

At about 10:30 am I wrote a written request for audit logs for both beginning and end of the day –(Sec. TAC 81.62 (h). I gave this to Ms. Seaman. I asked Ms. Seaman about the software sticks and she said they were in a vault and would be accessed at the end of the day.

About 6000 mail in ballots from the ballot board came in. At 11:23 am, I saw six blue ballot boxes on the floor. Adam is the young man placing ballots into the blue bins on the right hand side from ballot machine 2, (see my diagram), but because there are people in the way, we cannot really see what he is doing with those blue bins. (Set of 3 bins). I can't see him from behind the glass wall since there are people and objects in the way.

This is a structural issue as they have created a small peach colored room with a wall / window of glass so that it is hard to have lots of people in the room. Eight people were working in there. Two of which were vendors working the machines.

In this ballot tabulation room, they have two vendors operating the machine (Tara, blue jacket, Danda, black sweater).

Also working in the room were Nina, the D. presiding judge; Dan Hayes, Bruce Letour -R Presiding judge , Charlie, Adam, Bridgette Espinoza (county) .

When Lynn Foster knocked on the glass to get the attention of Ms. Seaman, she came out to tell us that knocking on the glass was not allowed. I am not sure how we were supposed to get their attention otherwise. Wave? Lynn was being a bit annoying from the start.

We cannot see all employees tabulating ballots on machine 2 on the right wall of the room, or what they are doing with the blue bins. There are three blue bins for each ballot machine. The first bin is for good ballots that ran through the machine just fine. I am uncertain of the function of the second bin. The third bin holds ballots that did not run well and have to be remade by the presiding judges. See map of room.

I observed a vendor / Danda on machine 1 take one valid (?) mail in ballot out of the

middle blue bin and place it on top of the bin of good ballots without running it through (11:17am). I am not sure if this is significant since I didn't know the purpose of the second bin.

A speaker for the observers to hear is on the observer side of the glass window but has such bad sound that you cannot really hear individual conversations between the election workers. Plus, the machines are loud and the microphone is positioned on the left side of the room away from where the workers are actually working.

The four computers have different times stated on them. Two of the screens are hard to read from behind the glass wall and we are supposed to just trust that the two screens facing us reflect what is happening on the other two screens. These screens were not used yet when I left at 12:00 pm. The fourth computer faces the room center and the third computer faces away from poll watchers (can't see, no access).

There is a larger computer screen up high on the left-hand wall. It does not reflect the same time (11:17am) as the second computer screen 11:27 am. This is strange.

Keep in mind that the first computer and second computer have differing timestamps also. I was told (by someone in the polling station) that this is supposed to show us that the machines are not networked to any Wi-Fi.) There are 3 Wi-Fi networks there. I had no way to verify if any pc's were networked to the Wi-Fi.

At 11:30 AM, the express vote machine was brought in for the remaking of the bad ballots. Bruce Letour read out the bad ballots and Ms. Seaman entered the vote into the machine. Mr. Letour and Ms. Seaman put white dots over the x on ballots. Voters have apparently messed up the mail in ballots in the upper right hand corner, i.e. voters mistakenly put an X in a box in the upper right hand corner of the mail in ballot, a bad design. Voters did not understand they were not supposed to write in that area.

11:40 AM Danda, the vendor, is texting on her phone in a left corner of the room.

Working on ballot tab machine number one: Danda feeds in, Dan curls them, Charlie helps move ballots.

Working on ballot machine number two: Bridgett feeds the ballots in, Tara the vendor tallies them -running the machine. Adam places ballots in blue bins.

Watchers: Lynn Foster, Mr. McMillan, me, Christa Carlton, and Leslie Lorenz -D

APPOINTMENT OF POLL WATCHER BY POLITICAL PARTY

To the Presiding Judge:

The following person has been appointed poll watcher in accordance with Sec. 33.003, Texas Election Code.

Name of Poll Watcher SUSANNA GALLUN	Name of Political Party Republican Party of Texas
Residence Address of Poll Watcher 5500 Van Winkle Ln.	Name and Date of Election General Election 11/1/2020
Voter Registration VUID Number of Poll Watcher MAME	Location Poll Watcher is to serve Central counting

Signature of the County Chair

Signature of Committee Member

Signature of Committee Member

Signature of Committee Member

If the County Chair does not make an authorized appointment, any three members of the county executive committee may make the appointment.

[Signature]
 Signature of the Watcher

AFFIDAVIT OF POLL WATCHER

I, Susanna Gallun, a poll watcher for the above appointing authority, do hereby swear or affirm that I do not have in my possession any type of mechanical or electronic means of recording images or sound while serving as a watcher at this precinct or I will disable or deactivate the device while serving as a watcher.

[Signature]
 Signature of Poll Watcher

Signature of Election Judge

Sworn to and subscribed before me this the 31 day of Oct, 2020
 (attorney)

Printed Name of Election Judge

NOMBRAMIENTO DE UN OBSERVADOR POR UN PARTIDO POLÍTICO

Al Juez Presidente:

La siguiente persona ha sido nombrada observador(a) de acuerdo con la Sec. 33.003, Código de Elecciones.

Nombre del/de la Observador(a)	Nombre del Partido Político
Dirección Residencial del/de la Observador(a)	Tipo y Fecha de Elección
Núm. de VUID del/de la Observador(a)	Precinto en que servirá el/la Observador(a)

Firma del Secretario del Condado

Firma de un Miembro del Comité

Firma de un Miembro del Comité

Firma de un Miembro del Comité

Si el secretario del condado no hace un nombramiento autorizado, cualesquier tres miembros del comité ejecutivo del condado podrán hacer el nombramiento.

Firma del/de la Observador(a)

DECLARACIÓN JURADA DE OBSERVADOR

Yo, _____, observador(a) de elección designado/a por la autoridad citada, por el presente juro o protesto que no tendré en mi poder, durante mi gestión de observador(a) en este precinto electoral, ningún dispositivo mecánico o electrónico, de cualquier tipo, para la grabación de imágenes o de sonidos, o que inhabilitaré o desactivaré el dispositivo al servir como Observador(a).

Firma del/de la Observador(a)

Firma del/de la Juez Electoral

Jurado y suscrito ante mí, a los _____ días del mes de _____ de 20____

Nombre del/de la Juez Electoral, en letras de molde



attorney poll watcher.

Leslie Lorenz (D attorney poll watcher with us) is being nice and explaining processes since Ms. Seaman is busy. Lorenz was there with Jennifer Fleck yesterday and had to give a statement to police. She said that Jennifer Fleck's behavior delayed processing by four hours. They were done around 11:30 pm.

As a poll watcher, I am especially concerned about the right hand corner of the room in the back and the pc screens we could not see. I do not understand why the vendors are feeding ballots in o the machine and handling ballots. I do not understand why poll watchers are physically separated from the area of the tabulation machines and pc's that adjudicate ballots. I am concerned that the sound is also not good enough for poll watchers to really hear conversations in the room. We had limited access to the opening of several ballot box seals as well due to the desks and PC's blocking our view of the room.

I left 12:05 pm or so.

As a Poll Watcher, I did not have sufficient access to verify the integrity of the process.

"I declare under penalty of perjury that the foregoing is true and correct."

Signed: 

Printed Name: Susanna L. Gallun

Executed in Travis County, State of Texas, on the 3rd day of November, 2020.

AFFIDAVIT OF Gary McMillian

STATE OF TEXAS

§

COUNTY OF TRAVIS

§

§

BEFORE ME, the undersigned notary, on this day personally appeared Gary McMillian, the affiant, a person whose identity is known to me. After I administered an oath to affiant, affiant testified:

"My name is Gary McMillian. I am over the age of 18, have not ever been convicted of a felony or a crime involving moral turpitude and am otherwise fully competent to make this Affidavit.

I, Gary McMillian, am resident of Travis County, and chose to exercise my rights as an election Poll Watcher pursuant to Chapter 33 of the Texas Elections Code during the 2020 General Election. I am a qualified Texas voter and registered to vote in Travis County, Texas. I was appointed by Mr. Martin Harry, Republican candidate for Travis County District Attorney to observe the conduct of the election on his behalf as a Poll Watcher. I have not been convicted of an offense in connection with conduct directly attributable to an election. I was the only Poll Watcher for Mr. Martin Harry present at the Travis County Tax Office at 5501 Airport Blvd, Austin, TX 78751 for Central Counting at the time of the events described herein. I presented and signed the appointment certificate (Exhibit One incorporated for all purposes) in accordance with § 33.006 of the Texas Elections Code.

I observed the facts contained herein at the Travis County Tax Office at 5501 Airport Blvd, Austin, TX 78751 during the counting of the early voting ballots on October 31, 2020 and during the counting of the election day returns on November 3, 2020.

I as well as other Poll Watchers were restricted to a room adjacent to the counting activity with glass windows between the rooms. The door enabling access to the room where the counting activity was taking place was locked and only accessible by those with an electronically read access badge. I was unable to enter the room, see the displays on the ballot counting machines, or hear conversations between workers in the room. There was a microphone and speaker setup, but conversations were drowned out by machine noise.

There were three computers. One computer display was mirrored to a TV screen. The other two computer displays faced the window. I could see the two computer displays and the TV screen, but it was very difficult to read them. The computers were sitting on a table. At times I could not read the computer displays or TV screen due to the small print and lack of proximity.

When they uploaded USB drives into the computers, I was not able to read or inspect any print or identifying markings on the media or associated paperwork.

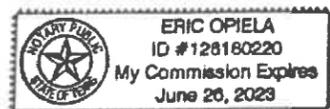
I was not able to observe all of the activity conducted at the location related to the vote counting process. I was not able to sit or stand conveniently near the election officers conducting the vote counting. I was able to examine the computer equipment for a brief period, but unable to be aware of the processes taking place. When the voting tabulation was taking place, the monitor screen that I was able to observe previously was powered off for approximately two hours. I was not able to sit or stand near enough to a member of a counting team who was announcing the votes to verify that the ballots were read correctly or to a member who was tallying the votes to verify that they were tallied correctly. In fact, I am unaware if such a process was occurring.

Each and every statement contained in this Affidavit is true and correct and based on my personal knowledge."

FURTHER AFFIANT SAYETH NOT.


Gary McMullan

SWORN TO AND SUBSCRIBED BEFORE ME this 6th day of November, 2020 to certify which witness my hand and seal of office.




Notary Public in and for the State of Texas

**APPOINTMENT OF POLL WATCHER BY CANDIDATE ON THE BALLOT
OR DECLARED WRITE-IN CANDIDATE**

To the Presiding Judge:

The following person has been appointed to serve as a poll watcher on my behalf.

Name of Poll Watcher	Name of Candidate
Gary Benton McMillian	Marlin Harry
Residence Address of Poll Watcher	Name and Date of Election
7603 Midpark Court, Austin, TX 78750	Presidential Joint General and Special Elections November 3, 2020
Voter Registration VUID Number of Poll Watcher	Precinct or other location Poll Watcher is to serve
1140163577	Central Counting Station

Marlin Harry
Signature of Candidate or Other Appointing Authority

Gary McMillian
Signature of the Watcher

Title of Appointing Authority

AFFIDAVIT OF POLL WATCHER

I, Gary Benton McMillian, a poll watcher for the above appointing authority, do hereby swear or affirm that I do not have in my possession any type of mechanical or electronic means of recording images or sound while serving as a watcher at this precinct or I will disable or deactivate the device while serving as a watcher.

Gary McMillian
Signature of Poll Watcher

Sworn to and subscribed before me this 31 day of Oct 20

Nina M. Seaman
Signature of Election Judge

Nina M. Seaman
Printed Name of Election Judge

INSTRUCTIONS

The following persons have the authority to appoint a poll watcher on behalf of a candidate whose name appears on the ballot.

- a. In an election for an office of the state government that is filled by voters of more than one county, by the candidate's campaign treasurer.
- b. In an election for an office of the federal government that is filled by voters of more than one county, by the chair or treasurer of the candidate's principal campaign committee or by a designated agent of the chair or treasurer.

**APPOINTMENT OF POLL WATCHER BY CANDIDATE ON THE BALLOT
OR DECLARED WRITE-IN CANDIDATE**

To the Presiding Judge:

The following person has been appointed to serve as a poll watcher on my behalf.

Name of Poll Watcher	Name of Candidate
Gary Benton McMillian	Martin Harry
Residence Address of Poll Watcher	Name and Date of Election
7603 Midpark Court, Austin, TX 78750	Presidential Joint General and Special Elections November 3, 2020
Voter Registration VUID Number of Poll Watcher	Precinct or other location Poll Watcher is to serve
1140163577	Central Counting Station

Martin Harry
Signature of Candidate or Declared Write-In Candidate

Gary McMillian
Signature of the Watcher

Title of Approving Authority

AFFIDAVIT OF POLL WATCHER

I, Gary Benton McMillian, a poll watcher for the above appointing authority, do hereby swear or affirm that I do not have in my possession any type of mechanical or electronic means of recording images or sound while serving as a watcher at this precinct or I will disable or deactivate the device while serving as a watcher.

Gary McMillian
Signature of Poll Watcher

So sworn and subscribed before me this 3 day of NOV 20

Nisa M. Seem
Signature of Election Judge

Printed Name of Election Judge

INSTRUCTIONS

The following persons have the authority to appoint a poll watcher on behalf of a candidate whose name appears on the ballot.

- In an election for an office of the state government that is filled by voters of more than one county, by the candidate's campaign treasurer.
- In an election for an office of the federal government that is filled by voters of more than one county, by the chair or treasurer of the candidate's principal campaign committee or by a designated agent of the chair or treasurer.

The State of Texas



Elections Division
P.O. Box 12060
Austin, Texas 78711-2060
www.sos.texas.gov

Phone: 512-463-5650
Fax: 512-475-2811
Dial 7-1-1 For Relay Services
(800) 252-VOTE (8683)

Ruth R. Hughes
Secretary of State

September 2, 2020

Mr. David Maxwell
Director of Law Enforcement
Office of the Attorney General
P.O. Box 12548
Austin, Texas 78711

Dear Mr. Maxwell,

Pursuant to Section 31.006 of the Texas Election Code, I respectfully request your assistance in reviewing allegations of poll watchers being obstructed from observing activity at the Travis County central counting station for the July 14, 2020 election.

The complainant alleges that poll watcher, Lynn Foster, was obstructed from entering and completing his duties at the central counting station. Lynn Foster was also obstructed from reviewing central counting station returns and records. Additionally, poll watchers Cornelia Foster and her husband John Wood, were obstructed from completing their duties at the central counting station and were prevented from reviewing central counting station election returns and records.

Texas Election Code §33.056 states a watcher is entitled to observe any activity conducted at the location at which the watcher is serving. A watcher is entitled to sit or stand conveniently near the election officers conducting the observed activity and a watcher is entitled to inspect the returns and other records prepared by the election officers at the location at which the watcher is serving. Texas Election Code §33.061 says a person commits an offense if the person serves in an official capacity at a location at which the presence of watchers is authorized and knowingly prevents a watcher from observing an activity the watcher is entitled to observe. An offense under this section is a Class A misdemeanor. The complainant alleges that poll watchers were prevented from completing their poll watching duties and were prevented from reviewing central counting station election returns and records.

After review of the submitted documentation, we believe the information regarding the offenses warrants a submission for criminal investigation to the Texas Attorney General as the specific allegations described involve a potential misdemeanor offense. Accordingly, under Section 31.006 of the Code, we are forwarding this complaint to the Attorney General for investigation.

Sincerely,



Keith Ingram
Director of Elections

KI:LP

CC: Laura Pressley

INVESTIGATIONS

State requests criminal investigation into alleged election violations inside Travis County Clerk's Office

MORE INVESTIGATIONS



Arrested Republican poll watcher accused Travis County Clerk of election violations

Your Local Election HQ / 1 day ago

State requests criminal investigation into alleged

by: Jody Barr

Posted: Nov 2, 2020 / 06:46 PM CST / Updated: Nov 2, 2020 / 10:23 PM CST

State's Office typed a letter, asking for a criminal investigation into the Travis County Clerk's Office. The letter named three Republican poll watchers who claimed the clerk's office kept them from doing their jobs.

The poll watchers accused the clerk's office of committing crimes against the Texas Election Code in the ballot counting from the July 14, 2020 runoff election. One poll watcher said he wasn't allowed into the counting room at all.

Another two poll watchers said they were sequestered in to a "media room" at the clerk's office, unable to hear and see ballot tabulations and counts the night the polls closed in July.

"After review of the submitted documentation, we believe the information regarding the offenses warrants a submission for criminal investigation," Keith Ingram, the Elections



Poll watchers John Wood and his wife Cornelia Foster described how they both believe they were the victims of poll watcher obstruction during the July 14, 2020 runoff election in Travis County. Both are named as complainants in a complaint filed requesting a criminal investigation into the conduct of the Travis County Clerk's Office in the July 2020 election.

Director at the SOS, wrote in a Sept. 2 referral letter.

State law allows poll watchers to observe every step of the electoral process. The only restriction is watching a voter cast a ballot, according to the Secretary of State's Office.

"I was in this glass box I could not hear any conversation. people were doing something, which I could not identify what. All video screens of their information were out of my sight," John Wood told KXAN. Wood is one of the three complainants listed in the Secretary of State's criminal investigation request.

