

**Subject:** RE: IPRA Request (NM-OTERO-22-0305) (OC File #22PRR040)  
**Date:** Wednesday, April 13, 2022 at 7:45:03 PM Eastern Daylight Time  
**From:** rnichols@co.otero.nm.us  
**To:** AO Records  
**CC:** 'Sylvia Tillbrook'  
**Attachments:** image002.png, image003.jpg

EXTERNAL SENDER

Sarah and Taylor,

The County's response to the subject IPRA has been uploaded to the AO drop box via the link you provided. Certain emails between the county attorney and county commissioners were withheld under attorney client privilege. Please let us know if you have any additional questions or concerns.

Very respectfully,

**R. B. Nichols**

*Otero County Attorney*  
Otero County Administration Building  
1101 New York Avenue  
Alamogordo, New Mexico 88310  
575-437-7427 (telephone)  
866-986-8376 (toll-free)  
575-443-2928 (facsimile)  
[rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)



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**From:** Sylvia Tillbrook <stillbrook@co.otero.nm.us>  
**Sent:** Friday, April 1, 2022 11:08 AM  
**To:** 'AO Records' <records@americanoversight.org>  
**Cc:** rnichols@co.otero.nm.us  
**Subject:** RE: IPRA Request (NM-OTERO-22-0305) (OC File #22PRR040)

Good Morning Sarah,  
We will need additional time to respond to your request, until April 15, 2022.  
Should you have any questions, please do not hesitate to contact me.

**Sylvia C Tillbrook**  
Otero County Administration  
Executive Assistant

(575) 437-7427 Work  
[stillbrook@co.otero.nm.us](mailto:stillbrook@co.otero.nm.us)

1101 New York Ave  
Alamogordo, NM 88310

The seal of Otero County, New Mexico, featuring a central figure holding a staff, surrounded by the text "County of Otero" and "New Mexico".

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**From:** AO Records [<mailto:records@americanoversight.org>]  
**Sent:** Thursday, March 31, 2022 8:00 AM  
**To:** [stillbrook@co.otero.nm.us](mailto:stillbrook@co.otero.nm.us)  
**Subject:** IPRA Request (NM-OTERO-22-0305)

Dear Custodian of Public Records:

Please find attached a request for records under New Mexico's Inspection of Public Records Act.

Sincerely,

--

Sarah Wishingrad  
Pronouns: she/her  
Paralegal  
American Oversight  
[records@americanoversight.org](mailto:records@americanoversight.org)  
[www.americanoversight.org](http://www.americanoversight.org) | @weareoversight

IPRA: NM-OTERO-22-0305

**rnichols@co.otero.nm.us**

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**From:** erin hughes <erin\_hughs@yahoo.com>  
**Sent:** Monday, March 14, 2022 12:38 PM  
**To:** cgriffin@co.otero.nm.us  
**Subject:** Re: Correspondence from the Office of the State Auditor

There are really good answers to all of these. Would you like us to draft a response for the commission's review? Should I call RB to talk about it?

I'm praying for your upcoming trip to DC every day, Couy.

Erin  
On Monday, March 14, 2022, 11:26:33 AM CDT, cgriffin@co.otero.nm.us <cgriffin@co.otero.nm.us> wrote:

Erin.

We got this email from the state today.

I'm fixing to get on the road to DC. Let me know what I can do.

Thanks,

Couy

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**From:** Shawn Beck <Shawn.Beck@osa.state.nm.us>  
**Sent:** Monday, March 14, 2022 8:09 AM  
**To:** gmatherly@co.otero.nm.us; vmarquardt@co.otero.nm.us; cgriffin@co.otero.nm.us  
**Cc:** pheltner@co.otero.nm.us; jhall@co.otero.nm.us; Sharon L. Pino, Esq. (sharon.pino@state.nm.us) <sharon.pino@state.nm.us>; ckhoury@nmag.gov; Brian S. Colón <Brian.Colon@osa.state.nm.us>; Jesse Gallegos <Jesse.Gallegos@osa.state.nm.us>; Stephanie Telles <Stephanie.Telles@osa.state.nm.us>  
**Subject:** Correspondence from the Office of the State Auditor  
**Importance:** High

Dear Otero County Commissioners,

Good morning. Please see the attached correspondence from the Office of the State Auditor regarding Otero County. Please do not hesitate to contact me with any questions you may have. I kindly ask that each recipient acknowledge receipt of this email by reply. Thank you and have a good day.

Best regards,



**Shawn P. Beck, MBA, CFE**  
**Special Investigations Director**  
NM Office of the State Auditor  
2540 Camino Edward Ortiz, Suite A  
(505) 476-3800 (Main)



## State of New Mexico Office of the State Auditor

CONSTITUENT SERVICES  
(505) 476-3821

March 14, 2022

*Via E-mail*

Hon. Gerald Matherly  
Otero County Commission  
gmatherly@co.otero.nm.us

Hon. Couy Griffin  
Otero County Commission  
cgriffin@co.otero.nm.us

Hon. Vickie Marquardt  
Otero County Commission  
vmarquardt@co.otero.nm.us

**Re: Letter of Concern  
Potential Violations at Otero County**

Dear County Commissioners:

The Office of the State Auditor (OSA) conducted fact-finding regarding allegations we received reporting that Otero County ("County") may have misspent government funds for the purpose of an 'audit' of the County's 2020 General Election. It is the OSA's understanding that the County engaged a private company to 'audit' the results of the County's 2020 general election results. It has also been reported to the OSA that representatives of the contractor EchoMail, Inc. ("Contractor") may be making false claims to County citizens and engaging in improper actions, which, if true, could subject the County to potential costly civil litigation.

The OSA requested specific information and documentation from the County regarding the County's purchasing policies, as well as the contract between the vendor and the County. Through our fact-finding procedures, review of documents received from the County, and review of public meetings regarding the procurement, the OSA has identified concerns and potential violations we want to bring to your attention, as the OSA seeks to deter waste and abuse in government.

The OSA has noted, as detailed below, the County is deficient in their ability to properly oversee the compliance of contractual agreements and further lacks proper oversight policies for contract compliance. Additionally, from our review, it appears the County Commissioners may have abused their power in approving the County's contract with the vendor for an 'election audit' that was not in the best interests of constituents and seemingly purely political grandstanding. The stated purpose and methodology of the 'audit' gives the appearance of the entire affair simply being a careless and extravagant waste of public funds, which does not appear to serve any useful purpose to the taxpayers of Otero County.

2540 Camino Edward Ortiz, Suite A, Santa Fe, New Mexico 87507

Phone (505) 476-3800 \* Fax (505) 827-3512

www.osanm.org \* 1-866-OSA-FRAUD

NM-OTERO-22-0305-A-000003

**Office of the State Auditor**

Otero County Commission

March 14, 2022

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**Contract Oversight Deficiencies**

Since fiscal year 2020, the County has had an annual audit finding related to a lack of policies for contract oversight, indicating the County has not been effectively managing contract compliance. The County's Independent Public Accountant (IPA) has noted in the audit report that without appropriate policies and procedures in place to require and ensure appropriate oversight of contractual agreements entered into by the County there is an increased risk to County resources and services, including potential for waste, fraud, and abuse.

Additionally, in our review of the contract that the County entered into with EchoMail, Inc., the Contractor was to "perform [a] door-to-door canvass of [the] Otero County voter registration database" to determine its accuracy. Under the guidance of Echomail, Inc., the canvassing would be performed by volunteers calling themselves "New Mexico Audit Force". Based on statements made to Commissioners, these volunteers would in no way represent themselves as County employees to County residents that they were interviewing. However, additional concerns brought to our attention suggest that it appears volunteer canvassers at the direction of the contractor are falsely representing themselves as employed by the County. The OSA has concerns of potential liability for the County in connection with alleged civil rights violations of its citizens.

**Governmental Conduct Act**

Our review also found the County Commissioners may have violated the Governmental Conduct Act (GCA), specifically, NMSA 1978, Section 10-16-3, regarding the requirement to treat the position as a public trust. We noted in our review there were no specific or articulable facts provided by Commissioners to support any allegation that fraud may have occurred in an election which fell under the jurisdiction of the County as part of the 2020 general election. However, second and third hand statements were made regarding allegations of potential fraud occurring outside of the County's jurisdiction, in other states, which were ultimately deemed without merit. Our review found that no supporting facts or documents were presented by the County or the Commission to support the Commission's procurement and contracting of these services was a direct result of any alleged fraud having occurred within the County's jurisdiction.

As a result, it appears that the County Commission failed to treat their government position as a public trust and instead used the powers and resources of their public office to waste public resources in pursuit of private interests concerning unsubstantiated claims of widespread election fraud, and failed to advance the public interest in the County by entering into a contractual agreement with a private company to look for fraud within the County's general election despite the County's results.

New Mexico's GCA provides guidance to those trusted to serve the public interest by establishing parameters for ethical and legal conduct and holds all government actors to equally high standards. The OSA encourages the County ensure compliance with the GCA, including by implementing and adhering to policies and procedures that encourage high standards of ethical and legal conduct, as well as transparency and accountability.

**Office of the State Auditor**

Otero County Commission

March 14, 2022

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**Otero County Purchasing Policy and Personnel Policy**

Based on our review of the documents provided by the County, as well as review of County Commission meeting video from January 13, 2022, it appears that while the County attempted to follow their policy regarding the procurement of professional services, the County Commissioners may have violated the County's own purchasing policy, specifically Section 1.1, User Applicability, by failing to conduct the purchasing function for this particular contract, "in a manner above reproach, with complete impartiality and without preferential treatment." An impartial perspective seemingly would have deemed such an expenditure unnecessary under the circumstances and considering the County's 2020 general election results.

The OSA noted in reviewing the January 13, 2022, County Commission meeting the County Attorney, RB Nichols, informed the Commission he had "reservations" related to this 'audit'. Not only did he voice his concerns related to the legality of the 'audit', but Attorney Nichols also voiced his concern regarding the additional administrative burden and cost to the County Clerk's office. He noted that the Clerk's office will need to make redactions and hand-scan around 6,000 absentee ballots and envelopes in addition to their statutorily mandated duties. He questioned if the Clerk's office would have staff available, but also what the associated overtime costs to the County might be. The concern of "taxpayer value" was also noted by Attorney Nichols stating that as part of the contract, EchoMail would be comparing signatures of absentee ballots to voter registrations, however, as Attorney Nichols noted, "New Mexico does not require signature verification ... so why would we be looking at that?"

The County Clerk, Robyn Holmes, also stated in the January 13, 2022, County Commission meeting that her office conducts "three audits" after the election to confirm that the vote count is accurate. She did not note any inaccuracies regarding the 2020 general election in Otero County. In addition, the OSA also reviewed the New Mexico Secretary of State Agreed Upon Procedures Report on the *Evaluation of the Accuracy of Voting Machine Tabulators used for the 2020 General Election Held on November 3, 2020 (Voting System Check)* ("Report"). Otero County, Precinct 27, was included in this report. Our review noted that in the three (3) contests tested in the County as part of that audit, the error rate between hand-counting and machine counting ballots was so low, that no additional testing was needed.

The OSA is expressing our concern regarding these matters to urge County management and those responsible for governance to proactively address the issues noted. The OSA appreciates your attention to this matter and respectfully requests the County provide a response within fifteen (15) calendar days a detailed corrective action plan establishing what actions the County has taken or plans to take to address these issues.

Additionally, as always, OSA's staff is available and ready to assist you in any way you may require.

Thank you.

**Office of the State Auditor**

Otero County Commission

March 14, 2022

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Respectfully,



Shawn P. Beck, CFE

Special Investigations Director

cc: Ms. Pamela Heltner, County Manager (pheltner@co.otero.nm.us)  
Ms. Julianne Hall, Finance Director (jhall@co.otero.nm.us)  
Hon. Maggie Toulouse Oliver, New Mexico Secretary of State (c/o  
sharon.pino@state.nm.us)  
Hon. Hector Balderas, New Mexico Attorney General (c/o ckhoury@nmag.gov)



ADMINISTRATION  
1101 NEW YORK AVENUE  
ALAMOGORDO, NM 88310

WWW.CO.OTERO.NM.US  
☎ (575) 437-7427  
📠 (575) 443-2928

March, 28, 2022

*Via E-Mail*

Shawn P. Beck, CFE  
Special Investigations Director  
Office of the State Auditor  
2540 Camino Edward Ortiz, Suite A  
Santa Fe, NM 87507

Dear Mr. Beck:

We are writing to respond to the Letter of Concern dated March 14, 2022, addressed to the members of the Board of County Commissioners (BOCC) of Otero County, regarding the Office of the State Auditor (OSA) conducting a fact-finding inquiry into the County's audit of the 2020 general election. Otero County appreciates the work the OSA does and shares its concern for protecting taxpayer funds. However, we disagree with many of the conclusions and concerns communicated in the letter.

The letter identifies four areas of concern. Those items are italicized below, followed by the County's responses to each in regular font.

- *Since fiscal year 2020, the County has had an annual audit finding related to a lack of policies for contract oversight, indicating the County has not been effectively managing contract compliance.* Otero County hired a new contract monitor/grant writer as of November 8, 2021. This individual reports to the Finance Director and she has been steadily learning the tasks of her position, to include reviewing all current contracts and grants. The new contract monitor/grant writer is currently compiling information to create a draft policy and procedure document to ensure compliance with service contracts. It is anticipated that a draft of the policy and procedure document will be completed by June 30, 2022.
- *Volunteer canvassers at the direction of the contractor are falsely representing themselves as employed by the County. The OSA has concerns of potential liability for the County in connection with alleged civil rights violations of its citizens.* Volunteer canvassers are not being directed to represent themselves as employed by the County. Misconceptions in this area appear to stem from confusion when canvassers explain that they are volunteering to assist with an audit directed by the BOCC. We take reports of voter intimidation and harassment seriously and address any reports of it that we receive.

Complaints and allegations appear to be from hyper partisan actors that disagree with the County conducting an audit regardless of the process or format. Participation in the canvass and interaction with the NM Audit Force volunteers is completely voluntary and at the discretion of each resident. The purpose is simply to verify the accuracy of the County voter roll. Our intent with the audit is to increase voter participation through transparency and restoration of voter confidence in the election process. Election integrity is a non-partisan issue. Moreover, door to door canvassing is a legal common practice across America that includes everything from election campaigning, recall efforts, and even the U. S. Census.

- *The County Commissioners may have violated the Governmental Conduct Act (GCA), specifically, NMSA 1978, Section 10-16-3, regarding the requirement to treat the position as a public trust. We noted in our review there were no specific or articulable facts provided by Commissioners to support any allegation that fraud may have occurred in an election which fell under the jurisdiction of the County as part of the 2020 general election. A December 2021 poll conducted by Rasmussen revealed that fifty nine percent of respondents believe that fraud occurred during the 2020 election<sup>1</sup>. During the November 2021 Otero County Commission Meeting information was presented to the BOCC suggesting there is evidence of election integrity issues throughout New Mexico including Otero County<sup>2</sup>. In accordance with § 1-13-2 NMSA 1978, the BOCC is charged with the duty and obligation to certify the accuracy and fairness of the election process in the County. At the January 2022 Otero County Commission Meeting, numerous residents expressed support for an audit of the 2020 election. Large numbers of Otero County residents have expressed and shared doubts about the fairness of our election process. Restoring confidence in the electoral process and election integrity is acting in the interest of public trust. Therefore, we disagree with the opinion that our decision to audit the electoral process within our County violated public trust. Our actions were in direct response to concerns raised by citizens of Otero County and are an effort to increase transparency and accountability. Dismissing the concerns of wide swaths of the population as baseless, without transparent inquiry, only increases suspicion and doubt. Responding to and addressing Otero County voters' concerns is the responsible course of action that supports the public trust.*
- *The County Commissioners may have violated the County's own purchasing policy, specifically Section 1.1, User Applicability, by failing to conduct the purchasing function for this particular contract, "in a manner above reproach, with complete impartiality and without preferential treatment." An impartial perspective seemingly would have deemed such an expenditure unnecessary under the circumstances and considering the County's 2020 general election results. The BOCC is responsible for the certification of election results in the County. The 2020 general election results are irrelevant to the consideration of an audit. Audits are routine processes in business and government that ensure accountability, efficiency, and transparency. A significant segment of County residents and Americans currently doubt the fairness and integrity of the election process. County*

<sup>1</sup> <https://rsbnetwork.com/news/poll-59-of-americans-believe-cheating-occurred-in-the-2020-election/>

<sup>2</sup> [https://dow9ovyck6w7.cloudfront.net/media\\_items/68749-NM\\_Voter\\_Fraud\\_Report\\_with\\_Appendices.pdf?1633970140](https://dow9ovyck6w7.cloudfront.net/media_items/68749-NM_Voter_Fraud_Report_with_Appendices.pdf?1633970140)

residents communicated this sentiment to the BOCC in meetings and through phone calls, letters, and emails. New Mexico residents, including residents of Otero County and Americans from across the nation sent hundreds of emails to the BOCC expressing support for the audit. It would be irresponsible of the BOCC to not verify the accuracy and efficiency of election procedures and processes after receiving information about potential fraud and concerns about fairness.

Otero County appreciates your concern and understands that it is in response to complaints received by the OSA. We, like the OSA, seek to deter waste and abuse in government and are advocates for transparency. Consequently, we are concerned and dismayed by the aggressive opposition to our audit by state agencies and the media. Dismissing and ignoring valid citizen concerns about the election process only increases their suspicion and distrust of elections. The intent of our audit is to restore trust, faith, and confidence in the integrity of this sacred right we hold so dear. In our opinion, an audit of County elections is a necessary and proper use of public funds. We look forward to sharing the results and findings of the audit with the hope of increased transparency and restored confidence in government for our residents.

Sincerely,

THE BOARD OF COUNTY COMMISSIONERS  
OF OTERO COUNTY

Vickie Marquardt, Chairman

Gerald Matherly, Vice-chairman

Couy Griffin, Commissioner

Cc: Hon. Brian S. Colón, New Mexico State Auditor (c/o [jesse.gallegos@osa.state.nm.us](mailto:jesse.gallegos@osa.state.nm.us))  
Hon. Maggie Toulouse Oliver, New Mexico Secretary of State (c/o [sharon.pino@state.nm.us](mailto:sharon.pino@state.nm.us))  
Hon. Hector Balderas, New Mexico Attorney General (c/o [ckhoury@nmag.gov](mailto:ckhoury@nmag.gov))

**rnichols@co.otero.nm.us**

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**From:** cgriffin@co.otero.nm.us  
**Sent:** Thursday, March 24, 2022 1:39 PM  
**To:** 'erin\_hughs@yahoo.com'  
**Subject:** FW: Draft Response Letter to State Auditor re election audit  
**Attachments:** Otero County to State Auditor draft 2022-03-24.docx; OSA Ltr. of Concern to Otero County - 03142022.pdf

Just got this. Any advice is welcome.

Couy

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**From:** rnichols@co.otero.nm.us <rnichols@co.otero.nm.us>  
**Sent:** Thursday, March 24, 2022 9:35 AM  
**To:** vmarquardt@co.otero.nm.us; cgriffin@co.otero.nm.us; 'Gerald Matherly' <gmatherly@co.otero.nm.us>  
**Subject:** Draft Response Letter to State Auditor re election audit

Commissioners,

Attached for your review and comment is my draft of the response to the state auditor's letter. For your reference the auditor's letter is also attached.

Please let me know if you would like any changes or corrections. We are scheduling a special meeting with executive session on Monday to discuss, finalize, approve, and sign.

v/r,  
RB

**R. B. Nichols**

*Otero County Attorney*  
Otero County Administration Building  
1101 New York Avenue  
Alamogordo, New Mexico 88310  
575-437-7427 (telephone)  
866-986-8376 (toll-free)  
575-443-2928 (facsimile)  
[rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)





UNCLASSIFIED

## Identifying and Safeguarding PII

Use and Disclosure of PII & PHI | Authorized Use and Disclosure

PII

### Permitted Disclosures

It is acceptable to disclose PII from a Privacy Act record to another person or agency:

1. To officers and employees of the agency maintaining the record who have a need for the PII in their performance of duties
2. When the Freedom of Information Act requires release
3. For a "routine use" identified in the SORN that has been published in the Federal Register
4. To the Census Bureau for the purposes of conducting a census or survey
5. For statistical research or reporting without individually identifying data
6. To the National Archives and Records Administration (NARA)
7. To a law enforcement agency for a civil or criminal investigation
8. When there are compelling or emergency circumstances affecting someone's health or safety
9. To Congress, including its committees or subcommittees
10. To the Government Accountability Office and Comptroller General
11. Pursuant to a court order
12. To a consumer reporting agency

X

i

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**From:** cgriffin@co.otero.nm.us  
**Sent:** Thursday, March 24, 2022 1:54 PM  
**To:** 'erin\_hughs@yahoo.com'  
**Subject:** FW: Just some info...  
**Attachments:** PII.JPG

Not sure if you are aware of this but the attachment is interesting.

Couy

-----Original Message-----

**From:** Griffin, Kourtne A CIV USARMY ATEC (USA) <kourtne.a.griffin.civ@army.mil>  
**Sent:** Tuesday, March 22, 2022 10:08 AM  
**To:** cgriffin@co.otero.nm.us  
**Subject:** Just some info...

Hey,

When you get in another meeting where someone tries to establish how "wrong" you are for exposing personal information to those that are conducting this audit.... Here is a clip-it of authorized uses/permitted disclosures for Personal Identifiable Information that is authorized by the Privacy Act.

That lady that took the liberty upon herself to pretend she was one of your auditors, to prove her point... she should be legally responsible for her actions. She is a threat to PII and ultimately not a part of any of the authorized entities conducting such research to even have the information she did. Wrong Wrong Wrong!!!

Respectfully,

Kourtne Griffin  
SVAD/SV Administration  
Bldg 21244, Headquarters Ave.  
White Sands Missile Range, NM 88002  
678-2699

**rnichols@co.otero.nm.us**

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**From:** erin hughs <erin\_hughs@yahoo.com>  
**Sent:** Saturday, February 12, 2022 10:45 AM  
**To:** cgriffin@co.otero.nm.us  
**Cc:** Davidkclements13  
**Subject:** Re: SOS Correspondence - Couy Griffin

Thank you, Couy. There are a lot of places we could go from here. David's speaking at an event today - but he said he would call as soon as he could to discuss options and get your thoughts. I think she'll find that trying to prevent the people who have to certify the elections from looking at the machines is a big mistake.

Sincerely,  
Erin

On Friday, February 11, 2022, 09:19:06 PM CST, erin hughs <erin\_hughs@yahoo.com> wrote:

Please read and let's talk and get back to Couy.

----- Forwarded Message -----

**From:** cgriffin@co.otero.nm.us <cgriffin@co.otero.nm.us>  
**To:** "erin\_hughs@yahoo.com" <erin\_hughs@yahoo.com>  
**Sent:** Friday, February 11, 2022, 07:10:44 PM CST  
**Subject:** FW: SOS Correspondence - Couy Griffin

Ya'll just let me know how I need to proceed from here. Almost laughable at the end of this email that their offices are "committed to free and fair elections" yet they are terrified that we are going to open them up, hand count, and match to the number the machine gave!! Such hypocrites!!

My oath to office is what I am bound by. I am not going to bend a knee to the state. I will fight this with whatever tools and resources provided. I just need sound counsel on how to proceed from here.

Thanks ya'll and God Bless,

Couy

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**From:** Rostock, Patrick, SOS <Patrick.Rostock@state.nm.us>  
**Sent:** Friday, February 11, 2022 4:59 PM  
**To:** cgriffin@co.otero.nm.us  
**Cc:** Lange, Dylan, SOS <Dylan.Lange@state.nm.us>; Vigil, Mandy, SOS <Mandy.Vigil@state.nm.us>; Chinana, Charlotte, SOS <Charlotte.Chinana@state.nm.us>  
**Subject:** SOS Correspondence - Couy Griffin

Good afternoon,

Attached to this email, please find correspondence from the Office of the New Mexico Secretary of State. Should you have questions, please do not hesitate to contact our office at 505-827-3600 or by email at [sos.elections@state.nm.us](mailto:sos.elections@state.nm.us).

Respectfully,



STATE OF NEW MEXICO  
**MAGGIE TOULOUSE OLIVER**  
SECRETARY OF STATE

**Patrick Rostock | Paralegal & Records Custodian**

New Mexico Office of the Secretary of State

325 Don Gaspar, Ste. 300 | Santa Fe NM 87501

Desk: (505) 827-7941

[patrick.rostock@state.nm.us](mailto:patrick.rostock@state.nm.us)

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**From:** Shiva Ayyadurai <vashiva@vashiva.com>  
**Sent:** Sunday, February 6, 2022 5:06 PM  
**To:** rnichols@co.otero.nm.us; Pamela Heltner  
**Cc:** erin hughs  
**Subject:** Status of Project - Schedule A

Dear RB and Pamela:

I know scheduling can take time. So, in the meantime, I thought in this email, I would provide a review of the project launch, and provide a summary of what EchoMail has committed to perform in this audit pursuant to Schedule A, the scope of work that has been executed between the County and EchoMail.

**Scope of Project per Schedule A**

Per Schedule A, EchoMail will:

- (1) **Setup an Integrated Data Warehouse** to receive and integrate data for the audit that will include such data as the following: County's Voter Rolls, Participating Voter List, Cast Vote Records (CVRs), Images of the Return Ballot Envelopes, Ballot Images (from the Election Management System – EMS), Paper Ballot Scans, Door-to-Door Canvass data; and,
- (2) **Perform Data Analytics** – Data analysis will include evaluation of registrations and votes cast at the precinct level and by vote type.

**Project Status As of February 6, 2022**

**Administrative Items**

1. January 28, 2022 - County executed Master Agreement and Schedule A with EchoMail
2. February 1, 2022 - EchoMail sent County invoice for the first payment of project
3. February 2, 2022 - County requested EchoMail executed Vendor form and W9
4. February 7, 2022 - EchoMail will send County the w9 and Vendor form
5. **Critical Path - County needs to make first payment per contract.**

**Development Items**

1. January 25 2022 - EchoMail has setup server with EchoMail data schema to start to receive County data.
2. February 2, 2022 - Initial meeting with Erin to get Voter Rolls data. Erin is working to get us the latest version.
3. **Critical Path - EchoMail needs latest voter rolls data, ballot images, and the CVR.**

Thank you.

Sincerely,  
-Dr. Shiva

On Fri, Feb 4, 2022 at 4:38 PM erin hughs <[erin\\_hughs@yahoo.com](mailto:erin_hughs@yahoo.com)> wrote:  
Dear RB and Pamela,

EchoMail would like to hold a formal kickoff meeting with the County to inform you all of the status and process of the project. Would you please propose three dates/times that would work for you and let us know who you would like to see in attendance? Dr. Ayyadurai is cc'd on this email.

Sincerely,

Erin Clements  
575.680.4004

--

**Office of V.A. Shiva Ayyadurai, Ph.D.**

**VA SHIVA** | Know the Truth - Find Your Way - Be the Light™

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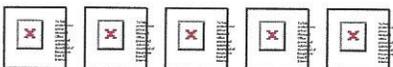
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# Request for Taxpayer Identification Number and Certification

**Give Form to the  
requester. Do not  
send to the IRS.**

▶ Go to [www.irs.gov/FormW9](http://www.irs.gov/FormW9) for instructions and the latest information.

<b>Print or type.</b> See Specific Instructions on page 3.	1 Name (as shown on your income tax return). Name is required on this line; do not leave this line blank. <b>EchoMail, Inc</b>		
	2 Business name/disregarded entity name, if different from above		
	3 Check appropriate box for federal tax classification of the person whose name is entered on line 1. Check only <b>one</b> of the following seven boxes.		4 Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3):  Exempt payee code (if any) _____  Exemption from FATCA reporting code (if any) _____  <small>(Applies to accounts maintained outside the U.S.)</small>
	<input type="checkbox"/> Individual/sole proprietor or single-member LLC <input checked="" type="checkbox"/> C Corporation <input type="checkbox"/> S Corporation <input type="checkbox"/> Partnership <input type="checkbox"/> Trust/estate		
	<input type="checkbox"/> Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=Partnership) ▶ _____ <b>Note:</b> Check the appropriate box in the line above for the tax classification of the single-member owner. Do not check LLC if the LLC is classified as a single-member LLC that is disregarded from the owner unless the owner of the LLC is another LLC that is <b>not</b> disregarded from the owner for U.S. federal tax purposes. Otherwise, a single-member LLC that is disregarded from the owner should check the appropriate box for the tax classification of its owner.		
	<input type="checkbox"/> Other (see instructions) ▶ _____		
	5 Address (number, street, and apt. or suite no.) See instructions. <b>701 Concord Ave</b>		Requester's name and address (optional)
6 City, state, and ZIP code <b>Cambridge, MA 02138</b>			
7 List account number(s) here (optional)			

<b>Part I Taxpayer Identification Number (TIN)</b>																																																			
Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the instructions for Part I, later. For other entities, it is your employer identification number (EIN). If you do not have a number, see <i>How to get a TIN</i> , later.																																																			
<b>Note:</b> If the account is in more than one name, see the instructions for line 1. Also see <i>What Name and Number To Give the Requester</i> for guidelines on whose number to enter.																																																			
	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td colspan="10" style="text-align: center;"><b>Social security number</b></td> </tr> <tr> <td style="width: 20px; height: 20px;"></td> </tr> <tr> <td colspan="10" style="text-align: center;"><b>or</b></td> </tr> <tr> <td colspan="10" style="text-align: center;"><b>Employer identification number</b></td> </tr> <tr> <td style="width: 20px; height: 20px; text-align: center;">0</td> <td style="width: 20px; height: 20px; text-align: center;">4</td> <td style="width: 20px; height: 20px; text-align: center;">-</td> <td style="width: 20px; height: 20px; text-align: center;">3</td> <td style="width: 20px; height: 20px; text-align: center;">3</td> <td style="width: 20px; height: 20px; text-align: center;">4</td> <td style="width: 20px; height: 20px; text-align: center;">5</td> <td style="width: 20px; height: 20px; text-align: center;">5</td> <td style="width: 20px; height: 20px; text-align: center;">9</td> <td style="width: 20px; height: 20px; text-align: center;">0</td> </tr> </table>	<b>Social security number</b>																				<b>or</b>										<b>Employer identification number</b>										0	4	-	3	3	4	5	5	9	0
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<b>Part II Certification</b>	
Under penalties of perjury, I certify that:	
1. The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and	
2. I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and	
3. I am a U.S. citizen or other U.S. person (defined below); and	
4. The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.	
<b>Certification instructions.</b> You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions for Part II, later.	

<b>Sign Here</b>	Signature of U.S. person ▶	Date ▶ 02/04/2022
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## General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

**Future developments.** For the latest information about developments related to Form W-9 and its instructions, such as legislation enacted after they were published, go to [www.irs.gov/FormW9](http://www.irs.gov/FormW9).

### Purpose of Form

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following.

- Form 1099-DIV (dividends, including those from stocks or mutual funds)
- Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
- Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
- Form 1099-S (proceeds from real estate transactions)
- Form 1099-K (merchant card and third party network transactions)
- Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
- Form 1099-C (canceled debt)
- Form 1099-A (acquisition or abandonment of secured property)

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.

*If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See What is backup withholding, later.*

By signing the filled-out form, you:

1. Certify that the TIN you are giving is correct (or you are waiting for a number to be issued),
2. Certify that you are not subject to backup withholding, or
3. Claim exemption from backup withholding if you are a U.S. exempt payee. If applicable, you are also certifying that as a U.S. person, your allocable share of any partnership income from a U.S. trade or business is not subject to the withholding tax on foreign partners' share of effectively connected income, and
4. Certify that FATCA code(s) entered on this form (if any) indicating that you are exempt from the FATCA reporting, is correct. See *What is FATCA reporting*, later, for further information.