Wood said he and his colleagues were not able to get inside the counting room at the clerk's office and were unable to verify ballot tabulations and counts, which is part of the watchers' official

election violations inside Travis County Clerk's Office

Investigations / 4 days ago

911 caller: Williamson County deputies brought 'rage' responding to request for help

Investigations / 5 days ago

Casis Elementary principal will return to campus after being placed on administrative leave, Austin ISD says

Investigations / 1 week ago

TEA reviewing two complaints filed against Casis Elementary principal currently on leave

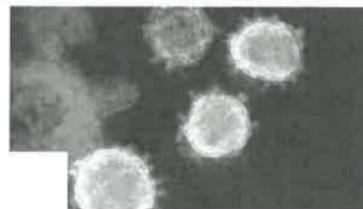
Investigations / 1 week ago

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LATEST CENTRAL TEXAS COVID-19 CASES



Caldwell County has 78 active cases of COVID-19, 37 deaths

Texas / 4 days ago

[More Coronavirus Live Blogs](#) →

duties.

“So, I was absolutely useless,” Wood said. “There was nothing I could tell about the process; it was opaque to me, a watcher, and I found very discouraging.”

“I’m saying we were completely obstructed, yes,” Foster told KXAN.

“The complainant alleges that poll watchers were prevented from completing their poll watching duties and were prevented from reviewing central counting station election returns and records,” Ingram wrote in the referral letter to the AG.



Keith Ingram heads the Elections division of the Texas Secretary of State's Office. Ingram is the sole decision maker on whether a complaint of voter or election fraud filed with the SOS is investigated by the Texas Attorney General's Office. (KXAN Photo/Wes Rapaport)

Both Wood and Foster said their group called the Secretary of State's Office on July 14 to complain about what they believed was the clerk's office obstructing their duties. The SOS suggested they file a complaint, but could not force the clerk's office to

allow them into the counting room, according to Wood and Foster.

“We should be able to just go look and see what people are doing, and we are not able to do that at present, and there is no consequence to the election division for obstructing us, and they know it,” Foster said.

The Texas Election Code doesn't specify where exactly a poll watcher can stand, but the statute does state, “A watcher is entitled to sit or stand conveniently near the election officers conducting the observed activity,” according to Sec. 33.056 of the code.

“A watcher is entitled to sit or stand near enough to the member of a counting team who is announcing the votes to verify that the ballots are read correctly or to a member who is tallying the votes to verify that they are tallied correctly,” the statute continues. “A watcher is entitled to inspect the returns and other records prepared by the election officers at the location at which the watcher is serving.”

DON'T MISS



Rail improvements to CapMetro's red line to start next year as voters pass Prop A

Was your 2020 election ballot counted? Texas voters can check here

More than 9 million Texans have voted in this election, surpassing 2016 totals

San Marcos police helping with FBI investigation into incident involving Trump supporters, Biden campaign bus

Judge rules to allow 127,000 ballots cast by drive-thru to count in Harris County

Wood and Foster said the problem was, they couldn't see or hear any of that information, because they were sequestered inside the media room and could only see the clerk's office workers conducting their business from a distance.

The Texas Election Code makes obstructing a poll watcher a Class A Misdemeanor, punishable by a year in jail and or a fine of \$4,000.

"This was a complaint that said a poll watcher had not been allowed into the poll watching area, so I sent a photograph of the poll watcher standing in the middle of the poll watcher area over to the Secretary of State's Office, and for some reason they felt it necessary to send that photo of the poll watcher in the poll watcher area on to the A.G.'s office," Travis County Clerk Dana DeBeauvoir told KXAN investigator Jody Barr in a Nov. 2 interview.

SEPT. 2, 2020 TX SECRETARY OF STATE CRIMINAL
INVESTIGATION REQUEST INTO TRAVIS COUNTY'S CLERK'S
OFFICE [Download](#)

DeBeauvoir declined to provide the photographic evidence to KXAN, "Not until I'm free from the AG's criminal investigation," the clerk said. The clerk said she had not been contacted by the AG's office regarding the complaint.

The watcher the clerk claimed to have photographed is a man named Lynn Foster, according to the SOS letter. We could not reach Foster for this investigation. However, the complaint continued to detail other allegations of obstruction concerning Wood and Cornelia Foster.

DeBeauvoir did not deny corralling the poll watchers in her building's media room.



This photograph from the public hallway at the Travis County building shows the media room and two of the windows the clerk's office said were installed when the room was built so poll watchers could see into the counting room. (KXAN Photo/Jody Barr)

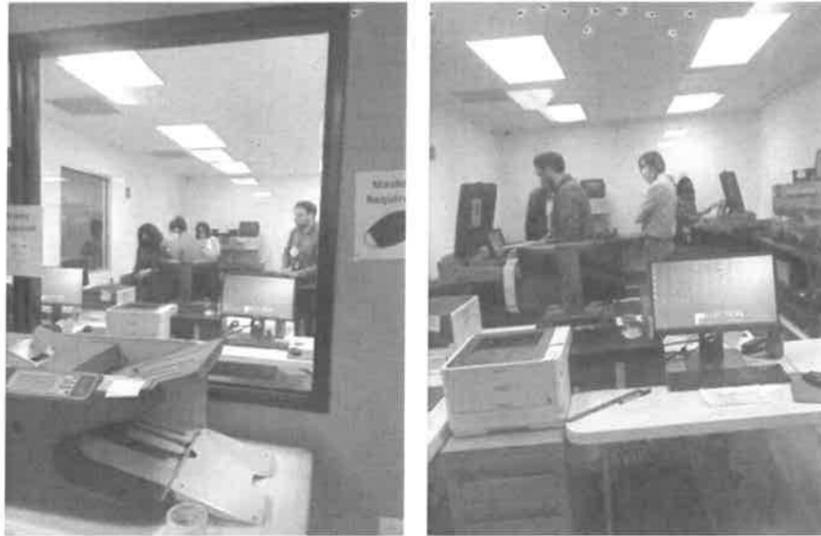
“We have a whole room that’s been specifically built in the middle of our counting station. It’s got double doors on one side and windows on the other two sides of the doors so that poll watchers can watch the electronic part of the processing and tallying, and also the scanning part which feeds the paper trails and by-mail ballots through scanners.”

DeBeauvoir said she also installed a public address system in the media room so watchers can hear what’s going on in the counting room next door.

“It’s a premier spot, it’s an excellent facility for the poll watchers, probably the best in the whole state,” DeBeauvoir said. The clerk dismissed the allegations.

“Could there be any element of this complaint that has merit and substance that you may not be aware of,” Barr asked DeBeauvoir. “I am fully aware of everything that went on regarding them and there is no substance to their complaint, and if you were in the room, you would say the same thing.”

We asked DeBeauvoir to tour and photograph the media room. The clerk said she’d have to ask permission from the Secretary of State and her attorney.



These pictures provided to KXAN by a source show the view poll watchers have from the media room looking into the counting room. One complaint was the monitors on the machines could not be seen from inside the media room and poll watchers had no way to verify the information on those screens.

We found the media room later that day. Its door is located along a public corridor leading to a public restroom between the Travis County vehicle registration office and the elections office. We saw a group of poll watchers standing inside the room talking to DeBeauvoir. An unidentified staffer identified the room as the “media room,” but said we could not come inside. That staffer then closed the door.

Another reason DeBeauvoir gave for sequestering the poll watchers in a separate room was her concerns regarding the pandemic. The room contains multiple signs telling poll watchers masks are mandatory, but the clerk said she wants to protect her staff.

“They can’t go and stand on top of the people doing processing, because it’s COVID, and we don’t let them breathe on top of people, and you can see everything from inside the room,” DeBeauvoir told KXAN.

DeBeauvoir went on to characterize the SOS criminal investigation referral as “routine” business and nothing she appeared worried

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like it was ordinary, routine to forward it to the attorney general so I don’t think that they thought—especially since they had photographs of the poll watchers standing in the middle of the room—that there was any problem.”

“You know they weren’t forwarding something that needed attention, they were just doing a routine forward,” the clerk said.

TEASE: Alleged election violations at Travis County Clerk's Office

Pressley v. Casar

This isn’t the first time a poll watcher accused the Travis County Clerk’s Office of obstructing poll watchers. In 2014, Laura Pressley lost her bid for Austin City Council’s District 4 seat to current councilman Greg Casar. Casar won by 1,291 votes.

Pressley, among other allegations, claimed poll watchers were obstructed from “observing the retrieval, sorting, and copying” of election results in that race. Pressley filed complaints with the SOS over what she believed were violations against her poll watchers, but the SOS “rejected Pressley’s interpretation of what her poll watchers could observe,” according to a January 2019 Texas Supreme Court ruling in the case.

Jan. 25, 2019 PRESSLEY V CASAR SUPREME COURT RULING [Download](#)

The trial court determined Pressley’s arguments in the case were frivolous and had “no legal or factual basis” and fined her \$40,000 and her attorney was fined another \$50,000 in court-ordered sanctions.

However, the Texas Supreme Court later ruled the trial court “abused its discretion” in its findings against Pressley and her attorney, striking every dollar of sanctions against the pair.

“The election activities that Pressley complains about could create a perception of impropriety, and such impropriety might make the

election results unknowable, which is precisely her argument. Her evidence might not have been strong enough to win on the merits, but she had at least some evidence and legal basis for her claims. For that reason, the trial court abused its discretion in sanctioning Pressley and Rogers for making these non-frivolous arguments, and the court of appeals erred in affirming the sanctions,” according to the Jan. 25, 2019 supreme court opinion.

“The Supreme Court of Texas found that there may have been some evidence that what was alleged in this case in 2020 actually had happened in 2014. Do you dispute that,” Barr asked DeBeauvoir, “No, that’s when we built the room and designed it the way it is today. It was in response to those requests for the additional ability to see what was going on. That’s why the room is built the way it is today.”

“Are these poll watchers able to see all around, everywhere a ballot may be handled, the tabulation may be under way, they may be able to see this and listen to what’s going on with that,” Barr asked the clerk.

“Yes, everything. From when they’re brought in, checked off the list, you can see the information on the wall that says what’s come in, what hasn’t. The part where it’s opened up, the part where it’s run through the scanners and then the part it’s air gapped, the second part where it’s run through the accumulators and the results are produced. They can see that entire process,” DeBeauvoir told KXAN.

Wood and Foster said their goal in filing the complaint is simple: “Free and open elections,” Wood said.

“The real consequence of not having proper supervision from the outside in all phases of the election is it the right person may not get elected. The people’s choice may not be made. We may not be living in a free country,” Wood said.

“And that’s why I do it. That’s why I watch.”

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RULE 11 AGREEMENT BETWEEN RELATORS AND RESPONDENT

**IN RE HON. MATT MACKOWIAK, AND THE TRAVIS COUNTY REPUBLICAN PARTY,
AND MARTIN HARRY, Relators**

No. 20-0889

In the Supreme Court of Texas

In light of the Texas Supreme Court's denial of Relators' petition because of issues of disputed fact that should be resolved at the trial court level and to avoid further litigation between Relators and Respondents with relation to those issues, as well as to clarify changes to central count procedures represented to the Supreme Court in Respondent's Brief made in response to this litigation for central counting station operation in the remainder of the 2020 General Election for State and County Officers, Relators and Respondents agree as follows:

**WITH RELATION TO CENTRAL COUNT OPERATION REMAINING IN THE 2020
GENERAL ELECTION OF NOVEMBER 3, 2020:**

1. Relators will not pursue further litigation against Respondent in the above-captioned matter, except as necessary to enforce the terms of this Agreement. Relators specifically are not waiving any rights with regard to any future allegation(s) of a violation of Chapter 33, Election Code, by executing this Agreement, if any.
2. Relators and Respondent agree poll watchers will be present inside the tabulation area of the central counting station to perform their duties as authorized by Section 33.056, Election Code. Specifically, each watcher may observe any activity conducted at the location at which the watcher is serving and sit or stand conveniently near the election officers conducting the observed activity, as was always Respondent's position.
3. Relators and Respondent further agree that all equipment and computer screens in use will be visible to Relator's poll watchers and the doors to spaces used in the central counting station will be left unlocked while the station is open for the purpose of processing or preparing to process election results and until the election officers complete their duties at the station to the extent they do not engage in conduct that is loud and/or disruptive.
4. No physical barriers will be placed between poll watchers and activity conducted in the central counting station. To protect the health and safety of the poll workers and poll watchers due to the presence of COVID-19, Relators and Respondent agree there will be tape affixed to the floor to mark six-feet of social distancing from the poll workers' work station. Relators agree to wear masks as indicated in paragraph 4 below and only approach the poll workers' work station beyond the six-foot demarcation only to the extent necessary to view the screen and notate any irregularity or violation of law and then agree immediately to again observe the six-foot demarcation for social distancing. Relators agree to direct any question to the presiding judge.
5. In light of the COVID19 Pandemic, Relators and Respondent agree Relators' watchers will, at all times during their service in the 2020 General Election, wear a mask or other face covering, and to the extent possible, maintain social distancing except during those

times where they are unable to do so because they would otherwise be unable to see, hear, or otherwise observe activity at the location.

WITH RELATION TO CENTRAL COUNT OPERATION IN THE RUN-OFF FOR THE 2020 GENERAL ELECTION WHERE CHAPTER 33, ELECTION CODE, AS CURRENTLY STATED, IS IN OPERATION:

1. Relators and Respondent agree to conduct the operations of the central counting station in a facility which allows all duly-appointed and serving poll watchers to observe any activity conducted at the location and sit or stand conveniently near the election officers conducting the observed activity while the station is open for the purpose of processing or preparing to process election results and until the election officers complete their duties at the station, as was always Respondent's intention.
2. No physical barriers will be placed between poll watchers and activity conducted in the central counting station. To protect the health and safety of the poll workers and poll watchers due to the presence of COVID-19, Relators and Respondent agree there may be tape affixed to the floor to mark six-feet of social distancing from the poll workers' work station. Relators agree to wear masks as indicated in paragraph 4 above and only approach the poll workers' work station beyond the six-foot demarcation only to the extent necessary to view the screen and notate any irregularity or violation of law and then agree immediately to again observe the six-foot demarcation for social distancing. Relators agree to direct any question to the presiding judge.
3. Relators and Respondent recognize that the limited duration of central counting station operation may implicate the "capable of repetition evading review" exception to the mootness doctrine, and Respondent agrees to not raise the defense of mootness or standing in any action by Relators to enforce the terms of this Agreement. This is not to be construed to create any private right of action outside that already authorized by law.

The term of this Agreement begins on the date the Agreement is signed and does not expire unless overruled by contrary statutory provision or judicial action.

SIGNED this 11th day of November, 2020.

Counsel for Relators:



Counsel for Respondent, Travis County Clerk, Dana DeBeauvoir:



The State of Texas



Elections Division
P.O. Box 12060
Austin, Texas 78711-2060
www.sos.state.tx.us

Phone: 512-463-5650
Fax: 512-475-2811
Dial 7-1-1 For Relay Services
(800) 252-VOTE (8683)

Ruth R. Hughs
Secretary of State

November 20, 2020

Mr. Jason Anderson
Criminal Investigations
Office of the Attorney General
P.O. Box 12548
Austin, Texas 78711

Dear Mr. Anderson,

Pursuant to §31.006 of the Texas Election Code, I respectfully request your assistance in reviewing allegations of criminal activity by several election judges in connection with an election in El Paso County.

The complainants allege that the following election judges obstructed poll watchers by preventing them from observing activities they were entitled to observe:

- Floreen Villela
- Carlos Garcia
- Mary Padilla
- Ken Sutherland
- Frank Rosales
- Sandie Gonzales
- Dora Tellez
- Diane Padilla
- Nicholas Banales
- Trini Acevedo
- Ayle Sarinana
- Yvonne Roman
- Amy Lara
- Felix Arenas

Specifically, the complainants allege that each of the election judges listed above obstructed poll watchers by refusing to disclose information to those poll watchers regarding the identities of the election workers serving at the polling place that each election judge was serving at.

Texas Election Code 33.061 provides that a person commits an offense if the person serves in an official capacity at a location at which the presence of watchers is authorized and the person knowingly prevents a watcher from observing an activity the watcher is entitled to observe.

Section 33.061 provides that an offense under that section is a Class A misdemeanor. The complainants allege that each of the election judges listed above violated this section by refusing to disclose information regarding the identities and voter registration numbers of the other election workers serving at the polling place that each respective election judge was serving at.

After review of the submitted documentation, we believe the information regarding offenses warrants a submission for criminal investigation to the Texas Attorney General as the specific allegations described involve a potential criminal offense. Accordingly, under §31.006 of the Code, we are forwarding this complaint to the Attorney General for investigation.

Sincerely,



Keith Ingram
Director of Elections

KI:CP

cc: Sergio Acuna
1656 Bob Murphy Dr.
El Paso, TX 79936

[REDACTED]

Martin Ford
1011 Wyoming Ave.
El Paso, TX 79902

[REDACTED]

John Hurt
10766 Wilton Pl.
Socorro, TX 79927

[REDACTED]

Santokh Kalkat
1219 Overland Ave.
El Paso, TX 79901

[REDACTED]

Harriet Schneider
607 Blanchard
El Paso, TX 79902



Billie Katherine Stern Gilbert
8708 Lait Dr.
El Paso, TX 79925



ELECTION COMPLAINT TO THE TEXAS SECRETARY OF STATE

Docket Number	OFFICE USE ONLY	Date Hand-delivered or Date Postmarked / /
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Please read the important information at the end of this document. The Secretary of State has no authority to order a new election, change an election result, or conduct a criminal investigation. A complaint filed with this form will not alter the results of an election.