**Note:** If you are a U.S. person and a requester gives you a form other than Form W-9 to request your TIN, you must use the requester's form if it is substantially similar to this Form W-9.

**Definition of a U.S. person.** For federal tax purposes, you are considered a U.S. person if you are:

- An individual who is a U.S. citizen or U.S. resident alien;
- A partnership, corporation, company, or association created or organized in the United States or under the laws of the United States;
- An estate (other than a foreign estate); or
- A domestic trust (as defined in Regulations section 301.7701-7).

**Special rules for partnerships.** Partnerships that conduct a trade or business in the United States are generally required to pay a withholding tax under section 1446 on any foreign partners' share of effectively connected taxable income from such business. Further, in certain cases where a Form W-9 has not been received, the rules under section 1446 require a partnership to presume that a partner is a foreign person, and pay the section 1446 withholding tax. Therefore, if you are a U.S. person that is a partner in a partnership conducting a trade or business in the United States, provide Form W-9 to the partnership to establish your U.S. status and avoid section 1446 withholding on your share of partnership income.

In the cases below, the following person must give Form W-9 to the partnership for purposes of establishing its U.S. status and avoiding withholding on its allocable share of net income from the partnership conducting a trade or business in the United States.

- In the case of a disregarded entity with a U.S. owner, the U.S. owner of the disregarded entity and not the entity;
- In the case of a grantor trust with a U.S. grantor or other U.S. owner, generally, the U.S. grantor or other U.S. owner of the grantor trust and not the trust; and
- In the case of a U.S. trust (other than a grantor trust), the U.S. trust (other than a grantor trust) and not the beneficiaries of the trust.

**Foreign person.** If you are a foreign person or the U.S. branch of a foreign bank that has elected to be treated as a U.S. person, do not use Form W-9. Instead, use the appropriate Form W-8 or Form 8233 (see Pub. 515, *Withholding of Tax on Nonresident Aliens and Foreign Entities*).

**Nonresident alien who becomes a resident alien.** Generally, only a nonresident alien individual may use the terms of a tax treaty to reduce or eliminate U.S. tax on certain types of income. However, most tax treaties contain a provision known as a "saving clause." Exceptions specified in the saving clause may permit an exemption from tax to continue for certain types of income even after the payee has otherwise become a U.S. resident alien for tax purposes.

If you are a U.S. resident alien who is relying on an exception contained in the saving clause of a tax treaty to claim an exemption from U.S. tax on certain types of income, you must attach a statement to Form W-9 that specifies the following five items.

1. The treaty country. Generally, this must be the same treaty under which you claimed exemption from tax as a nonresident alien.
2. The treaty article addressing the income.
3. The article number (or location) in the tax treaty that contains the saving clause and its exceptions.
4. The type and amount of income that qualifies for the exemption from tax.
5. Sufficient facts to justify the exemption from tax under the terms of the treaty article.

**Example.** Article 20 of the U.S.-China income tax treaty allows an exemption from tax for scholarship income received by a Chinese student temporarily present in the United States. Under U.S. law, this student will become a resident alien for tax purposes if his or her stay in the United States exceeds 5 calendar years. However, paragraph 2 of the first Protocol to the U.S.-China treaty (dated April 30, 1984) allows the provisions of Article 20 to continue to apply even after the Chinese student becomes a resident alien of the United States. A Chinese student who qualifies for this exception (under paragraph 2 of the first protocol) and is relying on this exception to claim an exemption from tax on his or her scholarship or fellowship income would attach to Form W-9 a statement that includes the information described above to support that exemption.

If you are a nonresident alien or a foreign entity, give the requester the appropriate completed Form W-8 or Form 8233.

## Backup Withholding

**What is backup withholding?** Persons making certain payments to you must under certain conditions withhold and pay to the IRS 24% of such payments. This is called "backup withholding." Payments that may be subject to backup withholding include interest, tax-exempt interest, dividends, broker and barter exchange transactions, rents, royalties, nonemployee pay, payments made in settlement of payment card and third party network transactions, and certain payments from fishing boat operators. Real estate transactions are not subject to backup withholding.

You will not be subject to backup withholding on payments you receive if you give the requester your correct TIN, make the proper certifications, and report all your taxable interest and dividends on your tax return.

**Payments you receive will be subject to backup withholding if:**

1. You do not furnish your TIN to the requester,
2. You do not certify your TIN when required (see the instructions for Part II for details),
3. The IRS tells the requester that you furnished an incorrect TIN,
4. The IRS tells you that you are subject to backup withholding because you did not report all your interest and dividends on your tax return (for reportable interest and dividends only), or
5. You do not certify to the requester that you are not subject to backup withholding under 4 above (for reportable interest and dividend accounts opened after 1983 only).

Certain payees and payments are exempt from backup withholding. See *Exempt payee code*, later, and the separate Instructions for the Requester of Form W-9 for more information.

Also see *Special rules for partnerships*, earlier.

## What is FATCA Reporting?

The Foreign Account Tax Compliance Act (FATCA) requires a participating foreign financial institution to report all United States account holders that are specified United States persons. Certain payees are exempt from FATCA reporting. See *Exemption from FATCA reporting code*, later, and the Instructions for the Requester of Form W-9 for more information.

## Updating Your Information

You must provide updated information to any person to whom you claimed to be an exempt payee if you are no longer an exempt payee and anticipate receiving reportable payments in the future from this person. For example, you may need to provide updated information if you are a C corporation that elects to be an S corporation, or if you no longer are tax exempt. In addition, you must furnish a new Form W-9 if the name or TIN changes for the account; for example, if the grantor of a grantor trust dies.

## Penalties

**Failure to furnish TIN.** If you fail to furnish your correct TIN to a requester, you are subject to a penalty of \$50 for each such failure unless your failure is due to reasonable cause and not to willful neglect.

**Civil penalty for false information with respect to withholding.** If you make a false statement with no reasonable basis that results in no backup withholding, you are subject to a \$500 penalty.

**Criminal penalty for falsifying information.** Willfully falsifying certifications or affirmations may subject you to criminal penalties including fines and/or imprisonment.

**Misuse of TINs.** If the requester discloses or uses TINs in violation of federal law, the requester may be subject to civil and criminal penalties.

## Specific Instructions

### Line 1

You must enter one of the following on this line; **do not** leave this line blank. The name should match the name on your tax return.

If this Form W-9 is for a joint account (other than an account maintained by a foreign financial institution (FFI)), list first, and then circle, the name of the person or entity whose number you entered in Part I of Form W-9. If you are providing Form W-9 to an FFI to document a joint account, each holder of the account that is a U.S. person must provide a Form W-9.

a. **Individual.** Generally, enter the name shown on your tax return. If you have changed your last name without informing the Social Security Administration (SSA) of the name change, enter your first name, the last name as shown on your social security card, and your new last name.

**Note: ITIN applicant:** Enter your individual name as it was entered on your Form W-7 application, line 1a. This should also be the same as the name you entered on the Form 1040/1040A/1040EZ you filed with your application.

b. **Sole proprietor or single-member LLC.** Enter your individual name as shown on your 1040/1040A/1040EZ on line 1. You may enter your business, trade, or "doing business as" (DBA) name on line 2.

c. **Partnership, LLC that is not a single-member LLC, C corporation, or S corporation.** Enter the entity's name as shown on the entity's tax return on line 1 and any business, trade, or DBA name on line 2.

d. **Other entities.** Enter your name as shown on required U.S. federal tax documents on line 1. This name should match the name shown on the charter or other legal document creating the entity. You may enter any business, trade, or DBA name on line 2.

e. **Disregarded entity.** For U.S. federal tax purposes, an entity that is disregarded as an entity separate from its owner is treated as a "disregarded entity." See Regulations section 301.7701-2(c)(2)(iii). Enter the owner's name on line 1. The name of the entity entered on line 1 should never be a disregarded entity. The name on line 1 should be the name shown on the income tax return on which the income should be reported. For example, if a foreign LLC that is treated as a disregarded entity for U.S. federal tax purposes has a single owner that is a U.S. person, the U.S. owner's name is required to be provided on line 1. If the direct owner of the entity is also a disregarded entity, enter the first owner that is not disregarded for federal tax purposes. Enter the disregarded entity's name on line 2, "Business name/disregarded entity name." If the owner of the disregarded entity is a foreign person, the owner must complete an appropriate Form W-8 instead of a Form W-9. This is the case even if the foreign person has a U.S. TIN.

### Line 2

If you have a business name, trade name, DBA name, or disregarded entity name, you may enter it on line 2.

### Line 3

Check the appropriate box on line 3 for the U.S. federal tax classification of the person whose name is entered on line 1. Check only one box on line 3.

IF the entity/person on line 1 is a(n) . . .	THEN check the box for . . .
• Corporation	Corporation
• Individual • Sole proprietorship, or • Single-member limited liability company (LLC) owned by an individual and disregarded for U.S. federal tax purposes.	Individual/sole proprietor or single-member LLC
• LLC treated as a partnership for U.S. federal tax purposes, • LLC that has filed Form 8832 or 2553 to be taxed as a corporation, or • LLC that is disregarded as an entity separate from its owner but the owner is another LLC that is not disregarded for U.S. federal tax purposes.	Limited liability company and enter the appropriate tax classification. (P= Partnership; C= C corporation; or S= S corporation)
• Partnership	Partnership
• Trust/estate	Trust/estate

### Line 4, Exemptions

If you are exempt from backup withholding and/or FATCA reporting, enter in the appropriate space on line 4 any code(s) that may apply to you.

#### Exempt payee code.

- Generally, individuals (including sole proprietors) are not exempt from backup withholding.
- Except as provided below, corporations are exempt from backup withholding for certain payments, including interest and dividends.
- Corporations are not exempt from backup withholding for payments made in settlement of payment card or third party network transactions.
- Corporations are not exempt from backup withholding with respect to attorneys' fees or gross proceeds paid to attorneys, and corporations that provide medical or health care services are not exempt with respect to payments reportable on Form 1099-MISC.

The following codes identify payees that are exempt from backup withholding. Enter the appropriate code in the space in line 4.

- 1—An organization exempt from tax under section 501(a), any IRA, or a custodial account under section 403(b)(7) if the account satisfies the requirements of section 401(f)(2)
- 2—The United States or any of its agencies or instrumentalities
- 3—A state, the District of Columbia, a U.S. commonwealth or possession, or any of their political subdivisions or instrumentalities
- 4—A foreign government or any of its political subdivisions, agencies, or instrumentalities
- 5—A corporation
- 6—A dealer in securities or commodities required to register in the United States, the District of Columbia, or a U.S. commonwealth or possession
- 7—A futures commission merchant registered with the Commodity Futures Trading Commission
- 8—A real estate investment trust
- 9—An entity registered at all times during the tax year under the Investment Company Act of 1940
- 10—A common trust fund operated by a bank under section 584(a)
- 11—A financial institution
- 12—A middleman known in the investment community as a nominee or custodian
- 13—A trust exempt from tax under section 664 or described in section 4947

The following chart shows types of payments that may be exempt from backup withholding. The chart applies to the exempt payees listed above, 1 through 13.

IF the payment is for . . .	THEN the payment is exempt for . . .
Interest and dividend payments	All exempt payees except for 7
Broker transactions	Exempt payees 1 through 4 and 6 through 11 and all C corporations. S corporations must not enter an exempt payee code because they are exempt only for sales of noncovered securities acquired prior to 2012.
Barter exchange transactions and patronage dividends	Exempt payees 1 through 4
Payments over \$600 required to be reported and direct sales over \$5,000 <sup>1</sup>	Generally, exempt payees 1 through 5 <sup>2</sup>
Payments made in settlement of payment card or third party network transactions	Exempt payees 1 through 4

<sup>1</sup> See Form 1099-MISC, Miscellaneous Income, and its instructions.

<sup>2</sup> However, the following payments made to a corporation and reportable on Form 1099-MISC are not exempt from backup withholding: medical and health care payments, attorneys' fees, gross proceeds paid to an attorney reportable under section 6045(f), and payments for services paid by a federal executive agency.

**Exemption from FATCA reporting code.** The following codes identify payees that are exempt from reporting under FATCA. These codes apply to persons submitting this form for accounts maintained outside of the United States by certain foreign financial institutions. Therefore, if you are only submitting this form for an account you hold in the United States, you may leave this field blank. Consult with the person requesting this form if you are uncertain if the financial institution is subject to these requirements. A requester may indicate that a code is not required by providing you with a Form W-9 with "Not Applicable" (or any similar indication) written or printed on the line for a FATCA exemption code.

A—An organization exempt from tax under section 501(a) or any individual retirement plan as defined in section 7701(a)(37)

B—The United States or any of its agencies or instrumentalities

C—A state, the District of Columbia, a U.S. commonwealth or possession, or any of their political subdivisions or instrumentalities

D—A corporation the stock of which is regularly traded on one or more established securities markets, as described in Regulations section 1.1472-1(c)(1)(i)

E—A corporation that is a member of the same expanded affiliated group as a corporation described in Regulations section 1.1472-1(c)(1)(i)

F—A dealer in securities, commodities, or derivative financial instruments (including notional principal contracts, futures, forwards, and options) that is registered as such under the laws of the United States or any state

G—A real estate investment trust

H—A regulated investment company as defined in section 851 or an entity registered at all times during the tax year under the Investment Company Act of 1940

I—A common trust fund as defined in section 584(a)

J—A bank as defined in section 581

K—A broker

L—A trust exempt from tax under section 664 or described in section 4947(a)(1)

M—A tax exempt trust under a section 403(b) plan or section 457(g) plan

**Note:** You may wish to consult with the financial institution requesting this form to determine whether the FATCA code and/or exempt payee code should be completed.

### Line 5

Enter your address (number, street, and apartment or suite number). This is where the requester of this Form W-9 will mail your information returns. If this address differs from the one the requester already has on file, write NEW at the top. If a new address is provided, there is still a chance the old address will be used until the payor changes your address in their records.

### Line 6

Enter your city, state, and ZIP code.

## Part I. Taxpayer Identification Number (TIN)

**Enter your TIN in the appropriate box.** If you are a resident alien and you do not have and are not eligible to get an SSN, your TIN is your IRS individual taxpayer identification number (ITIN). Enter it in the social security number box. If you do not have an ITIN, see *How to get a TIN* below.

If you are a sole proprietor and you have an EIN, you may enter either your SSN or EIN.

If you are a single-member LLC that is disregarded as an entity separate from its owner, enter the owner's SSN (or EIN, if the owner has one). Do not enter the disregarded entity's EIN. If the LLC is classified as a corporation or partnership, enter the entity's EIN.

**Note:** See *What Name and Number To Give the Requester*, later, for further clarification of name and TIN combinations.

**How to get a TIN.** If you do not have a TIN, apply for one immediately. To apply for an SSN, get Form SS-5, Application for a Social Security Card, from your local SSA office or get this form online at [www.SSA.gov](http://www.SSA.gov). You may also get this form by calling 1-800-772-1213. Use Form W-7, Application for IRS Individual Taxpayer Identification Number, to apply for an ITIN, or Form SS-4, Application for Employer Identification Number, to apply for an EIN. You can apply for an EIN online by accessing the IRS website at [www.irs.gov/Businesses](http://www.irs.gov/Businesses) and clicking on Employer Identification Number (EIN) under Starting a Business. Go to [www.irs.gov/Forms](http://www.irs.gov/Forms) to view, download, or print Form W-7 and/or Form SS-4. Or, you can go to [www.irs.gov/OrderForms](http://www.irs.gov/OrderForms) to place an order and have Form W-7 and/or SS-4 mailed to you within 10 business days.

If you are asked to complete Form W-9 but do not have a TIN, apply for a TIN and write "Applied For" in the space for the TIN, sign and date the form, and give it to the requester. For interest and dividend payments, and certain payments made with respect to readily tradable instruments, generally you will have 60 days to get a TIN and give it to the requester before you are subject to backup withholding on payments. The 60-day rule does not apply to other types of payments. You will be subject to backup withholding on all such payments until you provide your TIN to the requester.

**Note:** Entering "Applied For" means that you have already applied for a TIN or that you intend to apply for one soon.

**Caution:** A disregarded U.S. entity that has a foreign owner must use the appropriate Form W-8.

## Part II. Certification

To establish to the withholding agent that you are a U.S. person, or resident alien, sign Form W-9. You may be requested to sign by the withholding agent even if item 1, 4, or 5 below indicates otherwise.

For a joint account, only the person whose TIN is shown in Part I should sign (when required). In the case of a disregarded entity, the person identified on line 1 must sign. Exempt payees, see *Exempt payee code*, earlier.

**Signature requirements.** Complete the certification as indicated in items 1 through 5 below.

**1. Interest, dividend, and barter exchange accounts opened before 1984 and broker accounts considered active during 1983.** You must give your correct TIN, but you do not have to sign the certification.

**2. Interest, dividend, broker, and barter exchange accounts opened after 1983 and broker accounts considered inactive during 1983.** You must sign the certification or backup withholding will apply. If you are subject to backup withholding and you are merely providing your correct TIN to the requester, you must cross out item 2 in the certification before signing the form.

**3. Real estate transactions.** You must sign the certification. You may cross out item 2 of the certification.

**4. Other payments.** You must give your correct TIN, but you do not have to sign the certification unless you have been notified that you have previously given an incorrect TIN. "Other payments" include payments made in the course of the requester's trade or business for rents, royalties, goods (other than bills for merchandise), medical and health care services (including payments to corporations), payments to a nonemployee for services, payments made in settlement of payment card and third party network transactions, payments to certain fishing boat crew members and fishermen, and gross proceeds paid to attorneys (including payments to corporations).

**5. Mortgage interest paid by you, acquisition or abandonment of secured property, cancellation of debt, qualified tuition program payments (under section 529), ABLE accounts (under section 529A), IRA, Coverdell ESA, Archer MSA or HSA contributions or distributions, and pension distributions.** You must give your correct TIN, but you do not have to sign the certification.

**What Name and Number To Give the Requester**

For this type of account:	Give name and SSN of:
1. Individual	The individual
2. Two or more individuals (joint account) other than an account maintained by an FFI	The actual owner of the account or, if combined funds, the first individual on the account <sup>1</sup>
3. Two or more U.S. persons (joint account maintained by an FFI)	Each holder of the account
4. Custodial account of a minor (Uniform Gift to Minors Act)	The minor <sup>2</sup>
5. a. The usual revocable savings trust (grantor is also trustee) b. So-called trust account that is not a legal or valid trust under state law	The grantor-trustee <sup>1</sup> The actual owner <sup>1</sup>
6. Sole proprietorship or disregarded entity owned by an individual	The owner <sup>3</sup>
7. Grantor trust filing under Optional Form 1099 Filing Method 1 (see Regulations section 1.671-4(b)(2)(i)(A))	The grantor*
For this type of account:	Give name and EIN of:
8. Disregarded entity not owned by an individual	The owner
9. A valid trust, estate, or pension trust	Legal entity <sup>4</sup>
10. Corporation or LLC electing corporate status on Form 8832 or Form 2553	The corporation
11. Association, club, religious, charitable, educational, or other tax-exempt organization	The organization
12. Partnership or multi-member LLC	The partnership
13. A broker or registered nominee	The broker or nominee

For this type of account:	Give name and EIN of:
14. Account with the Department of Agriculture in the name of a public entity (such as a state or local government, school district, or prison) that receives agricultural program payments	The public entity
15. Grantor trust filing under the Form 1041 Filing Method or the Optional Form 1099 Filing Method 2 (see Regulations section 1.671-4(b)(2)(i)(B))	The trust

<sup>1</sup> List first and circle the name of the person whose number you furnish. If only one person on a joint account has an SSN, that person's number must be furnished.

<sup>2</sup> Circle the minor's name and furnish the minor's SSN.

<sup>3</sup> You must show your individual name and you may also enter your business or DBA name on the "Business name/disregarded entity" name line. You may use either your SSN or EIN (if you have one), but the IRS encourages you to use your SSN.

<sup>4</sup> List first and circle the name of the trust, estate, or pension trust. (Do not furnish the TIN of the personal representative or trustee unless the legal entity itself is not designated in the account title.) Also see *Special rules for partnerships*, earlier.

\*Note: The grantor also must provide a Form W-9 to trustee of trust.

Note: If no name is circled when more than one name is listed, the number will be considered to be that of the first name listed.

**Secure Your Tax Records From Identity Theft**

Identity theft occurs when someone uses your personal information such as your name, SSN, or other identifying information, without your permission, to commit fraud or other crimes. An identity thief may use your SSN to get a job or may file a tax return using your SSN to receive a refund.

To reduce your risk:

- Protect your SSN,
- Ensure your employer is protecting your SSN, and
- Be careful when choosing a tax preparer.

If your tax records are affected by identity theft and you receive a notice from the IRS, respond right away to the name and phone number printed on the IRS notice or letter.

If your tax records are not currently affected by identity theft but you think you are at risk due to a lost or stolen purse or wallet, questionable credit card activity or credit report, contact the IRS Identity Theft Hotline at 1-800-908-4490 or submit Form 14039.

For more information, see Pub. 5027, Identity Theft Information for Taxpayers.

Victims of identity theft who are experiencing economic harm or a systemic problem, or are seeking help in resolving tax problems that have not been resolved through normal channels, may be eligible for Taxpayer Advocate Service (TAS) assistance. You can reach TAS by calling the TAS toll-free case intake line at 1-877-777-4778 or TTY/TDD 1-800-829-4059.

**Protect yourself from suspicious emails or phishing schemes.** Phishing is the creation and use of email and websites designed to mimic legitimate business emails and websites. The most common act is sending an email to a user falsely claiming to be an established legitimate enterprise in an attempt to scam the user into surrendering private information that will be used for identity theft.

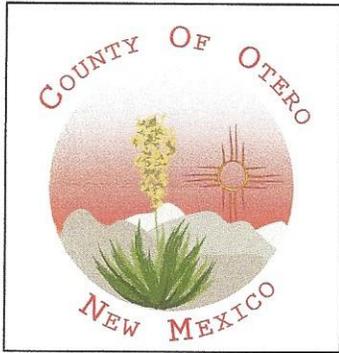
The IRS does not initiate contacts with taxpayers via emails. Also, the IRS does not request personal detailed information through email or ask taxpayers for the PIN numbers, passwords, or similar secret access information for their credit card, bank, or other financial accounts.

If you receive an unsolicited email claiming to be from the IRS, forward this message to [phishing@irs.gov](mailto:phishing@irs.gov). You may also report misuse of the IRS name, logo, or other IRS property to the Treasury Inspector General for Tax Administration (TIGTA) at 1-800-366-4484. You can forward suspicious emails to the Federal Trade Commission at [spam@uce.gov](mailto:spam@uce.gov) or report them at [www.ftc.gov/complaint](http://www.ftc.gov/complaint). You can contact the FTC at [www.ftc.gov/idtheft](http://www.ftc.gov/idtheft) or 877-IDTHEFT (877-438-4338). If you have been the victim of identity theft, see [www.IdentityTheft.gov](http://www.IdentityTheft.gov) and Pub. 5027.

Visit [www.irs.gov/IdentityTheft](http://www.irs.gov/IdentityTheft) to learn more about identity theft and how to reduce your risk.

## Privacy Act Notice

Section 6109 of the Internal Revenue Code requires you to provide your correct TIN to persons (including federal agencies) who are required to file information returns with the IRS to report interest, dividends, or certain other income paid to you; mortgage interest you paid; the acquisition or abandonment of secured property; the cancellation of debt; or contributions you made to an IRA, Archer MSA, or HSA. The person collecting this form uses the information on the form to file information returns with the IRS, reporting the above information. Routine uses of this information include giving it to the Department of Justice for civil and criminal litigation and to cities, states, the District of Columbia, and U.S. commonwealths and possessions for use in administering their laws. The information also may be disclosed to other countries under a treaty, to federal and state agencies to enforce civil and criminal laws, or to federal law enforcement and intelligence agencies to combat terrorism. You must provide your TIN whether or not you are required to file a tax return. Under section 3406, payers must generally withhold a percentage of taxable interest, dividend, and certain other payments to a payee who does not give a TIN to the payer. Certain penalties may also apply for providing false or fraudulent information.



Otero County Vendor Master Request Form - VMRF

Please submit by FAX: (575) 443-2904 or EMAIL: kreed@co.otero.nm.us Questions on the form? Call (575) 437-7427

Vendor Details & Contact Information:

(IRS Form W9 is also required)

Vendor Name: ECHOMAIL INC

(As shown on your income tax return)

Doing Business As:

\*\*The TIN must match the vendor name on file with the IRS to avoid backup withholding. For individuals this may be your social security number. \*\*

Federal Tax ID Number 04-3345590

OR

Social Security Number

Address: 701 Concord Ave

City Cambridge State MA Zip 02138

Phone #: ( ) 617-354-8585 Ext: Fax #: ( )

E-mail address: manju.balaji@vashiva.com

Remit Address (if different than above):

City: State: Zip:

Remit Phone # ( ) Ext: Fax #: ( )

Remit E-mail address:

Please Specify how you would like to receive Purchase Orders from Otero County: (Check ONLY one of the below) Email [X] Fax [ ] US Postal Mailing Services [ ]

Otero County Representative

Date

EchoMail, Inc.

701 Concord Avenue  
Cambridge, MA 02138

# Invoice

Date	Invoice #
1/31/2022	EM-OCC-7748

<b>Bill To</b>
RB Nichols, County Attorney Commissioners for Otero County Commission 101 Newyork Avenue Alamogordo, NM 88310

P.O.No.	TERMS
	Due on receipt

ITEM	DESCRIPTION	RATE	QTY	AMOUNT
EM-BALLOT	Upon Execution of Master Agreement and Schedule A	24,875.00	1	24,875.00
Thank you for your business.			<b>Total</b>	\$24,875.00

**Mode of Payment:**

1. Transfer to Bank Account:  
Bank Name: People's United Bank  
Account Name: EchoMail, Inc  
Account Number: 0751007666  
Routing Number: 221172186

2. Mail check to:  
EchoMail, Inc.  
701 Concord Ave  
Cambridge, MA 02138

# Request for Taxpayer Identification Number and Certification

**Give Form to the  
requester. Do not  
send to the IRS.**

▶ Go to [www.irs.gov/FormW9](http://www.irs.gov/FormW9) for instructions and the latest information.

Print or type. See Specific Instructions on page 3.	<p><b>1</b> Name (as shown on your income tax return). Name is required on this line; do not leave this line blank. <b>EchoMail, Inc</b></p>	
	<p><b>2</b> Business name/disregarded entity name, if different from above</p>	
	<p><b>3</b> Check appropriate box for federal tax classification of the person whose name is entered on line 1. Check only <b>one</b> of the following seven boxes.</p> <p><input type="checkbox"/> Individual/sole proprietor or single-member LLC    <input checked="" type="checkbox"/> C Corporation    <input type="checkbox"/> S Corporation    <input type="checkbox"/> Partnership    <input type="checkbox"/> Trust/estate</p> <p><input type="checkbox"/> Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=Partnership) ▶ _____</p> <p><b>Note:</b> Check the appropriate box in the line above for the tax classification of the single-member owner. Do not check LLC if the LLC is classified as a single-member LLC that is disregarded from the owner unless the owner of the LLC is another LLC that is <b>not</b> disregarded from the owner for U.S. federal tax purposes. Otherwise, a single-member LLC that is disregarded from the owner should check the appropriate box for the tax classification of its owner.</p> <p><input type="checkbox"/> Other (see instructions) ▶ _____</p>	<p><b>4</b> Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3):</p> <p>Exempt payee code (if any) _____</p> <p>Exemption from FATCA reporting code (if any) _____</p> <p><small>(Applies to accounts maintained outside the U.S.)</small></p>
	<p><b>5</b> Address (number, street, and apt. or suite no.) See instructions. <b>701 Concord Ave</b></p>	<p>Requester's name and address (optional)</p>
	<p><b>6</b> City, state, and ZIP code <b>Cambridge, MA 02138</b></p>	
	<p><b>7</b> List account number(s) here (optional)</p>	

## Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the instructions for Part I, later. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN*, later.

**Note:** If the account is in more than one name, see the instructions for line 1. Also see *What Name and Number To Give the Requester* for guidelines on whose number to enter.

<b>Social security number</b>									
<b>or</b>									
<b>Employer identification number</b>									
0	4	-	3	3	4	5	5	9	0

## Part II Certification

Under penalties of perjury, I certify that:

1. The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and
2. I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and
3. I am a U.S. citizen or other U.S. person (defined below); and
4. The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

**Certification instructions.** You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions for Part II, later.

<b>Sign Here</b>	Signature of U.S. person ▶	Date ▶ 02/04/2022
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## General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

**Future developments.** For the latest information about developments related to Form W-9 and its instructions, such as legislation enacted after they were published, go to [www.irs.gov/FormW9](http://www.irs.gov/FormW9).

### Purpose of Form

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following.

- Form 1099-INT (interest earned or paid)

- Form 1099-DIV (dividends, including those from stocks or mutual funds)
  - Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
  - Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
  - Form 1099-S (proceeds from real estate transactions)
  - Form 1099-K (merchant card and third party network transactions)
  - Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
  - Form 1099-C (canceled debt)
  - Form 1099-A (acquisition or abandonment of secured property)
- Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.

*If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See What is backup withholding, later.*

By signing the filled-out form, you:

1. Certify that the TIN you are giving is correct (or you are waiting for a number to be issued),
2. Certify that you are not subject to backup withholding, or
3. Claim exemption from backup withholding if you are a U.S. exempt payee. If applicable, you are also certifying that as a U.S. person, your allocable share of any partnership income from a U.S. trade or business is not subject to the withholding tax on foreign partners' share of effectively connected income, and
4. Certify that FATCA code(s) entered on this form (if any) indicating that you are exempt from the FATCA reporting, is correct. See *What is FATCA reporting*, later, for further information.

**Note:** If you are a U.S. person and a requester gives you a form other than Form W-9 to request your TIN, you must use the requester's form if it is substantially similar to this Form W-9.

**Definition of a U.S. person.** For federal tax purposes, you are considered a U.S. person if you are:

- An individual who is a U.S. citizen or U.S. resident alien;
- A partnership, corporation, company, or association created or organized in the United States or under the laws of the United States;
- An estate (other than a foreign estate); or
- A domestic trust (as defined in Regulations section 301.7701-7).

**Special rules for partnerships.** Partnerships that conduct a trade or business in the United States are generally required to pay a withholding tax under section 1446 on any foreign partners' share of effectively connected taxable income from such business. Further, in certain cases where a Form W-9 has not been received, the rules under section 1446 require a partnership to presume that a partner is a foreign person, and pay the section 1446 withholding tax. Therefore, if you are a U.S. person that is a partner in a partnership conducting a trade or business in the United States, provide Form W-9 to the partnership to establish your U.S. status and avoid section 1446 withholding on your share of partnership income.

In the cases below, the following person must give Form W-9 to the partnership for purposes of establishing its U.S. status and avoiding withholding on its allocable share of net income from the partnership conducting a trade or business in the United States.

- In the case of a disregarded entity with a U.S. owner, the U.S. owner of the disregarded entity and not the entity;
- In the case of a grantor trust with a U.S. grantor or other U.S. owner, generally, the U.S. grantor or other U.S. owner of the grantor trust and not the trust; and
- In the case of a U.S. trust (other than a grantor trust), the U.S. trust (other than a grantor trust) and not the beneficiaries of the trust.

**Foreign person.** If you are a foreign person or the U.S. branch of a foreign bank that has elected to be treated as a U.S. person, do not use Form W-9. Instead, use the appropriate Form W-8 or Form 8233 (see Pub. 515, *Withholding of Tax on Nonresident Aliens and Foreign Entities*).