This complaint form MUST BE SIGNED before it is submitted to the Secretary of State; therefore, you must print it out and sign it before mailing or faxing a copy or emailing a scanned, signed copy.

I. IDENTITY OF COMPLAINANT

1 COMPLAINANT NAME	MS / MRS / MR Mr. John	FIRST	MI	NICKNAME Hurt	LAST	SUFFIX
2 COMPLAINANT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE) 10766 Wilton Pl		CITY Socorro	STATE TX	ZIP CODE 79927	
(Full home or business address, including street, city, state, and zip code)						
3 COMPLAINANT MAILING ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)		CITY	STATE	ZIP CODE	
<input checked="" type="checkbox"/> (check if same as above)						
(Full home or business address, including street, city, state, and zip code)						
4 COMPLAINANT TELEPHONE NUMBER	AREA CODE	PHONE NUMBER	EXT	5 COMPLAINANT E-MAIL ADDRESS		

II. IDENTITY OF RESPONDENT

PERSON OR ENTITY COMMITTING ALLEGED VIOLATION(S)

6 RESPONDENT NAME	MS / MRS / MR Ms. Dora	FIRST	MI	NICKNAME Tellez	LAST	SUFFIX
7 RESPONDENT POSITION OR TITLE	Election Judge					
8 RESPONDENT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE) Unknown		CITY Unknown	STATE TX	ZIP CODE	
(Full home or business address, including street, city, state, and zip code)						
9 RESPONDENT MAILING ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE) Unknown		CITY	STATE	ZIP CODE	
<input type="checkbox"/> (check if same as above)						
(Full home or business address, including street, city, state, and zip code)						
10 RESPONDENT TELEPHONE NUMBER	AREA CODE	PHONE NUMBER	EXT	11 RESPONDENT E-MAIL ADDRESS (IF KNOWN)	Unknown	

GO TO PAGE 2

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/28/2014

III. NATURE OF ALLEGED VIOLATION

Page2

If you believe that a criminal violation of the Code has occurred, please state the specific acts committed by the person or entity named in this complaint, along with a reference to the section of the Code alleged to have been violated, if known. If you need more space, please attach a separate sheet.

Ms. Dora Tellez is serving as an election judge in El Paso County, Texas at the Marty Robbins Recreation Center, an early voting location. I entered the premises, presenting my authorization as a poll watcher for candidate, Irene Armendariz Jackson, who is running for U.S. House of Representatives. Ms. Tellez refused to provide me with any information regarding who was working the polling location or any other information I was allowed by law to see.

I went to the polling site on October 28. Ms. Tellez refused to provide me with any information and refused to show me any records.

Ms. Tellez was in violation of Section 33.056, 33.061 and 33.61 of the Texas Election Code.

ATTACH ADDITIONAL PAGES AS NEEDED

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/28/2014

IV. STATEMENT OF FACTS**Page 3**

State the facts constituting the alleged violation(s), including the dates on which or the period of time in which the alleged violation(s) occurred. Identify allegations of fact not personally known to the complainant, but alleged on information and belief. Please use simple, concise, and direct statements.

ELECTION IN WHICH VIOLATION(S) OCCURRED

NAME OF ELECTION General Election DATE OF ELECTION 11 / 03 / 20
MM/DD/YYYY

COUNTY OR POLITICAL SUBDIVISION El Paso PRECINCT Early Voting

On October 28 Ms. Tellez refused to provide any records to me as poll watcher and was in violation of Section 33.056 and 33.61 of the Texas Election Code.

ATTACH ADDITIONAL PAGES AS NEEDED

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/28/2014

V. LISTING OF DOCUMENTS AND OTHER MATERIALS

Page 4

List all documents and other materials filed with this complaint. Additionally, list all other documents and other materials that are relevant to this complaint and that are within your knowledge, including their location, if known.

Poll Watchers Checklist for Early Voting

ATTACH ADDITIONAL PAGES AS NEEDED

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/28/2014

VI. SIGNED STATEMENT

I, John R. Idant, the undersigned,
PRINTED NAME OF COMPLAINANT

under penalty of perjury do swear or affirm that the information contained in this complaint is true and correct to the best of my knowledge.

I have read and understand the accompanying instructions, and I am aware that completion of this form cannot and will not alter the outcome of the election.

John R. Idant
SIGNATURE OF COMPLAINANT

NOTICE: THIS COMPLAINT IS NOT CONFIDENTIAL; ONCE REVIEWED BY THE SECRETARY OF STATE, IT WILL BE TREATED AS A PUBLIC RECORD.

REMINDER: YOU MUST SIGN THIS FORM PRIOR TO SUBMITTING

IF MAILING, PLEASE SEND TO:

Texas Secretary of State
Elections Division
c/o Legal Dept.
P.O. Box 12060
Austin, TX 78711

IF FAXING, PLEASE SEND TO:

512.475.2811

IF EMAILING, PLEASE SEND TO:

elections@sos.texas.gov

POLL WORKERS PRESENT

Poll Watcher Name John R Hurt Location Marty Robbins Recreation Center Date 10-28-2020 Time 4:45

NAME	VOID	JUDGE, /ALT/CLERK/STAFF	NOTE AFFILIATION R OR D
1. Dora Tellez	Refused	Judge	Refused
2.			
3.			
4.			
5.			
6.			
7.			
8.			
9.			
10.			
11.			
12.			
13.			

Republican Alliance of El Paso

If a location has curbside station, use the separate sheet. Any cleaning personnel should be identified as staff.

Prepared by Republican Alliance of El Paso - Rev. 10-12-2020
 5400 Suncrest C-4 El Paso 79912
 915-313-4224

Irma Armendariz Jackson

**POLL WATCHERS CHECKLIST FOR
EARLY VOTING POLL LOCATIONS**

DATE: 10-28-2020
 Early Voting Site: Marty Robbins Recreation Center
 Poll Watcher: John R Hurt

Answer all questions Y, N, N/O (Not observed), or N/A (Not applicable), unless otherwise indicated.

- Were there 100-foot distance markers established? Yes
 Was there loitering inside distance markers by:
 - a. Candidates? no
 - b. News Media? no
 - c. Campaign workers? no
 - d. Voters after voting? no
 - e. Others? no
- Did any voters receive assistance while you were inspecting the polling place? no
- When assisted by election officials, did two officials perform assistance to the voter? WIT
- Were poll watchers allowed to observe assistance if being assisted by two election officials? WIT
- When a voter brought in their own assistant, did the person assisting take the Oath of Assistance? WIT
- When a voter brought in their own assistance, was the name and address of the assistant recorded next to the voter's name on the poll list? WIT
- Were bilingual election clerks available on site? Yes
- Verify that the presiding judge printed out and signed zero tape before opening the polling site? no

- Was every election official, staff, and poll watcher wearing an ID badge? Yes
- Were voters asked to fill out a Statement of Residence, if necessary? (i.e., if voter said he/she moved, and/or if an "S" was shown by the voter's name and the voter still lived in the in the county? WIT
- Was the poll watcher allowed to sit or stand conveniently near all election officials to observe the election activities? no
- Was the poll watcher immediately allowed to inspect and take notes from the Oath of Elections form in envelope #2 to include name & position? (Sec. 31.056 (c)) no

Comments: Judge Dora Tellez refused to give out any information. Said she was told by Vanessa at elections to not give out any information

***** ONLY AFTER YOU ARE FINISHED AND HAVE LEFT THE SITE:**

Scan, drop off, or text (915-642-7528) photo of Poll Worker forms (Checklist and Rosters) to Republican Alliance of El Paso.

Prepared by Republican Alliance of El Paso Rev. 11-13, 2020
 5400 Suncrest C-4 El Paso, TX 79912
 915-313-4224

Republican Alliance of El Paso

Tamara Schoonmaker

From: Elections Internet
Sent: Friday, October 30, 2020 11:56 AM
To: Tamara Schoonmaker
Cc: Christina Adkins
Subject: FW: Election Complaint
Attachments: Hurt Marty Robbins.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

From: Republican Alliance of El Paso <repallel Paso@gmail.com>
Sent: Friday, October 30, 2020 11:46 AM
To: Elections Internet <Elections@sos.texas.gov>
Subject: Election Complaint

CAUTION: This email originated from OUTSIDE of the SOS organization. Do not click on links or open attachments unless you are expecting the email and know that the content is safe. If you believe this to be a malicious or phishing email, please send this email as an attachment to Informationsecurity@sos.texas.gov.

Attached is an election complaint filed on behalf of Irene Armendariz Jackson, candidate for U. S. House of Representatives. Thank you.



The State of Texas



Elections Division
P.O. Box 12060
Austin, Texas 78711-2060
www.sos.state.tx.us

Phone: 512-463-5650
Fax: 512-475-2811
Dial 7-1-1 For Relay Services
(800) 252-VOTE (8683)

Ruth R. Hughs
Secretary of State

November 20, 2020

Mr. Jason Anderson
Criminal Investigations
Office of the Attorney General
P.O. Box 12548
Austin, Texas 78711

Dear Mr. Anderson,

Pursuant to §31.006 of the Texas Election Code, I respectfully request your assistance in reviewing allegations of criminal activity by several election judges in connection with an election in El Paso County.

The complainants allege that the following election judges obstructed poll watchers by preventing them from observing activities they were entitled to observe:

- Floreen Villela
- Carlos Garcia
- Mary Padilla
- Ken Sutherland
- Frank Rosales
- Sandie Gonzales
- Dora Tellez
- Diane Padilla
- Nicholas Banales
- Trini Acevedo
- Ayle Sarinana
- Yvonne Roman
- Amy Lara
- Felix Arenas

Specifically, the complainants allege that each of the election judges listed above obstructed poll watchers by refusing to disclose information to those poll watchers regarding the identities of the election workers serving at the polling place that each election judge was serving at.

Texas Election Code 33.061 provides that a person commits an offense if the person serves in an official capacity at a location at which the presence of watchers is authorized and the person knowingly prevents a watcher from observing an activity the watcher is entitled to observe.

Section 33.061 provides that an offense under that section is a Class A misdemeanor. The complainants allege that each of the election judges listed above violated this section by refusing to disclose information regarding the identities and voter registration numbers of the other election workers serving at the polling place that each respective election judge was serving at.

After review of the submitted documentation, we believe the information regarding offenses warrants a submission for criminal investigation to the Texas Attorney General as the specific allegations described involve a potential criminal offense. Accordingly, under §31.006 of the Code, we are forwarding this complaint to the Attorney General for investigation.

Sincerely,



Keith Ingram
Director of Elections

KI:CP

cc: Sergio Acuna
1656 Bob Murphy Dr.
El Paso, TX 79936
[REDACTED]

Martin Ford
1011 Wyoming Ave.
El Paso, TX 79902
[REDACTED]

John Hurt
10766 Wilton Pl.
Socorro, TX 79927
HurtJR25@gmail.com

Santokh Kalkat
1219 Overland Ave.
El Paso, TX 79901
[REDACTED]

Harriet Schneider
607 Blanchard
El Paso, TX 79902



Billie Katherine Stern Gilbert
8708 Lait Dr.
El Paso, TX 79925



ELECTION COMPLAINT TO THE TEXAS SECRETARY OF STATE

Docket Number

**OFFICE USE
ONLY**

Date Hand-delivered or Date Postmarked

/ /

Please read the Important Information at the end of this document. The Secretary of State has no authority to order a new election, change an election result, or conduct a criminal investigation. A complaint filed with this form will not alter the results of an election.

This complaint form MUST BE SIGNED before it is submitted to the Secretary of State; therefore, you must print it out and sign it before mailing or faxing a copy or emailing a scanned, signed copy.

I. IDENTITY OF COMPLAINANT

1	COMPLAINANT NAME	MS / MRS / MR	FIRST	MI	
	Mr. John				
	NICKNAME		LAST	SUFFIX	
			Hurt		
2	COMPLAINANT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)		CITY	STATE ZIP CODE
		10766 Wilton Pl		Socorro	TX 79927
<small>(Full home or business address, including street, city, state, and zip code)</small>					
3	COMPLAINANT MAILING ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)		CITY	STATE ZIP CODE
	<input checked="" type="checkbox"/> (check if same as above)				
<small>(Full home or business address, including street, city, state, and zip code)</small>					
4	COMPLAINANT TELEPHONE NUMBER	AREA CODE	PHONE NUMBER	EXT	5 COMPLAINANT E-MAIL ADDRESS

II. IDENTITY OF RESPONDENT

PERSON OR ENTITY COMMITTING ALLEGED VIOLATION(S)

6	RESPONDENT NAME	MS / MRS / MR	FIRST	MI	
	Mr. Frank				
	NICKNAME		LAST	SUFFIX	
			Rosales		
7	RESPONDENT POSITION OR TITLE	Election Judge			
8	RESPONDENT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)		CITY	STATE ZIP CODE
		Unknown		Unknown	TX
<small>(Full home or business address, including street, city, state, and zip code)</small>					
9	RESPONDENT MAILING ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)		CITY	STATE ZIP CODE
		Unknown			
	<input type="checkbox"/> (check if same as above)				
<small>(Full home or business address, including street, city, state, and zip code)</small>					
10	RESPONDENT TELEPHONE NUMBER	AREA CODE	PHONE NUMBER	EXT	11 RESPONDENT E-MAIL ADDRESS (IF KNOWN)
					Unknown

GO TO PAGE 2

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

III. NATURE OF ALLEGED VIOLATION

Page2

If you believe that a criminal violation of the Code has occurred, please state the specific acts committed by the person or entity named in this complaint, along with a reference to the section of the Code alleged to have been violated, if known. If you need more space, please attach a separate sheet.

Mr. Frank Rosales is serving as an election judge in El Paso County, Texas at the Chayo Adpodaca Community Center, an early voting location. I entered the premises, presenting my authorization as a poll watcher for candidate, Irene Armendariz Jackson, who is running for U.S. House of Representatives. Mr. Rosales refused to provide me with any information regarding who was working the polling location or any other information I was allowed by law to see.

I went to the polling site on October 28. Mr. Rosales refused to provide me with any information and refused to show me any records.

Mr. Rosales was in violation of Section 33.056, 33.061 and 33.61 of the Texas Election Code.

ATTACH ADDITIONAL PAGES AS NEEDED

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/28/2014

IV. STATEMENT OF FACTS

Page 3

State the facts constituting the alleged violation(s), including the dates on which or the period of time in which the alleged violation(s) occurred. Identify allegations of fact not personally known to the complainant, but alleged on information and belief. Please use simple, concise, and direct statements.

ELECTION IN WHICH VIOLATION(S) OCCURRED

NAME OF ELECTION	<u>General Election</u>	DATE OF ELECTION	<u>11 / 03 / 20</u>
		MM/DD/YYYY	
COUNTY OR POLITICAL SUBDIVISION	<u>El Paso</u>	PRECINCT	<u>Early Voting</u>

On October 28 Mr. Rosales refused to provide any records to me as poll watcher and was in violation of Section 33.056 and 33.61 of the Texas Election Code.

ATTACH ADDITIONAL PAGES AS NEEDED

V. LISTING OF DOCUMENTS AND OTHER MATERIALS

Page 4

List all documents and other materials filed with this complaint. Additionally, list all other documents and other materials that are relevant to this complaint and that are within your knowledge, including their location, if known.

Poll Watchers Checklist for Early Voting
Poll Workers Present Log

ATTACH ADDITIONAL PAGES AS NEEDED

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/28/2014

VI. SIGNED STATEMENT

John R. Hurt

PRINTED NAME OF COMPLAINANT

, the undersigned,

under penalty of perjury do swear or affirm that the information contained in this complaint is true and correct to the best of my knowledge.

I have read and understand the accompanying instructions, and I am aware that completion of this form cannot and will not alter the outcome of the election.



SIGNATURE OF COMPLAINANT

NOTICE: THIS COMPLAINT IS NOT CONFIDENTIAL; ONCE REVIEWED BY THE SECRETARY OF STATE, IT WILL BE TREATED AS A PUBLIC RECORD.

REMINDER: YOU MUST SIGN THIS FORM PRIOR TO SUBMITTING

IF MAILING, PLEASE SEND TO:

Texas Secretary of State
Elections Division
c/o Legal Dept.
P.O. Box 12060
Austin, TX 78711

IF FAXING, PLEASE SEND TO:

512.475.2811

IF EMAILING, PLEASE SEND TO:

elections@sos.texas.gov

POLL WORKERS PRESENT

Poll Watcher Name John R Hurt Location Chayo Apodaca Community Date 10-28-2020 Time 3:30

NAME	VOID	JUDGE, /ALT/CLERK/STAFF	NOTE AFFILIATION R OR D
1. Frank Rosales	Refused	Judge	Refused
2.			
3.			
4.			
5.			
6.			
7.			
8.			
9.			
10.			
11.			
12.			
13.			

Republican Alliance of El Paso

If a location has curbside station, use the separate sheet. Any cleaning personnel should be identified as staff.

Prepared by Republican Alliance of El Paso - Rev. 10-12-2020
 5400 Suncrest C-4 El Paso 79912
 915-313-4224

Iran Armendarez Jackson

POLL WATCHERS CHECKLIST FOR

EARLY VOTING POLL LOCATIONS

DATE: 10-28-2020

Early Voting Site: Chavez Apodaca Community Center

Poll Watcher: John R Hurt

Answer all questions Y, N, N/O (Not observed), or N/A (Not applicable), unless otherwise indicated.

- Were there 100-foot distance markers established? Yes
Was there loitering inside distance markers by:
 - a. Candidates? no
 - b. News Media? no
 - c. Campaign workers? no
 - d. Voters after voting? no
 - e. Others? no
- Did any voters receive assistance while you were inspecting the polling place? no
- When assisted by election officials, did two officials perform assistance to the voter? WIT
- Were poll watchers allowed to observe assistance if being assisted by two election officials? WIT
- When a voter brought in their own assistant, did the person assisting take the Oath of Assistance? WIT
- When a voter brought in their own assistance, was the name and address of the assistant recorded next to the voter's name on the poll list? WIT
- Were bilingual election clerks available on site? Yes
- Verify that the presiding judge printed out and signed zero tape before opening the polling site? no

- Was every election official, staff, and poll watcher wearing an ID badge? Yes
- Were voters asked to fill out a Statement of Residence, if necessary? (i.e., If voter said he/she moved, and/or if an "S" was shown by the voter's name and the voter still lived in the in the county? WIT
- Was the poll watcher allowed to sit or stand conveniently near all election officials to observe the election activities? no
- Was the poll watcher immediately allowed to inspect and take notes from the Oath of Elections form in envelope #2 to include name & position? [Sec. 31.056 (c)] no

Comments: Judge Frank Morales refused any information. When first asked for roster said he did not have it. Then said he was told by Vanessa we need to go thru Vanessa in Elections for any information
 *** ONLY AFTER YOU ARE FINISHED AND HAVE LEFT THE SITE:

Scan, drop off, or text (915-642-7528) photo of " Poll Worker forms (Checklist and Rosters) to Republican Alliance of El Paso.

Prepared by Republican Alliance of El Paso Rev. 11-13, 2020
 5400 Suncrest C-4 El Paso, TX 79912
 915-313-4224

Tamara Schoonmaker

From: Elections Internet
Sent: Friday, October 30, 2020 11:58 AM
To: Tamara Schoonmaker
Cc: Christina Adkins
Subject: FW: Election Complaint
Attachments: Hurt Chayo.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

From: Republican Alliance of El Paso <repallelpasso@gmail.com>
Sent: Friday, October 30, 2020 11:48 AM
To: Elections Internet <Elections@sos.texas.gov>
Subject: Election Complaint

CAUTION: This email originated from OUTSIDE of the SOS organization. Do not click on links or open attachments unless you are expecting the email and know that the content is safe. If you believe this to be a malicious or phishing email, please send this email as an attachment to informationsecurity@sos.texas.gov.

Attached is an election complaint filed on behalf of Irene Armendariz Jackson, candidate for U. S. House of Representatives. Thank you.



The State of Texas



Elections Division
P.O. Box 12060
Austin, Texas 78711-2060
www.sos.state.tx.us

Phone: 512-463-5650
Fax: 512-475-2811
Dial 7-1-1 For Relay Services
(800) 252-VOTE (8683)

Ruth R. Hughs
Secretary of State

November 20, 2020

Mr. Jason Anderson
Criminal Investigations
Office of the Attorney General
P.O. Box 12548
Austin, Texas 78711

Dear Mr. Anderson,

Pursuant to §31.006 of the Texas Election Code, I respectfully request your assistance in reviewing allegations of criminal activity by several election judges in connection with an election in El Paso County.

The complainants allege that the following election judges obstructed poll watchers by preventing them from observing activities they were entitled to observe:

- Floreen Villela
- Carlos Garcia
- Mary Padilla
- Ken Sutherland
- Frank Rosales
- Sandie Gonzales
- Dora Tellez
- Diane Padilla
- Nicholas Banales
- Trini Acevedo
- Ayle Sarinana
- Yvonne Roman
- Amy Lara
- Felix Arenas

Specifically, the complainants allege that each of the election judges listed above obstructed poll watchers by refusing to disclose information to those poll watchers regarding the identities of the election workers serving at the polling place that each election judge was serving at.

Texas Election Code 33.061 provides that a person commits an offense if the person serves in an official capacity at a location at which the presence of watchers is authorized and the person knowingly prevents a watcher from observing an activity the watcher is entitled to observe.

Section 33.061 provides that an offense under that section is a Class A misdemeanor. The complainants allege that each of the election judges listed above violated this section by refusing to disclose information regarding the identities and voter registration numbers of the other election workers serving at the polling place that each respective election judge was serving at.

After review of the submitted documentation, we believe the information regarding offenses warrants a submission for criminal investigation to the Texas Attorney General as the specific allegations described involve a potential criminal offense. Accordingly, under §31.006 of the Code, we are forwarding this complaint to the Attorney General for investigation.

Sincerely,



Keith Ingram
Director of Elections

KI:CP

cc: Sergio Acuna
1656 Bob Murphy Dr.
El Paso, TX 79936
[REDACTED]

Martin Ford
1011 Wyoming Ave.
El Paso, TX 79902
[REDACTED]

John Hurt
10766 Wilton Pl.
Socorro, TX 79927
[REDACTED]

Santokh Kalkat
1219 Overland Ave.
El Paso, TX 79901
[REDACTED]

Harriet Schneider
607 Blanchard
El Paso, TX 79902



Billie Katherine Stern Gilbert
8708 Lait Dr.
El Paso, TX 79925



1210 Red

ELECTION COMPLAINT TO THE TEXAS SECRETARY OF STATE

Docket Number	OFFICE USE ONLY	Date Hand-delivered or Date Postmarked / /
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Please read the important information at the end of this document. The Secretary of State has no authority to order a new election, change an election result, or conduct a criminal investigation. A complaint filed with this form will not alter the results of an election.

This complaint form MUST BE SIGNED before it is submitted to the Secretary of State; therefore, you must print it out and sign it before mailing or faxing a copy or emailing a scanned, signed copy.

I. IDENTITY OF COMPLAINANT

1 COMPLAINANT NAME	MS / MRS / MR	FIRST	MI	NICKNAME	LAST	SUFFIX
		Mr. John			Hurt	
2 COMPLAINANT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)		CITY	STATE	ZIP CODE	
	10766 Wilton Pl		Socorro	TX	79927	
(Full home or business address, including street, city, state, and zip code)						
3 COMPLAINANT MAILING ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)		CITY	STATE	ZIP CODE	
(Full home or business address, including street, city, state, and zip code)						
4 COMPLAINANT TELEPHONE NUMBER	AREA CODE	PHONE NUMBER	EXT	5 COMPLAINANT E-MAIL ADDRESS		

II. IDENTITY OF RESPONDENT

PERSON OR ENTITY COMMITTING ALLEGED VIOLATION(S)

6 RESPONDENT NAME	MS / MRS / MR	FIRST	MI	NICKNAME	LAST	SUFFIX
		Ms. Diane			Padilla	
7 RESPONDENT POSITION OR TITLE	Election Judge					
8 RESPONDENT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)		CITY	STATE	ZIP CODE	
	Unknown		Unknown	TX		
(Full home or business address, including street, city, state, and zip code)						
9 RESPONDENT MAILING ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)		CITY	STATE	ZIP CODE	
	Unknown					
(Full home or business address, including street, city, state, and zip code)						
10 RESPONDENT TELEPHONE NUMBER	AREA CODE	PHONE NUMBER	EXT	11 RESPONDENT E-MAIL ADDRESS (IF KNOWN)	Unknown	

GO TO PAGE 2

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/28/2014

III. NATURE OF ALLEGED VIOLATION**Page 2**

If you believe that a criminal violation of the Code has occurred, please state the specific acts committed by the person or entity named in this complaint, along with a reference to the section of the Code alleged to have been violated, if known. If you need more space, please attach a separate sheet.

Ms. Diane Padilla is serving as an election judge in El Paso County, Texas at the Pavo Real Recreation Center, an early voting location. I entered the premises, presenting my authorization as a poll watcher for candidate, Irene Armendariz Jackson, who is running for U.S. House of Representatives. Ms. Padilla refused to provide me with any information regarding who was working the polling location or any other information I was allowed by law to see.

I went to the polling site on October 28. Ms. Padilla refused to provide me with any information and refused to show me any records.

Ms. Padilla was in violation of Section 33.056, 33.061 and 33.61 of the Texas Election Code.

ATTACH ADDITIONAL PAGES AS NEEDED

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/28/2014

IV. STATEMENT OF FACTS

State the facts constituting the alleged violation(s), including the dates on which or the period of time in which the alleged violation(s) occurred. Identify allegations of fact not personally known to the complainant, but alleged on information and belief. Please use simple, concise, and direct statements.

ELECTION IN WHICH VIOLATION(S) OCCURRED

NAME OF ELECTION General Election DATE OF ELECTION 11 / 03 / 20
MM/DD/YYYY
COUNTY OR POLITICAL SUBDIVISION El Paso PRECINCT Early Voting

On October 28 Ms. Padilla refused to provide any records to me as poll watcher and was in violation of Section 33.056 and 33.61 of the Texas Election Code.

ATTACH ADDITIONAL PAGES AS NEEDED

V. LISTING OF DOCUMENTS AND OTHER MATERIALS

Page 4

List all documents and other materials filed with this complaint. Additionally, list all other documents and other materials that are relevant to this complaint and that are within your knowledge, including their location, if known.

Poll Watchers Checklist for Early Voting

ATTACH ADDITIONAL PAGES AS NEEDED

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/28/2014

VI. SIGNED STATEMENT**Page 5**I, John R. Hurt

PRINTED NAME OF COMPLAINANT

, the undersigned,

under penalty of perjury do swear or affirm that the information contained in this complaint is true and correct to the best of my knowledge.

I have read and understand the accompanying instructions, and I am aware that completion of this form cannot and will not alter the outcome of the election.



SIGNATURE OF COMPLAINANT

NOTICE: THIS COMPLAINT IS NOT CONFIDENTIAL; ONCE REVIEWED BY THE SECRETARY OF STATE, IT WILL BE TREATED AS A PUBLIC RECORD.

REMINDER: YOU MUST SIGN THIS FORM PRIOR TO SUBMITTING**IF MAILING, PLEASE SEND TO:**

Texas Secretary of State
Elections Division
c/o Legal Dept.
P.O. Box 12060
Austin, TX 78711

IF FAXING, PLEASE SEND TO:

512.475.2811

IF EMAILING, PLEASE SEND TO:

elections@sos.texas.gov

POLL WATCHERS CHECKLIST FOR
EARLY VOTING POLL LOCATIONS

DATE: 10-28-2020
Early Voting Site: Pavo Real Recreation Center
Poll Watcher: John R. Hurt

Answer all questions Y, N, N/O (Not observed), or N/A (Not applicable), unless otherwise indicated.

- Were there 100- foot distance markers established? Yes
Was there loitering inside distance markers by:
 - a. Candidates? no
 - b. News Media? no
 - c. Campaign workers? no
 - d. Voters after voting? no
 - e. Others? no
- Did any voters receive assistance while you were inspecting the polling place? no
- When assisted by election officials, did two officials perform assistance to the voter? WIT
- Were poll watchers allowed to observe assistance if being assisted by two election officials? WIT
- When a voter brought in their own assistant, did the person assisting take the Oath of Assistance? WIT
- When a voter brought in their own assistance, was the name and address of the assistant recorded next to the voter's name on the poll list? WIT
- Were bilingual election clerks available on site? Yes
- Verify that the presiding judge printed out and signed zero tape before opening the polling site? no

- Was every election official, staff, and poll watcher wearing an ID badge? Yes
- Were voters asked to fill out a Statement of Residence, if necessary? (i.e., if voter said he/she moved, and/or if an "S" was shown by the voter's name and the voter still lived in the in the county? WIT
- Was the poll watcher allowed to sit or stand conveniently near all election officials to observe the election activities? no
- Was the poll watcher immediately allowed to inspect and take notes from the Oath of Election form in envelope #2 to include name & position? [Sec. 34.056 (c)] no

Comments: Judge Diane Padilla refused any information. Told me per hisa Wise not to give out any information

*** ONLY AFTER YOU ARE FINISHED AND HAVE LEFT THE SITE:
Scan, drop off, or text (915-642-7528) photo of ^{the} Poll Worker forms (Checklist and Rosters) to Republican Alliance of El Paso.

Sandicate: Irene A.

Prepared by Republican Alliance of El Paso Rev. 11- 13, 2020
5400 Suncrest C-4 El Paso, TX 79912
915-313-4224

POLL WORKERS PRESENT

Poll Watcher Name John R. Hurt Location Pav0 Real Recreati0n ctr Date 10-28-2020 Time 4:00pm

NAME	VOID	JUDGE, /ALT/CLERK/STAFF	NOTE AFFILIATION R OR D
1. Diane Padilla	Refused	Judge	Refused.
2.			
3.			
4.			
5.			
6.			
7.			
8.			
9.			
10.			
11.			
12.			
13.			

Republican Alliance of El Paso

If a location has curbside station, use the separate sheet. Any cleaning personnel should be identified as staff.

Prepared by Republican Alliance of El Paso - Rev. 10-12-2020
 5400 Suncrest C-4 El Paso 79912
 915-313-4224

Ivan Armendariz Jackson

Tamara Schoonmaker

From: Elections Internet
Sent: Friday, October 30, 2020 12:03 PM
To: Tamara Schoonmaker
Cc: Christina Adkins
Subject: FW: Election Complaint
Attachments: Hurt Pavo Real.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

From: Republican Alliance of El Paso <repallelpasso@gmail.com>
Sent: Friday, October 30, 2020 11:57 AM
To: Elections Internet <Elections@sos.texas.gov>
Subject: Election Complaint

CAUTION: This email originated from OUTSIDE of the SOS organization. Do not click on links or open attachments unless you are expecting the email and know that the content is safe. If you believe this to be a malicious or phishing email, please send this email as an attachment to InformationSecurity@sos.texas.gov.

Attached is an election complaint filed on behalf of Irene Armendariz Jackson, candidate for U. S. House of Representatives. Thank you.



The State of Texas



Elections Division
P.O. Box 12060
Austin, Texas 78711-2060
www.sos.state.tx.us

Phone: 512-463-5650
Fax: 512-475-2811
Dial 7-1-1 For Relay Services
(800) 252-VOTE (8683)

Ruth R. Hughs
Secretary of State

November 20, 2020

Mr. Jason Anderson
Criminal Investigations
Office of the Attorney General
P.O. Box 12548
Austin, Texas 78711

Dear Mr. Anderson,

Pursuant to §31.006 of the Texas Election Code, I respectfully request your assistance in reviewing allegations of criminal activity by several election judges in connection with an election in El Paso County.

The complainants allege that the following election judges obstructed poll watchers by preventing them from observing activities they were entitled to observe:

- Floreen Villela
- Carlos Garcia
- Mary Padilla
- Ken Sutherland
- Frank Rosales
- Sandie Gonzales
- Dora Tellez
- Diane Padilla
- Nicholas Banales
- Trini Acevedo
- Ayle Sarinana
- Yvonne Roman
- Amy Lara
- Felix Arenas

Specifically, the complainants allege that each of the election judges listed above obstructed poll watchers by refusing to disclose information to those poll watchers regarding the identities of the election workers serving at the polling place that each election judge was serving at.

Texas Election Code 33.061 provides that a person commits an offense if the person serves in an official capacity at a location at which the presence of watchers is authorized and the person knowingly prevents a watcher from observing an activity the watcher is entitled to observe.

Section 33.061 provides that an offense under that section is a Class A misdemeanor. The complainants allege that each of the election judges listed above violated this section by refusing to disclose information regarding the identities and voter registration numbers of the other election workers serving at the polling place that each respective election judge was serving at.

After review of the submitted documentation, we believe the information regarding offenses warrants a submission for criminal investigation to the Texas Attorney General as the specific allegations described involve a potential criminal offense. Accordingly, under §31.006 of the Code, we are forwarding this complaint to the Attorney General for investigation.

Sincerely,



Keith Ingram
Director of Elections

KI:CP

cc: Sergio Acuna
1656 Bob Murphy Dr.
El Paso, TX 79936
[REDACTED]

Martin Ford
1011 Wyoming Ave.
El Paso, TX 79902
[REDACTED]

John Hurt
10766 Wilton Pl.
Socorro, TX 79927
[REDACTED]

Santokh Kalkat
1219 Overland Ave.
El Paso, TX 79901
[REDACTED]

Harriet Schneider
607 Blanchard
El Paso, TX 79902



Billie Katherine Stern Gilbert
8708 Lait Dr.
El Paso, TX 79925



ELECTION COMPLAINT TO THE TEXAS SECRETARY OF STATE

Docket Number	OFFICE USE ONLY	Date Hand-delivered or Date Postmarked / /
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Please read the Important Information at the end of this document. The Secretary of State has no authority to order a new election, change an election result, or conduct a criminal investigation. A complaint filed with this form will not alter the results of an election.