**Nonresident alien who becomes a resident alien.** Generally, only a nonresident alien individual may use the terms of a tax treaty to reduce or eliminate U.S. tax on certain types of income. However, most tax treaties contain a provision known as a "saving clause." Exceptions specified in the saving clause may permit an exemption from tax to continue for certain types of income even after the payee has otherwise become a U.S. resident alien for tax purposes.

If you are a U.S. resident alien who is relying on an exception contained in the saving clause of a tax treaty to claim an exemption from U.S. tax on certain types of income, you must attach a statement to Form W-9 that specifies the following five items.

1. The treaty country. Generally, this must be the same treaty under which you claimed exemption from tax as a nonresident alien.
2. The treaty article addressing the income.
3. The article number (or location) in the tax treaty that contains the saving clause and its exceptions.
4. The type and amount of income that qualifies for the exemption from tax.
5. Sufficient facts to justify the exemption from tax under the terms of the treaty article.

**Example.** Article 20 of the U.S.-China income tax treaty allows an exemption from tax for scholarship income received by a Chinese student temporarily present in the United States. Under U.S. law, this student will become a resident alien for tax purposes if his or her stay in the United States exceeds 5 calendar years. However, paragraph 2 of the first Protocol to the U.S.-China treaty (dated April 30, 1984) allows the provisions of Article 20 to continue to apply even after the Chinese student becomes a resident alien of the United States. A Chinese student who qualifies for this exception (under paragraph 2 of the first protocol) and is relying on this exception to claim an exemption from tax on his or her scholarship or fellowship income would attach to Form W-9 a statement that includes the information described above to support that exemption.

If you are a nonresident alien or a foreign entity, give the requester the appropriate completed Form W-8 or Form 8233.

## Backup Withholding

**What is backup withholding?** Persons making certain payments to you must under certain conditions withhold and pay to the IRS 24% of such payments. This is called "backup withholding." Payments that may be subject to backup withholding include interest, tax-exempt interest, dividends, broker and barter exchange transactions, rents, royalties, nonemployee pay, payments made in settlement of payment card and third party network transactions, and certain payments from fishing boat operators. Real estate transactions are not subject to backup withholding.

You will not be subject to backup withholding on payments you receive if you give the requester your correct TIN, make the proper certifications, and report all your taxable interest and dividends on your tax return.

**Payments you receive will be subject to backup withholding if:**

1. You do not furnish your TIN to the requester,
2. You do not certify your TIN when required (see the instructions for Part II for details),
3. The IRS tells the requester that you furnished an incorrect TIN,
4. The IRS tells you that you are subject to backup withholding because you did not report all your interest and dividends on your tax return (for reportable interest and dividends only), or
5. You do not certify to the requester that you are not subject to backup withholding under 4 above (for reportable interest and dividend accounts opened after 1983 only).

Certain payees and payments are exempt from backup withholding. See *Exempt payee code*, later, and the separate Instructions for the Requester of Form W-9 for more information.

Also see *Special rules for partnerships*, earlier.

## What is FATCA Reporting?

The Foreign Account Tax Compliance Act (FATCA) requires a participating foreign financial institution to report all United States account holders that are specified United States persons. Certain payees are exempt from FATCA reporting. See *Exemption from FATCA reporting code*, later, and the Instructions for the Requester of Form W-9 for more information.

## Updating Your Information

You must provide updated information to any person to whom you claimed to be an exempt payee if you are no longer an exempt payee and anticipate receiving reportable payments in the future from this person. For example, you may need to provide updated information if you are a C corporation that elects to be an S corporation, or if you no longer are tax exempt. In addition, you must furnish a new Form W-9 if the name or TIN changes for the account; for example, if the grantor of a grantor trust dies.

## Penalties

**Failure to furnish TIN.** If you fail to furnish your correct TIN to a requester, you are subject to a penalty of \$50 for each such failure unless your failure is due to reasonable cause and not to willful neglect.

**Civil penalty for false information with respect to withholding.** If you make a false statement with no reasonable basis that results in no backup withholding, you are subject to a \$500 penalty.

**Criminal penalty for falsifying information.** Willfully falsifying certifications or affirmations may subject you to criminal penalties including fines and/or imprisonment.

**Misuse of TINs.** If the requester discloses or uses TINs in violation of federal law, the requester may be subject to civil and criminal penalties.

## Specific Instructions

### Line 1

You must enter one of the following on this line; **do not** leave this line blank. The name should match the name on your tax return.

If this Form W-9 is for a joint account (other than an account maintained by a foreign financial institution (FFI)), list first, and then circle, the name of the person or entity whose number you entered in Part I of Form W-9. If you are providing Form W-9 to an FFI to document a joint account, each holder of the account that is a U.S. person must provide a Form W-9.

**a. Individual.** Generally, enter the name shown on your tax return. If you have changed your last name without informing the Social Security Administration (SSA) of the name change, enter your first name, the last name as shown on your social security card, and your new last name.

**Note: ITIN applicant:** Enter your individual name as it was entered on your Form W-7 application, line 1a. This should also be the same as the name you entered on the Form 1040/1040A/1040EZ you filed with your application.

**b. Sole proprietor or single-member LLC.** Enter your individual name as shown on your 1040/1040A/1040EZ on line 1. You may enter your business, trade, or “doing business as” (DBA) name on line 2.

**c. Partnership, LLC that is not a single-member LLC, C corporation, or S corporation.** Enter the entity’s name as shown on the entity’s tax return on line 1 and any business, trade, or DBA name on line 2.

**d. Other entities.** Enter your name as shown on required U.S. federal tax documents on line 1. This name should match the name shown on the charter or other legal document creating the entity. You may enter any business, trade, or DBA name on line 2.

**e. Disregarded entity.** For U.S. federal tax purposes, an entity that is disregarded as an entity separate from its owner is treated as a “disregarded entity.” See Regulations section 301.7701-2(c)(2)(iii). Enter the owner’s name on line 1. The name of the entity entered on line 1 should never be a disregarded entity. The name on line 1 should be the name shown on the income tax return on which the income should be reported. For example, if a foreign LLC that is treated as a disregarded entity for U.S. federal tax purposes has a single owner that is a U.S. person, the U.S. owner’s name is required to be provided on line 1. If the direct owner of the entity is also a disregarded entity, enter the first owner that is not disregarded for federal tax purposes. Enter the disregarded entity’s name on line 2, “Business name/disregarded entity name.” If the owner of the disregarded entity is a foreign person, the owner must complete an appropriate Form W-8 instead of a Form W-9. This is the case even if the foreign person has a U.S. TIN.

### Line 2

If you have a business name, trade name, DBA name, or disregarded entity name, you may enter it on line 2.

### Line 3

Check the appropriate box on line 3 for the U.S. federal tax classification of the person whose name is entered on line 1. Check only one box on line 3.

IF the entity/person on line 1 is a(n) . . .	THEN check the box for . . .
• Corporation	Corporation
• Individual • Sole proprietorship, or • Single-member limited liability company (LLC) owned by an individual and disregarded for U.S. federal tax purposes.	Individual/sole proprietor or single-member LLC
• LLC treated as a partnership for U.S. federal tax purposes, • LLC that has filed Form 8832 or 2553 to be taxed as a corporation, or • LLC that is disregarded as an entity separate from its owner but the owner is another LLC that is not disregarded for U.S. federal tax purposes.	Limited liability company and enter the appropriate tax classification. (P= Partnership; C= C corporation; or S= S corporation)
• Partnership	Partnership
• Trust/estate	Trust/estate

### Line 4, Exemptions

If you are exempt from backup withholding and/or FATCA reporting, enter in the appropriate space on line 4 any code(s) that may apply to you.

#### Exempt payee code.

- Generally, individuals (including sole proprietors) are not exempt from backup withholding.
- Except as provided below, corporations are exempt from backup withholding for certain payments, including interest and dividends.
- Corporations are not exempt from backup withholding for payments made in settlement of payment card or third party network transactions.
- Corporations are not exempt from backup withholding with respect to attorneys’ fees or gross proceeds paid to attorneys, and corporations that provide medical or health care services are not exempt with respect to payments reportable on Form 1099-MISC.

The following codes identify payees that are exempt from backup withholding. Enter the appropriate code in the space in line 4.

- 1—An organization exempt from tax under section 501(a), any IRA, or a custodial account under section 403(b)(7) if the account satisfies the requirements of section 401(f)(2)
- 2—The United States or any of its agencies or instrumentalities
- 3—A state, the District of Columbia, a U.S. commonwealth or possession, or any of their political subdivisions or instrumentalities
- 4—A foreign government or any of its political subdivisions, agencies, or instrumentalities
- 5—A corporation
- 6—A dealer in securities or commodities required to register in the United States, the District of Columbia, or a U.S. commonwealth or possession
- 7—A futures commission merchant registered with the Commodity Futures Trading Commission
- 8—A real estate investment trust
- 9—An entity registered at all times during the tax year under the Investment Company Act of 1940
- 10—A common trust fund operated by a bank under section 584(a)
- 11—A financial institution
- 12—A middleman known in the investment community as a nominee or custodian
- 13—A trust exempt from tax under section 664 or described in section 4947

The following chart shows types of payments that may be exempt from backup withholding. The chart applies to the exempt payees listed above, 1 through 13.

IF the payment is for . . .	THEN the payment is exempt for . . .
Interest and dividend payments	All exempt payees except for 7
Broker transactions	Exempt payees 1 through 4 and 6 through 11 and all C corporations. S corporations must not enter an exempt payee code because they are exempt only for sales of noncovered securities acquired prior to 2012.
Barter exchange transactions and patronage dividends	Exempt payees 1 through 4
Payments over \$600 required to be reported and direct sales over \$5,000 <sup>1</sup>	Generally, exempt payees 1 through 5 <sup>2</sup>
Payments made in settlement of payment card or third party network transactions	Exempt payees 1 through 4

<sup>1</sup> See Form 1099-MISC, Miscellaneous Income, and its instructions.

<sup>2</sup> However, the following payments made to a corporation and reportable on Form 1099-MISC are not exempt from backup withholding: medical and health care payments, attorneys' fees, gross proceeds paid to an attorney reportable under section 6045(f), and payments for services paid by a federal executive agency.

**Exemption from FATCA reporting code.** The following codes identify payees that are exempt from reporting under FATCA. These codes apply to persons submitting this form for accounts maintained outside of the United States by certain foreign financial institutions. Therefore, if you are only submitting this form for an account you hold in the United States, you may leave this field blank. Consult with the person requesting this form if you are uncertain if the financial institution is subject to these requirements. A requester may indicate that a code is not required by providing you with a Form W-9 with "Not Applicable" (or any similar indication) written or printed on the line for a FATCA exemption code.

A—An organization exempt from tax under section 501(a) or any individual retirement plan as defined in section 7701(a)(37)

B—The United States or any of its agencies or instrumentalities

C—A state, the District of Columbia, a U.S. commonwealth or possession, or any of their political subdivisions or instrumentalities

D—A corporation the stock of which is regularly traded on one or more established securities markets, as described in Regulations section 1.1472-1(c)(1)(i)

E—A corporation that is a member of the same expanded affiliated group as a corporation described in Regulations section 1.1472-1(c)(1)(i)

F—A dealer in securities, commodities, or derivative financial instruments (including notional principal contracts, futures, forwards, and options) that is registered as such under the laws of the United States or any state

G—A real estate investment trust

H—A regulated investment company as defined in section 851 or an entity registered at all times during the tax year under the Investment Company Act of 1940

I—A common trust fund as defined in section 584(a)

J—A bank as defined in section 581

K—A broker

L—A trust exempt from tax under section 664 or described in section 4947(a)(1)

M—A tax exempt trust under a section 403(b) plan or section 457(g) plan

**Note:** You may wish to consult with the financial institution requesting this form to determine whether the FATCA code and/or exempt payee code should be completed.

**Line 5**

Enter your address (number, street, and apartment or suite number). This is where the requester of this Form W-9 will mail your information returns. If this address differs from the one the requester already has on file, write NEW at the top. If a new address is provided, there is still a chance the old address will be used until the payor changes your address in their records.

**Line 6**

Enter your city, state, and ZIP code.

**Part I. Taxpayer Identification Number (TIN)**

**Enter your TIN in the appropriate box.** If you are a resident alien and you do not have and are not eligible to get an SSN, your TIN is your IRS individual taxpayer identification number (ITIN). Enter it in the social security number box. If you do not have an ITIN, see *How to get a TIN* below.

If you are a sole proprietor and you have an EIN, you may enter either your SSN or EIN.

If you are a single-member LLC that is disregarded as an entity separate from its owner, enter the owner's SSN (or EIN, if the owner has one). Do not enter the disregarded entity's EIN. If the LLC is classified as a corporation or partnership, enter the entity's EIN.

**Note:** See *What Name and Number To Give the Requester*, later, for further clarification of name and TIN combinations.

**How to get a TIN.** If you do not have a TIN, apply for one immediately. To apply for an SSN, get Form SS-5, Application for a Social Security Card, from your local SSA office or get this form online at [www.SSA.gov](http://www.SSA.gov). You may also get this form by calling 1-800-772-1213. Use Form W-7, Application for IRS Individual Taxpayer Identification Number, to apply for an ITIN, or Form SS-4, Application for Employer Identification Number, to apply for an EIN. You can apply for an EIN online by accessing the IRS website at [www.irs.gov/Businesses](http://www.irs.gov/Businesses) and clicking on Employer Identification Number (EIN) under Starting a Business. Go to [www.irs.gov/Forms](http://www.irs.gov/Forms) to view, download, or print Form W-7 and/or Form SS-4. Or, you can go to [www.irs.gov/OrderForms](http://www.irs.gov/OrderForms) to place an order and have Form W-7 and/or SS-4 mailed to you within 10 business days.

If you are asked to complete Form W-9 but do not have a TIN, apply for a TIN and write "Applied For" in the space for the TIN, sign and date the form, and give it to the requester. For interest and dividend payments, and certain payments made with respect to readily tradable instruments, generally you will have 60 days to get a TIN and give it to the requester before you are subject to backup withholding on payments. The 60-day rule does not apply to other types of payments. You will be subject to backup withholding on all such payments until you provide your TIN to the requester.

**Note:** Entering "Applied For" means that you have already applied for a TIN or that you intend to apply for one soon.

**Caution:** A disregarded U.S. entity that has a foreign owner must use the appropriate Form W-8.

**Part II. Certification**

To establish to the withholding agent that you are a U.S. person, or resident alien, sign Form W-9. You may be requested to sign by the withholding agent even if item 1, 4, or 5 below indicates otherwise.

For a joint account, only the person whose TIN is shown in Part I should sign (when required). In the case of a disregarded entity, the person identified on line 1 must sign. Exempt payees, see *Exempt payee code*, earlier.

**Signature requirements.** Complete the certification as indicated in items 1 through 5 below.

**1. Interest, dividend, and barter exchange accounts opened before 1984 and broker accounts considered active during 1983.**

You must give your correct TIN, but you do not have to sign the certification.

**2. Interest, dividend, broker, and barter exchange accounts opened after 1983 and broker accounts considered inactive during 1983.**

You must sign the certification or backup withholding will apply. If you are subject to backup withholding and you are merely providing your correct TIN to the requester, you must cross out item 2 in the certification before signing the form.

**3. Real estate transactions.** You must sign the certification. You may cross out item 2 of the certification.

**4. Other payments.** You must give your correct TIN, but you do not have to sign the certification unless you have been notified that you have previously given an incorrect TIN. "Other payments" include payments made in the course of the requester's trade or business for rents, royalties, goods (other than bills for merchandise), medical and health care services (including payments to corporations), payments to a nonemployee for services, payments made in settlement of payment card and third party network transactions, payments to certain fishing boat crew members and fishermen, and gross proceeds paid to attorneys (including payments to corporations).

**5. Mortgage interest paid by you, acquisition or abandonment of secured property, cancellation of debt, qualified tuition program payments (under section 529), ABLE accounts (under section 529A), IRA, Coverdell ESA, Archer MSA or HSA contributions or distributions, and pension distributions.** You must give your correct TIN, but you do not have to sign the certification.

For this type of account:	Give name and EIN of:
14. Account with the Department of Agriculture in the name of a public entity (such as a state or local government, school district, or prison) that receives agricultural program payments	The public entity
15. Grantor trust filing under the Form 1041 Filing Method or the Optional Form 1099 Filing Method 2 (see Regulations section 1.671-4(b)(2)(i)(B))	The trust

<sup>1</sup> List first and circle the name of the person whose number you furnish. If only one person on a joint account has an SSN, that person's number must be furnished.

<sup>2</sup> Circle the minor's name and furnish the minor's SSN.

<sup>3</sup> You must show your individual name and you may also enter your business or DBA name on the "Business name/disregarded entity" name line. You may use either your SSN or EIN (if you have one), but the IRS encourages you to use your SSN.

<sup>4</sup> List first and circle the name of the trust, estate, or pension trust. (Do not furnish the TIN of the personal representative or trustee unless the legal entity itself is not designated in the account title.) Also see *Special rules for partnerships*, earlier.

**\*Note:** The grantor also must provide a Form W-9 to trustee of trust.

**Note:** If no name is circled when more than one name is listed, the number will be considered to be that of the first name listed.

**What Name and Number To Give the Requester**

For this type of account:	Give name and SSN of:
1. Individual	The individual
2. Two or more individuals (joint account) other than an account maintained by an FFI	The actual owner of the account or, if combined funds, the first individual on the account <sup>1</sup>
3. Two or more U.S. persons (joint account maintained by an FFI)	Each holder of the account
4. Custodial account of a minor (Uniform Gift to Minors Act)	The minor <sup>2</sup>
5. a. The usual revocable savings trust (grantor is also trustee)	The grantor-trustee <sup>1</sup>
b. So-called trust account that is not a legal or valid trust under state law	The actual owner <sup>1</sup>
6. Sole proprietorship or disregarded entity owned by an individual	The owner <sup>3</sup>
7. Grantor trust filing under Optional Form 1099 Filing Method 1 (see Regulations section 1.671-4(b)(2)(i)(A))	The grantor*

For this type of account:	Give name and EIN of:
8. Disregarded entity not owned by an individual	The owner
9. A valid trust, estate, or pension trust	Legal entity <sup>4</sup>
10. Corporation or LLC electing corporate status on Form 8832 or Form 2553	The corporation
11. Association, club, religious, charitable, educational, or other tax-exempt organization	The organization
12. Partnership or multi-member LLC	The partnership
13. A broker or registered nominee	The broker or nominee

**Secure Your Tax Records From Identity Theft**

Identity theft occurs when someone uses your personal information such as your name, SSN, or other identifying information, without your permission, to commit fraud or other crimes. An identity thief may use your SSN to get a job or may file a tax return using your SSN to receive a refund.

To reduce your risk:

- Protect your SSN,
- Ensure your employer is protecting your SSN, and
- Be careful when choosing a tax preparer.

If your tax records are affected by identity theft and you receive a notice from the IRS, respond right away to the name and phone number printed on the IRS notice or letter.

If your tax records are not currently affected by identity theft but you think you are at risk due to a lost or stolen purse or wallet, questionable credit card activity or credit report, contact the IRS Identity Theft Hotline at 1-800-908-4490 or submit Form 14039.

For more information, see Pub. 5027, Identity Theft Information for Taxpayers.

Victims of identity theft who are experiencing economic harm or a systemic problem, or are seeking help in resolving tax problems that have not been resolved through normal channels, may be eligible for Taxpayer Advocate Service (TAS) assistance. You can reach TAS by calling the TAS toll-free case intake line at 1-877-777-4778 or TTY/TDD 1-800-829-4059.

**Protect yourself from suspicious emails or phishing schemes.** Phishing is the creation and use of email and websites designed to mimic legitimate business emails and websites. The most common act is sending an email to a user falsely claiming to be an established legitimate enterprise in an attempt to scam the user into surrendering private information that will be used for identity theft.

The IRS does not initiate contacts with taxpayers via emails. Also, the IRS does not request personal detailed information through email or ask taxpayers for the PIN numbers, passwords, or similar secret access information for their credit card, bank, or other financial accounts.

If you receive an unsolicited email claiming to be from the IRS, forward this message to [phishing@irs.gov](mailto:phishing@irs.gov). You may also report misuse of the IRS name, logo, or other IRS property to the Treasury Inspector General for Tax Administration (TIGTA) at 1-800-366-4484. You can forward suspicious emails to the Federal Trade Commission at [spam@uce.gov](mailto:spam@uce.gov) or report them at [www.ftc.gov/complaint](http://www.ftc.gov/complaint). You can contact the FTC at [www.ftc.gov/idtheft](http://www.ftc.gov/idtheft) or 877-IDTHEFT (877-438-4338). If you have been the victim of identity theft, see [www.IdentityTheft.gov](http://www.IdentityTheft.gov) and Pub. 5027.

Visit [www.irs.gov/IdentityTheft](http://www.irs.gov/IdentityTheft) to learn more about identity theft and how to reduce your risk.

## Privacy Act Notice

Section 6109 of the Internal Revenue Code requires you to provide your correct TIN to persons (including federal agencies) who are required to file information returns with the IRS to report interest, dividends, or certain other income paid to you; mortgage interest you paid; the acquisition or abandonment of secured property; the cancellation of debt; or contributions you made to an IRA, Archer MSA, or HSA. The person collecting this form uses the information on the form to file information returns with the IRS, reporting the above information. Routine uses of this information include giving it to the Department of Justice for civil and criminal litigation and to cities, states, the District of Columbia, and U.S. commonwealths and possessions for use in administering their laws. The information also may be disclosed to other countries under a treaty, to federal and state agencies to enforce civil and criminal laws, or to federal law enforcement and intelligence agencies to combat terrorism. You must provide your TIN whether or not you are required to file a tax return. Under section 3406, payers must generally withhold a percentage of taxable interest, dividend, and certain other payments to a payee who does not give a TIN to the payer. Certain penalties may also apply for providing false or fraudulent information.

EchoMail, Inc.

701 Concord Avenue  
Cambridge, MA 02138

# Invoice

Date	Invoice #
1/31/2022	EM-OCC-7748

Bill To
RB Nichols, County Attorney Commissioners for Otero County Commission 101 Newyork Avenue Alamogordo, NM 88310

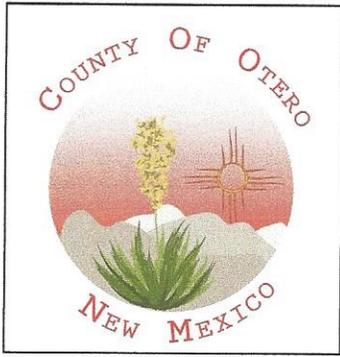
P.O.No.	TERMS
	Due on receipt

ITEM	DESCRIPTION	RATE	QTY	AMOUNT
EM-BALLOT	Upon Execution of Master Agreement and Schedule A	24,875.00	1	24,875.00
Thank you for your business.			<b>Total</b>	\$24,875.00

Mode of Payment:

1. Transfer to Bank Account:  
Bank Name: People's United Bank  
Account Name: EchoMail, Inc  
Account Number: 0751007666  
Routing Number: 221172186

2. Mail check to:  
EchoMail, Inc.  
701 Concord Ave  
Cambridge, MA 02138



Otero County Vendor Master Request Form - VMRF

Please submit by FAX: (575) 443-2904 or EMAIL: kreed@co.otero.nm.us Questions on the form? Call (575) 437-7427

Vendor Details & Contact Information:

(IRS Form W9 is also required)

Vendor Name: ECHOMAIL INC

(As shown on your income tax return)

Doing Business As:

\*\*The TIN must match the vendor name on file with the IRS to avoid backup withholding. For individuals this may be your social security number. \*\*

Federal Tax ID Number 04-3345590

OR Social Security Number

Address: 701 Concord Ave

City Cambridge State MA Zip 02138

Phone #: ( ) 617-354-8585 Ext: Fax #: ( )

E-mail address: manju.balaji@vashiva.com

Remit Address (if different than above):

City: State: Zip:

Remit Phone # ( ) Ext: Fax #: ( )

Remit E-mail address:

Please Specify how you would like to receive Purchase Orders from Otero County: (Check ONLY one of the below) Email [X] Fax [ ] US Postal Mailing Services [ ]

Otero County Representative Date

**From:** Manju Balaji <manju.balaji@vashiva.com>  
**Sent:** Monday, February 7, 2022 5:17 AM  
**To:** pheltner@co.otero.nm.us; rnichols@co.otero.nm.us  
**Cc:** erin hughes; Shiva Ayyadurai  
**Subject:** EchoMail Inc -Sch A Invoice  
**Attachments:** Inv EM-OCC-7748- Otero County Commission - \$24875.pdf; Vendor Master Request Form\_filed.pdf; EchoMail\_Form W-9-Signed.pdf

Dear Pamela,

Please find attached invoice for upon execution of Master Agreement and Schedule A for \$24,875 along with Vendor and W9 form.

Best,  
Manju

**Manjula Balaji | Executive Assistant | Office of Dr. V. A. Shiva Ayyadurai**  
Cambridge • New York • San Francisco • Chennai

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**Inspiring Innovation**  
[Innovation Corps](#) | [General Interactive](#) | [EchoMail®](#) | [ChefCare®](#) | [Millennium](#)

**Integrating East & West, Science & Tradition, Ancient & Modern**  
[International Center for Integrative Systems](#) | [Certified R.A.W.™](#) | [Certified C.L.E.A.N.™](#)



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**rnichols@co.otero.nm.us**

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**From:** erin hughes <erin\_hughes@yahoo.com>  
**Sent:** Monday, February 7, 2022 4:02 PM  
**To:** rnichols@co.otero.nm.us; Shiva Ayyadurai; Pamela Heltner; Manju Balaji  
**Subject:** Re: Audit Project Kickoff Meeting

1 pm EST on Wed 2/9 works for me as well.

Dr. Ayyadurai, would you please send the meeting invitation and link to call in?

Thank you all,  
Erin

On Monday, February 7, 2022, 04:57:23 PM CST, Shiva Ayyadurai <vashiva@vashiva.com> wrote:

Any time on Wednesday after 12 noon EST works for me. Should we say 1pm EST on Wed 2/9 ?  
Thank you.

Sent from my iPhone

On Feb 7, 2022, at 12:57 PM, rnichols@co.otero.nm.us wrote:

Hi Erin,

We have availability the following dates/times

Tues 2/8 – 2-3pm

Wed 2/9 – anytime between 9am and 3pm

Monday 2/14 – anytime

Let us know what works for you and Dr. Ayyadurai.

v/r,

RB

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**From:** erin hughes <erin\_hughes@yahoo.com>  
**Sent:** Friday, February 4, 2022 2:39 PM  
**To:** rnichols@co.otero.nm.us; Pamela Heltner <pheltner@co.otero.nm.us>

**Cc:** Shiva Ayyadurai <vashiva@vashiva.com>

**Subject:** Audit Project Kickoff Meeting

Dear RB and Pamela,

EchoMail would like to hold a formal kickoff meeting with the County to inform you all of the status and process of the project. Would you please propose three dates/times that would work for you and let us know who you would like to see in attendance? Dr. Ayyadurai is cc'd on this email.

Sincerely,

Erin Clements

575.680.4004

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This message (including any attachments) contains confidential information intended for a specific individual and purpose, and is protected by law. If you are not the intended recipient of this e-mail (even if the e-mail address above is yours), (i) you may not use, copy or retransmit it, (ii) please delete this message and (iii) please notify the sender immediately. Any disclosure, copying, or distribution of this message or the taking of any action based on it, is strictly prohibited.