This complaint form MUST BE SIGNED before it is submitted to the Secretary of State; therefore, you must print it out and sign it before mailing or faxing a copy or emailing a scanned, signed copy.

I. IDENTITY OF COMPLAINANT

1	COMPLAINANT NAME	MS / MRS / MR	FIRST	MI	
			Mr. John		
		NICKNAME	LAST	SUFFIX	
			Hurt		
2	COMPLAINANT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE	ZIP CODE
		10766 Wilton Pl	Socorro	TX	79927
<small>(Full home or business address, including street, city, state, and zip code)</small>					
3	COMPLAINANT MAILING ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE	ZIP CODE
		<input checked="" type="checkbox"/> (check if same as above)			
<small>(Full home or business address, including street, city, state, and zip code)</small>					
4	COMPLAINANT TELEPHONE NUMBER	AREA CODE	PHONE NUMBER	EXT	5
					COMPLAINANT E-MAIL ADDRESS

II. IDENTITY OF RESPONDENT

PERSON OR ENTITY COMMITTING ALLEGED VIOLATION(S)

6	RESPONDENT NAME	MS / MRS / MR	FIRST	MI	
			Ms Sandie		
		NICKNAME	LAST	SUFFIX	
			Gonzales		
7	RESPONDENT POSITION OR TITLE	Election Judge			
8	RESPONDENT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE	ZIP CODE
		Unknown	Unknown	TX	
<small>(Full home or business address, including street, city, state, and zip code)</small>					
9	RESPONDENT MAILING ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE	ZIP CODE
		Unknown			
		<input type="checkbox"/> (check if same as above)			
<small>(Full home or business address, including street, city, state, and zip code)</small>					
10	RESPONDENT TELEPHONE NUMBER	AREA CODE	PHONE NUMBER	EXT	11
					RESPONDENT E-MAIL ADDRESS
					Unknown
					<small>(IF KNOWN)</small>

GO TO PAGE 2

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/28/2014

III. NATURE OF ALLEGED VIOLATION**Page 2**

If you believe that a criminal violation of the Code has occurred, please state the specific acts committed by the person or entity named in this complaint, along with a reference to the section of the Code alleged to have been violated, if known. If you need more space, please attach a separate sheet.

Ms. Sandie Gonzales is serving as an election judge in El Paso County, Texas at the Clint ISD Early College Academy. I entered the premises, presenting my authorization as a poll watcher for candidate, Irene Armendariz Jackson, who is running for U.S. House of Representatives. Ms. Gonzales refused to provide me with any information regarding who was working the polling location or any other information I was allowed by law to see.

I went to the polling site on October 26 and October 28. Both times Ms. Gonzales refused to provide me with any information and refused to show me any records.

Ms. Gonzales was in violation of Section 33.056, 33.061 and 33.61 of the Texas Election Code.

ATTACH ADDITIONAL PAGES AS NEEDED

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/28/2014

IV. STATEMENT OF FACTS**Page 3**

State the facts constituting the alleged violation(s), including the dates on which or the period of time in which the alleged violation(s) occurred. Identify allegations of fact not personally known to the complainant, but alleged on information and belief. Please use simple, concise, and direct statements.

ELECTION IN WHICH VIOLATION(S) OCCURRED

NAME OF ELECTION General Election DATE OF ELECTION 11 / 03 / 20
MM/DD/YYYY

COUNTY OR POLITICAL SUBDIVISION El Paso PRECINCT Early Voting

On October 26 and October 28 Ms. Gonzales refused to provide any records to me as poll watcher and was in violation of Section 33.056 and 33.61 of the Texas Election Code.

ATTACH ADDITIONAL PAGES AS NEEDED

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/28/2014

V. LISTING OF DOCUMENTS AND OTHER MATERIALS

Page 4

List all documents and other materials filed with this complaint. Additionally, list all other documents and other materials that are relevant to this complaint and that are within your knowledge, including their location, if known.

Poll Watchers Checklist for Early Voting

ATTACH ADDITIONAL PAGES AS NEEDED

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/28/2014

VI. SIGNED STATEMENT**Page 5**

I, John R. Hunt, the undersigned,
PRINTED NAME OF COMPLAINANT
under penalty of perjury do swear or affirm that the information contained in this
complaint is true and correct to the best of my knowledge.

I have read and understand the accompanying instructions, and I am aware that
completion of this form cannot and will not alter the outcome of the election.

John R. Hunt
SIGNATURE OF COMPLAINANT

**NOTICE: THIS COMPLAINT IS NOT CONFIDENTIAL; ONCE REVIEWED BY
THE SECRETARY OF STATE, IT WILL BE TREATED AS A PUBLIC RECORD.**

REMINDER: YOU MUST SIGN THIS FORM PRIOR TO SUBMITTING**IF MAILING, PLEASE SEND TO:**

Texas Secretary of State
Elections Division
c/o Legal Dept.
P.O. Box 12060
Austin, TX 78711

IF FAXING, PLEASE SEND TO:

512.475.2811

IF EMAILING, PLEASE SEND TO:

elections@sos.texas.gov

POLL WATCHERS CHECKLIST FOR

EARLY VOTING POLL LOCATIONS

DATE: 10-28-2020

Early Voting Site: Clint ISD Early College Academy

Poll Watcher: John R. Hurt

Answer all questions Y, N, N/O (Not observed), or N/A (Not applicable), unless otherwise indicated.

- Were there 100-foot distance markers established? Yes
Was there loitering inside distance markers by:
 - a. Candidates? no
 - b. News Media? no
 - c. Campaign workers? no
 - d. Voters after voting? no
 - e. Others? no
- Did any voters receive assistance while you were inspecting the polling place? no
- When assisted by election officials, did two officials perform assistance to the voter? w/a
- Were poll watchers allowed to observe assistance if being assisted by two election officials? w/a
- When a voter brought in their own assistant, did the person assisting take the Oath of Assistance? w/a
- When a voter brought in their own assistance, was the name and address of the assistant recorded next to the voter's name on the poll list? w/a
- Were bilingual election clerks available on site? Yes
- Verify that the presiding judge printed out and signed zero tape before opening the polling site? no

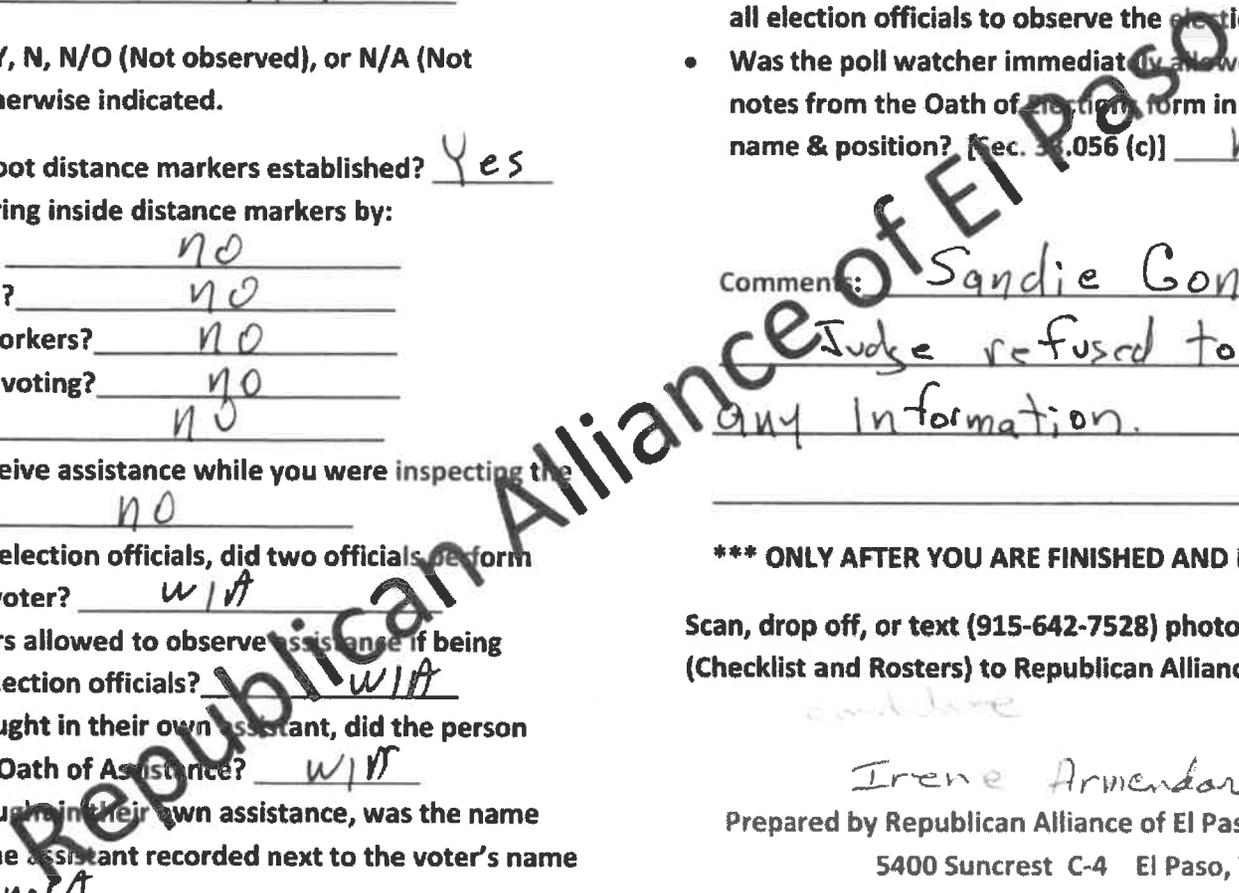
- Was every election official, staff, and poll watcher wearing an ID badge? Yes
- Were voters asked to fill out a Statement of Residence, if necessary? (i.e., If voter said he/she moved, and/or if an "S" was shown by the voter's name and the voter still lived in the county?) w/a
- Was the poll watcher allowed to sit or stand conveniently near all election officials to observe the election activities? no
- Was the poll watcher immediately allowed to inspect and take notes from the Oath of Election form in envelope #2 to include name & position? [Sec. 31.056 (c)] no

Comments: Sandie Gonzales the Judge refused to show me any information.

*** ONLY AFTER YOU ARE FINISHED AND HAVE LEFT THE SITE:

Scan, drop off, or text (915-642-7528) photo of "Poll Worker" forms (Checklist and Rosters) to Republican Alliance of El Paso.

Irene Armendariz J
Prepared by Republican Alliance of El Paso Rev. 11-13, 2020
5400 Suncrest C-4 El Paso, TX 79912
915-313-4224



POLL WORKERS PRESENT

Poll Watcher Name John R. Hurt Location Clinton ISD Early College Academy Date 10-28-2020 Time 2:45 pm

NAME	VOID	JUDGE, /ALT/CLERK/STAFF	NOTE AFFILIATION R OR D
1. Sandie Gonzales	Refused	Judge	Refused.
2.			
3.			
4.			
5.			
6.			
7.			
8.			
9.			
10.			
11.			
12.			
13.			

Republican Alliance of El Paso

If a location has curbside station, use the separate sheet. Any cleaning personnel should be identified as staff.

Prepared by Republican Alliance of El Paso - Rev. 10-12-2020
 5400 Suncrest C-4 El Paso 79912
 915-313-4224

Tamara Schoonmaker

From: Elections Internet
Sent: Friday, October 30, 2020 12:05 PM
To: Tamara Schoonmaker
Cc: Christina Adkins
Subject: FW: Election Complaint
Attachments: Hurt Clint.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

From: Republican Alliance of El Paso <repallelpasso@gmail.com>
Sent: Friday, October 30, 2020 11:59 AM
To: Elections Internet <Elections@sos.texas.gov>
Subject: Election Complaint

CAUTION: This email originated from OUTSIDE of the SOS organization. Do not click on links or open attachments unless you are expecting the email and know that the content is safe. If you believe this to be a malicious or phishing email, please send this email as an attachment to InformationSecurity@sos.texas.gov.

Attached is an election complaint filed on behalf of Irene Armendariz Jackson, candidate for U. S. House of Representatives. Thank you.



The State of Texas



Elections Division
P.O. Box 12060
Austin, Texas 78711-2060
www.sos.texas.gov

Phone: 512-463-5650
Fax: 512-475-2811
Dial 7-1-1 For Relay Services
(800) 252-VOTE (8683)

Ruth R. Hughs
Secretary of State

December 23, 2020

Mr. Jason Anderson
Director of Law Enforcement
Office of the Attorney General
P.O. Box 12548
Austin, Texas 78711

Dear Mr. Anderson,

Pursuant to Section 31.006 of the Texas Election Code, I respectfully request your assistance in reviewing allegations of criminal activity in connection with voter registration in Travis County.

The complainant alleges that Ryan James Thomas, registered to vote in Travis County using an address that does not exist.

The alleged violation is covered under section 13.007 of the Texas Election Code. The complainant alleges that Ryan James Thomas registered an 510 Upson St, Apt C. However, the homeowner at 510 Upson complains that his address is a single family residence, therefore alleging that Mr. Thomas falsely executed a voter registration document with an address that does not exist.

After review of the submitted documentation, we believe the information regarding the offense warrants a submission for criminal investigation to the Texas Attorney General as the specific allegations described involve a potential misdemeanor offense. Accordingly, under Section 31.006 of the Code, we are forwarding this complaint to the Attorney General for investigation.

Sincerely,

A handwritten signature in black ink, appearing to read "Keith Ingram".

Keith Ingram
Director of Elections

KI:JG

CC:
Douglas Johnson
510 Upson St
Austin, Texas 78703

ELECTION COMPLAINT TO THE TEXAS SECRETARY OF STATE

Docket Number	OFFICE USE ONLY	Date Hand-delivered or Date Postmarked / /
---------------	------------------------	---

Please read the Important Information at the end of this document. The Secretary of State has no authority to order a new election, change an election result, or conduct a criminal investigation. A complaint filed with this form will not alter the results of an election.

This complaint form **MUST BE SIGNED** before it is submitted to the Secretary of State; therefore, you must print it out and sign it before mailing or faxing a copy or emailing a scanned, signed copy.

I. IDENTITY OF COMPLAINANT

1 COMPLAINANT NAME	MS / MRS / MR Mr. Douglas NICKNAME	FIRST Douglas LAST Johnson	MI O	SUFFIX
2 COMPLAINANT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE) 510 Upson Street	CITY Austin	STATE TX	ZIP CODE 78703
(Full home or business address, including street, city, state, and zip code)				
3 COMPLAINANT MAILING ADDRESS <input checked="" type="checkbox"/> (check if same as above)	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE	ZIP CODE
(Full home or business address, including street, city, state, and zip code)				
4 COMPLAINANT TELEPHONE NUMBER	AREA CODE (512)	PHONE NUMBER 497-3531	EXT	5 COMPLAINANT E-MAIL ADDRESS

II. IDENTITY OF RESPONDENT

PERSON OR ENTITY COMMITTING ALLEGED VIOLATION(S)

6 RESPONDENT NAME	MS / MRS / MR Mr. James NICKNAME	FIRST James LAST Ryan	MI T	SUFFIX
7 RESPONDENT POSITION OR TITLE	Unknown			
8 RESPONDENT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE) Unknown	CITY	STATE	ZIP CODE
(Full home or business address, including street, city, state, and zip code)				
9 RESPONDENT MAILING ADDRESS <input type="checkbox"/> (check if same as above)	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE) 510 Upson Street, Apt. C	CITY Austin	STATE TX	ZIP CODE 78703
(Full home or business address, including street, city, state, and zip code)				
10 RESPONDENT TELEPHONE NUMBER	AREA CODE	PHONE NUMBER	EXT	11 RESPONDENT E-MAIL ADDRESS (IF KNOWN) unknown

GO TO PAGE 2

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/28/2014

III. NATURE OF ALLEGED VIOLATION**Page2**

If you believe that a criminal violation of the Code has occurred, please state the specific acts committed by the person or entity named in this complaint, along with a reference to the section of the Code alleged to have been violated, if known. If you need more space, please attach a separate sheet.

My name is Douglas Ogden Johnson. I reside at 510 Upson Street, Austin, TX 78703. This address is a single family residence that I own. There is no "Apt. C" at this address. Someone has used this address (510 Upson St., Apt. C) to register to vote in Travis County and, according to the Travis County Voter Registrar's office, had voted using a "proof of residency" process to vote using this fraudulent registration.

ATTACH ADDITIONAL PAGES AS NEEDED

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/28/2014

IV. STATEMENT OF FACTS

Page 3

State the facts constituting the alleged violation(s), including the dates on which or the period of time in which the alleged violation(s) occurred. Identify allegations of fact not personally known to the complainant, but alleged on information and belief. Please use simple, concise, and direct statements.

ELECTION IN WHICH VIOLATION(S) OCCURRED

NAME OF ELECTION Unknown DATE OF ELECTION NA
MM/DD/YYYY
COUNTY OR POLITICAL SUBDIVISION Travis County PRECINCT NA

ATTACH ADDITIONAL PAGES AS NEEDED

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/28/2014

V. LISTING OF DOCUMENTS AND OTHER MATERIALS

Page 4

List all documents and other materials filed with this complaint. Additionally, list all other documents and other materials that are relevant to this complaint and that are within your knowledge, including their location, if known.

Copy of James Thomas Ryan voter registration card showing invalid address.

ATTACH ADDITIONAL PAGES AS NEEDED

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/28/2014

The State of Texas



Elections Division
P.O. Box 12060
Austin, Texas 78711-2060
www.sos.texas.gov

Phone: 512-463-5650
Fax: 512-475-2811
Dial 7-1-1 For Relay Services
(800) 252-VOTE (8683)

Ruth R. Hughs
Secretary of State

December 4, 2020

Mr. Jason Anderson
Director of Law Enforcement
Office of the Attorney General
P.O. Box 12548
Austin, Texas 78711

Dear Mr. Anderson,

Pursuant to Section 31.006 of the Texas Election Code, I respectfully request your assistance in reviewing allegations of criminal activity in connection with the city of Poteet in various elections.

The complainant alleges that a person(s) at an elderly care facility voted a ballot for a demented resident who would be incapable of knowing her choices.

The alleged violations are covered under sections 64.012 and 64.036 of the Texas Election Code. The complainant alleges that a ballot by mail was voted by Leslie Boling in Lubbock County. Both daughters have supplied statements to the fact that Leslie Boling suffers from dementia and thus moved into the care facility in 2019. An unofficial website claims that Ms. Boling received a ballot by mail to the precinct of the care facility. The daughters both allege that this could not have been requested at the voter's direction, as she is not capable making such a decision in her current state.

After review of the submitted documentation, we believe the information regarding the offenses warrants a submission for criminal investigation to the Texas Attorney General as the specific allegations described involve a potential misdemeanor offense. Accordingly, under Section 31.006 of the Code, we are forwarding this complaint to the Attorney General for investigation.

Sincerely,

A handwritten signature in black ink, appearing to read "Keith Ingram".

Keith Ingram
Director of Elections

KI:JG

Page 2

CC:

Melisa Jones

3004 Falls Church Ln

Mesquite, Texas 75149

ELECTION COMPLAINT TO THE TEXAS SECRETARY OF STATE

Docket Number	OFFICE USE ONLY	Date Hand-delivered or Date Postmarked / /
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Please read the Important Information at the end of this document. The Secretary of State has no authority to order a new election, change an election result, or conduct a criminal investigation. A complaint filed with this form will not alter the results of an election.

This complaint form **MUST BE SIGNED** before it is submitted to the Secretary of State; therefore, you must print it out and sign it before mailing or faxing a copy or emailing a scanned, signed copy.

I. IDENTITY OF COMPLAINANT

1 COMPLAINANT NAME	MS MRS MR	FIRST	M
	Melisa Jones		
2 COMPLAINANT PHYSICAL ADDRESS	NICKNAME	LAST	SUFFIX
	ADDRESS (TO INCLUDE APT. SUITE # IF APPLICABLE) 3004 Falls Church Lane, Mesquite, TX 75149		
(Full home or business address, including street, city, state, and zip code)			
3 COMPLAINANT MAILING ADDRESS	MS MRS MR	FIRST	M
	ADDRESS (TO INCLUDE APT. SUITE # IF APPLICABLE)		
(Full home or business address, including street, city, state, and zip code)			
4 COMPLAINANT TELEPHONE NUMBER	AREA CODE	PHONE NUMBER	EXT
	2	1 4 2 6 3 6 6 2 3	
5 COMPLAINANT E-MAIL ADDRESS	[REDACTED]		

II. IDENTITY OF RESPONDENT

PERSON OR ENTITY COMMITTING ALLEGED VIOLATION(S)

6 RESPONDENT NAME	MS / MRS / MR	FIRST	M
	The Garrison Geriatric Education & Care Center		
7 RESPONDENT POSITION OR TITLE	NICKNAME	LAST	SUFFIX
8 RESPONDENT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT. SUITE # IF APPLICABLE)		
	3710 Fourth Street, Lubbock, TX 79415		
(Full home or business address, including street, city, state and zip code)			
9 RESPONDENT MAILING ADDRESS	ADDRESS (TO INCLUDE APT. SUITE # IF APPLICABLE)		
(Full home or business address, including street, city, state and zip code)			
10 RESPONDENT TELEPHONE NUMBER	AREA CODE	PHONE NUMBER	EXT
	(806)	763-4455	
11 RESPONDENT E-MAIL ADDRESS	[REDACTED]		

GO TO PAGE 2

NOTICE THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2-28-2014

III. NATURE OF ALLEGED VIOLATION**Page 2**

If you believe that a criminal violation of the Code has occurred, please state the specific acts committed by the person or entity named in this complaint, along with a reference to the section of the Code alleged to have been violated, if known. If you need more space, please attach a separate sheet.

The American Constitutional Rights Union (ACRU) is a federal nonprofit organized pursuant to Section 501(c)(3) of the Internal Revenue Code. It has been working to eliminate vote fraud for nearly a decade. For the 2020 election cycle, it created a program to Protect Elderly Votes; that program included setting up a tip line.

That tip line produced this complaint from Rebekah Johnson. ACRU followed up with Rebekah Johnson and obtained the statements that are attached to this complaint.

Melisa Jones and Rebekah Johnson are the daughters of Leslie Boling, who has resided in the dementia wing of the Garrison Center nursing home in Lubbock, Texas since 2019. Ms. Boling was moved to that facility because she was no longer able to care for herself. She has been diagnosed as having dementia by a doctor, and she is mostly non-verbal and often cannot recognize family members.

Melisa Jones holds a power of attorney that enables her to take care of her mother's needs and handle her affairs. No change of address was submitted for Ms. Boling. Instead, Melisa Jones receives all of her mother's bank statements, Social Security and Medicare information, and other mail. Nothing goes to Ms. Boling at the Garrison Center.

Given Ms. Boling's condition, neither Melisa Jones nor Rebekah Johnson would have sought to have her vote in the 2020 elections. Nonetheless, txballot.org shows that a ballot was submitted for Ms. Boling and was received on October 22. That ballot was submitted from Lubbock County precinct 152, and the Garrison Center lies within the boundaries of that precinct. None of Ms. Boling's prior address nor the addresses of Melisa Jones and Rebekah Johnson lies within the boundaries of Lubbock County precinct 152.

Rebekah Johnson's efforts to contact the Garrison Center by telephone and by e-mail have received no response.

An investigation is warranted to determine whether a ballot was illegally submitted in the name of Ms. Boling and whether that ballot originated from the Garrison Center or any of its employees. Whoever is responsible preyed on one of the most vulnerable members of our society and deserves to be punished.

ATTACH ADDITIONAL PAGES AS NEEDED

V. LISTING OF DOCUMENTS AND OTHER MATERIALS

Page 4

List all documents and other materials filed with this complaint. Additionally, list all other documents and other materials that are relevant to this complaint and that are within your knowledge, including their location, if known.

1. Statement of Melisa Jones

2. Statement of Rebekah Johnson

ATTACH ADDITIONAL PAGES AS NEEDED

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/28/2014

VI. SIGNED STATEMENT

I, Melisa Jones _____, the undersigned,
PRINTED NAME OF COMPLAINANT

under penalty of perjury do swear or affirm that the information contained in this complaint is true and correct to the best of my knowledge

I have read and understand the accompanying instructions, and I am aware that completion of this form cannot and will not alter the outcome of the election

Melisa Jones
SIGNATURE OF COMPLAINANT

NOTICE: THIS COMPLAINT IS NOT CONFIDENTIAL; ONCE REVIEWED BY THE SECRETARY OF STATE, IT WILL BE TREATED AS A PUBLIC RECORD.

REMINDER: YOU MUST SIGN THIS FORM PRIOR TO SUBMITTING

IF MAILING, PLEASE SEND TO:

Texas Secretary of State
Elections Division
c/o Legal Dept
PO Box 12060
Austin, TX 78711

IF FAXING, PLEASE SEND TO:

512 475 2811

IF EMAILING, PLEASE SEND TO:

elections@sos.texas.gov

VII. IMPORTANT INFORMATION

Pursuant to Section 31.006 of the Texas Election Code (the "Code"), the Office of the Secretary of State (the "Secretary of State") has the ability to refer elections complaints to the Office of the Attorney General (the "Attorney General"). If, after receiving a complaint alleging criminal conduct in connection with an election, the Secretary of State determines that there is reasonable cause to suspect that the alleged criminal conduct occurred, the Secretary of State shall promptly refer the complaint to the Attorney General. The Secretary of State shall deliver to the Attorney General all pertinent documents in the Secretary of State's possession.

Any person who believes that a criminal violation of the Code has occurred may file a complaint. In order to initiate the complaint process, a written and signed complaint must be filed with the Secretary of State. The complaint must allege the violation with particularity, identify the person(s) or entity responsible for the alleged violation, and contain a reference to the section of the Code alleged to have been criminally violated, if known.

The Secretary of State has no authority to order a new election, change an election result, or conduct a criminal investigation. This form is to be used solely to document alleged election irregularities and submit allegations of criminal violations of the Code to be referred to the Attorney General. Often complaints will be Code violations that do not amount to criminal violations or acts. These violations are election irregularities which may form the basis of an election contest, but do not carry a criminal penalty. These election irregularities will not be referred to the Attorney General for possible criminal prosecution.

Challenging an election result can be done either through (1) a recount or (2) an election contest. If you are seeking to alter the outcome of the election, you will need to use one of these methods of challenging the results, described below. A complaint filed with this form will not alter the results of an election.

Legal Remedies That May Alter the Election Outcome

1. Recount

Recounts are used only to recount the votes in a particular race (office) or measure. A recount does not have the scope or authority of an election contest in court, i.e., the recount committee will not look at the manner in which voters were qualified to vote in person or by mail or whether voters were eligible to vote in the election. The governing body of an entity cannot conduct a recount on its own motion, e.g., at the canvass.

Please note that recount request deadlines occur soon after the canvass - a recount must be requested not later than two days following the canvass. More information on filing recounts (including form, deposit information, and who and how to file) is available on the Secretary of State's website.

2. Election Contest

If a candidate disputes the outcome of the election, regardless of whether or not a recount has been conducted, and has discovered irregularities, fraud, or mistakes in the conduct of the election that affected or could have affected the outcome, he/she can file an election contest to challenge the election results. The legal question raised by an election contest is whether the outcome of the contested election, as shown by the final canvass, is not (or cannot be conclusively determined to be) the true outcome because (1) illegal votes were counted, or because (2) an election officer or other official administering the election either (i) prevented eligible voters from voting, (ii) failed to count legal votes, (iii) engaged in fraud or illegal conduct, or (iv) erred in some material way.

Contests involving county elections are filed in the district court in the relevant county. In most circumstances, the filing deadline for an election contest is 30 days after the canvass, except in the case of a primary or an election where a runoff is necessary, in which case the deadline for filing is 10 days after the final canvass. If a recount is held and the votes are changed, the date of the canvass of the recount (i.e., final canvass) becomes the new date by which the contest deadline is calculated.

Any losing candidate may contest an election. In a contest of an officer election, the contestant files suit against the election's winner (or in the event that the election outcome is determined by majority vote rather than plurality vote, the person or persons entitled to a place on the runoff ballot). Voters at large within a political subdivision do not possess standing to intervene as parties to an election contest for public office.

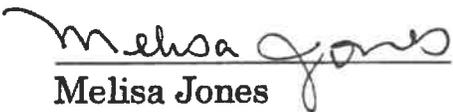
In an election contest, the court has the authority to (1) examine ballots and equipment, (2) compel voters to reveal how they voted, (3) declare an election void if illegal votes are greater than or equal to the number of votes necessary to change the outcome or cannot ascertain the true outcome of the election, (4) order a new election (or new runoff election), if unable to ascertain true outcome, (5) subtract illegal votes, if able to determine the side for which an illegal vote was cast, or (6) declare outcome of election, if able to ascertain true outcome.

If you think either a recount or an election contest is the proper procedure for the remedy you seek, you may wish to consult private legal counsel regarding your legal options. The Secretary of State staff can provide general guidance on these procedures as well.

Statement of Melisa Jones

1. My name is Melisa Jones. I am over the age of 21, have knowledge of the facts set forth herein, and am competent to testify regarding them.
2. I reside at: 3004 Falls Church Lane, Mesquite, TX 75149.
3. I am the Power of Attorney for my mother, Leslie Boling. Leslie Boling now resides in the dementia wing of the Garrison Center nursing home in Lubbock, Texas.
4. My mother has been diagnosed with dementia and is unable to care for herself or make decisions. She is mostly non-verbal and often cannot recognize family members.
5. My mother was moved into the Garrison Center in 2019 because she was unable to care for herself. I did not complete a change of address for voting because her advanced dementia makes her unable to vote.
6. I handle all of her affairs. Bank statements, social security, Medicare information, and all other mail for her go to my home address. Nothing is sent to the Garrison Center.
7. Texas records indicate that my mother voted in the 2020 general election and that her ballot was received on October 22. These records also indicate that she voted in the precinct that corresponds with the Garrison Center and not the precinct where she formerly resided.
8. Based on the facts above, I would like an investigation conducted to determine who committed this apparent fraud and abuse of my mother's rights. I may be reached at 214-263-6623.

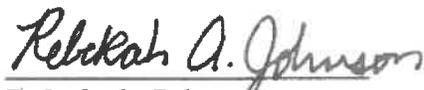
Signed this 12 day of November 2020


Melisa Jones

Statement of Rebekah Johnson

1. My name is Rebekah Johnson. I am over the age of 21, have knowledge of the facts set forth herein, and am competent to testify regarding them.
2. I am the daughter of Leslie Joann Boling. Leslie Joann Boling now resides in the dementia wing of the Garrison Center nursing home in Lubbock, Texas. That nursing home lies within Precinct 152 of Lubbock County, Texas.
3. While Leslie Joann Boling is presently living in the dementia wing of the Garrison Center in Precinct 152, I did not fill out a change of address for my mother when she moved into the nursing home. She was moved into the Garrison Center because she was unable to care for herself. Her former home was not in Precinct 152. Her prior address is 1908 41st Street, Lubbock TX 79412 which is in precinct 25.
4. To my knowledge, my mother did not request an absentee ballot, nor is she able to make a decision to make such a request. A physician has made the diagnosis of dementia, and my mother is only occasionally verbally communicative. I am not sure that she knows who the current President is. My sister, Melisa Jones of Mesquite, TX, is her power of attorney. She also did not request an absentee ballot for my mother or assist her in voting, or fill out a change of address.
5. I have visited the website tx.ballot.org. When I visited that website, I found, to my surprise, that my mother's mail-in ballot was received on October 22, 2020.
6. I have been unable to reach anyone at the Garrison Center when I have called in the last several months. I emailed the Garrison Center's operations manager, Kara Copeland on November 5 to ask about my mother's apparent voting, but I have not received a response.

Signed this 12 day of November 2020


Rebekah Johnson

5861 6th Street, Lubbock, TX 79416-4108

The State of Texas



Elections Division
P.O. Box 12060
Austin, Texas 78711-2060
www.sos.state.tx.us

Phone: 512-463-5650
Fax: 512-475-2811
Dial 7-1-1 For Relay Services
(800) 252-VOTE (8683)

Ruth R. Hughs
Secretary of State

November 20, 2020

Mr. Jason Anderson
Criminal Investigations
Office of the Attorney General
P.O. Box 12548
Austin, Texas 78711

Dear Mr. Anderson,

Pursuant to §31.006 of the Texas Election Code, I respectfully request your assistance in reviewing allegations of criminal activity by several election judges in connection with an election in El Paso County.

The complainants allege that the following election judges obstructed poll watchers by preventing them from observing activities they were entitled to observe:

- Floreen Villela
- Carlos Garcia
- Mary Padilla
- Ken Sutherland
- Frank Rosales
- Sandie Gonzales
- Dora Tellez
- Diane Padilla
- Nicholas Banales
- Trini Acevedo
- Ayle Sarinana
- Yvonne Roman
- Amy Lara
- Felix Arenas

Specifically, the complainants allege that each of the election judges listed above obstructed poll watchers by refusing to disclose information to those poll watchers regarding the identities of the election workers serving at the polling place that each election judge was serving at.

Texas Election Code 33.061 provides that a person commits an offense if the person serves in an official capacity at a location at which the presence of watchers is authorized and the person knowingly prevents a watcher from observing an activity the watcher is entitled to observe.

Section 33.061 provides that an offense under that section is a Class A misdemeanor. The complainants allege that each of the election judges listed above violated this section by refusing to disclose information regarding the identities and voter registration numbers of the other election workers serving at the polling place that each respective election judge was serving at.

After review of the submitted documentation, we believe the information regarding offenses warrants a submission for criminal investigation to the Texas Attorney General as the specific allegations described involve a potential criminal offense. Accordingly, under §31.006 of the Code, we are forwarding this complaint to the Attorney General for investigation.

Sincerely,



Keith Ingram
Director of Elections

KI:CP

cc: Sergio Acuna
1656 Bob Murphy Dr.
El Paso, TX 79936
[REDACTED]

Martin Ford
1011 Wyoming Ave.
El Paso, TX 79902
[REDACTED]

John Hurt
10766 Wilton Pl.
Socorro, TX 79927
[REDACTED]

Santokh Kalkat
1219 Overland Ave.
El Paso, TX 79901
[REDACTED]

Harriet Schneider
607 Blanchard
El Paso, TX 79902



Billie Katherine Stern Gilbert
8708 Lait Dr.
El Paso, TX 79925



NW Annex

ELECTION COMPLAINT TO THE TEXAS SECRETARY OF STATE

Docket Number

OFFICE USE ONLY

Date Hand-delivered or Date Postmarked

/ /

Please read the important information at the end of this document. The Secretary of State has no authority to order a new election, change an election result, or conduct a criminal investigation. A complaint filed with this form will not alter the results of an election.