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Precinct	Ballots Cast				County Clerk												County Treasurer		County Commissioner by District	JUDICIAL RETENTION: Shall MEDINA be retained as Judge of the Court of Appeals?		JUDICIAL RETENTION: Shall STEVEN EDWARD BLANKINSHIP be retained as Judge of the 12th Judicial District?		JUDICIAL RETENTION: Shall JAMES WAYLON COUNTS be retained as Judge of the 12th Judicial District?		JUDICIAL RETENTION: Shall DANIEL A BRYANT be retained as Judge of the 12th Judicial District?		CONSTITUTIONAL AMENDMENT 1: Proposing to amend the Constitution of New Mexico to provide that the SCHNEIDER be retained as Judge of the 12th Judicial District?		CONSTITUTIONAL AMENDMENT 2: Proposing to amend article 20, section of the Constitution of New Mexico to		BOND QUESTION A: The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of		BOND QUESTION B: The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of		BOND QUESTION C: The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of		Precinct
	ROBYN HOLMES (REP)	CYRINA J MADRID (DEM)	LAURA M WHITESIDE (REP)	GLENN JOSEF MELTON (DEM)	SHARONLEE CUMMINS (DEM)	VICKIE FRIEDT MARQUARDT (REP)	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No														
01	31	14	16	13	17							24	4	20	8	19	9	9	21	7	20	10	22	7	20	9	22	8	22	8	01							
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03	27	27	0	27	0							7	18	11	14	15	10	15	10	15	10	27	2	25	1	26	1	26	0	27	03							
04	7	5	2	4	3							4	3	7	0	7	0	7	0	7	0	3	4	3	4	3	4	2	5	3	04							
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12	175	102	70	84	76							111	35	107	36	108	33	113	26	118	23	85	64	80	60	113	45	107	47	104	12							
13	141	86	69	59	71							81	27	75	30	73	32	77	29	77	31	74	38	69	39	72	41	65	48	61	52	13						
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16	44	19	21	21	18							30	4	27	6	28	6	28	5	20	16	19	17	23	13	24	12	25	11	18	16							
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19	87	21	64	16	68							52	21	48	27	52	29	48	26	54	21	51	19	51	19	51	19	56	16	53	19	19						
20	65	18	46	19	43							47	5	41	14	44	11	44	9	48	7	36	13	40	13	39	17	32	21	32	21	20						
21	142	67	67	70	66							92	24	87	28	96	24	83	23	95	23	70	56	78	44	88	41	76	52	75	53	21						
22	95	47	47	46	47							72	12	64	21	66	20	65	21	71	13	56	33	58	28	50	37	53	36	54	33	22						
23	87	39	46	32	52							66	14	56	25	57	24	51	25	54	26	52	32	57	26	54	28	54	27	43	38	23						
24	241	130	101	117	110							166	39	170	36	166	46	167	33	169	37	115	94	123	76	145	69	133	79	120	91	24						
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28	77	48	26	47	26	31	43	49	12	53	10	56	9	52	9	57	5	57	5	64	15	72	32	78	26	85	20	84	22	82	23	28						
29	114	58	53	54	57	60	51	83	18	78	18	82	19	84	14	84	14	84	14	84	14	84	14	84	14	84	14	84	14	84	14	84	28					
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32	88	25	59	24	57	54	29	67	12	45	34	45	35	46	33	50	29	53	25	56	22	53	23	57	22	51	24	51	24	51	24	32						
33	121	51	88	40	76	74	42	83	17	79	23	77	29	86	18	85	18	78	27	71	31	80	28	80	28	80	28	80	28	80	28	33						
34	78	39	38	33	44							54	13	50	17	51	18	55	12	56	11	45	25	44	24	44	23	48	19	40	27	34						
35	193	115	71	108	76							129	35	128	34	137	29	124	36	127	37	91	81	105	68	111	64	89	86	108	35	35						
36	171	71	66	71	98							115	28	116	30	118	24	113	28	126	18	103	50	76	26	68	33	67	34	37	37							
37	110	51	51	49	55	58	44	78	16	78	16	84	16	81	14	81	14	81	14	81	14	81	14	81	14	81	14	81	14	81	14	81	28					
38	30	10	20	8	22							17	9	14	12	15	11	15	11	16	10	19	10	21	9	25	5	21	9	19	35	36						
39	128	72	52	55	65	70	51	95	14	92	17	91	25	93	16	93	16	93	16	93	16	93	16	93	16	93	16	93	16	93	16	93	29					
40	107	61	43	55	61	51	54	77	18	69	25	71	23	73	19	75	21	49	42	58	34	55	41	55	40	57	40	57	40	57	40	57	30					
41	60	11	48	16	43							53	3	47	9	48	8	48	8	48	8	48	8	48	8	48	8	48	8	48	8	48	31					
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43	25	4	19	5	18							16	4	14	5	15	5	15	4	17	3	18	3	20	1	19	2	20	1	19	2	43						
44	52	8	41	13	38							46	5	39	11	40	10	36	13	40	10	42	8	43	8	42	9	42	8	39	11	44						
45	32	5	25	8	22							23	4	20	6	22	4	22	4	22	4	16	10	16	10	21	5	21	5	20	6	45						
46	64	10	48	12	45							48	5	44	8	48	4	44	9	48	6	45	7	40	12	39	13	38	15	46	46							
47	95	36	57	32	60							66	14	61	18	60	18	57	18	58	20	64	13	63	14	62	17	56	24	59	21	47						



Precinct	Ballots Cast										Precinct													
	County Clerk			County Treasurer			County Commissioner by District DISTRICT 3			JUDICIAL RETENTION: Shall JACQUELINE R MEDINA be retained as Judge of the Court of Appeals?	JUDICIAL RETENTION: Shall STEVEN EDWARD BLANKINSHIP be retained as Judge of the 12th Judicial District?	JUDICIAL RETENTION: Shall JAMES WAYLON COUNTS be retained as Judge of the 12th Judicial District?	JUDICIAL RETENTION: Shall DANIEL A BRYANT be retained as Judge of the 12th Judicial District?	JUDICIAL RETENTION: Shall ANGIE SCHNEIDER be retained as Judge of the 12th Judicial District?	CONSTITUTIONAL AMENDMENT 1: Proposing to amend the Constitution of New Mexico to provide that the	CONSTITUTIONAL AMENDMENT 2: Proposing to amend article 20, section 3 of the Constitution of New Mexico to	BOND QUESTION A: The 2020 Capital Projects General Obligation Bond Act	BOND QUESTION B: The 2020 Capital Projects General Obligation Bond Act	BOND QUESTION C: The 2020 Capital Projects General Obligation Bond Act	Precinct				
48	131	40	89	42	84				92	18	83	26	77	34	88	25	85	29	82	30	79	34	48	
49	236	125	101	113	110			148	46	144	53	150	46	140	142	69	146	75	142	80	137	85	48	
50	139	58	73	56	69			97	24	91	23	98	20	90	92	23	74	42	74	42	77	40	50	
51	128	98	64	51	68			86	20	80	28	87	25	79	81	28	66	45	73	36	78	33	51	
52	187	112	88	106	71			118	40	130	29	125	34	126	34	86	81	101	105	102	66	89	76	
53	100	53	45	47	50			65	15	60	20	70	10	64	14	54	38	59	28	55	39	58	53	
54	97	57	35	47	47			60	17	59	20	63	18	57	20	34	52	47	36	60	29	58	34	
55	107	75	28	74	30			70	24	79	12	75	20	77	14	21	42	52	60	53	44	49	54	
56	24	3	19	5	16			15	5	16	4	16	4	13	7	14	6	16	5	13	7	18	3	
57	152	84	62	84	61			99	25	95	28	95	26	87	25	101	21	76	65	90	44	92	47	
58	16	9	4	8	5			7	1	7	0	9	0	7	2	5	6	5	7	7	6	7	56	
59	71	35	35	35	31			47	19	49	16	53	11	53	12	55	10	38	28	41	23	48	19	
Total	5891	2896	2875	2711	2994	1272	1126	4005	1029	3938	1194	3942	1158	3879	1062	4017	1021	3165	3488	1701	3603	1790	3449	1901
																								2044







Precinct	Ballots Cast										Precinct															
	County Clerk		County Treasurer		County Commissioner		County Judge of the Court of Appeals?		JUDICIAL RETENTION: Shall JACQUELINE R MEDINA be retained as Judge of the 12th Judicial District?		JUDICIAL RETENTION: Shall STEVEN EDWARD BLANKINSHIP be retained as Judge of the 12th Judicial District?		JUDICIAL RETENTION: Shall JAMES WAYLON COUNTS be retained as Judge of the 12th Judicial District?		JUDICIAL RETENTION: Shall DANIEL A BRYANT be retained as Judge of the 12th Judicial District?		JUDICIAL RETENTION: Shall ANGIE K SCHNEIDER be retained as Judge of the 12th Judicial District?		CONSTITUTIONAL AMENDMENT 2: Proposing to amend article 20, section 3 of the Constitution of New Mexico to		BOND QUESTION A: The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of		BOND QUESTION B: The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of		BOND QUESTION C: The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of	
	ROBYN HOLMES (REP)	CYRINA J MADRID (DEM)	LAURA M WHITESIDE (REP)	GLENN JOSEF MELTON (DEM)	SHARONILEE CUMMINS (DEM)	WICKIE PRUETT MARQUARDT (REP)	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No
48	281	182	89	174	77		166	60	176	47	175	53	176	44	123	116	138	99	155	87	141	101	141	102	48	
49	587	473	107	474	107		356	155	441	76	406	112	423	87	222	332	287	285	295	260	276	277	271	283	49	
50	160	102	52	95	57		103	25	101	30	102	31	104	26	102	30	81	58	78	53	85	55	86	54	88	50
51	318	232	79	232	81		201	83	217	64	219	63	223	60	128	172	160	134	175	124	151	146	156	141	51	
52	464	369	104	359	114		306	112	349	75	346	82	338	81	337	89	202	248	242	205	226	229	215	239	52	
53	201	146	48	146	46		143	78	136	38	137	42	136	44	81	104	82	87	102	76	98	85	98	86	53	
54	262	209	47	206	46		163	90	210	49	180	79	200	57	163	66	118	130	110	128	110	128	116	125	54	
55	87	23	53	23	55		49	17	55	11	50	16	57	8	53	13	50	20	47	18	60	9	61	8	56	
56	266	228	34	222	36		114	99	161	54	150	64	150	61	149	65	74	173	97	145	125	122	103	140	140	57
57	39	37	2	36	2		17	17	24	9	23	10	18	15	20	13	11	26	10	27	14	22	13	24	12	34
58	74	45	23	46	22		42	16	48	11	43	17	45	14	43	15	36	28	36	24	42	21	41	21	36	25
59	13022	9591	3042	9414	3140		7771	3310	8673	2005	8593	2708	8619	2413	8622	2507	4678	6961	6649	6555	5294	6163	6030	5687	6030	5863



Precinct	Ballots Cast		County Clerk		County Treasurer		County Commissioner by District		JUDICIAL RETENTION: Shall JACQUILINE R MEDINA be retained as Judge of the Court of Appeals?		JUDICIAL RETENTION: Shall STEVEN EDWARD BLANKINSHIP be retained as Judge of the 12th Judicial District?		JUDICIAL RETENTION: Shall JAMES WAYLON COUNTS be retained as Judge of the 12th Judicial District?		JUDICIAL RETENTION: Shall DANIEL A BRYANT be retained as Judge of the 12th Judicial District?		JUDICIAL RETENTION: Shall ANGIE K SCHNEIDER be retained as Judge of the 12th Judicial District?		CONSTITUTIONAL AMENDMENT 1: Proposing to amend the Constitution of New Mexico to provide that the		CONSTITUTIONAL AMENDMENT 2: Proposing to amend article 20, section 3 of the Constitution of New Mexico to		BOND QUESTION A: The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of		BOND QUESTION B: The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of		BOND QUESTION C: The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of		Precinct		
	01	02	ROBYN HOLMES (REP)	CYPRINA J MADRID (DEM)	LAURA M WHITESIDE (REP)	GLENN JOSEF MELTON (DEM)	SHARRON LEE CUMMINS (DEM)	VICKIE PRIETT MAROUARDT (REP)	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No			
01	35	10	21	12	18			21	5	19	6	18	6	18	6	18	6	18	8	20	8	22	6	19	8	15	11	17	10	01	
02	1	1	0	1	0			1	0	1	0	1	0	1	0	1	0	1	0	0	0	1	6	0	0	1	0	1	0	1	02
03	7	7	0	7	0			5	2	5	2	5	2	5	2	5	2	5	2	0	7	1	6	0	0	7	0	7	0	7	03
04	45	43	1	42	3			21	17	32	9	29	10	33	8	32	7	32	7	5	38	11	30	10	31	10	32	11	31	04	
05	125	101	15	99	16			47	25	54	18	57	15	58	14	53	17	40	60	53	44	52	45	46	50	39	54	54	05		
06	98	94	2	95	2			49	29	65	16	66	15	67	15	66	17	16	76	32	56	29	59	26	63	30	59	58	06		
07	115	98	9	100	8			47	27	60	16	51	24	55	19	57	18	30	71	40	56	30	41	56	50	48	41	55	37	07	
08	196	151	35	147	39			148	102	44	128	23	121	30	117	30	119	30	55	119	76	93	96	77	103	73	95	78	08		
09	62	52	8	51	9			32	16	39	9	37	15	38	10	36	13	16	41	21	34	20	40	26	33	23	36	09			
10	57	44	11	44	9			35	15	48	7	38	14	42	10	45	7	20	35	27	25	21	33	22	33	21	32	10	10		
11	202	49	131	49	129			130	30	114	46	121	38	123	36	128	32	135	32	115	41	140	23	134	27	149	13	11	11	11	11
12	165	126	31	119	33			91	41	106	27	96	40	100	34	106	29	67	68	77	52	89	48	75	60	80	55	12	12	12	
13	125	97	27	87	32			73	38	81	29	83	27	81	29	82	28	56	59	66	45	76	41	70	45	73	43	13	13	13	
14	105	77	25	74	27			67	24	71	22	64	50	64	28	67	26	48	46	52	40	61	34	61	33	59	37	14	14	14	
15	121	91	24	82	24			73	32	81	24	72	35	77	29	73	33	49	61	58	50	66	43	61	47	61	48	15	15	15	
16	35	25	8	26	8			23	5	22	5	16	7	22	6	22	6	20	9	22	6	24	6	24	6	24	7	22	8	16	16
17	47	31	14	29	16			29	9	31	7	25	14	28	10	27	11	24	17	28	14	27	13	21	19	25	13	17	17	17	17
18	85	70	13	67	17			51	17	55	14	50	18	54	14	54	15	32	44	41	32	36	37	39	36	39	37	18	18	18	18
19	26	11	13	12	13			18	6	17	6	19	5	20	4	19	5	17	7	18	6	18	6	18	6	20	4	19	5	19	19
20	50	28	20	25	23			35	9	36	9	32	13	35	9	32	12	24	20	30	14	25	19	22	22	25	20	20	20	20	20
21	66	52	12	51	14			38	15	44	10	42	11	44	10	42	11	24	31	32	23	37	21	37	20	36	23	21	21	21	21
22	48	33	15	28	19			35	7	29	14	28	16	30	13	32	11	18	25	27	14	29	13	27	16	28	15	22	22	22	22
23	61	37	22	36	22			45	10	41	12	42	14	43	10	41	14	30	24	32	21	38	16	38	16	38	15	36	16	23	23
24	83	72	18	67	20			62	53	23	66	13	66	22	63	14	65	13	40	42	44	33	52	30	51	32	47	35	24	24	24
25	88	64	18	63	17			63	53	19	62	12	63	21	66	15	63	10	35	41	47	27	48	30	50	30	50	30	25	25	25
26	67	38	24	37	25			36	44	11	39	18	40	17	45	11	48	10	35	27	44	18	48	15	44	18	41	21	26	26	26
27	76	55	21	54	21			52	56	11	54	13	54	15	57	11	55	14	46	22	41	25	50	21	47	23	48	23	27	27	27
28	30	24	4	23	5			23	5	23	5	23	5	23	5	22	6	14	12	17	8	16	8	16	8	16	8	16	10	28	28
29	50	32	15	34	13			33	9	32	10	31	11	34	8	35	7	19	25	25	18	30	14	30	14	30	14	28	16	28	28
30	42	28	13	29	12			28	12	26	12	26	12	26	12	27	11	21	18	27	12	24	15	23	16	19	20	30	30	30	30



Precinct	Ballots Cast										Precinct																												
	County Clerk		County Treasurer		County Commissioner by District		County Commissioner by District		County Commissioner by District		County Commissioner by District		County Commissioner by District		County Commissioner by District		County Commissioner by District		County Commissioner by District																				
	ROBYN HOLMES (REP)	CYRINA J MADRID (DEM)	Laura M MELTON (REP)	GLENN JOSEF MELTON (DEM)	SHARONLEE CUMMINS (DEM)	VICKIE PRUIETT MARQUARDT (REP)	JUDICIAL RETENTION: Shall JACQUELINE R MEDINA be retained as Judge of the Court of Appeals?	Yes	No	JUDICIAL RETENTION: Shall STEVEN EDWARD BLANKINSHIP be retained as Judge of the 12th Judicial	Yes	No	JUDICIAL RETENTION: Shall JAMES WALTON COUNTS be retained as Judge of the 12th Judicial	Yes	No	JUDICIAL RETENTION: Shall DANIEL A BRYANT be retained as Judge of the 12th Judicial	Yes	No	CONSTITUTIONAL AMENDMENT 1: Proposing to amend the Constitution of New Mexico to provide that the	Yes	No	CONSTITUTIONAL AMENDMENT 2: Proposing to amend article 20, section 3 of the Constitution of New Mexico to	Yes	No	BOND QUESTION A: The 2020 Capital Projects General Obligation Bond Act authorizes the	Yes	No	BOND QUESTION B: The 2020 Capital Projects General Obligation Bond Act authorizes the	Yes	No	BOND QUESTION C: The 2020 Capital Projects General Obligation Bond Act authorizes the	Yes	No						
48	87	59	24	26			54	22	19	46	29	19	54	60	16	49	29	52	25	62	17	61	18	64	14	48													
49	116	87	25	84	28		63	31	15	73	22	18	74	74	18	45	57	54	48	67	36	66	37	63	40	49													
50	50	35	13	31	15		32	10	33	30	13	8	34	8	33	10	31	33	12	31	13	27	17	30	15	50													
51	70	51	17	48	18	21	47	15	12	46	15	47	15	48	16	34	28	35	27	40	25	37	28	37	28	51													
52	88	61	22	58	23	21	62	55	19	52	24	59	17	62	13	39	43	40	38	42	36	40	37	40	38	52													
53	112	62	27	81	27	21	70	24	19	68	25	19	74	84	28	38	61	48	49	57	40	55	44	56	43	53													
54	126	88	23	97	24	21	76	30	16	80	32	90	21	87	23	40	73	52	57	65	50	57	57	60	55	54													
55	110	89	16	89	16		63	34	14	60	36	70	27	68	29	48	47	54	42	56	39	56	40	53	44	55													
56	127	43	65	44	63		57	25	62	64	23	65	20	68	17	68	27	54	32	71	26	78	20	88	14	56													
57	144	124	17	125	15	20	89	34	28	86	37	90	32	91	31	46	89	68	64	88	45	74	59	69	65	57													
58	18	14	4	14	4	4	6	7	9	11	3	9	4	9	4	5	11	9	7	7	9	8	8	6	10	58													
59	42	26	13	27	12	4	28	9	31	30	7	30	7	28	9	22	16	27	11	26	9	28	9	27	10	59													
Total	4651	3131	1290	3067	1311	376	1289	2736	1005	2898	942	2898	942	2923	844	2074	1995	2342	1614	2577	1488	2487	1588	2483	1990														







Precinct	Ballots Cast										County Clerk		County Treasurer		County Commissioner by District 3		JUDICIAL RETENTION: Shall JACQUELINE R MEDINA be retained as Judge of the Court of Appeals?		JUDICIAL RETENTION: Shall STEVEN EDWARD BLANKINSHIP be retained as Judge of the 12th Judicial District?		JUDICIAL RETENTION: Shall JAMES WATSON COUNTS be retained as Judge of the 12th Judicial District?		JUDICIAL RETENTION: Shall DANIELA BRYANT be retained as Judge of the 12th Judicial District?		JUDICIAL RETENTION: Shall ANGIE SCHNEIDER be retained as Judge of the 12th Judicial District?		CONSTITUTIONAL AMENDMENT 1: Proposing to amend the Constitution of New Mexico to provide that the		CONSTITUTIONAL AMENDMENT 2: Proposing to amend article 20, section 3 of the Constitution of New Mexico to		BOND QUESTION A: The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of		BOND QUESTION B: The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of		BOND QUESTION C: The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of		Precinct															
	49	50	51	52	53	54	55	56	57	58	59	ROBYN HOLMES	CYPRINA J MADRID	LAURA M WHITESIDE	GLENN JOSEF MELTON	SHARONLEE CUMMINS	WICKIE PRUETT MARQUARDT	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes		No														
	949	885	233	671	245	567	234	666	144	629	180	636	153	632	167	386	487	483	372	508	371	484	384	471	408	49																										
	349	196	138	184	141	232	59	225	62	230	64	228	57	227	63	185	113	199	89	162	109	187	113	193	108	50																										
	514	339	160	331	167	317	335	118	348	104	352	103	349	100	352	105	228	245	264	200	283	194	261	210	271	202	51																									
	759	542	184	523	208	227	509	479	171	540	121	523	140	524	136	326	372	383	299	393	304	368	332	344	353	52																										
	413	281	120	274	123	260	85	274	77	275	77	274	71	257	87	174	203	200	166	214	156	213	164	212	165	53																										
	485	364	106	350	118	279	125	327	92	312	115	314	96	313	99	153	289	207	223	235	207	225	219	231	214	54																										
	520	432	71	431	72	286	148	353	83	315	135	347	98	332	116	165	303	232	235	247	218	225	238	213	254	55																										
	628	69	137	72	134	121	47	133	37	130	43	136	35	135	36	134	52	114	57	149	38	156	32	168	25	56																										
	662	436	113	431	112	127	302	158	350	110	331	127	337	118	341	117	196	327	255	305	214	266	250	261	259	57																										
	73	60	10	58	11	54	30	25	40	13	43	13	34	19	36	19	21	43	24	28	38	27	39	24	41	56																										
	187	106	71	108	65	117	44	128	33	126	35	128	33	126	34	98	72	104	58	118	48	118	48	111	54	59																										
Total	23684	15618	7207	15192	7445	3044	6432	14512	5344	15645	4338	15246	4888	15562	4372	10117	11080	11770	8964	12735	8542	12099	8156	11860	9497																											

**From:** rholmes@co.otero.nm.us  
**Sent:** Wednesday, February 9, 2022 12:03 PM  
**To:** 'erin hughs'  
**Cc:** 'Denise Guerra'; smaes@co.otero.nm.us; rnichols@co.otero.nm.us  
**Subject:** RE: Official State Canvass missing precinct results

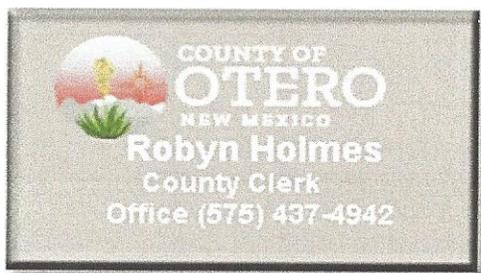
Hi Erin,

I see that you are missing precincts 31-47.

I would suggest that you contact the office that you received this information and get it updated.

Thank you,

Robyn Holmes



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**From:** erin hughs <erin\_hughs@yahoo.com>  
**Sent:** Wednesday, February 9, 2022 11:38 AM  
**To:** County of Otero <rholmes@co.otero.nm.us>  
**Cc:** Shiva Ayyadurai <vashiva@vashiva.com>; rnichols@co.otero.nm.us; Pamela Heltner <pheltner@co.otero.nm.us>  
**Subject:** Official State Canvass missing precinct results

Dear Robyn

I attached the official state canvass for Otero County provided to me by the SOS office. The precinct results for Election Day are missing Precincts 31-47. Can you please check your records to see if you have those results by precinct?

Thank you,  
Erin Clements  
575.680.4004

**From:** rnichols@co.otero.nm.us  
**Sent:** Wednesday, February 9, 2022 11:41 AM  
**To:** 'Shiva Ayyadurai'  
**Cc:** 'erin hughs'; 'Pamela Heltner'; 'Manju Balaji'  
**Subject:** RE: Audit Project Kickoff Meeting

Dr. Shiva,

Thank you for the meeting today. As a follow-up can we get a short memo stating what work has already been performed by EchoMail?

Sincerely,  
RB Nichols

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**From:** Shiva Ayyadurai <vashiva@vashiva.com>  
**Sent:** Monday, February 7, 2022 3:57 PM  
**To:** rnichols@co.otero.nm.us  
**Cc:** erin hughs <erin\_hughs@yahoo.com>; Pamela Heltner <pheltner@co.otero.nm.us>; Manju Balaji <manju.balaji@vashiva.com>  
**Subject:** Re: Audit Project Kickoff Meeting

Any time on Wednesday after 12 noon EST works for me. Should we say 1pm EST on Wed 2/9 ?  
Thank you.

Sent from my iPhone

On Feb 7, 2022, at 12:57 PM, [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us) wrote:

Hi Erin,

We have availability the following dates/times  
Tues 2/8 – 2-3pm  
Wed 2/9 – anytime between 9am and 3pm  
Monday 2/14 – anytime

Let us know what works for you and Dr. Ayyadurai.

v/r,  
RB

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**From:** erin hughs <[erin\\_hughs@yahoo.com](mailto:erin_hughs@yahoo.com)>  
**Sent:** Friday, February 4, 2022 2:39 PM  
**To:** [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us); Pamela Heltner <[pheltner@co.otero.nm.us](mailto:pheltner@co.otero.nm.us)>  
**Cc:** Shiva Ayyadurai <[vashiva@vashiva.com](mailto:vashiva@vashiva.com)>  
**Subject:** Audit Project Kickoff Meeting

Dear RB and Pamela,

EchoMail would like to hold a formal kickoff meeting with the County to inform you all of the status and process of the project. Would you please propose three dates/times that would work for you and let us know who you would like to see in attendance? Dr. Ayyadurai is cc'd on this email.

Sincerely,  
Erin Clements  
575.680.4004

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STATE OF NEW MEXICO  
**MAGGIE TOULOUSE OLIVER**  
SECRETARY OF STATE

February 11, 2022

**VIA ELECTRONIC MAIL AND U.S. POSTAL SERVICE**

Gerald Matherly, Couy Griffin, and Vickie Marquardt  
Otero County Commission  
1101 New York Avenue  
Alamogordo, NM 88310

**Re: Otero County Audit of 2020 Election**

County Commissioners:

The Office of the New Mexico Secretary of State (“SOS”) is aware that Otero County has contracted with an outside vendor to perform a “forensic audit” of the 2020 General Election. It is the understanding of SOS that this audit may seek to obtain access to SOS protected property, including voting systems, as defined by NMSA 1978, § 1-9-1. SOS asserts that the forty-four (44) tabulators currently in the custody of the Otero County Clerk are SOS property that has been provided to the Otero County Clerk exclusively for the uses statutorily authorized by Section 1-9-5 and Section 1-9-6(A). SOS explicitly prohibits Otero County from providing access in any form to third parties to SOS tabulators currently in the custody of the Otero County Clerk.

Furthermore, there are contractual, state laws, and federal regulations that restrict access to tabulators to unauthorized individuals. SOS-owned tabulators are designated as federally protected critical infrastructure and shall be protected from the public domain, damage, and unauthorized intrusion. 6 CFR Part 29.8 and 6 U.S.C.A. § 671. It would be a violation of federal law to allow third party access to critical infrastructure. Outside of voting and canvassing periods, access to tabulators is restricted to authorized individuals of SOS or the tabulator vendor only. Additionally, tabulators themselves are not public records subject to inspection under IPRA as they are not public records.

Should Otero County provide unauthorized access to SOS-owned tabulators to an unauthorized third-party, the SOS will take physical control of the tabulators and, as owners of said property, pursue all remedies available at law. SOS will also decertify those tabulators, as authorized to do by NMSA 1978, Section 1-9-7.4, and we will seek damages and any costs associated with the acquisition and certification of additional tabulators from Otero County.

The Election Code provides for criminal penalties for opening of a voting machine, possessing keys to a voting machine, and for general violations of the Election Code by officers and other individuals. §§ 1-20-5 to 1-20-6, and 1-20-22 through 1-20-23. All these violations are potentially implicated by unauthorized third-party access to tabulators which has been requested. We will

---

325 DON GASPAR, SUITE 300 | SANTA FE, NEW MEXICO 87501  
PHONE: (505) 827-3600 or (800) 477-3632 | FAX: (505) 827-8081  
[WWW.SOS.STATE.NM.US](http://WWW.SOS.STATE.NM.US)

refer any criminal violations of the Election Code immediately to the New Mexico Attorney General.

Our office remains committed to free and fair elections in New Mexico, and again asserts that Otero County is prohibited from providing access to any tabulators currently in the custody of the Otero County Clerk to outside parties not authorized by law or SOS. If you have further questions or concerns regarding this matter, please contact [elections@state.nm.us](mailto:elections@state.nm.us), or call the office directly at (505) 827-3600.

Respectfully,



Dylan K. Lange  
General Counsel

cc: Robyn Holmes, Otero County Clerk  
RB Nichols, Otero County Attorney



STATE OF NEW MEXICO  
**MAGGIE TOULOUSE OLIVER**  
SECRETARY OF STATE

February 11, 2022

**VIA ELECTRONIC MAIL AND U.S. POSTAL SERVICE**

Gerald Matherly, Couy Griffin, and Vickie Marquardt  
Otero County Commission  
1101 New York Avenue  
Alamogordo, NM 88310

**Re: Otero County Audit of 2020 Election**

County Commissioners:

The Office of the New Mexico Secretary of State (“SOS”) is aware that Otero County has contracted with an outside vendor to perform a “forensic audit” of the 2020 General Election. It is the understanding of SOS that this audit may seek to obtain access to SOS protected property, including voting systems, as defined by NMSA 1978, § 1-9-1. SOS asserts that the forty-four (44) tabulators currently in the custody of the Otero County Clerk are SOS property that has been provided to the Otero County Clerk exclusively for the uses statutorily authorized by Section 1-9-5 and Section 1-9-6(A). SOS explicitly prohibits Otero County from providing access in any form to third parties to SOS tabulators currently in the custody of the Otero County Clerk.

Furthermore, there are contractual, state laws, and federal regulations that restrict access to tabulators to unauthorized individuals. SOS-owned tabulators are designated as federally protected critical infrastructure and shall be protected from the public domain, damage, and unauthorized intrusion. 6 CFR Part 29.8 and 6 U.S.C.A. § 671. It would be a violation of federal law to allow third party access to critical infrastructure. Outside of voting and canvassing periods, access to tabulators is restricted to authorized individuals of SOS or the tabulator vendor only. Additionally, tabulators themselves are not public records subject to inspection under IPRA as they are not public records.

Should Otero County provide unauthorized access to SOS-owned tabulators to an unauthorized third-party, the SOS will take physical control of the tabulators and, as owners of said property, pursue all remedies available at law. SOS will also decertify those tabulators, as authorized to do by NMSA 1978, Section 1-9-7.4, and we will seek damages and any costs associated with the acquisition and certification of additional tabulators from Otero County.

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325 DON GASPAR, SUITE 300 | SANTA FE, NEW MEXICO 87501  
PHONE: (505) 827-3600 or (800) 477-3632 | FAX: (505) 827-8081  
WWW.SOS.STATE.NM.US

refer any criminal violations of the Election Code immediately to the New Mexico Attorney General.

Our office remains committed to free and fair elections in New Mexico, and again asserts that Otero County is prohibited from providing access to any tabulators currently in the custody of the Otero County Clerk to outside parties not authorized by law or SOS. If you have further questions or concerns regarding this matter, please contact [elections@state.nm.us](mailto:elections@state.nm.us), or call the office directly at (505) 827-3600.

Respectfully,



Dylan K. Lange  
General Counsel

cc: Robyn Holmes, Otero County Clerk  
RB Nichols, Otero County Attorney

**rnichols@co.otero.nm.us**

---

**From:** rnichols@co.otero.nm.us  
**Sent:** Monday, February 14, 2022 10:00 AM  
**To:** 'erin hughs'  
**Subject:** FW: SOS Correspondence - RB Nichols  
**Attachments:** 02-11-2022 Lr. to Otero CC re Tabulators.pdf

Erin,

For your awareness attached is correspondence from the SOS Office regarding voting machine tabulators.

v/r,  
RB

---

**From:** Rostock, Patrick, SOS <Patrick.Rostock@state.nm.us>  
**Sent:** Friday, February 11, 2022 4:59 PM  
**To:** rnichols@co.otero.nm.us  
**Cc:** Lange, Dylan, SOS <Dylan.Lange@state.nm.us>; Vigil, Mandy, SOS <Mandy.Vigil@state.nm.us>; Chinana, Charlotte, SOS <Charlotte.Chinana@state.nm.us>  
**Subject:** SOS Correspondence - RB Nichols

Good afternoon,

Attached to this email, please find correspondence from the Office of the New Mexico Secretary of State. Should you have questions, please do not hesitate to contact our office at 505-827-3600 or by email at [sos.elections@state.nm.us](mailto:sos.elections@state.nm.us).

Respectfully,



STATE OF NEW MEXICO  
**MAGGIE TOULOUSE OLIVER**  
SECRETARY OF STATE

**Patrick Rostock | Paralegal & Records Custodian**

New Mexico Office of the Secretary of State  
325 Don Gaspar, Ste. 300 | Santa Fe NM 87501  
Desk: (505) 827-7941  
[patrick.rostock@state.nm.us](mailto:patrick.rostock@state.nm.us)

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**From:** rnichols@co.otero.nm.us  
**Sent:** Monday, February 14, 2022 10:04 AM  
**To:** 'erin hughs'  
**Subject:** FW: Otero County Canvassing

Erin,

For your awareness below is complaint I received this weekend about canvassers from a county resident.

v/r,  
RB

---

**From:** Toby Cobb <tdc24@me.com>  
**Sent:** Sunday, February 13, 2022 9:13 AM  
**To:** rnichols@co.otero.nm.us  
**Cc:** Toby Cobb <tdc24@me.com>  
**Subject:** Otero County Canvassing

Good Morning Sir,

I was visited yesterday by two "Otero County Canvassing" officials, as they stated they were. They wanted to ask me a few questions. I answered on my video doorbell, and stated I was not interested and to have a good day. The gentleman pressed me to answer a few questions, again I stated I was not interested and to have a good day. Upon leaving the lady stated "Did you vote, it says here you voted". This is all on video and record. They clearly represented themselves from "Otero County Canvassing".

From news article I researched:

During a Jan. 13 meeting, Otero's county attorney R.B. Nichols noted that the canvass effort was one of several potential legal liabilities to EchoMail's proposed audit. He asked whether the NMAF canvassers would be representing the county when they knocked on doors.

"Some people are not going to like someone coming up to their door and asking them about where they're registered to vote, how they're registered to vote," Nichols said, in remarks first reported by *the Alamogordo Daily News*. "Some people could see that as intimidation."

Clements, who was attending the meeting on behalf of EchoMail, said the group would not portray itself as associated with the county. "That part of the audit is actually volunteer-based so you're not contracting with the canvassers, all you're doing is receiving the report from the canvassers," Clements said. "We would introduce ourselves as 'New Mexico Audit Force' and not mention the county at all."

The interaction with the Otero County Canvassing folks is clear intimidation, sponsored by Otero County, as they stated. I will be sending the videos (there are two camera angles) to the Secretary of State and State Attorney General. I will also be sending the video to all news outlets.

Thank you for your time.

Toby Cobb

OTERO COUNTY CLERK  
1104 N. WHITE SANDS BLVD. SUITE C  
ALAMOGORDO, NM 88310  
(575) 437-4942

Invoice No. 2

**INVOICE**

**Customer**

Name EchoMail  
Address 701 Concord Ave.  
City Cambridge State MA ZIP 20138  
Phone 575-680-4004

**Misc**

Date 3/1/2022  
Order No.  
Rep  
FOB

Qty	Description	Unit Price	TOTAL
5	Election workers for March 9, 2022	\$ 200.00	\$ 1,000.00
5	Election workers for March 10, 2022	\$ 200.00	\$ 1,000.00

Make check payable to the Otero County Clerk's Office

SubTotal \$ 2,000.00  
Shipping

**Payment**

Comments  
Name  
CC #  
Expires

Tax Rate(s)

**TOTAL** \$ 2,000.00

OTERO COUNTY CLERK  
 1104 N. WHITE SANDS BLVD. SUITE C  
 ALAMOGORDO, NM 88310  
 (575) 437-4942

Invoice No. 2

**INVOICE**

**Customer**

Name EchoMail  
 Address 701 Concord Ave.  
 City Cambridge State MA ZIP 20138  
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**Misc**

Date 3/1/2022  
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Qty	Description	Unit Price	TOTAL
5	Election workers for March 9, 2022	\$ 200.00	\$ 1,000.00
5	Election workers for March 10, 2022	\$ 200.00	\$ 1,000.00

Make check payable to the Otero County Clerk's Office

SubTotal	\$ 2,000.00
Shipping	
TOTAL	\$ 2,000.00

**Payment**

Comments  
 Name  
 CC #  
 Expires

Tax Rate(s)

**From:** smaes@co.otero.nm.us  
**Sent:** Tuesday, March 1, 2022 5:41 PM  
**To:** 'erin hughs'  
**Cc:** 'Robyn Holmes'; Denise Guerra; rnichols@co.otero.nm.us  
**Subject:** RE: Scheduling Request  
**Attachments:** Invoice EchoMail 2001.pdf

## 2020 General Election Audit Procedures

- The scanning of the ballots will take place at the Otero County Fairgrounds on Wednesday, March 9<sup>th</sup> and Thursday, March 10<sup>th</sup> from 8:00 am to 5:00 pm. There will be an hour for lunch from 12:00 pm to 1:00 pm and the building will be locked at this time.

We will allow 20 people for the scanning of the ballots.

No Food or bags will be allowed beyond a certain point. Drinks will be allowed only if they have an air tight lid.

No writing devices will be allowed (pens, pencils, markers, etc.)

- Attached is an invoice for the election workers. The invoice must be paid on or before the scanning of the ballots.
- Our vendors are Automated Election services and Dominion Voting
- The Affidavit of Authorization that you have submitted is rejected pursuant to 1-4-5.5 (E2) NMSA 1978. Also, absentee records you are requesting are considered voter data which we cannot provide pursuant to 1-4-5.5(E2), NMSA 1978. We will provide the ballot tracking forms from our drop boxes.

### *Selina Maes*

*Elections Coordinator*

*1104 N. White Sands Blvd. Ste C*

*Alamogordo, NM 88310*

*Phone -(575) 437-4942*

*Fax - (575)443-2922*



COUNTY OF  
**OTERO**  
NEW MEXICO

---

**From:** erin hughs <erin\_hughs@yahoo.com>  
**Sent:** Wednesday, February 16, 2022 8:11 PM

To: smaes@co.otero.nm.us

Cc: Denise Guerra <dguerra@co.otero.nm.us>; rholmes@co.otero.nm.us; rnichols@co.otero.nm.us; 'Sylvia Tillbrook' <stillbrook@co.otero.nm.us>

Subject: Re: Scheduling Request

Thank you, Selina.

Regarding the chain of custody documents - I primarily mean the chain of custody regarding the absentee ballots. That would include records of when and by who they were requested, when they were mailed, when they were returned, and whatever bookkeeping forms your office used to document how many ballots were returned through drop boxes and when they were returned.

Right now, we are estimating the volunteer force needed to complete the work of scanning the ballots and envelopes within two days as approximately 40 people. Please advise as to the location that would be best for your office to do this work.

Regarding the equipment list - please provide the list of vendors used by the County along with the specific types of equipment they provided for the November 2020 election so that we can contact the individual vendors.

I attached the updated Data Request Form. Please note we are requesting all available fields to be provided that document the application date, acceptance date, and source of each registrant.

Thank you for your help with all of this.

Sincerely,  
Erin Clements  
575.680.4004

On Tuesday, February 15, 2022, 05:47:31 PM CST, <[smaes@co.otero.nm.us](mailto:smaes@co.otero.nm.us)> wrote:

Per the Scope of Work approved by the Otero County Commission on January 13, 2022, the Audit also includes the examination of the physical records and equipment should take no more than two working days and will be performed under the constant supervision of the county. The examination of the physical records and equipment will include:

1. Scanning of all paper ballots for hand recount offsite.

**We will be providing all ballots that were removed from the tabulators for scanning.**

2. Scanning of all absentee ballot envelopes for analysis offsite.

**We will provide absentee envelopes for scanning. They are 9x6 and one side has voter information and the other side has postage information.**

3. Scanning of paper tabulator tapes and chain of custody documents for analysis offsite.

**Per the zoom meeting, you already have copies of the tapes. Will you clarify what chain of custody documents you are requesting.**

4. Creation of forensic images of equipment used during the November 2020 election including tabulators, EMS server, routers, and poll books. The forensic images will not alter or damage the election equipment in any way.

**Please see the attached letter from the SOS.**

5. Test of select tabulators.

**Please see the attached letter from the SOS.**

Please provide a **full list of equipment used during the November 2020 election** and at least **three dates of availability to perform the physical examination of records and equipment** at your earliest possible convenience. Dates need to consist of two consecutive days for scheduling with the forensic experts who will create the forensic images of the equipment.

**All equipment used in the 2020 General Election is leased out from different vendors. Please request from them. Per the zoom meeting, Wednesday March 9<sup>th</sup> and Thursday March 10<sup>th</sup>, 2022 are the dates that are set. We will need a count of volunteers, so we have enough space.**

**Also, it had come to our attention that the affidavit of authorization has been updated by the SOS Office. Pursuant to 1-4-5.5 (d) NMSA, we have to use the affidavit prescribed by the SOS. Attached is the new form. Please fill out and send to our office.**

## *Selina Maes*

*Elections Coordinator*

*1104 N. White Sands Blvd. Ste C*

*Alamogordo, NM 88310*

*Phone -(575) 437-4942*

*Fax - (575)443-2922*



---

**From:** erin hughes <[erin\\_hughes@yahoo.com](mailto:erin_hughes@yahoo.com)>  
**Sent:** Tuesday, February 1, 2022 10:43 PM  
**To:** [smaes@co.otero.nm.us](mailto:smaes@co.otero.nm.us); [rholmes@co.otero.nm.us](mailto:rholmes@co.otero.nm.us)

Cc: 'Sylvia Tillbrook' <[stillbrook@co.otero.nm.us](mailto:stillbrook@co.otero.nm.us)>; Denise Guerra <[dguerra@co.otero.nm.us](mailto:dguerra@co.otero.nm.us)>; [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)  
Subject: Scheduling Request

Dear County Clerk Holmes,

Per the Scope of Work approved by the Otero County Commission on January 13, 2022, the Audit also includes the examination of the physical records and equipment should take no more than two working days and will be performed under the constant supervision of the county. The examination of the physical records and equipment will include:

1. Scanning of all paper ballots for hand recount offsite.
2. Scanning of all absentee ballot envelopes for analysis offsite.
3. Scanning of paper tabulator tapes and chain of custody documents for analysis offsite.
4. Creation of forensic images of equipment used during the November 2020 election including tabulators, EMS server, routers, and poll books. The forensic images will not alter or damage the election equipment in any way.
5. Test of select tabulators.

Please provide a **full list of equipment used during the November 2020 election** and at least **three dates of availability to perform the physical examination of records and equipment** at your earliest possible convenience. Dates need to consist of two consecutive days for scheduling with the forensic experts who will create the forensic images of the equipment.

Thank you for your attention to these matters and please let us know if you have any questions about the documents and schedule being requested.

Sincerely,

Erin Clements

575.680.4004

On Sunday, January 30, 2022, 06:06:08 PM CST, [smaes@co.otero.nm.us](mailto:smaes@co.otero.nm.us) <[smaes@co.otero.nm.us](mailto:smaes@co.otero.nm.us)> wrote:

Please see attached.

# *Selina Maes*

*Elections Coordinator*

*1104 N. White Sands Blvd. Ste C*

*Alamogordo, NM 88310*

*Phone -(575) 437-4942*

*Fax - (575)443-2922*





# Voter Data Request Form

Please select one of the following:  
\_\_\_ Electronic File \_\_\_ Printed List \_\_\_ Mailing Labels

## VOTER INFORMATION AUTHORIZATION

NOTE: Minimum charge for any request is \$15.00

**Please indicate the purpose of this request**  Campaign Use  
Please provide a description of your intended use of voter data:  Governmental Use

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**Please select the jurisdiction that you are requesting:**

Statewide  District \_\_\_\_\_

County(s) \_\_\_\_\_

Other: \_\_\_\_\_

**Please indicate all information that you are requesting:**

NOTE: All files come with registrant name, address (both physical and mailing), year of birth, party affiliation, precinct assignment jurisdiction and registrant ID number. Any additional fields must be indicated below.

Districts (all districts associated with a voter)  Voting History (elections a voter has participated in)  Method Voted (i.e. absentee, early or Election Day)

**Information of Requestor**

Name: \_\_\_\_\_ Organization: \_\_\_\_\_

Address: \_\_\_\_\_ Phone: (\_\_\_\_) \_\_\_\_\_ - \_\_\_\_\_

Email Address: \_\_\_\_\_ Date: \_\_\_\_/\_\_\_\_/\_\_\_\_

**Authorization**

Unlawful use of the information requested on this form shall consist of willful selling, loaning, providing access to or otherwise surrendering, duplicating or alteration of information as stated in the Voter Records System Act (§1-5-1 through 1-5-31 NMSA 1978). I hereby swear that the requestor will not: (INITIAL EACH)

\_\_\_ sell, loan, provide access to, or otherwise surrender voter information received as a result of this request.

\_\_\_ alter voter information received as a result of this request.

\_\_\_ use voter information for any purpose other than those authorized on this form.

\_\_\_ use voter information for any commercial purposes.

**Signature of Requestor**

\_\_\_\_\_

**For Office Use Only**

Total Cost: \$ \_\_\_\_\_ Date Received: \_\_\_\_/\_\_\_\_/\_\_\_\_ Date Completed: \_\_\_\_/\_\_\_\_/\_\_\_\_

Comments: \_\_\_\_\_ Receipt Number: \_\_\_\_\_



# Voter Data Request Form

Please select one of the following:  
 Electronic File  Printed List  Mailing Labels

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**NOTE:** Minimum charge for any request is \$15.00

**Please indicate the purpose of this request**  Campaign Use  
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\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**Please select the jurisdiction that you are requesting:**

Statewide  District \_\_\_\_\_

County(s) \_\_\_\_\_

Other: \_\_\_\_\_

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Districts (all districts associated with a voter)  Voting History (elections a voter has participated in)  Method Voted (i.e. absentee, early or Election Day)

**Information of Requestor**

Name: \_\_\_\_\_ Organization: \_\_\_\_\_

Address: \_\_\_\_\_ Phone: (\_\_\_\_) \_\_\_\_\_ - \_\_\_\_\_

Email Address: \_\_\_\_\_ Date: \_\_\_\_/\_\_\_\_/\_\_\_\_

**Authorization**

Unlawful use of the information requested on this form shall consist of willful selling, loaning, providing access to or otherwise surrendering, duplicating or alteration of information as stated in the Voter Records System Act (§1-5-1 through 1-5-31 NMSA 1978). I hereby swear that the requestor will not: (INITIAL EACH)

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\_\_\_\_ alter voter information received as a result of this request.

\_\_\_\_ use voter information for any purpose other than those authorized on this form.

\_\_\_\_ use voter information for any commercial purposes.

**Signature of Requestor**

\_\_\_\_\_

**For Office Use Only**

Total Cost: \$ \_\_\_\_\_ Date Received: \_\_\_\_/\_\_\_\_/\_\_\_\_ Date Completed: \_\_\_\_/\_\_\_\_/\_\_\_\_

Comments: \_\_\_\_\_ Receipt Number: \_\_\_\_\_

**From:** erin hughes <erin\_hughs@yahoo.com>  
**Sent:** Wednesday, March 2, 2022 6:17 PM  
**To:** smaes@co.otero.nm.us; rnichols@co.otero.nm.us  
**Cc:** 'Robyn Holmes'; Denise Guerra  
**Subject:** Re: Scheduling Request  
**Attachments:** Voter Data Request Form 2-14-2022 (002) (1).pdf

Dear Selina,

Please point to the language in the IPRA guide that allows you to charge us time for reviewing documents. I certainly can't find it. Again, we are not asking the County to make or transmit copies - that is not applicable to this project. We will not be requiring any assistance for scanning the ballots from additional employees. That is an unnecessary expense that we are not requesting and are not willing to pay. If you feel like 5 additional people are needed, we will bring five additional volunteers. We are training our volunteers ahead of time, and they will be more helpful to us than five new employees who are not familiar with what we're doing and how we are planning to get this done quickly.

We will see you on March 9th at 8 am at the fairgrounds.

EchoMail has been hired by the County Commission - which is a government entity. If you prefer the request come from the county directly, we can submit a new affidavit of authorization. This is no different from public records and the voter rolls being regularly provided to the Electronic Registration Information Center, which is a private entity do work contracted on behalf of a government entity.

I assume you are on the same page about this - but we are expecting the boxes that contain the ballots and envelopes to be sealed when we arrive and unsealed in our presence so there is no question about chain-of-custody. Also, regarding chain-of-custody, we have concerns over our equipment being left in a locked building during lunch, as such we will require at least one of our people to remain with our equipment at all times.

We are asking the sheriff to send a deputy to oversee the process as I have received several threats over the last few days, including death threats, and we feel it is important for the safety of everyone. Perhaps the Sheriff's office will be willing to let his deputy remain with our representative in the room while your staff and our volunteers go to lunch between noon and 1 pm if you have any concerns over a representative of the county not being present at all times.

Mr. Nichols,

Would you please fill out the affidavit of authorization (attached) for obtaining the latest copy of the voter rolls for Otero County as well as brief statement requesting all of the chain of custody documents and digital records for when absentee ballots were requested, mailed, and received back. Selina needs the request to come directly from the county in order to approve it.

Sincerely,  
Erin Clements

On Wednesday, March 2, 2022, 06:42:15 PM CST, <smaes@co.otero.nm.us> wrote:

In accordance with IPRA, we are allowed to charge the actual cost to the public body for making and transmitting copies, including any personal time involved. There are just over 23,400 ballots and just over 5900 envelopes to be scanned. We

have 5 employees from our office and have hired 5 additional employees, which should be adequate to assist you with your request.

If you feel like one day will suffice, I have attached a new invoice. We will need to receive payment no later than Monday, March 7, 2022 by end of business day. If you need more time, please let us know and we can reschedule.

Your affidavit of authorization is denied due to the fact that EchoMail is not a governmental entity. (1-4-5.5, NMSA 1978)

We don't have specific contact information for our vendors, anyone should be able to help.

## *Selina Maes*

*Elections Coordinator*

*1104 N. White Sands Blvd. Ste C*

*Alamogordo, NM 88310*

*Phone -(575) 437-4942*

*Fax - (575)443-2922*



---

**From:** erin hughs <erin\_hughs@yahoo.com>

**Sent:** Tuesday, March 1, 2022 7:12 PM

**To:** smaes@co.otero.nm.us

**Cc:** 'Robyn Holmes' <rholmes@co.otero.nm.us>; Denise Guerra <dguerra@co.otero.nm.us>; rnichols@co.otero.nm.us

**Subject:** Re: Scheduling Request

Dear Selina,

We will bring 20 people to scan the ballots. We will let our volunteers know that only sealed drinks will be allowed and no writing devices.

We do not believe the invoice for time is fair, applicable, or in accordance with IPRA statutes and the Compliance Guide published by the Attorney General. We have never been charged for reviewing documents in person by any county of the 10 counties where we have reviewed any paper records in person, including paper ballots. This includes Dona Ana county where staff from the County Clerk's office met us at the election warehouse aware from their regular place of work on two different occasions to review ballots and tabulator tapes for several hours at a time. Or Harding County, where we reviewed documents for most of a working day. We are not requiring any overtime from your staff as the hours are within normal working hours. Also note that we believe we can finish the work in one day, we have asked for two only to account for contingencies.

Further, the Inspection of Public Records Compliance Guide (<https://www.nmag.gov/uploads/files/Publications/ComplianceGuides/Inspection%20of%20Public%20Records%20Compliance%20Guide%202015.pdf>) lists the circumstances under which a records custodian may charge the records requestor on page 33. Note that fees can only be charged when the custodian is making copies on behalf of the requestor and there is no circumstance where the guide allows the custodian to charge the requestor time for reviewing the documents. We are not asking the County Clerk to create copies for us. EchoMail has already paid the County Clerk's office roughly \$1,000 for the production of digital files. Note that the guide states: "Downloaded copies: A custodian may charge the actual costs of downloading copies of public records to a computer disk or other storage device, including the actual cost of the storage device." You will recall that we were charged a fee *per electronic file* when the guide only allows custodians to charge for the actual cost of the storage, postage, and time to download files (which was likely not more than an hour). We believe we have already been charged excessive, unjustified fees for the records we have received to date.

Please provide further explanation on why you are rejecting the request for the voter rolls. Also, it is my understanding that the absentee ballot records we are requesting are provided to candidates and parties on a weekly basis (and even published on the SOS website) leading up the election. We need further explanation as to why the Count Clerk's office is refusing to provide this same data for this audit commissioned by the County Commissioners. As you know, the County Commissioners are expected to certify the election results based, in part, on these records that you are refusing to provide for inspection. As such, I am renewing my request for the full records related to the absentee ballots as well as the most recent copy of the voter rolls with full voter history.

Sincerely,

Erin Clements

575.680.4004

On Tuesday, March 1, 2022, 05:39:53 PM MST, <[smaes@co.otero.nm.us](mailto:smaes@co.otero.nm.us)> wrote:

## 2020 General Election Audit Procedures

- The scanning of the ballots will take place at the Otero County Fairgrounds on Wednesday, March 9<sup>th</sup> and Thursday, March 10<sup>th</sup> from 8:00 am to 5:00 pm. There will be an hour for lunch from 12:00 pm to 1:00 pm and the building will be locked at this time.

We will allow 20 people for the scanning of the ballots.

No Food or bags will be allowed beyond a certain point. Drinks will be allowed only if they have an air tight lid.

No writing devices will be allowed (pens, pencils, markers, etc.)

- Attached is an invoice for the election workers. The invoice must be paid on or before the scanning of the ballots.
- Our vendors are Automated Election services and Dominion Voting
- The Affidavit of Authorization that you have submitted is rejected pursuant to 1-4-5.5 (E2) NMSA 1978. Also, absentee records you are requesting are considered voter data which we cannot provide pursuant to 1-4-5.5(E2), NMSA 1978. We will provide the ballot tracking forms from our drop boxes.

*Selina Maes*

*Elections Coordinator*

1104 N. White Sands Blvd. Ste C

Alamogordo, NM 88310

Phone –(575) 437-4942

Fax – (575)443-2922



---

**From:** erin hughes <[erin\\_hughes@yahoo.com](mailto:erin_hughes@yahoo.com)>  
**Sent:** Wednesday, February 16, 2022 8:11 PM  
**To:** [smaes@co.otero.nm.us](mailto:smaes@co.otero.nm.us)  
**Cc:** Denise Guerra <[dguerra@co.otero.nm.us](mailto:dguerra@co.otero.nm.us)>; [rholmes@co.otero.nm.us](mailto:rholmes@co.otero.nm.us); [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us); 'Sylvia Tillbrook' <[stillbrook@co.otero.nm.us](mailto:stillbrook@co.otero.nm.us)>  
**Subject:** Re: Scheduling Request

Thank you, Selina.

Regarding the chain of custody documents - I primarily mean the chain of custody regarding the absentee ballots. That would include records of when and by who they were requested, when they were mailed, when they were returned, and whatever bookkeeping forms your office used to document how many ballots were returned through drop boxes and when they were returned.

Right now, we are estimating the volunteer force needed to complete the work of scanning the ballots and envelopes within two days as approximately 40 people. Please advise as to the location that would be best for your office to do this work.

Regarding the equipment list - please provide the list of vendors used by the County along with the specific types of equipment they provided for the November 2020 election so that we can contact the individual vendors.

I attached the updated Data Request Form. Please note we are requesting all available fields to be provided that document the application date, acceptance date, and source of each registrant.

Thank you for your help with all of this.

Sincerely,

Erin Clements

575.680.4004

On Tuesday, February 15, 2022, 05:47:31 PM CST, <[smaes@co.otero.nm.us](mailto:smaes@co.otero.nm.us)> wrote:

Per the Scope of Work approved by the Otero County Commission on January 13, 2022, the Audit also includes the examination of the physical records and equipment should take no more than two working days and will be performed under the constant supervision of the county. The examination of the physical records and equipment will include:

1. Scanning of all paper ballots for hand recount offsite.

**We will be providing all ballots that were removed from the tabulators for scanning.**

2. Scanning of all absentee ballot envelopes for analysis offsite.

**We will provide absentee envelopes for scanning. They are 9x6 and one side has voter information and the other side has postage information.**

3. Scanning of paper tabulator tapes and chain of custody documents for analysis offsite.

**Per the zoom meeting, you already have copies of the tapes. Will you clarify what chain of custody documents you are requesting.**

4. Creation of forensic images of equipment used during the November 2020 election including tabulators, EMS server, routers, and poll books. The forensic images will not alter or damage the election equipment in any way.

**Please see the attached letter from the SOS.**

5. Test of select tabulators.

**Please see the attached letter from the SOS.**

Please provide a **full list of equipment used during the November 2020 election** and at least **three dates of availability to perform the physical examination of records and equipment** at your earliest possible convenience. Dates need to consist of two consecutive days for scheduling with the forensic experts who will create the forensic images of the equipment.

All equipment used in the 2020 General Election is leased out from different vendors. Please request from them. Per the zoom meeting, Wednesday March 9<sup>th</sup> and Thursday March 10<sup>th</sup>, 2022 are the dates that are set. We will need a count of volunteers, so we have enough space.

Also, it had come to our attention that the affidavit of authorization has been updated by the SOS Office. Pursuant to 1-4-5.5 (d) NMSA, we have to use the affidavit prescribed by the SOS. Attached is the new form. Please fill out and send to our office.

## *Selina Maes*

*Elections Coordinator*

*1104 N. White Sands Blvd. Ste C*

*Alamogordo, NM 88310*

*Phone –(575) 437-4942*

*Fax – (575)443-2922*



---

**From:** erin hughes <[erin\\_hughs@yahoo.com](mailto:erin_hughs@yahoo.com)>

**Sent:** Tuesday, February 1, 2022 10:43 PM

**To:** [smaes@co.otero.nm.us](mailto:smaes@co.otero.nm.us); [rholmes@co.otero.nm.us](mailto:rholmes@co.otero.nm.us)

**Cc:** 'Sylvia Tillbrook' <[stillbrook@co.otero.nm.us](mailto:stillbrook@co.otero.nm.us)>; Denise Guerra <[dguerra@co.otero.nm.us](mailto:dguerra@co.otero.nm.us)>; [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)

**Subject:** Scheduling Request

Dear County Clerk Holmes,

Per the Scope of Work approved by the Otero County Commission on January 13, 2022, the Audit also includes the examination of the physical records and equipment should take no more than two working days and will be performed under the constant supervision of the county. The examination of the physical records and equipment will include:

1. Scanning of all paper ballots for hand recount offsite.
2. Scanning of all absentee ballot envelopes for analysis offsite.
3. Scanning of paper tabulator tapes and chain of custody documents for analysis offsite.
4. Creation of forensic images of equipment used during the November 2020 election including tabulators, EMS server, routers, and poll books. The forensic images will not alter or damage the election equipment in any way.
5. Test of select tabulators.

Please provide a **full list of equipment used during the November 2020 election** and at least **three dates of availability to perform the physical examination of records and equipment** at your earliest possible convenience. Dates need to consist of two consecutive days for scheduling with the forensic experts who will create the forensic images of the equipment.

Thank you for your attention to these matters and please let us know if you have any questions about the documents and schedule being requested.

Sincerely,

Erin Clements

575.680.4004

On Sunday, January 30, 2022, 06:06:08 PM CST, [smaes@co.otero.nm.us](mailto:smaes@co.otero.nm.us) <[smaes@co.otero.nm.us](mailto:smaes@co.otero.nm.us)> wrote:

Please see attached.

***Selina Maes***

*Elections Coordinator*

*1104 N. White Sands Blvd. Ste C*

*Alamogordo, NM 88310*

*Phone –(575) 437-4942*



COUNTY OF  
**OTERO**  
NEW MEXICO

**rnichols@co.otero.nm.us**

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**From:** smaes@co.otero.nm.us  
**Sent:** Tuesday, March 8, 2022 5:39 PM  
**To:** 'erin hughs'  
**Cc:** 'Robyn Holmes'; Denise Guerra; rnichols@co.otero.nm.us  
**Subject:** Fairgrounds

If you want to set up early, We will have the Otero County Fairground Exhibit Building open tomorrow at 7:45 am.

## **Selina Maes**

*Elections Coordinator*

*1104 N. White Sands Blvd. Ste C*

*Alamogordo, NM 88310*

*Phone -(575) 437-4942*

*Fax - (575)443-2922*



**COUNTY OF**  
**OTERO**  
**NEW MEXICO**



February 18, 2022

V.A. Shiva Ayyadurai, PhD  
EchoMail, Inc.  
701 Concord Avenue  
Cambridge, MA 02138  
e: [vashiva@vashiva.com](mailto:vashiva@vashiva.com)  
m: 1-617-631-6874

**RE: EchoMail® Project Update Memo As of February 21, 2022**

This memorandum provides an update on the current status of the project pursuant to Schedule A executed between EchoMail, Inc. (“EchoMail”) and Otero County, (“County”).

**February 2, 2022 – EchoMail Setup of EchoMail Data Warehouse**

EchoMail has setup the EchoMail® Data Warehouse (DW) that includes hardware and software to receive and store data that may include: County’s Voter Rolls, Participating Voter List, Cast Vote Records (CVRs), Images of the Return Ballot Envelopes, Ballot Images (from the Election Management System – EMS), Paper Ballot Scans, Door-to-Door Canvass data. Ref. Schedule A.

**February 5, 2022 – Importing of Voter Rolls into EchoMail®/DW™**

EchoMail imported Voter Rolls received from the County via EH into the EchoMail®/DW.

**February 9, 2022 – Project Kickoff Meeting Held**

EchoMail and the County held a Project Kickoff meeting pursuant to Schedule A,

Attendees:

Dr. Shiva Ayyadurai, EchoMail (SA)  
Robyn Holmes, County Clerk (RH)  
Pamela Heltner, County Manager (PH)  
Erin Hughes, County Commissioned Volunteer (EH)  
John Medlar, EchoMail (JM)  
R.B. Nichols, County Attorney (RBN)

The meeting involved: a. Introductions, b. Review of the EchoMail Project Plan, c. Review of the EchoMail process, d. Review of the outstanding data elements needed for EchoMail to perform the Audit, and e. Next Steps.

**February 9 – 18, 2022 – EchoMail Awaiting Additional Data**

EchoMail and EH have had various follow up meetings to get the additional data required for Audit.

**From:** Shiva Ayyadurai <vashiva@vashiva.com>  
**Sent:** Monday, February 21, 2022 6:54 AM  
**To:** rnichols@co.otero.nm.us  
**Cc:** erin hughes; Pamela Heltner; Manju Balaji  
**Subject:** Re: Audit Project Kickoff Meeting  
**Attachments:** Project-Update-Memo-02-18-2022.pdf

Dear RB,  
I hope this memo fulfills the need. Kindly let me know if anything else is needed.  
-Dr. Shiva

On Tue, Feb 15, 2022 at 3:08 PM <[rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)> wrote:

Dr. Shiva,

On official letterhead please. I made a mistake with the contract. We are not able to pay upfront on contracts. Services have to be rendered before we can make payment which is why we need the

status memo. Sorry for the delays this has caused.

Sincerely,

RB

---

**From:** Shiva Ayyadurai <[vashiva@vashiva.com](mailto:vashiva@vashiva.com)>  
**Sent:** Tuesday, February 15, 2022 1:01 PM  
**To:** [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)  
**Cc:** erin hughes <[erin\\_hughes@yahoo.com](mailto:erin_hughes@yahoo.com)>; Pamela Heltner <[pheltner@co.otero.nm.us](mailto:pheltner@co.otero.nm.us)>; Manju Balaji <[manju.balaji@vashiva.com](mailto:manju.balaji@vashiva.com)>  
**Subject:** Re: Audit Project Kickoff Meeting

Dear RB,

I'm terribly sorry I missed this. The first payment is upon signing the agreement. The second payment is on March 1, 2022. I can definitely send you a status memo of the project to date pursuant to Schedule A. Can the memo be via email or do you need something more formal on our letterhead?

-Dr. Shiva

On Tue, Feb 15, 2022 at 2:05 PM <[rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)> wrote:

Hi Dr. Shiva,

I'm following up on the request below. For my detail we need a memo or something to show that work has been performed before we can issue any payment.

Please let me know if you need more details or have questions.

Sincerely,

RB

---

**From:** [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us) <[rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)>  
**Sent:** Wednesday, February 9, 2022 11:41 AM  
**To:** 'Shiva Ayyadurai' <[vashiva@vashiva.com](mailto:vashiva@vashiva.com)>  
**Cc:** 'erin hughes' <[erin\\_hughes@yahoo.com](mailto:erin_hughes@yahoo.com)>; 'Pamela Heltner' <[pheltner@co.otero.nm.us](mailto:pheltner@co.otero.nm.us)>; 'Manju Balaji' <[manju.balaji@vashiva.com](mailto:manju.balaji@vashiva.com)>  
**Subject:** RE: Audit Project Kickoff Meeting

Dr. Shiva,

Thank you for the meeting today. As a follow-up can we get a short memo stating what work has already been performed by EchoMail?

Sincerely,

RB Nichols

**From:** Shiva Ayyadurai <[vashiva@vashiva.com](mailto:vashiva@vashiva.com)>

**Sent:** Monday, February 7, 2022 3:57 PM

**To:** [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)

**Cc:** erin hughes <[erin\\_hughes@yahoo.com](mailto:erin_hughes@yahoo.com)>; Pamela Heltner <[pheltner@co.otero.nm.us](mailto:pheltner@co.otero.nm.us)>; Manju Balaji <[manju.balaji@vashiva.com](mailto:manju.balaji@vashiva.com)>

**Subject:** Re: Audit Project Kickoff Meeting

Any time on Wednesday after 12 noon EST works for me. Should we say 1pm EST on Wed 2/9 ?

Thank you.