This complaint form **MUST BE SIGNED** before it is submitted to the Secretary of State; therefore, you must print it out and sign it before mailing or faxing a copy or emailing a scanned, signed copy.

I. IDENTITY OF COMPLAINANT

1 COMPLAINANT NAME	MS / MRS / MR	FIRST	MI
	Mr. Santokh		S
	NICKNAME	LAST	SUFFIX
		Kalkat	
2 COMPLAINANT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE ZIP CODE
	1219 E. Overland Ave	El Paso	TX 79901
<small>(Full home or business address, including street, city, state, and zip code)</small>			
3 COMPLAINANT MAILING ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE ZIP CODE
<input checked="" type="checkbox"/> (check if same as above)			
<small>(Full home or business address, including street, city, state, and zip code)</small>			
4 COMPLAINANT TELEPHONE NUMBER	AREA CODE	PHONE NUMBER	EXT
	202	670 5543	
5 COMPLAINANT E-MAIL ADDRESS	[REDACTED]		

II. IDENTITY OF RESPONDENT

PERSON OR ENTITY COMMITTING ALLEGED VIOLATION(S)

6 RESPONDENT NAME	MS / MRS / MR	FIRST	MI
	Mr. Nicholas		
	NICKNAME	LAST	SUFFIX
		Banales	
7 RESPONDENT POSITION OR TITLE	Election Judge		
8 RESPONDENT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE ZIP CODE
	Unknown	Unknown	TX
<small>(Full home or business address, including street, city, state, and zip code)</small>			
9 RESPONDENT MAILING ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE ZIP CODE
<input type="checkbox"/> (check if same as above)	Unknown		
<small>(Full home or business address, including street, city, state, and zip code)</small>			
10 RESPONDENT TELEPHONE NUMBER	AREA CODE	PHONE NUMBER	EXT
11 RESPONDENT E-MAIL ADDRESS	Unknown		
	<small>(IF KNOWN)</small>		

GO TO PAGE 2

[Handwritten Signature]

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Revised 2/28/2014

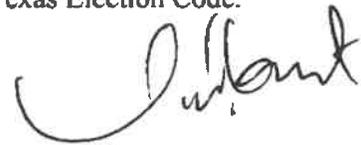
III. NATURE OF ALLEGED VIOLATION**Page 2**

If you believe that a criminal violation of the Code has occurred, please state the specific acts committed by the person or entity named in this complaint, along with a reference to the section of the Code alleged to have been violated, if known. If you need more space, please attach a separate sheet.

Mr. Nicholas Banales is serving as an election judge in El Paso County, Texas at the Northwest Annex in Canutillo, Texas, an early voting location. I entered the premises, presenting my authorization as a poll watcher for candidate, Irene Armendariz Jackson, who is running for U.S. House of Representatives. Mr. Banales refused to provide me with any information regarding who was working the polling location or any other information I was allowed by law to see.

I went to the polling site on October 26. Mr. Banales refused to provide me with any information and refused to show me any records.

Mr. Banales was in violation of Section 33.056, 33.061 and 33.61 of the Texas Election Code.



ATTACH ADDITIONAL PAGES AS NEEDED

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Revised 2/28/2014

IV. STATEMENT OF FACTS

State the facts constituting the alleged violation(s), including the dates on which or the period of time in which the alleged violation(s) occurred. Identify allegations of fact not personally known to the complainant, but alleged on information and belief. Please use simple, concise, and direct statements.

ELECTION IN WHICH VIOLATION(S) OCCURRED

NAME OF ELECTION General Election DATE OF ELECTION 11 / 03 / 20
MM/DD/YYYY
COUNTY OR POLITICAL SUBDIVISION El Paso PRECINCT Early Voting

On October 26 Mr. Banales was non-cooperative and refused to provide VUID on any of the persons working the polling site and was in violation of Section 33.056 and 33.61 of the Texas Election Code.

J. Banant

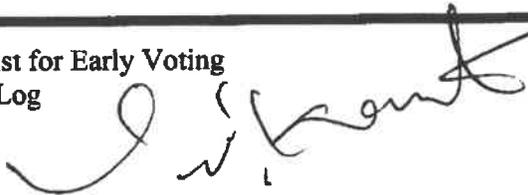
ATTACH ADDITIONAL PAGES AS NEEDED

V. LISTING OF DOCUMENTS AND OTHER MATERIALS

Page 4

List all documents and other materials filed with this complaint. Additionally, list all other documents and other materials that are relevant to this complaint and that are within your knowledge, including their location, if known.

Poll Watchers Checklist for Early Voting
Poll Workers Present Log

A handwritten signature in black ink, appearing to read "J. Kent", is written over the text of the document.

ATTACH ADDITIONAL PAGES AS NEEDED

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/28/2014

VI. SIGNED STATEMENT**Page 5**

I, SANTOKH. S. KALKAAT, the undersigned,

PRINTED NAME OF COMPLAINANT

under penalty of perjury do swear or affirm that the information contained in this complaint is true and correct to the best of my knowledge.

I have read and understand the accompanying instructions, and I am aware that completion of this form cannot and will not alter the outcome of the election.

SIGNATURE OF COMPLAINANT

NOTICE: THIS COMPLAINT IS NOT CONFIDENTIAL; ONCE REVIEWED BY THE SECRETARY OF STATE, IT WILL BE TREATED AS A PUBLIC RECORD.

REMINDER: YOU MUST SIGN THIS FORM PRIOR TO SUBMITTING**IF MAILING, PLEASE SEND TO:**

Texas Secretary of State
Elections Division
c/o Legal Dept.
P.O. Box 12060
Austin, TX 78711

IF FAXING, PLEASE SEND TO:

512.475.2811

IF EMAILING, PLEASE SEND TO:

elections@sos.texas.gov

Tamara Schoonmaker

From: Elections Internet
Sent: Friday, October 30, 2020 11:43 AM
To: Tamara Schoonmaker
Cc: Christina Adkins
Subject: FW: Election Complaint
Attachments: Kalkat NW.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

From: Republican Alliance of El Paso <repallelpasso@gmail.com>
Sent: Friday, October 30, 2020 11:37 AM
To: Elections Internet <Elections@sos.texas.gov>
Subject: Election Complaint

CAUTION: This email originated from OUTSIDE of the SOS organization. Do not click on links or open attachments unless you are expecting the email and know that the content is safe. If you believe this to be a malicious or phishing email, please send this email as an attachment to information@sos.texas.gov.

Attached is an election complaint filed on behalf of Irene Armendariz Jackson, candidate for U. S. House of Representatives. Thank you.



The State of Texas



Elections Division
P.O. Box 12060
Austin, Texas 78711-2060
www.sos.state.tx.us

Phone: 512-463-5650
Fax: 512-475-2811
Dial 7-1-1 For Relay Services
(800) 252-VOTE (8683)

Ruth R. Hughes
Secretary of State

November 20, 2020

Mr. Jason Anderson
Criminal Investigations
Office of the Attorney General
P.O. Box 12548
Austin, Texas 78711

Dear Mr. Anderson,

Pursuant to §31.006 of the Texas Election Code, I respectfully request your assistance in reviewing allegations of criminal activity by several election judges in connection with an election in El Paso County.

The complainants allege that the following election judges obstructed poll watchers by preventing them from observing activities they were entitled to observe:

- Floreen Villela
- Carlos Garcia
- Mary Padilla
- Ken Sutherland
- Frank Rosales
- Sandie Gonzales
- Dora Tellez
- Diane Padilla
- Nicholas Banales
- Trini Acevedo
- Ayle Sarinana
- Yvonne Roman
- Amy Lara
- Felix Arenas

Specifically, the complainants allege that each of the election judges listed above obstructed poll watchers by refusing to disclose information to those poll watchers regarding the identities of the election workers serving at the polling place that each election judge was serving at.

Texas Election Code 33.061 provides that a person commits an offense if the person serves in an official capacity at a location at which the presence of watchers is authorized and the person knowingly prevents a watcher from observing an activity the watcher is entitled to observe.

Section 33.061 provides that an offense under that section is a Class A misdemeanor. The complainants allege that each of the election judges listed above violated this section by refusing to disclose information regarding the identities and voter registration numbers of the other election workers serving at the polling place that each respective election judge was serving at.

After review of the submitted documentation, we believe the information regarding offenses warrants a submission for criminal investigation to the Texas Attorney General as the specific allegations described involve a potential criminal offense. Accordingly, under §31.006 of the Code, we are forwarding this complaint to the Attorney General for investigation.

Sincerely,



Keith Ingram
Director of Elections

KI:CP

cc: Sergio Acuna
1656 Bob Murphy Dr.
El Paso, TX 79936
[REDACTED]

Martin Ford
1011 Wyoming Ave.
El Paso, TX 79902
[REDACTED]

John Hurt
10766 Wilton Pl.
Socorro, TX 79927
[REDACTED]

Santokh Kalkat
1219 Overland Ave.
El Paso, TX 79901
[REDACTED]

Harriet Schneider
607 Blanchard
El Paso, TX 79902



Billie Katherine Stern Gilbert
8708 Lait Dr.
El Paso, TX 79925



So EP [Signature]

ELECTION COMPLAINT TO THE TEXAS SECRETARY OF STATE

Docket Number **OFFICE USE ONLY** Date Hand-delivered or Date Postmarked / /

Please read the Important Information at the end of this document. The Secretary of State has no authority to order a new election, change an election result, or conduct a criminal investigation. A complaint filed with this form will not alter the results of an election.

This complaint form **MUST BE SIGNED** before it is submitted to the Secretary of State; therefore, you must print it out and sign it before mailing or faxing a copy or emailing a scanned, signed copy.

I. IDENTITY OF COMPLAINANT

1 COMPLAINANT NAME	MS / MRS / MR	FIRST	MI
	Mr Santokh		S. K
	NICKNAME	LAST	SUFFIX
		Kalkat	
2 COMPLAINANT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)		CITY STATE ZIP CODE
	1219 Overland		El Paso TX 79901
<small>(Full home or business address, including street, city, state, and zip code)</small>			
3 COMPLAINANT MAILING ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)		CITY STATE ZIP CODE
<input checked="" type="checkbox"/> (check if same as above)			
<small>(Full home or business address, including street, city, state, and zip code)</small>			
4 COMPLAINANT TELEPHONE NUMBER	AREA CODE	PHONE NUMBER EXT	5 COMPLAINANT E-MAIL ADDRESS
	(202)	670-5543	[REDACTED]

II. IDENTITY OF RESPONDENT

PERSON OR ENTITY COMMITTING ALLEGED VIOLATION(S)

6 RESPONDENT NAME	MS / MRS / MR	FIRST	MI
	Mr. Trini		
	NICKNAME	LAST	SUFFIX
		Acevedo	
7 RESPONDENT POSITION OR TITLE	Election Judge		
8 RESPONDENT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)		CITY STATE ZIP CODE
	Unknown		Unknown TX
<small>(Full home or business address, including street, city, state, and zip code)</small>			
9 RESPONDENT MAILING ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)		CITY STATE ZIP CODE
<input type="checkbox"/> (check if same as above)	Unknown		
<small>(Full home or business address, including street, city, state, and zip code)</small>			
10 RESPONDENT TELEPHONE NUMBER	AREA CODE	PHONE NUMBER EXT	11 RESPONDENT E-MAIL ADDRESS (IF KNOWN)
			Unknown

GO TO PAGE 2

[Signature] 10/29/20

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/28/2014

III. NATURE OF ALLEGED VIOLATION**Page 2**

If you believe that a criminal violation of the Code has occurred, please state the specific acts committed by the person or entity named in this complaint, along with a reference to the section of the Code alleged to have been violated, if known. If you need more space, please attach a separate sheet.

Mr. Trini Acevedo is serving as an election judge in El Paso County, Texas at South El Paso Senior Citizens Center, an early voting location. I entered the premises, presenting my authorization as a poll watcher for candidate, Bethany Hatch, who is running for Texas State Senate. Mr. Acevedo refused to provide me with any information regarding who was working the polling location or any other information I was allowed by law to see.

I went to the polling site on October 29 at 1:50 p.m. Mr. Acevedo refused to provide me with VUID on any of the poll workers.

Mr. Acevedo was in violation of Section 33.056, 33.061 and 33.61 of the Texas Election Code.

J. Hatch
10/29/2020

ATTACH ADDITIONAL PAGES AS NEEDED

NOTICE: THIS COMPLAINT IS PUBLIC RECORD ONCE REVIEW IS COMPLETED BY THE SECRETARY OF STATE AND/OR ATTORNEY GENERAL.

Revised 2/28/2014

IV. STATEMENT OF FACTS

State the facts constituting the alleged violation(s), including the dates on which or the period of time in which the alleged violation(s) occurred. Identify allegations of fact not personally known to the complainant, but alleged on information and belief. Please use simple, concise, and direct statements.

ELECTION IN WHICH VIOLATION(S) OCCURRED

NAME OF ELECTION General Election DATE OF ELECTION 11 / 03 / 20
MM/DD/YYYY
COUNTY OR POLITICAL SUBDIVISION El Paso PRECINCT Early Voting

On October 29 Mr. Acevedo was non-cooperative and refused to provide VUID on any of the persons working the polling site and was in violation of Section 33.056 and 33.61 of the Texas Election Code.

J. W. [Signature]
10/29/2020

ATTACH ADDITIONAL PAGES AS NEEDED

V. LISTING OF DOCUMENTS AND OTHER MATERIALS

Page 4

List all documents and other materials filed with this complaint. Additionally, list all other documents and other materials that are relevant to this complaint and that are within your knowledge, including their location, if known.

Poll Watchers Checklist for Early Voting
Poll Workers Present Log

[Handwritten signature]
10/29/2020

ATTACH ADDITIONAL PAGES AS NEEDED

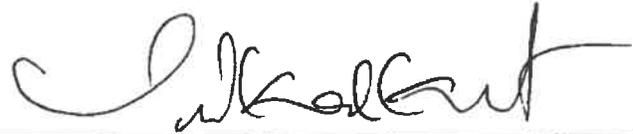
VI. SIGNED STATEMENT

I, SANTOKH. S. KALKAT, the undersigned,

PRINTED NAME OF COMPLAINANT

under penalty of perjury do swear or affirm that the information contained in this complaint is true and correct to the best of my knowledge.

I have read and understand the accompanying instructions, and I am aware that completion of this form cannot and will not alter the outcome of the election.



SIGNATURE OF COMPLAINANT

10/29/2020

NOTICE: THIS COMPLAINT IS NOT CONFIDENTIAL; ONCE REVIEWED BY THE SECRETARY OF STATE, IT WILL BE TREATED AS A PUBLIC RECORD.

REMINDER: YOU MUST SIGN THIS FORM PRIOR TO SUBMITTING

IF MAILING, PLEASE SEND TO:

Texas Secretary of State
Elections Division
c/o Legal Dept.
P.O. Box 12060
Austin, TX 78711

IF FAXING, PLEASE SEND TO:

512.475.2811

IF EMAILING, PLEASE SEND TO:

elections@sos.texas.gov

POLL WATCHERS CHECKLIST FOR

EARLY VOTING POLL LOCATIONS

So. El Paso #29
Senior Citizen Center

DATE: 10-29-2020

Early Voting Site: 600 S. Ochoa

Poll Watcher: SANTOKH S KALRA

Answer all questions Y, N, N/O (Not observed), or N/A (Not applicable), unless otherwise indicated.

- Were there 100- foot distance markers established? Yes
Was there loitering inside distance markers by:
 - a. Candidates? NO
 - b. News Media? NO
 - c. Campaign workers? NO
 - d. Voters after voting? leave
 - e. Others? _____
- Did any voters receive assistance while you were inspecting the polling place? yes
- When assisted by election officials, did two officials perform assistance to the voter? NO
- Were poll watchers allowed to observe assistance if being assisted by two election officials? NO
- When a voter brought in their own assistant, did the person assisting take the Oath of Assistance? Not observed
- When a voter brought in their own assistance, was the name and address of the assistant recorded next to the voter's name on the poll list? did not happen in my presence
- Were bilingual election clerks available on site? yes
- Verify that the presiding judge printed out and signed zero tape before opening the polling site? NO, I did not

- Was every election official, staff, and poll watcher wearing an ID badge? Yes
- Were voters asked to fill out a Statement of Residence, if necessary? (i.e., If voter said he/she moved, and/or if an "S" was shown by the voter's name and the voter still lived in the in the county? _____
- Was the poll watcher allowed to sit or stand conveniently near all election officials to observe the election activities? YES
- Was the poll watcher immediately allowed to inspect and take notes from the Oath of Elections form in envelope #2 to include name & position? [Sec. 31.056 (c)] _____

Comments: _____

(X) Judge Judge:
(1) Refused to share poll workers
(2) Refused to show me ^{VWID #S} poll workers daily Roster

*** ONLY AFTER YOU ARE FINISHED AND HAVE LEFT THE SITE:

Scan, drop off, or text (915-642-7528) photo of Poll Worker forms (Checklist and Rosters) to Republican Alliance of El Paso.