Sent from my iPhone

On Feb 7, 2022, at 12:57 PM, [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us) wrote:

Hi Erin,

We have availability the following dates/times

Tues 2/8 – 2-3pm

Wed 2/9 – anytime between 9am and 3pm

Monday 2/14 – anytime

Let us know what works for you and Dr. Ayyadurai.

v/r,

RB

---

**From:** erin hughes <[erin\\_hughes@yahoo.com](mailto:erin_hughes@yahoo.com)>

**Sent:** Friday, February 4, 2022 2:39 PM

**To:** [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us); Pamela Heltner <[pheltner@co.otero.nm.us](mailto:pheltner@co.otero.nm.us)>

**Cc:** Shiva Ayyadurai <[vashiva@vashiva.com](mailto:vashiva@vashiva.com)>

**Subject:** Audit Project Kickoff Meeting

Dear RB and Pamela,

EchoMail would like to hold a formal kickoff meeting with the County to inform you all of the status and process of the project. Would you please propose three dates/times that would work for you and let us know who you would like to see in attendance? Dr. Ayyadurai is cc'd on this email.

Sincerely,

Erin Clements

575.680.4004

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**Office of V.A. Shiva Ayyadurai, Ph.D.**

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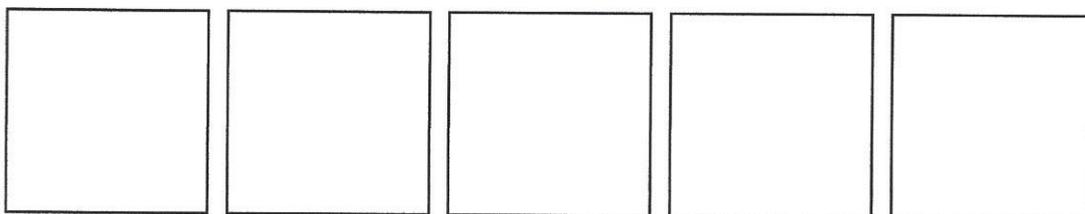
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**From:** rnichols@co.otero.nm.us  
**Sent:** Monday, February 28, 2022 10:46 AM  
**To:** 'erin hughs'  
**Subject:** FW: Were background checks done on volunteers for election?

-----Original Message-----

From: rnichols@co.otero.nm.us <rnichols@co.otero.nm.us>  
Sent: Wednesday, February 23, 2022 3:34 PM  
To: 'pajoll@zianet.com' <pajoll@zianet.com>  
Cc: 'vmarquardt@co.otero.nm.us' <vmarquardt@co.otero.nm.us>; 'Otero Commissioner Gerald Matherly' <gmatherly@co.otero.nm.us>; 'Pamela Heltner' <pheltner@co.otero.nm.us>  
Subject: RE: Were background checks done on volunteers for election?

Paulette,

The volunteers are not hired by or working for Otero County. So, to answer your question, no, Otero County has not performed background checks on them. The volunteers are with an organization called New Mexico Audit Force run by Erin Clements. Her number is 575-680-4004.

very respectfully,

R. B. Nichols  
Otero County Attorney  
Otero County Administration Building  
1101 New York Avenue  
Alamogordo, New Mexico 88310  
575-437-7427 (telephone)  
866-986-8376 (toll-free)  
575-443-2928 (facsimile)  
rnichols@co.otero.nm.us

-----Original Message-----

From: vmarquardt@co.otero.nm.us <vmarquardt@co.otero.nm.us>  
Sent: Wednesday, February 23, 2022 9:40 AM  
To: rnichols@co.otero.nm.us  
Subject: FW: Were background checks done on volunteers for election?

Hi RB,  
I received this email and thought I'd better send it to you.

Thank you!

Vickie

-----Original Message-----

From: pajoll@zianet.com <pajoll@zianet.com>

Sent: Wednesday, February 23, 2022 8:55 AM

To: vmarquardt@co.otero.nm.us

Subject: Were background checks done on volunteers for election?

My neighbor was a volunteer for CASA and she recognized someone who came to her door asking about how she voted in November 2021 as someone who either was convicted or pleaded guilty to sex with a child.

She is terrified. She has grandchildren she cares for.

Did the County perform background checks on the volunteers going to voters homes?

Paulette J

--

Sow Justice, Reap Peace.

No Justice, No Peace.

**rnichols@co.otero.nm.us**

---

**From:** vmarquardt@co.otero.nm.us  
**Sent:** Monday, March 7, 2022 2:23 PM  
**To:** rnichols@co.otero.nm.us  
**Subject:** FW: Otero County Audit: scanning the ballots

Hi RB,  
I got this from Erin with Audit Force. I didn't see your name on the email but thought you need to see this. Please let me know what you think.

Thank you,

Vickie Marquardt  
Otero County Commissioner District 3



---

**From:** erin hughs <erin\_hughs@yahoo.com>  
**Sent:** Monday, March 7, 2022 9:09 AM  
**To:** gmatherly@co.otero.nm.us; vmarquardt@co.otero.nm.us; cgriffin@co.otero.nm.us  
**Subject:** Otero County Audit: scanning the ballots

Dear Commissioners,

I wanted to let you know that the audit team will be scanning the paper ballots and envelopes on Wednesday, March 9th. We will start at 8 am at the Otero County Fairgrounds. You are, of course, invited to attend and we hope you will.

I know it might be a problem about a possible quorum, but perhaps you would like to take shifts or go ahead and provide notice of a possible quorum.

Also, I need to inform you that the County Clerk has not been particularly cooperative with the audit team. She is refusing to provide the most recent copy of the voter rolls, and all of the paper and electronic chain of custody documentation for the absentee ballots. She has also charged an exorbitant fee for the documents that she has provided so far, which are well outside of what is allowed by IPRA statute.

In addition, one of her staff informed me this morning that the Clerk does not intend to allow the audit team to use the process that has been designed by the professionals you have hired, but will substitute another process designed by the County Clerk. The process she has in mind is absolutely unacceptable, would take a month to finish, and would not result in a meaningful audit.

I would appreciate it if you would call the County Clerk and remind her that, as the County Commission, you expect the audit to be performed by the professionals you have hired and not be interfered with.

Proper chain of custody procedures will be followed at all times by our audit team and the County Clerk and law enforcement will all be present to ensure that everything is done correctly.

This is an audit of the election system. It must be performed in a way that will allow us to make reasonable conclusions as to whether or not the election system is trustworthy, and it must be done in the way it has been designed by the auditors - not a substitute by the very office which is being audited.

Please call me if you want to discuss any aspect of this or want additional information.

Sincerely,  
Erin Clements  
[575.680.4004](tel:575.680.4004)

**From:** rnichols@co.otero.nm.us  
**Sent:** Wednesday, March 16, 2022 9:25 AM  
**To:** 'Shiva Ayyadurai'  
**Cc:** 'John Medlar'; 'Pamela Heltner'; 'erin hughs'; 'Manju Balaji'  
**Subject:** RE: Status Report as of March 15, 2022

Dr. Shiva,

I am available after 1130 MST so 130EST.

V/R,  
RB

---

**From:** Shiva Ayyadurai <vashiva@vashiva.com>  
**Sent:** Wednesday, March 16, 2022 6:56 AM  
**To:** rnichols@co.otero.nm.us  
**Cc:** John Medlar <medlar@vashiva.com>; Pamela Heltner <pheltner@co.otero.nm.us>; erin hughs <erin\_hughs@yahoo.com>; Manju Balaji <manju.balaji@vashiva.com>  
**Subject:** Re: Status Report as of March 15, 2022

RB and All,  
Erin has a conflict next week. Can we do this Friday. Please let us know what time works for this Friday, March 18, 2022.

Thank you.  
Best,  
Dr. Shiva

On Tue, Mar 15, 2022 at 11:18 AM <[rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)> wrote:

John,

I am unavailable on 3/22 but 3/23 works.

v/r,  
RB

---

**From:** John Medlar <[medlar@vashiva.com](mailto:medlar@vashiva.com)>  
**Sent:** Tuesday, March 15, 2022 8:53 AM  
**To:** Shiva Ayyadurai <[vashiva@vashiva.com](mailto:vashiva@vashiva.com)>

**Cc:** [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us); Pamela Heltner <[pheltner@co.otero.nm.us](mailto:pheltner@co.otero.nm.us)>; erin hughes <[erin\\_hughes@yahoo.com](mailto:erin_hughes@yahoo.com)>; Manju Balaji <[manju.balaji@vashiva.com](mailto:manju.balaji@vashiva.com)>  
**Subject:** Re: Status Report as of March 15, 2022

Dear All,

Kindly let me know if you are free next week (Tuesday 3/22 or Wednesday 3/22) for a one-hour project status meeting at 12 noon EST.

Thank you.

Sincerely,

Johi

On Mar 15, 2022, at 9:44 AM, Shiva Ayyadurai <[vashiva@vashiva.com](mailto:vashiva@vashiva.com)> wrote:

Dear All:

I hope this email finds you well. I wanted to provide this Status Report to update you on the current state of Schedule A tasks. To review, per our Agreement, EchoMail is to provide two (2) items for the Audit:

- (1) Setup of the Integrated Datawarehouse incorporating data from various sources i.e. cvr, ballot images, etc.; and ,
- (2) Data Analytics

**Status of Project:**

Concerning (1), the following has been achieved since February 21, 2022 and to as of today:

- a. Receipt of the CVR data from the County

- b. Receipt of the Ballot Image data from the County
- c. Incorporation of the CVR data into the datawarehouse by EchoMail
- d. Incorporation of the ballot image data into the datawarehouse by EchoMail

Concerning (1), relative to outstanding data items

- 1. Paper Ballot scans have still not been received
- 2. Envelope Images have still not been received

Concerning (2), I suggest we have a meeting so we can itemize the kinds of analytics the County will want performed.

**Administrative Items:**

- 1. EchoMail received first payment from the County pursuant to the Agreement.
- 2. The press is erroneously reporting that EchoMail has been contracted to perform door-to-door canvassing and is directing NMAF. This is not true. As of now, EchoMail's obligations are pursuant to Schedule A.
- 3. Setup a follow up project meeting

**Next Steps:**

- 1. Set date/time for Zoom meeting for project

Thank you.

Sincerely,

Dr. Shiva Ayyadurai

-----

**Status Report as of February 21, 2022**

RE: EchoMail® Project Update Memo As of February 21, 2022

This memorandum provides an update on the current status of the project pursuant to Schedule A executed between EchoMail, Inc. ("EchoMail") and Otero County, ("County").

**February 2, 2022 – EchoMail Setup of EchoMail Data Warehouse**

EchoMail has setup the EchoMail® Data Warehouse (DW) that includes hardware and software to receive and store data that may include: County's Voter Rolls, Participating Voter List, Cast Vote Records (CVRs), Images of the Return Ballot Envelopes, Ballot Images (from the Election Management System – EMS), Paper Ballot Scans, Door-to- Door Canvass data. Ref. Schedule A.

**February 5, 2022 – Importing of Voter Rolls into EchoMail®/DWTM**

EchoMail imported Voter Rolls received from the County via EH into the EchoMail®/DW.

**February 9, 2022 – Project Kickoff Meeting Held**

EchoMail and the County held a Project Kickoff meeting pursuant to Schedule A,

Attendees:

Dr. Shiva Ayyadurai, EchoMail (SA)

Robyn Holmes, County Clerk (RH)

Pamela Heltner, County Manager (PH)

Erin Hughes, County Commissioned Volunteer (EH)

John Medlar, EchoMail (JM)

R.B. Nichols, County Attorney (RBN)

The meeting involved: a. Introductions, b. Review of the EchoMail Project Plan, c. Review of the EchoMail process,

d. Review of the outstanding data elements needed for EchoMail to perform the Audit, and e. Next Steps.

**February 9 – 18, 2022 – EchoMail Awaiting Additional Data**

EchoMail and EH have had various follow up meetings to get the additional data required for Audit.

On Mon, Feb 21, 2022 at 8:54 AM Shiva Ayyadurai <[vashiva@vashiva.com](mailto:vashiva@vashiva.com)> wrote:

Dear RB,

I hope this memo fulfills the need. Kindly let me know if anything else is needed.

-Dr. Shiva

On Tue, Feb 15, 2022 at 3:08 PM <[rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)> wrote:

Dr. Shiva,

On official letterhead please. I made a mistake with the contract. We are not able to pay upfront on contracts. Services have to be rendered before we can make payment which is why we need the status memo. Sorry for the delays this has caused.

Sincerely,

RB

---

**From:** Shiva Ayyadurai <[vashiva@vashiva.com](mailto:vashiva@vashiva.com)>

**Sent:** Tuesday, February 15, 2022 1:01 PM

**To:** [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)

**Cc:** erin hughes <[erin\\_hughs@yahoo.com](mailto:erin_hughs@yahoo.com)>; Pamela Heltner <[pheltner@co.otero.nm.us](mailto:pheltner@co.otero.nm.us)>; Manju Balaji <[manju.balaji@vashiva.com](mailto:manju.balaji@vashiva.com)>

**Subject:** Re: Audit Project Kickoff Meeting

Dear RB,

I'm terribly sorry I missed this. The first payment is upon signing the agreement. The second payment is on March 1, 2022. I can definitely send you a status memo of the project to date pursuant to Schedule A. Can the memo be via email or do you need something more formal on our letterhead?

-Dr. Shiva

On Tue, Feb 15, 2022 at 2:05 PM <[rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)> wrote:

Hi Dr. Shiva,

I'm following up on the request below. For my detail we need a memo or something to show that work has been performed before we can issue any payment.

Please let me know if you need more details or have questions.

Sincerely,

RB

---

**From:** [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us) <[rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)>  
**Sent:** Wednesday, February 9, 2022 11:41 AM  
**To:** 'Shiva Ayyadurai' <[vashiva@vashiva.com](mailto:vashiva@vashiva.com)>  
**Cc:** 'erin hughes' <[erin\\_hughes@yahoo.com](mailto:erin_hughes@yahoo.com)>; 'Pamela Heltner' <[pheltner@co.otero.nm.us](mailto:pheltner@co.otero.nm.us)>; 'Manju Balaji' <[manju.balaji@vashiva.com](mailto:manju.balaji@vashiva.com)>  
**Subject:** RE: Audit Project Kickoff Meeting

Dr. Shiva,

Thank you for the meeting today. As a follow-up can we get a short memo stating what work has already been performed by EchoMail?

Sincerely,

RB Nichols

---

**From:** Shiva Ayyadurai <[vashiva@vashiva.com](mailto:vashiva@vashiva.com)>  
**Sent:** Monday, February 7, 2022 3:57 PM  
**To:** [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)  
**Cc:** erin hughes <[erin\\_hughes@yahoo.com](mailto:erin_hughes@yahoo.com)>; Pamela Heltner <[pheltner@co.otero.nm.us](mailto:pheltner@co.otero.nm.us)>; Manju Balaji <[manju.balaji@vashiva.com](mailto:manju.balaji@vashiva.com)>  
**Subject:** Re: Audit Project Kickoff Meeting

Any time on Wednesday after 12 noon EST works for me. Should we say 1pm EST on Wed 2/9 ?

Thank you.

Sent from my iPhone

On Feb 7, 2022, at 12:57 PM, [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us) wrote:

Hi Erin,

We have availability the following dates/times

Tues 2/8 – 2-3pm

Wed 2/9 – anytime between 9am and 3pm

Monday 2/14 – anytime

Let us know what works for you and Dr. Ayyadurai.

v/r,

RB

---

**From:** erin hughes <[erin\\_hughs@yahoo.com](mailto:erin_hughs@yahoo.com)>  
**Sent:** Friday, February 4, 2022 2:39 PM  
**To:** [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us); Pamela Heltner <[pheltner@co.otero.nm.us](mailto:pheltner@co.otero.nm.us)>  
**Cc:** Shiva Ayyadurai <[vashiva@vashiva.com](mailto:vashiva@vashiva.com)>  
**Subject:** Audit Project Kickoff Meeting

Dear RB and Pamela,

EchoMail would like to hold a formal kickoff meeting with the County to inform you all of the status and process of the project. Would you please propose three dates/times that would work for you and let us know who you would like to see in attendance? Dr. Ayyadurai is cc'd on this email.

Sincerely,

Erin Clements

575.680.4004

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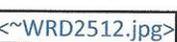
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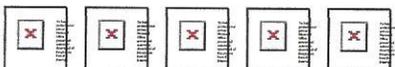
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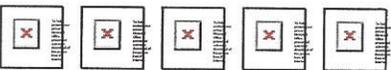
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March 17, 2022

V.A. Shiva Ayyadurai  
EchoMail, Inc.  
701 Concord Avenue  
Cambridge, MA 02138  
e: [vashiva@vashiva.com](mailto:vashiva@vashiva.com)

Commissioners for Otero County  
101 New York Avenue  
Alamogordo, NM 88310

**RE: Delivery of Contracted Services for 2020 Election Audit**

Dear Honorable Commissioners:

Per the Master Agreement and the sole Schedule signed on January 26, 2022 between Otero County and EchoMail, EchoMail is contracted to perform two (2) specific tasks: 1) Creation of an integrated data warehouse; and, 2) Data analysis of the registrations and votes cast at the precinct level and by vote type.

EchoMail has completed both of these tasks.

Concerning the first task - creation of the integrated data warehouse - attached on the USB stick is the integrated data warehouse that is approximately 17GB containing the Cast Vote Records in MySQL database format, Cast Vote Records in an import-friendly format, Voter Rolls, Ballot Images, Paper Ballot Scans, and County Canvass data. We have received payment of \$24,875 for this task per the Schedule.

Concerning the second task - data analysis of the registrations and votes (ballots) cast at the precinct level and by vote type - on the same USB is a PDF containing the data analysis. As of March 1, 2022, we were to be paid the remainder \$24,875 for the completion of the data analysis, for which we have yet to receive payment. The delivery of this USB concludes our contracted services with the County. It has been a pleasure working with you. Kindly make arrangements for the outstanding payment.

Sincerely,

A handwritten signature in black ink, appearing to read "Shiva Ayyadurai".

Dr. Shiva Ayyadurai  
President/CEO  
EchoMail, Inc.

Encl.: USB stick containing data warehouse and data analysis.



## **Data Analysis Otero County**

### **Registrations and Votes (Ballots) Cast At Precinct Level and Voter Type**

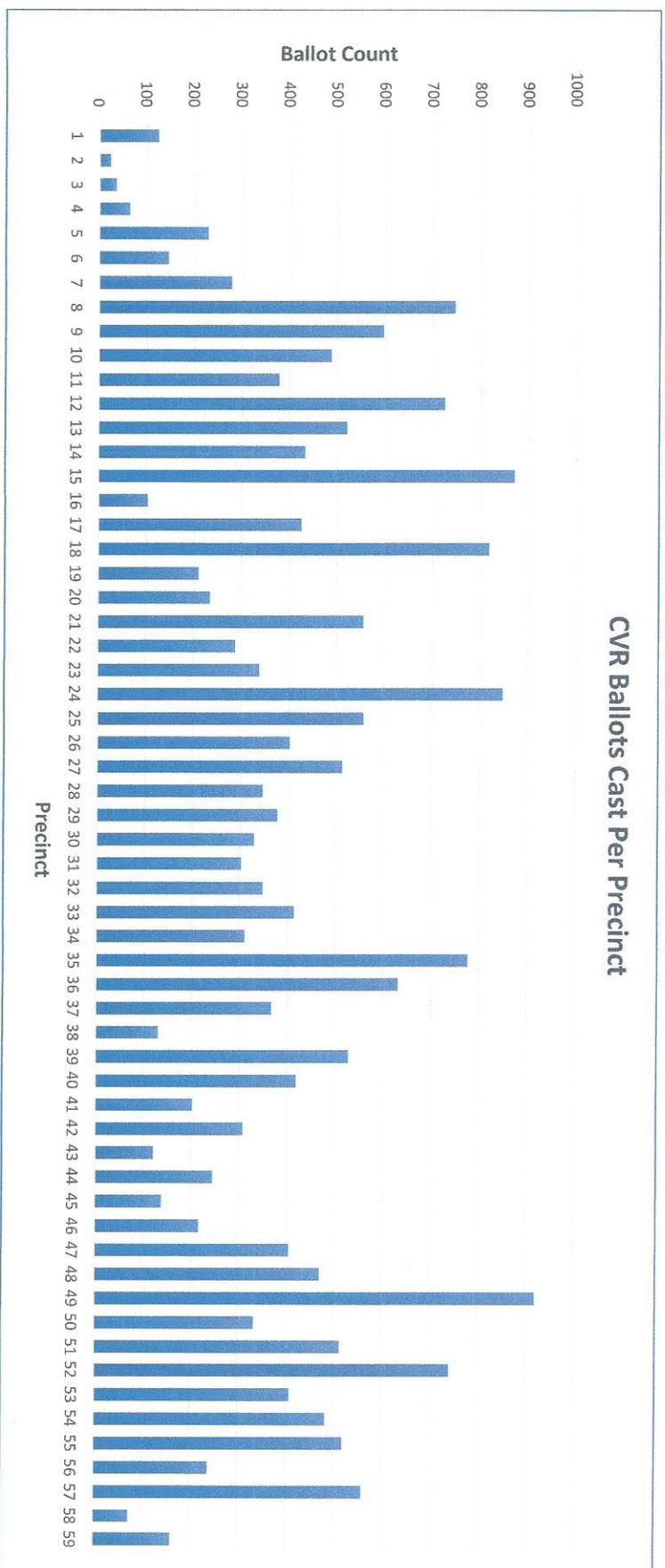
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# Data Analysis Reports

- CVR – Ballots Cast per Precinct
- Voter Rolls - Ballots Cast Per Precinct
- Voter Rolls – Registrations Per Precinct
- CVR vs. Voter Rolls – Ballots Cast Per Precinct
- CVR vs Voter Rolls – Ballot Count Variance Per Precinct
- Voter Rolls – Early Voting Ballot per Precinct
- Voter Rolls – Absentee Ballots per Precinct
- Voter Rolls – In-Person Ballot Counts per Precinct
- Voter Rolls – Did NOT Vote Count per Precinct
- Voter Rolls – Vote Type Count per Precinct
- Voter Rolls – Ballots Cast as % of Registrations
- Voter Rolls – Did Not Vote as % of Registrations by Precinct
- Voter Rolls – Total Count by Vote Type

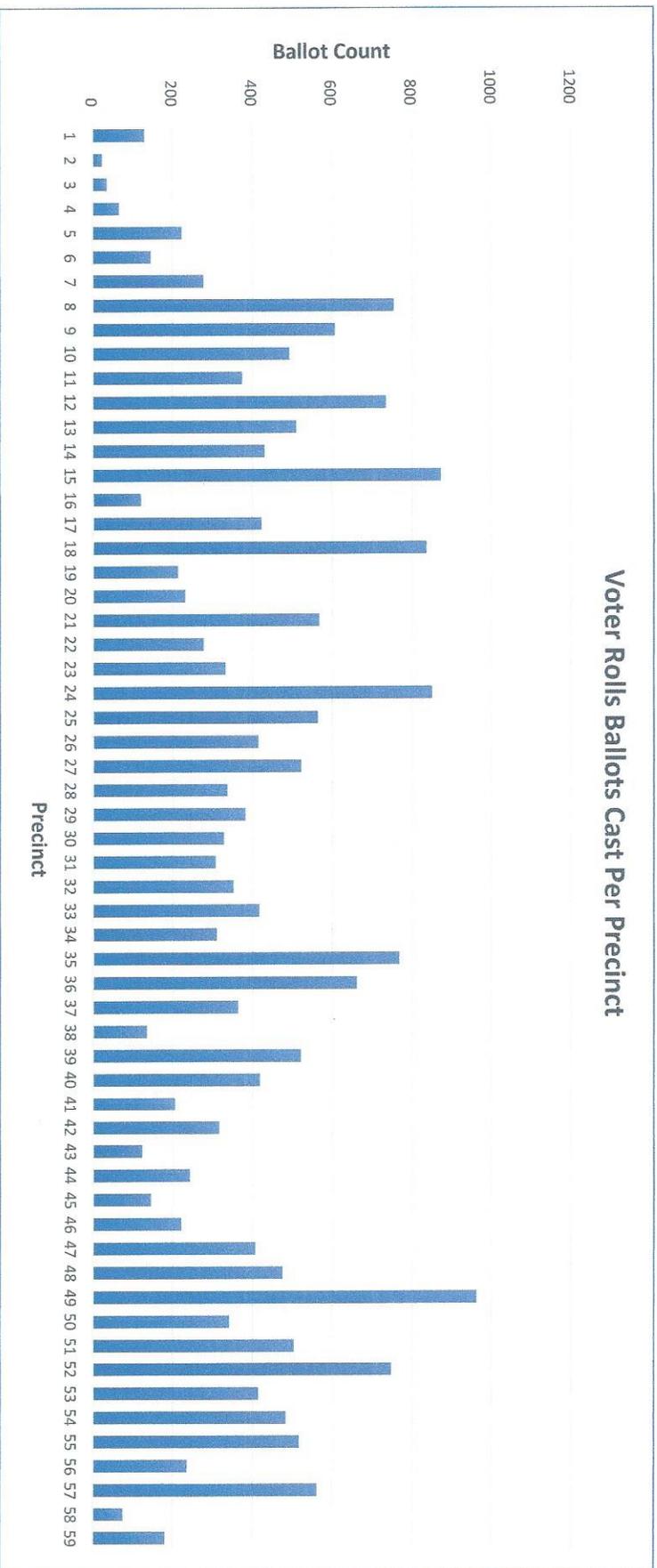
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# CVR – Ballots Cast per Precinct



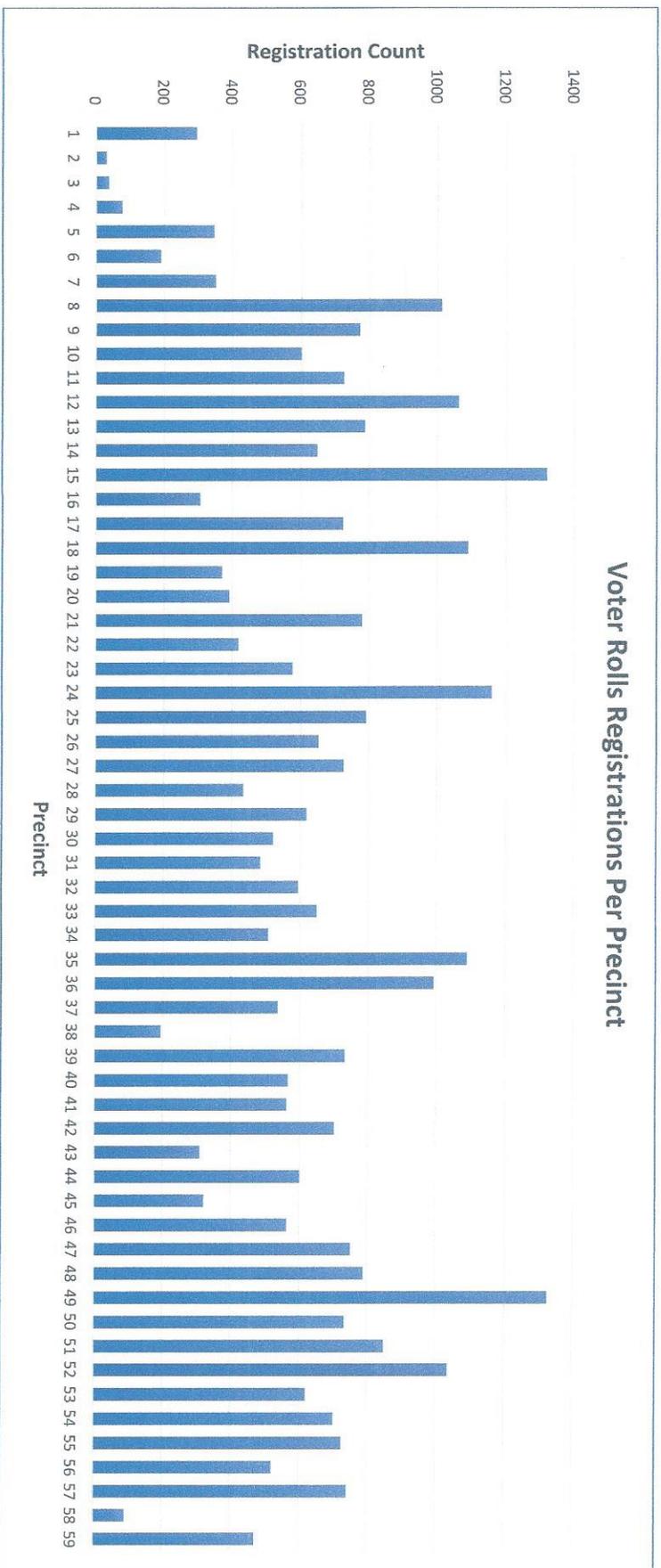
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# Voter Rolls - Ballots Cast Per Precinct



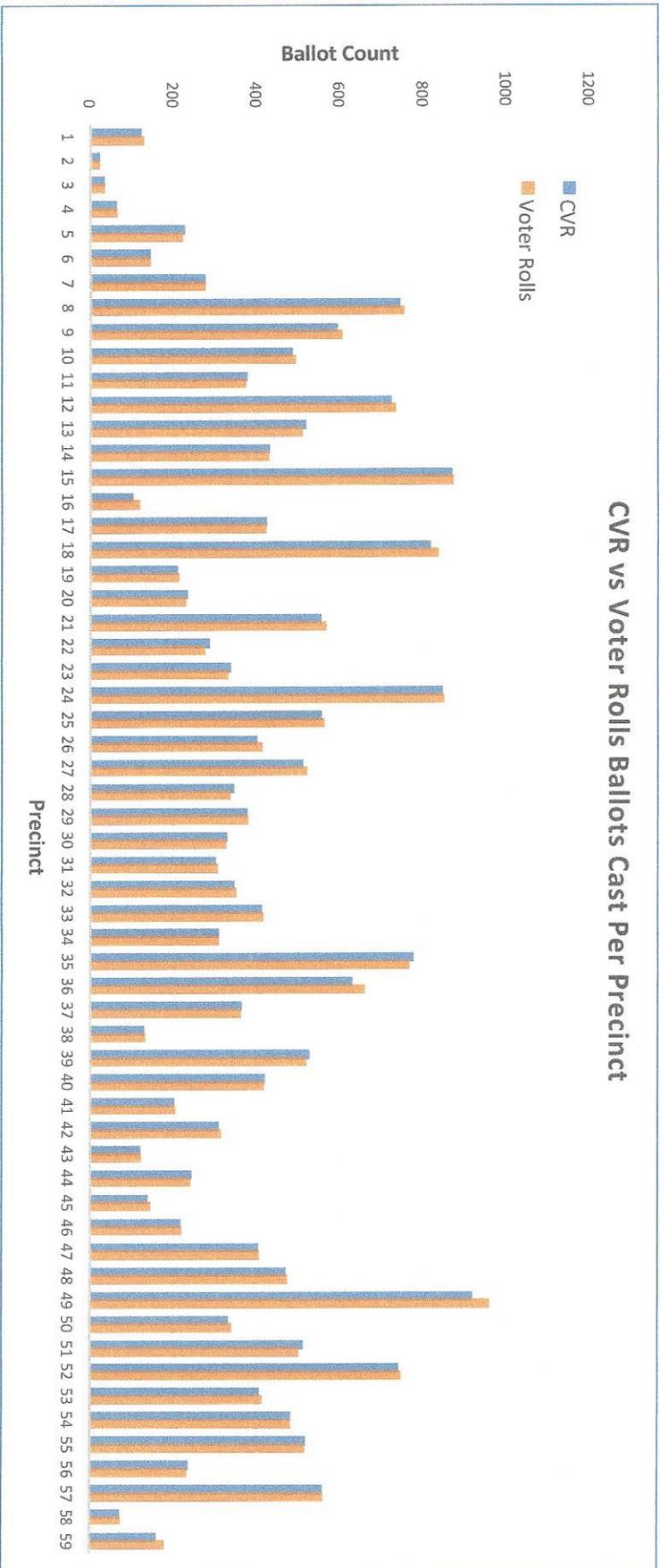
(c) 2022 EchoMail, Inc.

# Voter Rolls – Registrations Per Precinct



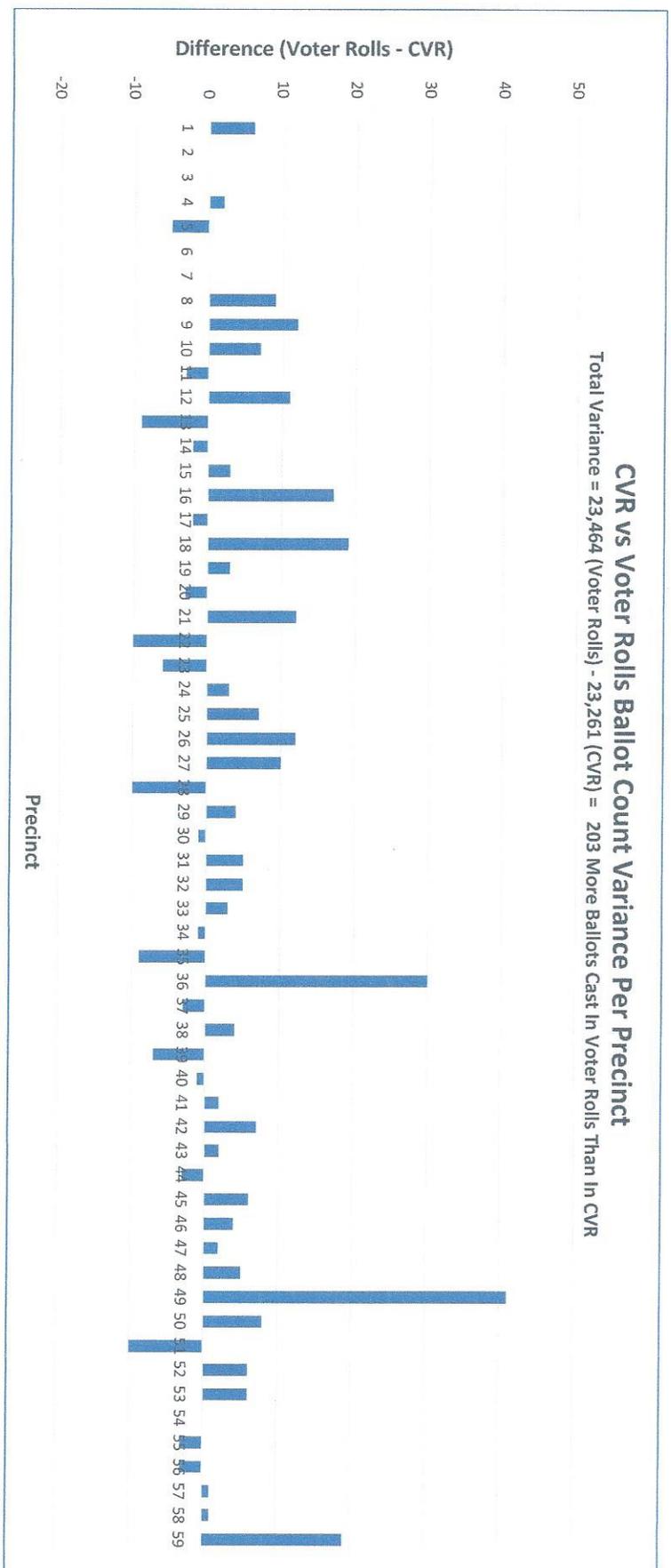
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# CVR vs. Voter Rolls – Ballots Cast Per Precinct



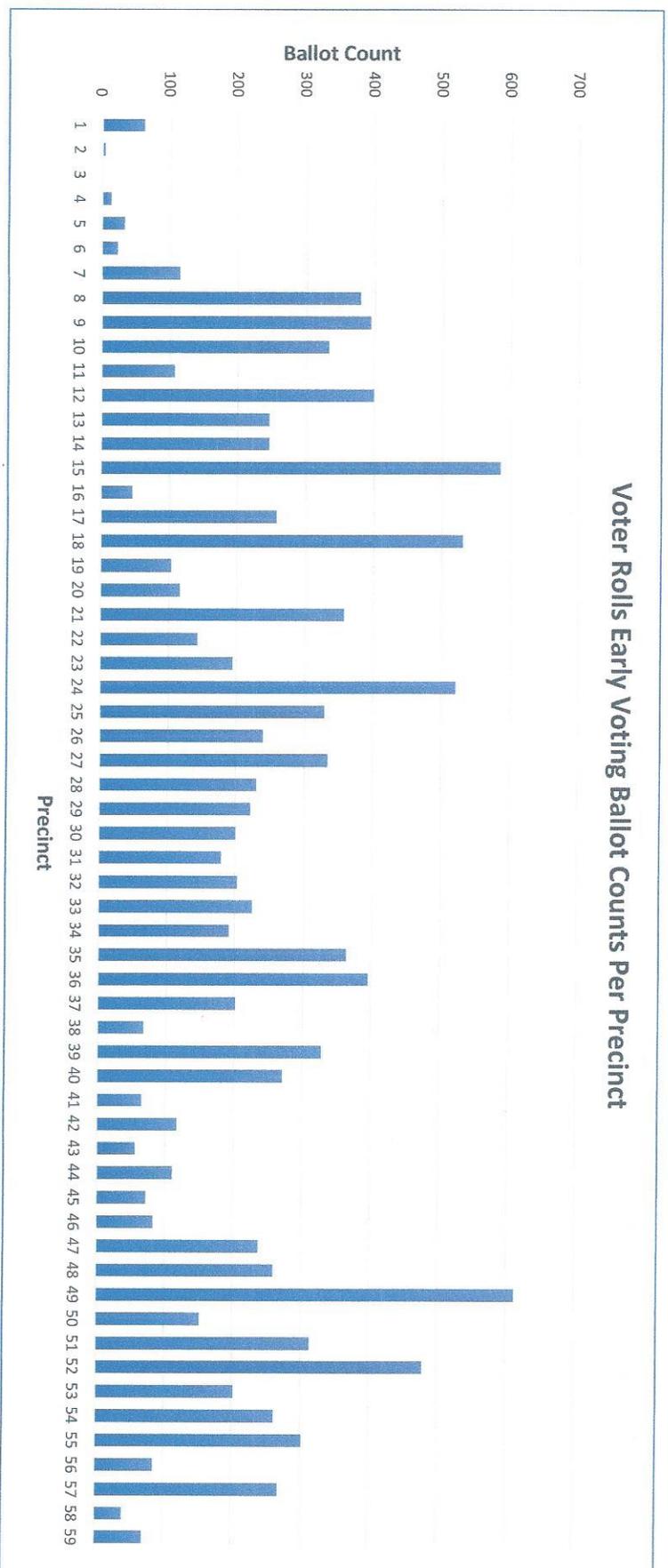
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# CVR vs Voter Rolls – Ballot Count Variance Per Precinct



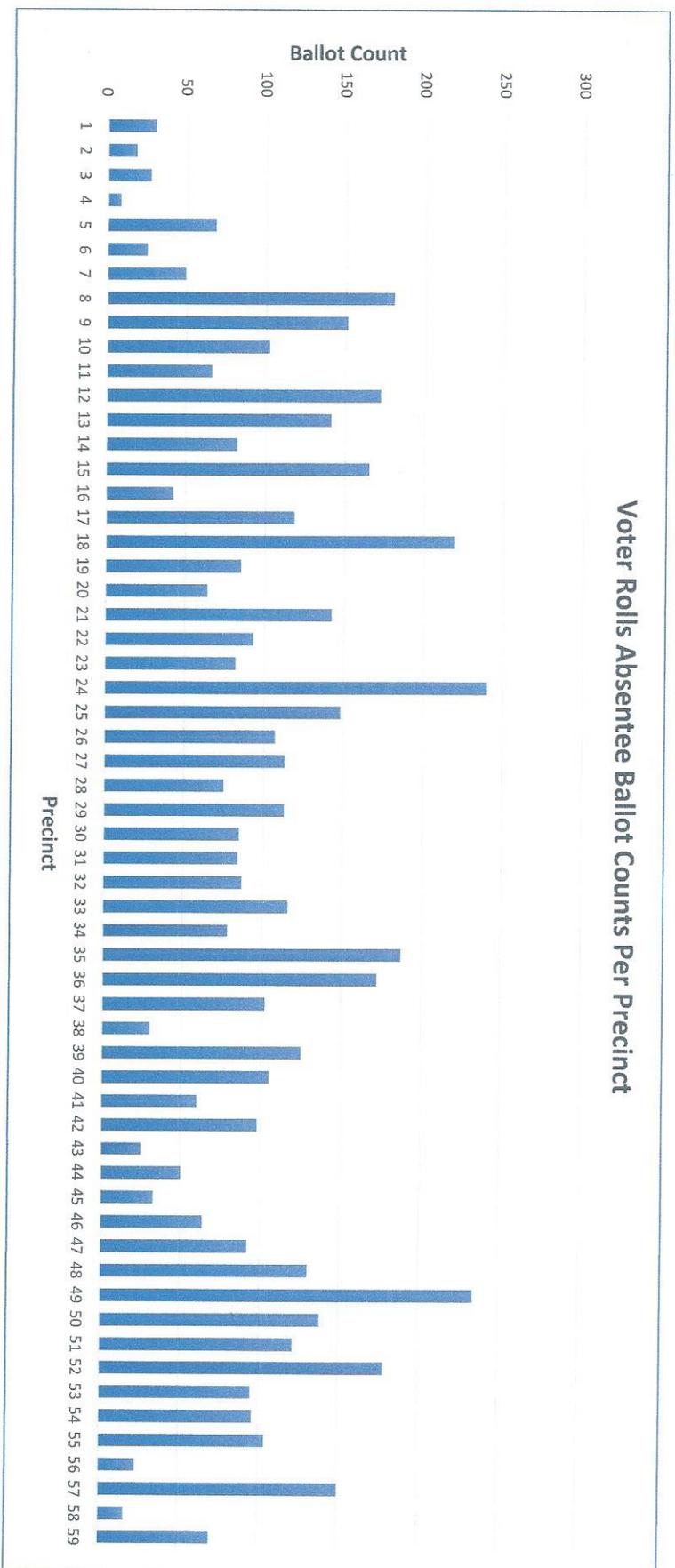
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# Voter Rolls – Early Voting Ballots per Precinct



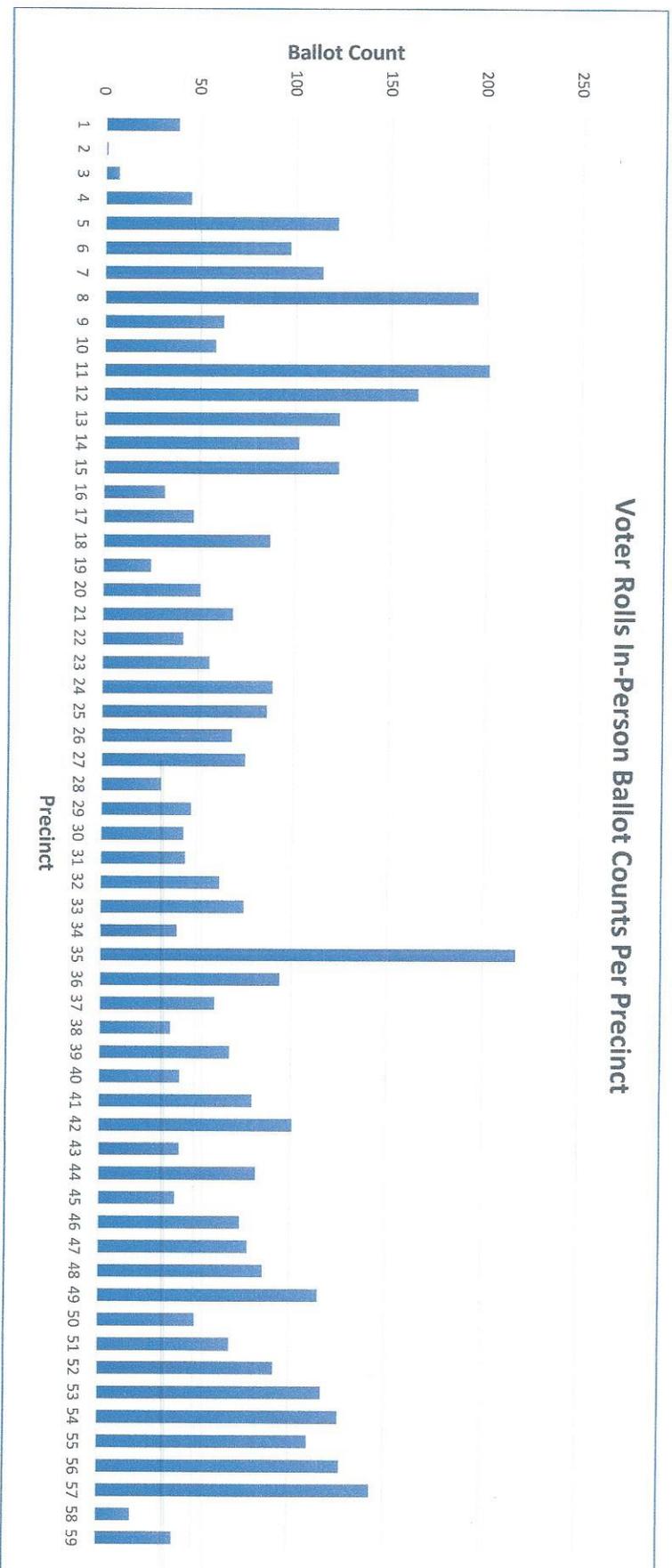
(c) 2022 EchoMail, Inc.

# Voter Rolls – Absentee Ballots per Precinct



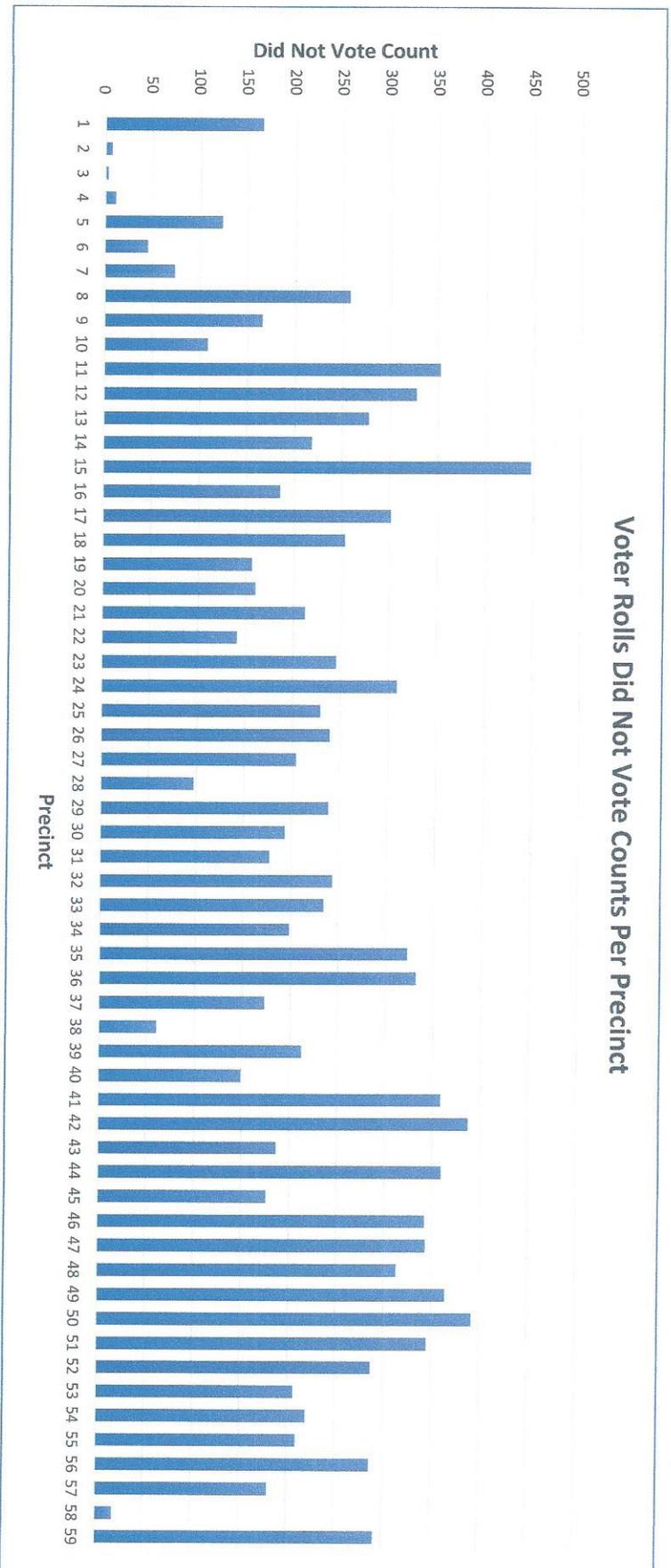
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# Voter Rolls – In-Person Ballot Counts per Precinct



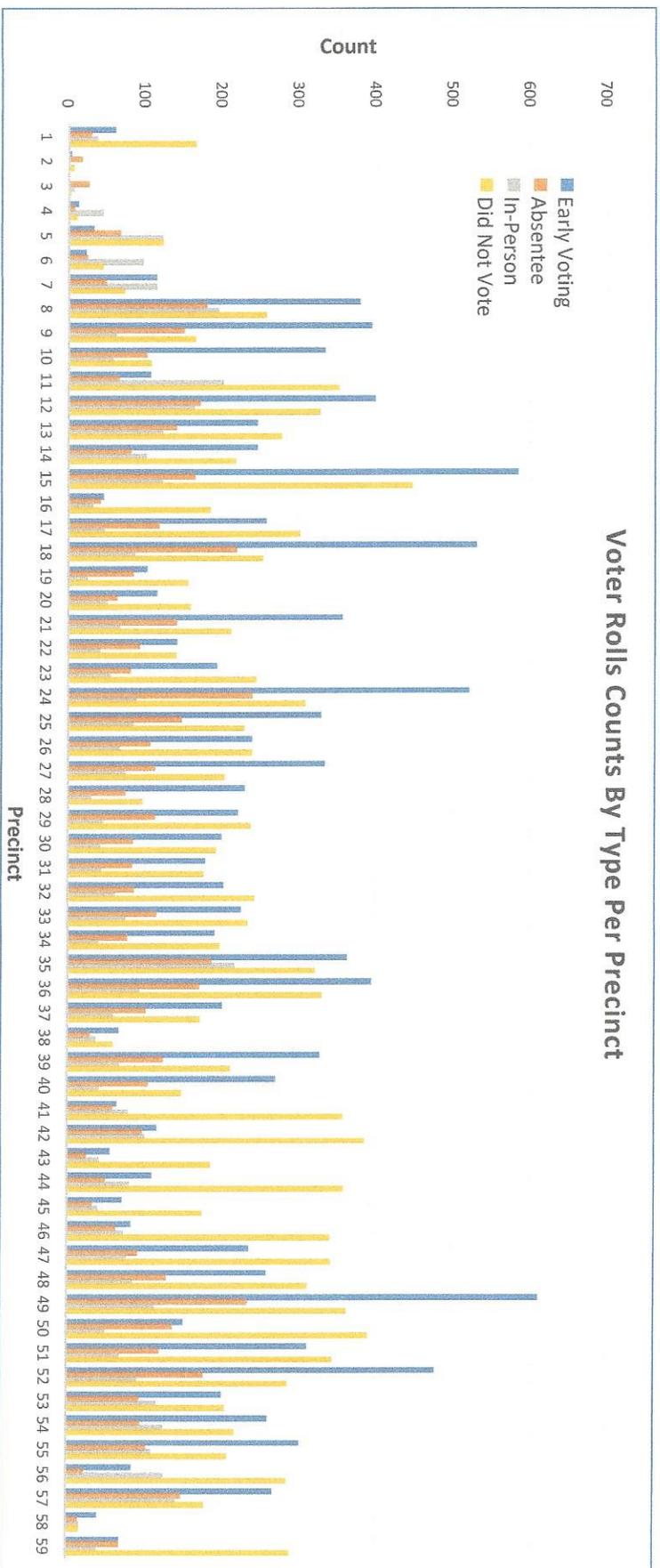
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# Voter Rolls – Did NOT Vote Count per Precinct



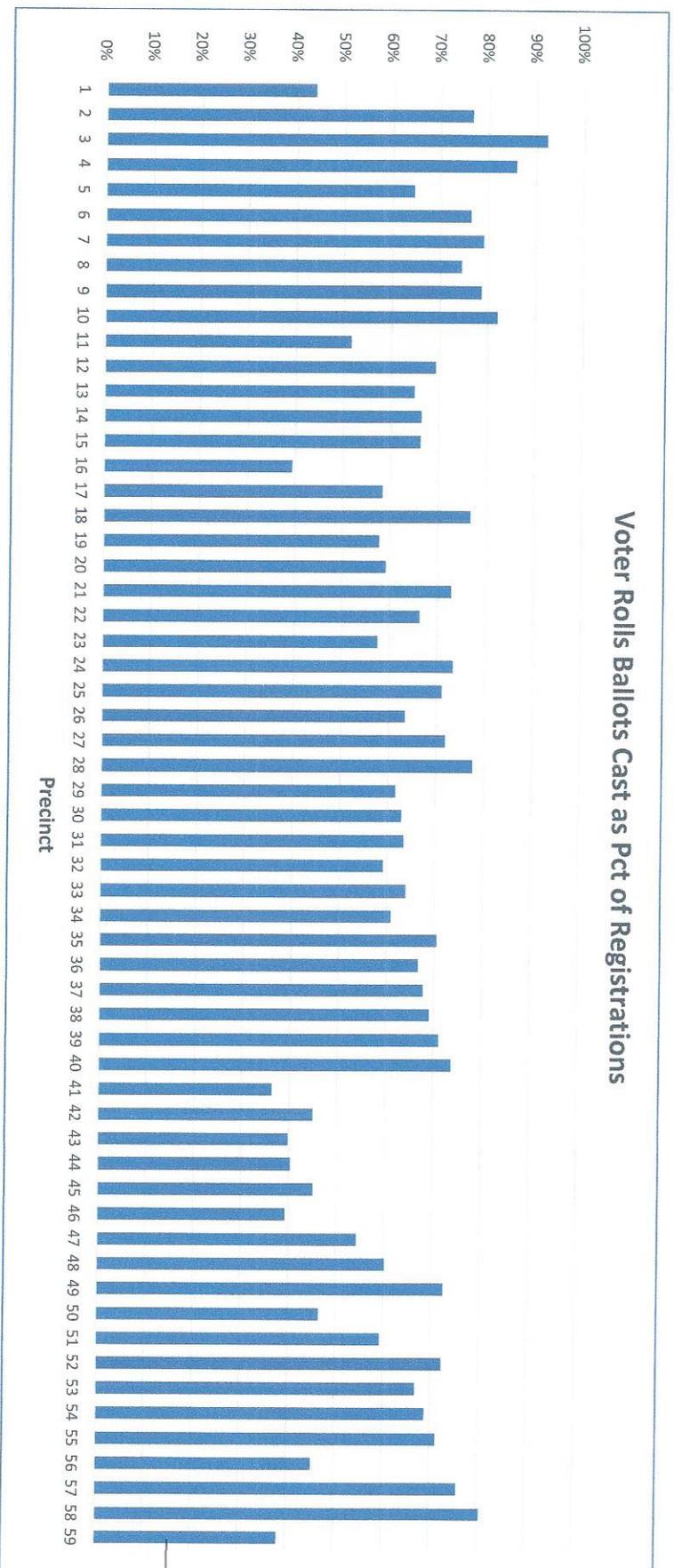
(c) 2022 EchoMail, Inc.

# Voter Rolls – Vote Type Count per Precinct



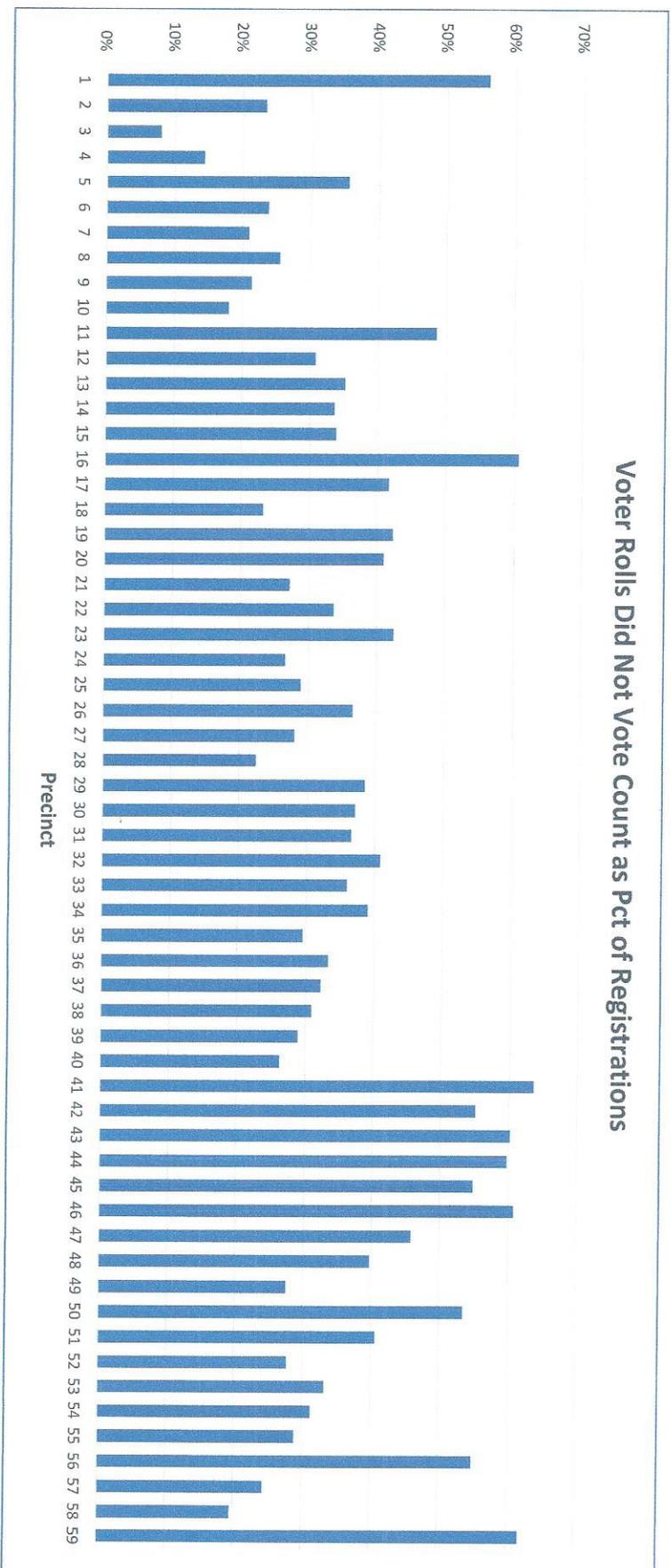
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# Voter Rolls – Ballots Cast as % of Registrations



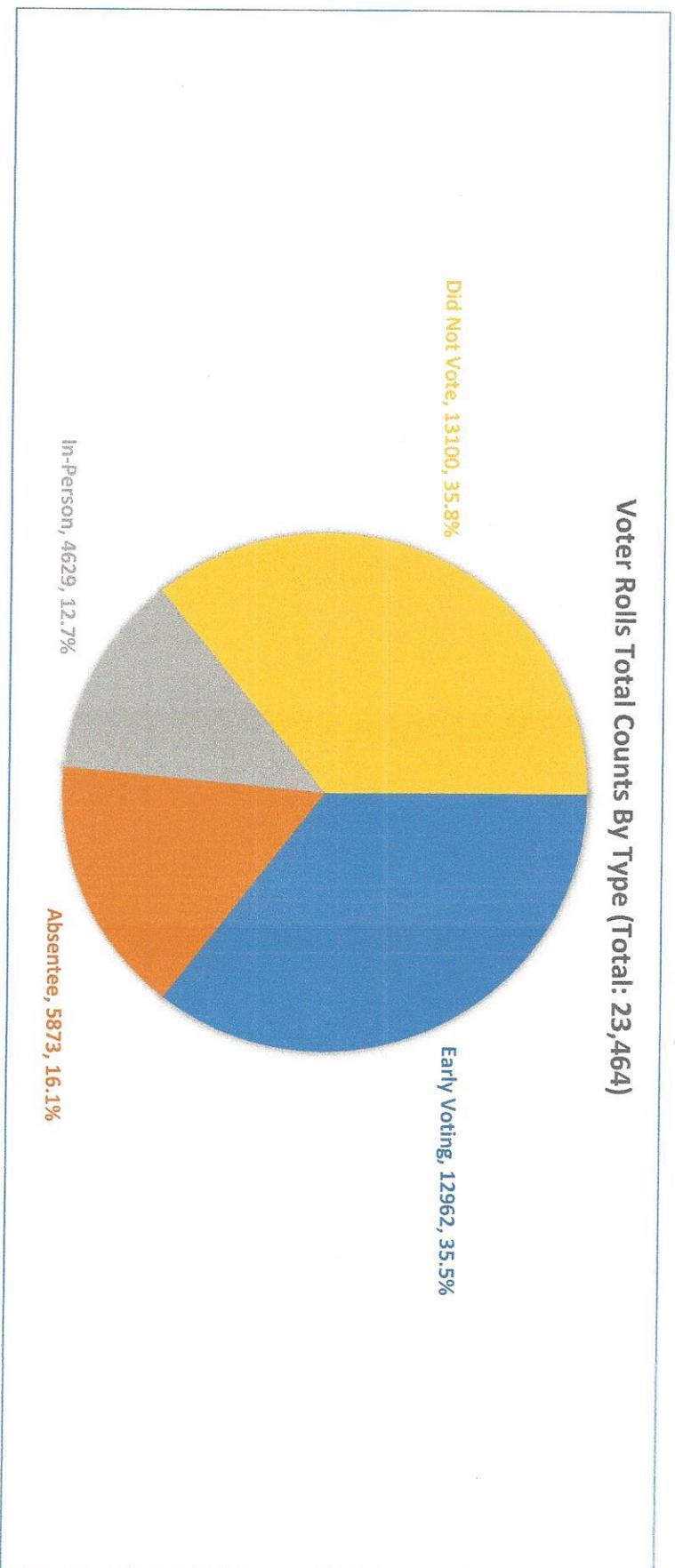
(c) 2022 EchoMail, Inc.

# Voter Rolls – Did Not Vote as % of Registrations by Precinct



(c) 2022 EchoMail, Inc.

# Voter Rolls – Total Count by Vote Type



(c) 2022 EchoMail, Inc.



# **Data Analysis Otero County**

## **Registrations and Votes (Ballots) Cast**

### **At Precinct Level and Voter Type**

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**From:** [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)  
**To:** "Shiva Ayyadurai"  
**Cc:** "John Medlar"; "Pamela Heltner"; "erin hughs"; "Manju Balaji"  
**Subject:** RE: Status Report as of March 15, 2022  
**Date:** Friday, March 18, 2022 11:43:00 AM

---

Dr. Shiva,

We did not receive a zoom link. I have another meeting right now that is running over but checking to see if you still wanted to meet this afternoon.

v/r,  
RB

---

**From:** Shiva Ayyadurai <[vashiva@vashiva.com](mailto:vashiva@vashiva.com)>  
**Sent:** Wednesday, March 16, 2022 9:30 AM  
**To:** [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)  
**Cc:** John Medlar <[medlar@vashiva.com](mailto:medlar@vashiva.com)>; Pamela Heltner <[pheltner@co.otero.nm.us](mailto:pheltner@co.otero.nm.us)>; erin hughs <[erin\\_hughs@yahoo.com](mailto:erin_hughs@yahoo.com)>; Manju Balaji <[manju.balaji@vashiva.com](mailto:manju.balaji@vashiva.com)>  
**Subject:** Re: Status Report as of March 15, 2022

That works 1:30PM EST Friday, March 18,2022. John will send out Zoom.