Prepared by Republican Alliance of El Paso Rev. 11- 13, 2020
5400 Suncrest C-4 El Paso, TX 79912
915-313-4224

Candidate: Bethany H.

POLL WORKERS PRESENT

Poll Watcher Name SANTOKH. S KALKA T Location 600.S. Ochoa-79901 Date 10/29/2020 Time 1:50 P.M.

NAME VUID JUDGE, /ALT/CLERK/STAFF NOTE AFFILIATION R OR D

1.	TINI ACEVEDO		Judge	
2.	SUSIE QUINTERO		ALT Judge	
3.	KALISTA FONG		Clerk	
4.	RAMONA ORTIZ		Clerk	
5.	DIANA HALL		Clerk	
6.	MATT COAGNOR		STEWARD	
7.				
8.				
9.			Judge; Tini Acevedo	
10.			(1) Refused to share VUID # of Poll Workers	
11.			(2) Refused to show me POLL WORKERS DAILY ROSTER.	
12.				
13.			[[3]] Maria, Supervisor from County was also there =	<u>S. Kalikat</u> 10/29/2020

Republican Alliance of El Paso

If a location has curbside station, use the separate sheet. Any cleaning personnel should be identified as staff. 2:15 P.M.

Prepared by Republican Alliance of El Paso - Rev. 10-12-2020
5400 Suncrest C-4 El Paso 79912
915-313-4224

Tamara Schoonmaker

From: Elections Internet
Sent: Friday, October 30, 2020 11:47 AM
To: Tamara Schoonmaker
Cc: Christina Adkins
Subject: FW: Election Complaint
Attachments: Kalkat So EP Sr Ctr.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

From: Republican Alliance of El Paso <repallelpasso@gmail.com>
Sent: Friday, October 30, 2020 11:43 AM
To: Elections Internet <Elections@sos.texas.gov>
Subject: Election Complaint

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Attached is an election complaint filed on behalf of Bethany Hatch, candidate for Texas State Senate. Thank you



The State of Texas



Elections Division
P.O. Box 12060
Austin, Texas 78711-2060
www.sos.state.tx.us

Phone: 512-463-5650
Fax: 512-475-2811
Dial 7-1-1 For Relay Services
(800) 252-VOTE (8683)

Ruth R. Hughs
Secretary of State

October 18, 2020

Mr. David Maxwell
Director of Law Enforcement
Office of the Attorney General
P.O. Box 12548
Austin, Texas 78711

Dear Mr. Maxwell,

Pursuant to Section 31.006 of the Texas Election Code, I respectfully request your assistance in reviewing allegations of criminal activity in connection with possible illegal voting in Harris County.

The complainant, Travis Leslie, alleges that Keith Cross voted more than once in the November 3, 2020 election. Specifically, Mr. Leslie provided a picture Mr. Cross posted on Facebook of two "I Voted" stickers with the caption "When you vote twice! God bless America, my home sweet hoooooommmeee!"

Texas Election Code Section 64.012 provides that a person commits an offense if the person knowingly votes or attempts to vote more than once in an election. An offense under this section is a felony of the second degree unless the person is convicted of an attempt. In that case, the offense is a state jail felony. The complainant alleges that Keith Cross voted illegally when he voted more than once in an election.

After review of the submitted documentation, we believe the information regarding offenses warrants a submission for criminal investigation to the Texas Attorney General as the specific allegations described involve a potential criminal offense. Accordingly, under Section 31.006 of the Texas Election Code, we are forwarding this complaint to the Attorney General for investigation.

Sincerely,

A handwritten signature in black ink, appearing to read "Keith Ingram".

P
Keith Ingram
Director of Elections

cc: Travis Leslie

Page 2

KI:LP

From: Travis Leslie <[REDACTED]>
Sent: Thursday, October 15, 2020 10:16 AM
To: Elections Internet <Elections@sos.texas.gov>
Subject: Voter Fraud

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Pretty sure this is a confession.



Keith Cross

23 hrs · 

When you vote twice! God bless Am
hooooooooommmeee!



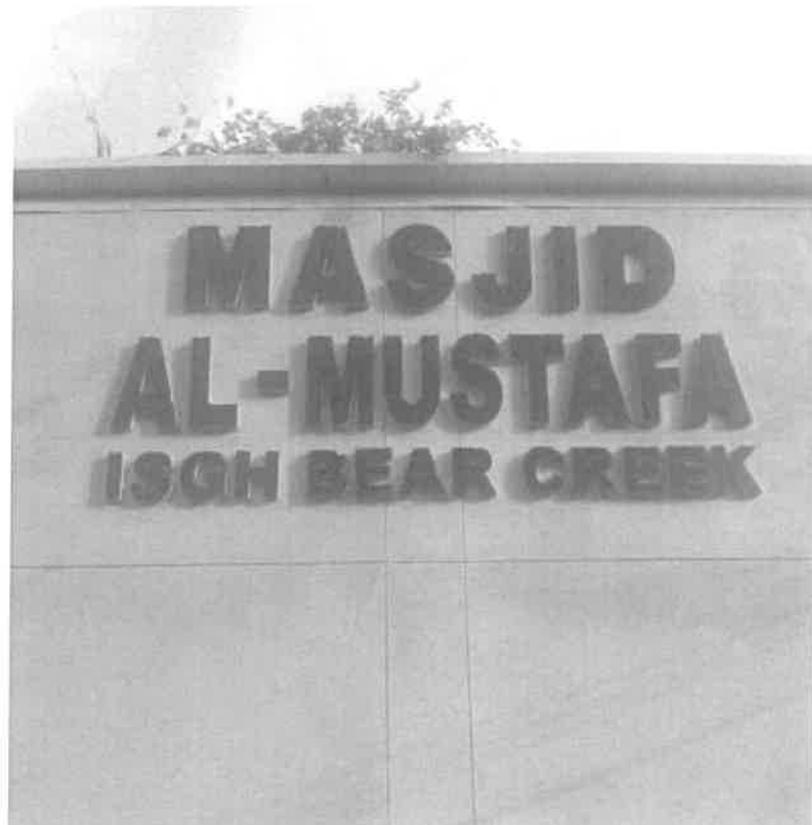
~~KEITH CROSS~~ glad it was

23 hrs Like More



Keith Cross

Jonathan Harris me to
advice, had two spots (c
mile or two but 50 min



Please take the appropriate action to insure the fairness and integrity of our process for those of us who follow the rules.

Travis Leslie

Sent from my iPhone

The State of Texas



Elections Division
P.O. Box 12060
Austin, Texas 78711-2060
www.sos.state.tx.us

Phone: 512-463-5650
Fax: 512-475-2811
Dial 7-1-1 For Relay Services
(800) 252-VOTE (8683)

Ruth R. Hughs
Secretary of State

November 2, 2020

Mr. David Maxwell
Director of Law Enforcement
Office of the Attorney General
P.O. Box 12548
Austin, Texas 78711

Dear Mr. Maxwell,

Pursuant to Section 31.006 of the Texas Election Code, I respectfully request your assistance in reviewing allegations of criminal activity in connection with illegal voting in the November 3, 2020 General Election in Comal County.

The complaint alleges that a voter voted in an election multiple times at different addresses.

Knowingly voting or attempting to vote more than once in an election is discussed under section 64.012 of the Texas Election Code. The complaint alleges that a voter named Alberto with license plate number NLK5826 stated he voted more than once in the November General Election using multiple addresses. A violation of section 64.012 of the Texas Election Code is a felony of the second degree unless the person is convicted of an attempt. In that case, the offense is a state jail felony.

After review of the submitted documentation, we believe the information regarding offenses warrants a submission for criminal investigation to the Texas Attorney General as the specific allegations described involve potential a misdemeanor offense. Accordingly, under Section 31.006 of the Code, we are forwarding this complaint to the Attorney General for investigation.

Sincerely,

A handwritten signature in black ink, appearing to read "Keith Ingram".

Keith Ingram
Director of Elections

cc: Mr. Mark Worley
517 Lakeside Pass

New Braunfels, Texas 78130

ELECTION COMPLAINT TO THE TEXAS SECRETARY OF STATE

Docket Number	OFFICE USE ONLY	Date Hand-delivered or Date Postmarked / /
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Please read the important information at the end of this document. The Secretary of State has no authority to order a new election, change an election result, or conduct a criminal investigation. A complaint filed with this form will not alter the results of an election.

This complaint form MUST BE SIGNED before it is submitted to the Secretary of State; therefore, you must print it out and sign it before mailing or faxing a copy or emailing a scanned, signed copy.

I. IDENTITY OF COMPLAINANT

1 COMPLAINANT NAME	MS / MRS / MR	FIRST	MI	
		Mr Mark	O	
	NICKNAME	LAST	SUFFIX	
		Worley		
2 COMPLAINANT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE	ZIP CODE
	517 Lakeside Pass	New Braunfels	TX	78130
	<small>(Full home or business address, including street, city, state, and zip code)</small>			
3 COMPLAINANT MAILING ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE	ZIP CODE
	<input checked="" type="checkbox"/> (check if same as above)			
	<small>(Full home or business address, including street, city, state, and zip code)</small>			
4 COMPLAINANT TELEPHONE NUMBER	AREA CODE	PHONE NUMBER	EXT	5 COMPLAINANT E-MAIL ADDRESS
		(830) 837-6995		

II. IDENTITY OF RESPONDENT

PERSON OR ENTITY COMMITTING ALLEGED VIOLATION(S)

6 RESPONDENT NAME	MS / MRS / MR	FIRST	MI	
		Mr Alberto		
	NICKNAME	LAST	SUFFIX	
7 RESPONDENT POSITION OR TITLE	Uber Driver			
8 RESPONDENT PHYSICAL ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE	ZIP CODE
	Unknown			
	<small>(Full home or business address, including street, city, state, and zip code)</small>			
9 RESPONDENT MAILING ADDRESS	ADDRESS (TO INCLUDE APT / SUITE # IF APPLICABLE)	CITY	STATE	ZIP CODE
	<input type="checkbox"/> (check if same as above)			
	<small>(Full home or business address, including street, city, state, and zip code)</small>			
10 RESPONDENT TELEPHONE NUMBER	AREA CODE	PHONE NUMBER	EXT	11 RESPONDENT E-MAIL ADDRESS (IF KNOWN)

GO TO PAGE 2



III. NATURE OF ALLEGED VIOLATION

Page 2

If you believe that a criminal violation of the Code has occurred, please state the specific acts committed by the person or entity named in this complaint, along with a reference to the section of the Code alleged to have been violated, if known. If you need more space, please attach a separate sheet.

Potential Voter Fraud- voting multiple times

ATTACH ADDITIONAL PAGES AS NEEDED

IV. STATEMENT OF FACTS

State the facts constituting the alleged violation(s), including the dates on which or the period of time in which the alleged violation(s) occurred. Identify allegations of fact not personally known to the complainant, but alleged on information and belief. Please use simple, concise, and direct statements.

ELECTION IN WHICH VIOLATION(S) OCCURRED

NAME OF ELECTION General Election DATE OF ELECTION 1 1 0 3 2 0 2 0
MM/DD/YYYY
COUNTY OR POLITICAL SUBDIVISION Comal County PRECINCT Unknown

On the morning of 25 October, 2020, my wife and a friend were riding in an Uber driven by a man named "Alberto". During casual conversation he bragged several times about who he had voted for and that he had even voted multiple times using different addresses.

I don't have an address or any personal information on the driver other than what is listed in the Uber application. His name is Alberto and he was driving a Toyota Camry Hybrid, license plate [REDACTED] I have attached a screen shot from the Uber application with this information.

ATTACH ADDITIONAL PAGES AS NEEDED



V. LISTING OF DOCUMENTS AND OTHER MATERIALS

Page 4

List all documents and other materials filed with this complaint. Additionally, list all other documents and other materials that are relevant to this complaint and that are within your knowledge, including their location, if known.

Attached: screen shot of the Uber app with name and license plate information

ATTACH ADDITIONAL PAGES AS NEEDED

VI. SIGNED STATEMENT

I, Mark Worley, the undersigned,
PRINTED NAME OF COMPLAINANT

under penalty of perjury do swear or affirm that the information contained in this complaint is true and correct to the best of my knowledge.

I have read and understand the accompanying instructions, and I am aware that completion of this form cannot and will not alter the outcome of the election.


SIGNATURE OF COMPLAINANT

NOTICE: THIS COMPLAINT IS NOT CONFIDENTIAL; ONCE REVIEWED BY THE SECRETARY OF STATE, IT WILL BE TREATED AS A PUBLIC RECORD.

REMINDER: YOU MUST SIGN THIS FORM PRIOR TO SUBMITTING

IF MAILING, PLEASE SEND TO:

Texas Secretary of State
Elections Division
c/o Legal Dept.
P.O. Box 12060
Austin, TX 78711

IF FAXING, PLEASE SEND TO:

512.475.2811

IF EMAILING, PLEASE SEND TO:

elections@sos.texas.gov



Today, 1:44 AM \$23.95
Toyota Camry Hybrid [REDACTED] Add a tip

835 Gruene Rd, New Braunfels, TX 78130, USA
143 N Interstate 35 Frontage Rd, New Braunfels, TX 78130, USA Receipt

 You rated Alberto ★ ★ ★ ★

Help

 **Find Lost Item**
We can help you get in touch with your driver

Report Safety Issue

VII. IMPORTANT INFORMATION

Pursuant to Section 31.006 of the Texas Election Code (the "Code"), the Office of the Secretary of State (the "Secretary of State") has the ability to refer elections complaints to the Office of the Attorney General (the "Attorney General"). If, after receiving a complaint alleging criminal conduct in connection with an election, the Secretary of State determines that there is reasonable cause to suspect that the alleged criminal conduct occurred, the Secretary of State shall promptly refer the complaint to the Attorney General. The Secretary of State shall deliver to the Attorney General all pertinent documents in the Secretary of State's possession.

Any person who believes that a criminal violation of the Code has occurred may file a complaint. In order to initiate the complaint process, a written and signed complaint must be filed with the Secretary of State. The complaint must allege the violation with particularity, identify the person(s) or entity responsible for the alleged violation, and contain a reference to the section of the Code alleged to have been criminally violated, if known.

The Secretary of State has no authority to order a new election, change an election result, or conduct a criminal investigation. This form is to be used solely to document alleged election irregularities and submit allegations of criminal violations of the Code to be referred to the Attorney General. Often complaints will be Code violations that do not amount to criminal violations or acts. These violations are election irregularities which may form the basis of an election contest, but do not carry a criminal penalty. These election irregularities will not be referred to the Attorney General for possible criminal prosecution.

Challenging an election result can be done either through (1) a recount or (2) an election contest. If you are seeking to alter the outcome of the election, you will need to use one of these methods of challenging the results, described below. **A complaint filed with this form will not alter the results of an election.**

Legal Remedies That May Alter the Election Outcome

1. Recount

Recounts are used only to recount the votes in a particular race (office) or measure. A recount does not have the scope or authority of an election contest in court, i.e., the recount committee will not look at the manner in which voters were qualified to vote in person or by mail or whether voters were eligible to vote in the election. The governing body of an entity cannot conduct a recount on its own motion, e.g., at the canvass.

Please note that recount request deadlines occur soon after the canvass - a recount must be requested not later than two days following the canvass. More information on filing recounts (including form, deposit information, and who and how to file) is available on the Secretary of State's website.

2. Election Contest

If a candidate disputes the outcome of the election, regardless of whether or not a recount has been conducted, and has discovered irregularities, fraud, or mistakes in the conduct of the election that affected or could have affected the outcome, he/she can file an election contest to challenge the election results. The legal question raised by an election contest is whether the outcome of the contested election, as shown by the final canvass, is not (or cannot be conclusively determined to be) the true outcome because (1) illegal votes were counted, or because (2) an election officer or other official administering the election either (i) prevented eligible voters from voting, (ii) failed to count legal votes, (iii) engaged in fraud or illegal conduct, or (iv) erred in some material way.

Contests involving county elections are filed in the district court in the relevant county. In most circumstances, the filing deadline for an election contest is 30 days after the canvass, except in the case of a primary or an election where a runoff is necessary, in which case the deadline for filing is 10 days after the final canvass. If a recount is held and the votes are changed, the date of the canvass of the recount (i.e., final canvass) becomes the new date by which the contest deadline is calculated.

Any losing candidate may contest an election. In a contest of an officer election, the contestant files suit against the election's winner (or in the event that the election outcome is determined by majority vote rather than plurality vote, the person or persons entitled to a place on the runoff ballot). Voters at large within a political subdivision do not possess standing to intervene as parties to an election contest for public office.

In an election contest, the court has the authority to: (1) examine ballots and equipment; (2) compel voters to reveal how they voted; (3) declare an election void if illegal votes are greater than or equal to the number of votes necessary to change the outcome or cannot ascertain the true outcome of the election; (4) order a new election (or new runoff election), if unable to ascertain true outcome; (5) subtract illegal votes, if able to determine the side for which an illegal vote was cast; or (6) declare outcome of election, if able to ascertain true outcome.

If you think either a recount or an election contest is the proper procedure for the remedy you seek, you may wish to consult private legal counsel regarding your legal options. The Secretary of State staff can provide general guidance on these procedures as well.