Sent from my iPhone

On Mar 16, 2022, at 11:23 AM, [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us) wrote:

Dr. Shiva,

I am available after 1130 MST so 130EST.

V/R,  
RB

---

**From:** Shiva Ayyadurai <[vashiva@vashiva.com](mailto:vashiva@vashiva.com)>  
**Sent:** Wednesday, March 16, 2022 6:56 AM  
**To:** [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)  
**Cc:** John Medlar <[medlar@vashiva.com](mailto:medlar@vashiva.com)>; Pamela Heltner <[pheltner@co.otero.nm.us](mailto:pheltner@co.otero.nm.us)>; erin hughs <[erin\\_hughs@yahoo.com](mailto:erin_hughs@yahoo.com)>; Manju Balaji <[manju.balaji@vashiva.com](mailto:manju.balaji@vashiva.com)>  
**Subject:** Re: Status Report as of March 15, 2022

RB and All,

Erin has a conflict next week. Can we do this Friday. Please let us know what time works for this Friday, March 18, 2022.

Thank you.  
Best,  
Dr. Shiva

On Tue, Mar 15, 2022 at 11:18 AM <[rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)> wrote:

John,

I am unavailable on 3/22 but 3/23 works.

v/r,  
RB

---

**From:** John Medlar <[medlar@vashiva.com](mailto:medlar@vashiva.com)>

**Sent:** Tuesday, March 15, 2022 8:53 AM

**To:** Shiva Ayyadurai <[vashiva@vashiva.com](mailto:vashiva@vashiva.com)>

**Cc:** [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us); Pamela Heltner <[pheltner@co.otero.nm.us](mailto:pheltner@co.otero.nm.us)>; erin hughes <[erin\\_hughes@yahoo.com](mailto:erin_hughes@yahoo.com)>; Manju Balaji <[manju.balaji@vashiva.com](mailto:manju.balaji@vashiva.com)>

**Subject:** Re: Status Report as of March 15, 2022

Dear All,

Kindly let me know if you are free next week (Tuesday 3/22 or Wednesday 3/23) for a one-hour project status meeting at 12 noon EST.

Thank you.

Sincerely,

John

On Mar 15, 2022, at 9:44 AM, Shiva Ayyadurai <[vashiva@vashiva.com](mailto:vashiva@vashiva.com)> wrote:

Dear All:

I hope this email finds you well. I wanted to provide this Status Report to update you on the current state of Schedule A tasks. To review, per our Agreement, EchoMail is to provide two (2) items for the Audit:

- (1) Setup of the Integrated Datawarehouse incorporating data from various sources i.e. cvr, ballot images, etc.; and ,
- (2) Data Analytics

**Status of Project:**

Concerning (1), the following has been achieved since February 21, 2022 and to as of today:

- a. Receipt of the CVR data from the County
- b. Receipt of the Ballot Image data from the County
- c. Incorporation of the CVR data into the datawarehouse by EchoMail
- d. Incorporation of the ballot image data into the datawarehouse by EchoMail

Concerning (1), relative to outstanding data items

1. Paper Ballot scans have still not been received
2. Envelope Images have still not been received

Concerning (2), I suggest we have a meeting so we can itemize the kinds of analytics the County will want performed.

**Administrative Items:**

1. EchoMail received first payment from the County pursuant to the Agreement.
2. The press is erroneously reporting that EchoMail has been contracted to perform door-to-door canvassing and is directing NMAF. This is not true. As of now, EchoMail's obligations are pursuant to Schedule A.
3. Setup a follow up project meeting

**Next Steps:**

1. Set date/time for Zoom meeting for project

Thank you.

Sincerely,  
Dr. Shiva Ayyadurai

-----  
**Status Report as of February 21, 2022**

RE: EchoMail® Project Update Memo As of February 21, 2022

This memorandum provides an update on the current status of the project pursuant to Schedule A executed between EchoMail, Inc. ("EchoMail") and Otero County, ("County").

**February 2, 2022 – EchoMail Setup of EchoMail Data Warehouse**

EchoMail has setup the EchoMail® Data Warehouse (DW) that includes

hardware and software to receive and store data that may include: County's Voter Rolls, Participating Voter List, Cast Vote Records (CVRs), Images of the Return Ballot Envelopes, Ballot Images (from the Election Management System – EMS), Paper Ballot Scans, Door-to- Door Canvass data. Ref. Schedule A.

**February 5, 2022 – Importing of Voter Rolls into EchoMail®/DWTM**

EchoMail imported Voter Rolls received from the County via EH into the EchoMail®/DW.

**February 9, 2022 – Project Kickoff Meeting Held**

EchoMail and the County held a Project Kickoff meeting pursuant to Schedule A,

Attendees:

Dr. Shiva Ayyadurai, EchoMail (SA)

Robyn Holmes, County Clerk (RH)

Pamela Heltner, County Manager (PH)

Erin Hughes, County Commissioned Volunteer (EH)

John Medlar, EchoMail (JM)

R.B. Nichols, County Attorney (RBN)

The meeting involved: a. Introductions, b. Review of the EchoMail Project Plan, c. Review of the EchoMail process, d. Review of the outstanding data elements needed for EchoMail to perform the Audit, and e. Next Steps.

**February 9 – 18, 2022 – EchoMail Awaiting Additional Data**

EchoMail and EH have had various follow up meetings to get the additional data required for Audit.

On Mon, Feb 21, 2022 at 8:54 AM Shiva Ayyadurai

<[vashiva@vashiva.com](mailto:vashiva@vashiva.com)> wrote:

Dear RB,

I hope this memo fulfills the need. Kindly let me know if anything else is needed.

-Dr. Shiva

On Tue, Feb 15, 2022 at 3:08 PM <[rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)> wrote:

Dr. Shiva,

On official letterhead please. I made a mistake with the contract. We are not able to pay upfront on contracts. Services have to be rendered before we can make payment which is why we need the status memo. Sorry for the delays this has caused.

Sincerely,  
RB

---

**From:** Shiva Ayyadurai <[vashiva@vashiva.com](mailto:vashiva@vashiva.com)>  
**Sent:** Tuesday, February 15, 2022 1:01 PM  
**To:** [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)  
**Cc:** erin hughes <[erin\\_hughs@yahoo.com](mailto:erin_hughs@yahoo.com)>; Pamela Heltner <[pheltner@co.otero.nm.us](mailto:pheltner@co.otero.nm.us)>; Manju Balaji <[manju.balaji@vashiva.com](mailto:manju.balaji@vashiva.com)>  
**Subject:** Re: Audit Project Kickoff Meeting

Dear RB,  
I'm terribly sorry I missed this. The first payment is upon signing the agreement. The second payment is on March 1, 2022. I can definitely send you a status memo of the project to date pursuant to Schedule A. Can the memo be via email or do you need something more formal on our letterhead?

-Dr. Shiva

On Tue, Feb 15, 2022 at 2:05 PM <[rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)> wrote:

Hi Dr. Shiva,

I'm following up on the request below. For my detail we need a memo or something to show that work has been performed before we can issue any payment.  
Please let me know if you need more details or have questions.

Sincerely,  
RB

---

**From:** [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us) <[rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)>  
**Sent:** Wednesday, February 9, 2022 11:41 AM  
**To:** 'Shiva Ayyadurai' <[vashiva@vashiva.com](mailto:vashiva@vashiva.com)>  
**Cc:** 'erin hughes' <[erin\\_hughs@yahoo.com](mailto:erin_hughs@yahoo.com)>; 'Pamela Heltner' <[pheltner@co.otero.nm.us](mailto:pheltner@co.otero.nm.us)>; 'Manju Balaji' <[manju.balaji@vashiva.com](mailto:manju.balaji@vashiva.com)>  
**Subject:** RE: Audit Project Kickoff Meeting

Dr. Shiva,

Thank you for the meeting today. As a follow-up can we get a short memo stating what work has already been performed by EchoMail?

Sincerely,  
RB Nichols

---

**From:** Shiva Ayyadurai <[vashiva@vashiva.com](mailto:vashiva@vashiva.com)>  
**Sent:** Monday, February 7, 2022 3:57 PM  
**To:** [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)  
**Cc:** erin hughs <[erin\\_hughs@yahoo.com](mailto:erin_hughs@yahoo.com)>; Pamela Heltner <[pheltner@co.otero.nm.us](mailto:pheltner@co.otero.nm.us)>; Manju Balaji <[manju.balaji@vashiva.com](mailto:manju.balaji@vashiva.com)>  
**Subject:** Re: Audit Project Kickoff Meeting

Any time on Wednesday after 12 noon EST works for me.  
Should we say 1pm EST on Wed 2/9 ?  
Thank you.

Sent from my iPhone

On Feb 7, 2022, at 12:57 PM,  
[rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us) wrote:

Hi Erin,

We have availability the following dates/times  
Tues 2/8 – 2-3pm  
Wed 2/9 – anytime between 9am and 3pm  
Monday 2/14 – anytime

Let us know what works for you and Dr. Ayyadurai.

v/r,  
RB

---

**From:** erin hughs <[erin\\_hughs@yahoo.com](mailto:erin_hughs@yahoo.com)>  
**Sent:** Friday, February 4, 2022 2:39 PM  
**To:** [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us); Pamela Heltner <[pheltner@co.otero.nm.us](mailto:pheltner@co.otero.nm.us)>  
**Cc:** Shiva Ayyadurai <[vashiva@vashiva.com](mailto:vashiva@vashiva.com)>  
**Subject:** Audit Project Kickoff Meeting

Dear RB and Pamela,

EchoMail would like to hold a formal kickoff meeting with the County to inform you all of the status and process of the project. Would you please propose three dates/times that would work for you and let us know who you would like to see in attendance? Dr. Ayyadurai is cc'd on this email.

Sincerely,  
Erin Clements  
575.680.4004

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**rnichols@co.otero.nm.us**

---

**From:** rnichols@co.otero.nm.us  
**Sent:** Monday, March 21, 2022 11:01 AM  
**To:** 'Manju Balaji'; 'pheltner@co.otero.nm.us'  
**Cc:** 'erin hughes'; 'Shiva Ayyadurai'  
**Subject:** RE: EchoMail Inc -Sch A Invoice

Dr. Shiva,

We have received the USB with audit analysis. Please send an invoice for the remaining \$24,875. Also, please let us know when you would like to schedule a meeting for a project update.

v/r,  
RB

---

**From:** Manju Balaji <manju.balaji@vashiva.com>  
**Sent:** Monday, February 7, 2022 5:17 AM  
**To:** pheltner@co.otero.nm.us; rnichols@co.otero.nm.us  
**Cc:** erin hughes <erin\_hughes@yahoo.com>; Shiva Ayyadurai <vashiva@vashiva.com>  
**Subject:** EchoMail Inc -Sch A Invoice

Dear Pamela,

Please find attached invoice for upon execution of Master Agreement and Schedule A for \$24,875 along with Vendor and W9 form.

Best,  
Manju

**Manjula Balaji | Executive Assistant | Office of Dr. V. A. Shiva Ayyadurai**  
Cambridge • New York • San Francisco • Chennai

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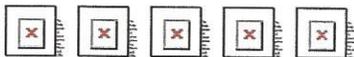
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**rnichols@co.otero.nm.us**

---

**From:** rnichols@co.otero.nm.us  
**Sent:** Tuesday, March 29, 2022 11:55 AM  
**To:** 'Shiva Ayyadurai'  
**Cc:** 'erin hughes'; 'pheltner@co.otero.nm.us'; 'Manju Balaji'  
**Subject:** Status Report

Hi Dr. Shiva,

Haven't received any response on my previous two emails and wanted to follow up to see when we can schedule a time for a project status update and a discussion of the data on the Echomail provided USB. Please let us know what options work for you and your staff.

v/r,  
RB

---

**From:** rnichols@co.otero.nm.us <rnichols@co.otero.nm.us>  
**Sent:** Monday, March 21, 2022 11:01 AM  
**To:** 'Manju Balaji' <manju.balaji@vashiva.com>; 'pheltner@co.otero.nm.us' <pheltner@co.otero.nm.us>  
**Cc:** 'erin hughes' <erin\_hughes@yahoo.com>; 'Shiva Ayyadurai' <vashiva@vashiva.com>  
**Subject:** RE: EchoMail Inc -Sch A Invoice

Dr. Shiva,

We have received the USB with audit analysis. Please send an invoice for the remaining \$24,875. Also, please let us know when you would like to schedule a meeting for a project update.

v/r,  
RB

---

**From:** Manju Balaji <[manju.balaji@vashiva.com](mailto:manju.balaji@vashiva.com)>  
**Sent:** Monday, February 7, 2022 5:17 AM  
**To:** [pheltner@co.otero.nm.us](mailto:pheltner@co.otero.nm.us); [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)  
**Cc:** erin hughes <[erin\\_hughes@yahoo.com](mailto:erin_hughes@yahoo.com)>; Shiva Ayyadurai <[vashiva@vashiva.com](mailto:vashiva@vashiva.com)>  
**Subject:** EchoMail Inc -Sch A Invoice

Dear Pamela,

Please find attached invoice for upon execution of Master Agreement and Schedule A for \$24,875 along with Vendor and W9 form.

Best,  
Manju

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**From:** erin hughes <erin\_hughs@yahoo.com>  
**Sent:** Saturday, February 12, 2022 10:45 AM  
**To:** cgriffin@co.otero.nm.us  
**Cc:** Davidkclements13  
**Subject:** Re: SOS Correspondence - Couy Griffin

Thank you, Couy. There are a lot of places we could go from here. David's speaking at an event today - but he said he would call as soon as he could to discuss options and get your thoughts. I think she'll find that trying to prevent the people who have to certify the elections from looking at the machines is a big mistake.

Sincerely,  
Erin

On Friday, February 11, 2022, 09:19:06 PM CST, erin hughes <erin\_hughs@yahoo.com> wrote:

Please read and let's talk and get back to Couy.

----- Forwarded Message -----

**From:** cgriffin@co.otero.nm.us <cgriffin@co.otero.nm.us>  
**To:** "erin\_hughs@yahoo.com" <erin\_hughs@yahoo.com>  
**Sent:** Friday, February 11, 2022, 07:10:44 PM CST  
**Subject:** FW: SOS Correspondence - Couy Griffin

Ya'll just let me know how I need to proceed from here. Almost laughable at the end of this email that their offices are "committed to free and fair elections" yet they are terrified that we are going to open them up, hand count, and match to the number the machine gave!! Such hypocrites!!

My oath to office is what I am bound by. I am not going to bend a knee to the state. I will fight this with whatever tools and resources provided. I just need sound counsel on how to proceed from here.

Thanks ya'll and God Bless,

Couy

---

**From:** Rostock, Patrick, SOS <Patrick.Rostock@state.nm.us>  
**Sent:** Friday, February 11, 2022 4:59 PM  
**To:** cgriffin@co.otero.nm.us  
**Cc:** Lange, Dylan, SOS <Dylan.Lange@state.nm.us>; Vigil, Mandy, SOS <Mandy.Vigil@state.nm.us>; Chinana, Charlotte, SOS <Charlotte.Chinana@state.nm.us>  
**Subject:** SOS Correspondence - Couy Griffin

Good afternoon,

Attached to this email, please find correspondence from the Office of the New Mexico Secretary of State. Should you have questions, please do not hesitate to contact our office at 505-827-3600 or by email at [sos.elections@state.nm.us](mailto:sos.elections@state.nm.us).

Respectfully,



STATE OF NEW MEXICO  
**MAGGIE TOULOUSE OLIVER**  
SECRETARY OF STATE

**Patrick Rostock | Paralegal & Records Custodian**

New Mexico Office of the Secretary of State

325 Don Gaspar, Ste. 300 | Santa Fe NM 87501

Desk: (505) 827-7941

[patrick.rostock@state.nm.us](mailto:patrick.rostock@state.nm.us)

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## Sylvia Tillbrook

---

**From:** erin hughes <erin\_hughes@yahoo.com>  
**Sent:** Monday, February 7, 2022 7:14 PM  
**To:** smaes@co.otero.nm.us  
**Cc:** County of Otero; Denise Guerra  
**Subject:** Re: EchoMail IPRA Response

Yes, I believe that is the correct set of files.

Thank you so much,  
Erin

On Monday, February 7, 2022, 10:29:25 AM CST, <smaes@co.otero.nm.us> wrote:

Attached is a screen shot of the 16 file that are in the CVR Export. Is this not what you have requested?

## *Selina Maes*

*Elections Coordinator*

*1104 N. White Sands Blvd. Ste C*

*Alamogordo, NM 88310*

*Phone –(575) 437-4942*

*Fax – (575)443-2922*



**From:** erin hughes <erin\_hughes@yahoo.com>  
**Sent:** Thursday, February 3, 2022 4:07 PM  
**To:** smaes@co.otero.nm.us  
**Subject:** Re: EchoMail IPRA Response

Selina,

Also - just to let you know. I placed the check to cover the cost of the IPRA in the mail today.

Before you download the files of the ballot images onto the hard drive -

(1) Please confirm that the ballot images file names and dates have not been altered. We require the file names and date of creation to properly perform the analysis.

(2) I noticed that quantity of Cast Vote Records listed is 16 on the invoice, but I believe there were a total of 30 races on the ballot for the November 2020 election. Just to make sure we're talking about the same thing with that item - the Cast Vote Record is essentially a copy of the SQL database backup from the Election Management System (EMS). It contains all of the elections that were on the ballot for the November 3, 2020 General Election. The file will include batch numbers, timestamps, votes cast for each candidate, cumulative votes for each candidate and other fields as available.

Please let me know if you have any questions about these two things.

Thank you,

Erin

575.680.4004

On Thursday, February 3, 2022, 04:33:02 PM CST, erin hughes <[erin\\_hughes@yahoo.com](mailto:erin_hughes@yahoo.com)> wrote:

Hello Selina,

Following up our conversation yesterday - I attached an equipment list template. It contains a list of all the electronic equipment I believe would have been used in the November 2020 election. I highlighted fields where I made assumptions as to how the county would identify them. If you could update the table with the correct county designations and whether or not the equipment is still in the county's possession, I can give it to the forensic team so they can plan appropriately. Please also note whether the county believes the data from the November 2020 Election has been preserved on each piece of equipment.

I also attached the signed Affidavit of Authorization for the voter registration data requested.

As I mentioned yesterday, the forensic imaging is a fairly typical technique which creates an unaltered copy of electronic information for analysis, recovery, or investigation. The process is as follows:

1. The forensic team will provide oversight and management of data collection by creating exact images of disk and thumb drives related to Dominion Election Management Systems utilized by Otero County New Mexico. These images will be exact replicas of the drives and will not change or impact anything on the County's existing media. The processes followed and the software used for this work will be documented by the forensic team.
2. During the work, the forensic team will observe and follow strict chain-of-custody procedures to ensure that no one person is in possession of the media or devices, that all hand-offs of equipment and media follow State and County guidelines and best practices for evidentiary management.
3. At no time will the forensic team decompile, reverse engineer, or otherwise intrude upon the software license rights of Dominion Voting Systems, Inc, Dominion Voting Systems Corporation or US Dominion Inc. as defined by the contract between the State of New Mexico, the County of Otero, and the above-mentioned companies.
4. All work will be performed at County facilities under the supervision and observation of County representatives.
5. The forensic team will deliver replicas of all disk and thumb drives such that analysis of the drive images can be performed. File hashes will be created at the beginning of the work for each of the original drives and for each of the images to show that they are exact replicas. The task/activity list, documentation of processes followed, and software utilized to accomplish the work will be provided. All chain-of-custody documentation to include proper signatures, dates and time of hand-off, work performed, and data collection will be delivered.

Concurrent with the forensic investigation, volunteers will make scanned copies of the paper records of the election, including paper ballots, tabulator tapes, absentee ballot envelopes, and chain of custody documentation.

Regarding testing of the equipment - a member of the forensic team would like to remove the cover of select tabulators to check for the existence of cellular modems as were discovered in Dominion tabulators sold to election officials in Michigan without their knowledge. A member of the forensic team would also like to inspect the tabulator equipment for unsealed ports and other potential vulnerabilities. They may also like to run a set of ballots through the tabulator to check for accuracy.

All data collected both by the forensics team and the imaging of the paper election record will be analyzed offsite to minimize intrusion into the normal operation of the Otero County Clerk's office.

Please provide some options for two consecutive days at the county's convenience where we can plan to perform this work. For planning purposes, we will need a minimum of three weeks lead time.

Please let me know if the above information does not fully answer your questions.

Thank you,

Erin Clements

575.680.4004

On Sunday, January 30, 2022, 06:06:08 PM CST, <[smaes@co.otero.nm.us](mailto:smaes@co.otero.nm.us)> wrote:

Please see attached.

***Selina Maes***

*Elections Coordinator*

*1104 N. White Sands Blvd. Ste C*

*Alamogordo, NM 88310*

*Phone – (575) 437-4942*

*Fax – (575) 443-2922*



COUNTY OF  
**OTERO**  
NEW MEXICO



Precinct	Ballots Cast		County Clerk	County Treasurer	County Commissioner by Commissioner District DISTRICT 3	JUDICIAL RETENTION: Shall JACQUELINE R MEDINA be retained as Judge of the Court of Appeals?	JUDICIAL RETENTION: Shall STEVEN EDWARD BLANKINSHIP be retained as Judge of the 12th Judicial	JUDICIAL RETENTION: Shall JAMES WAYLON COUNTS be retained as Judge of the 12th Judicial	JUDICIAL RETENTION: Shall DANIEL A BRYANT be retained as Judge of the 12th Judicial District.	JUDICIAL RETENTION: Shall ANGIE K SCHNEIDER be retained as Judge of the 12th Judicial	CONSTITUTIONAL AMENDMENT 1: Proposing to amend the Constitution of New Mexico to provide that the	CONSTITUTIONAL AMENDMENT 2: Proposing to amend article 20, section 3 of the Constitution of New Mexico to	BOND QUESTION A: The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of	BOND QUESTION B: The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of	BOND QUESTION C: The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of	Precinct												
	ROBYN HOLMES (REP)	CYPRINA J MADRID (DEM)															LAURA M WHITESIDE (REP)	GLENN JOSEF MELTON (DEM)	SHARONLEE CUMMINS (DEM)	VICKIE PRUIETT MAROUJARDT (REP)	Yes	No	Yes	No	Yes	No	Yes	No
01	31	14	16	13	17	24	4	20	8	19	9	9	18	9	21	7	20	10	10	22	7	20	8	22	8	01		
02	19	14	2	13	3	8	6	10	4	10	4	10	4	10	4	5	8	5	11	9	7	9	7	8	7	8	02	
03	27	0	27	0	0	27	7	16	11	14	15	10	15	10	0	27	2	25	1	28	1	28	0	27	0	27	03	
04	7	5	2	2	4	4	4	7	0	7	0	7	0	7	0	3	4	4	4	4	4	4	4	4	4	4	04	
05	71	43	26	40	27	29	34	30	19	39	15	35	19	34	20	30	24	31	33	33	31	37	28	26	38	29	05	
06	26	20	5	18	8	7	18	9	8	8	8	8	8	8	8	8	14	12	19	6	12	12	12	12	12	13	11	06
07	50	30	18	28	18	21	27	34	7	30	7	30	10	30	8	19	29	26	23	32	17	27	23	25	24	07		
08	154	82	56	76	96	102	72	111	38	110	41	117	32	113	36	120	32	81	76	114	50	125	47	116	53	111	08	
09	151	82	61	79	83	70	73	80	30	89	35	94	26	93	25	100	22	65	67	89	48	84	48	87	51	86	09	
10	105	55	48	51	51	46	40	21	63	21	62	21	58	23	64	17	53	41	58	32	48	38	56	32	57	35	10	
11	70	17	51	18	51	46	11	51	33	28	40	19	38	20	41	16	48	6	36	18	48	7	51	7	56	4	11	
12	175	102	70	94	76	111	12	107	26	106	38	113	26	118	23	85	64	80	80	113	45	107	47	104	51	12		
13	141	66	68	58	71	81	27	75	30	73	32	77	29	77	31	74	38	58	39	72	41	85	48	61	52	13		
14	85	41	38	37	42	58	8	54	12	55	11	58	9	57	10	47	23	52	18	51	20	50	21	51	20	14		
15	170	84	83	74	80	103	34	112	26	94	48	110	29	110	29	107	30	79	66	96	50	80	57	84	63	82	15	
16	44	18	21	21	18	30	0	27	0	28	0	27	0	28	0	20	16	18	19	17	23	13	24	12	25	11	16	
17	122	74	48	70	48	90	15	94	21	88	16	88	17	90	14	85	48	77	33	68	48	61	51	57	55	17		
18	224	122	80	114	98	147	19	153	32	153	24	154	33	152	33	160	33	160	100	144	63	136	72	125	81	18		
19	87	21	64	16	69	52	21	48	27	52	29	44	11	44	9	48	7	38	13	40	13	38	17	32	21	19		
20	65	18	46	18	43	47	5	41	14	44	11	44	9	44	8	48	7	38	13	40	13	38	17	32	21	20		
21	142	67	87	70	68	92	24	87	28	88	24	89	24	89	23	95	23	20	20	48	38	44	44	44	44	21		
22	85	47	47	46	42	72	12	64	21	60	20	65	21	61	13	56	33	58	28	50	37	53	36	54	33	22		
23	87	38	48	32	52	66	14	56	25	57	24	51	25	54	26	52	32	32	32	57	26	54	27	43	38	23		
24	241	130	101	117	110	108	156	119	170	38	168	48	167	33	169	37	115	94	123	76	145	69	133	78	120	24		
25	145	79	80	77	81	72	65	102	21	95	30	99	32	93	32	98	30	77	56	82	44	82	47	79	53	25		
26	112	56	47	51	52	82	43	71	20	69	34	72	22	72	18	77	14	51	41	63	27	62	31	58	39	26		
27	114	52	60	45	65	87	40	80	17	88	32	82	40	81	23	87	32	67	32	87	28	87	44	55	48	27		
28	77	48	28	47	26	31	43	48	12	53	10	50	8	52	9	57	5	43	29	43	26	52	22	44	29	28		
29	114	58	53	54	57	80	51	83	18	79	18	82	19	84	14	84	15	72	32	78	28	85	20	84	22	29		
30	88	38	48	34	52	50	66	61	50	66	9	67	10	53	28	56	18	52	30	47	35	47	35	47	35	30		
31	87	36	48	33	48	48	36	63	15	63	18	65	17	65	17	65	17	65	17	65	17	65	17	65	17	31		
32	88	28	59	24	57	54	48	67	12	45	34	45	35	46	35	50	28	53	25	56	22	53	23	57	22	32		
33	121	31	68	40	78	74	83	17	78	23	77	28	68	18	85	18	78	27	71	31	80	28	71	38	33			
34	76	39	38	33	44	54	13	50	17	51	17	51	15	52	15	45	25	44	24	44	23	48	19	40	27	34		
35	183	115	71	108	78	128	35	128	34	137	29	124	36	124	36	117	81	81	105	68	111	64	88	86	109	35		
36	171	71	66	71	96	115	116	116	116	116	116	116	116	116	116	116	116	116	116	116	116	116	116	116	116	36		
37	110	51	53	48	53	78	78	78	78	78	78	78	78	78	78	78	78	78	78	78	78	78	78	78	78	37		
38	128	72	52	55	65	70	51	85	18	82	17	91	25	83	16	83	16	70	40	70	37	72	38	62	45	38		
39	107	61	43	55	51	54	77	18	68	28	57	23	73	18	75	21	49	42	58	34	55	41	55	40	57	40		
40	80	107	61	43	55	51	54	77	18	68	28	57	23	73	18	75	21	49	42	58	34	55	41	55	40	41		
41	60	11	48	16	48	74	15	64	27	70	18	64	17	64	17	64	17	64	17	64	17	64	17	64	17	42		
42	95	33	61	35	50	43	43	43	43	43	43	43	43	43	43	43	43	43	43	43	43	43	43	43	43	43		
43	25	4	19	5	18	18	4	14	5	15	5	15	4	17	3	18	3	20	1	19	2	20	1	19	2	43		
44	52	5	41	13	38	46	4	38	11	40	10	38	13	43	8	43	8	42	8	42	8	42	8	42	8	44		
45	32	8	25	8	22	23	4	20	8	22	4	22	4	22	4	18	10	18	10	10	10	10	10	10	10	45		
46	64	10	48	12	45	40	5	44	8	48	4	44	9	48	6	45	8	45	8	45	8	45	8	45	8	46		
47	95	38	57	32	60	66	14	61	18	69	19	69	18	69	18	64	13	63	14	62	14	62	14	62	14	47		

Otero County  
Absentee

Canvass of Returns of General Election Held on November 3, 2020 - State of New Mexico  
Canvass Sheet

Precinct	Ballots Cast		
48	131	2	HOWIE HAWKINS AND ANGELA NICOLE WALKER
49	236	1	JO JORGENSEN AND JEREMY "SPIKE" COHEN
50	139	1	JOSEPH R BIDEN AND KAMALA D HARRIS (DEM)
51	158	1	SHEILA "SAMM" TITTLE AND DAVID CARL SANDIGE
52	187	3	DONALD J TRUMP AND MIKE PENCE (REP)
53	100	2	GLORIA LA RIVA AND SUNIL FREEMAN (PSL)
54	97	0	BOB WALSH (LIB)
55	107	0	MARK V RONCHETTI (REP)
56	24	0	BEN R LUJAN (DEM)
57	152	0	YVETTE HERRELL (REP)
58	18	0	XOCHITL TORRES SMALL (DEM)
59	71	0	STEVE JONES (write in) (IND)
TOTAL	5881	35	CLIFF R PIRTLE (REP)
			WILLIAM F BURT (REP)
			DENISE A LANG-BROWNE (DEM)
			DARREN MURRAY KUGLER (DEM)
			RON GRIGGS (REP)
			RACHEL A BLACK (REP)
			JEFF SWANSON (DEM)
			WILLIE D MADRID (DEM)
			RICKY L LITTLE (REP)
			JAMES G TOWNSEND (REP)
			LAURA L CHILDRESS (DEM)
			ZACH J COOK (REP)
			NED S FULLER (REP)
			SHANNON BACON (DEM)
			KERRY J MORRIS (REP)
			DAVID K THOMSON (DEM)
			BARBARA V JOHNSON (REP)
			ZACH IVES (DEM)
			STEPHEN P CURTIS (LIB)
			SHAMMARA H HENDERSON (DEM)
			GERTRUDE LEE (REP)
			THOMAS C MONTOYA (REP)
			JANE B YOHALEM (DEM)
			MICHAEL M TAYLOR (REP)
			JOHN SUGG (REP)
			SCOT D KEY (REP)





Otero County

Early

Canvass of Returns of General Election Held on November 3, 2020 - State of New Mexico  
Canvass Sheet

Precinct	Ballots Cast	President and Vice President of the United States										United States Senator		United States Representative DISTRICT 2		State Senator DISTRICT 32	State Senator DISTRICT 33	State Senator DISTRICT 34		State Representative DISTRICT 31	State Representative DISTRICT 53		State Representative DISTRICT 54	State Representative DISTRICT 56		Justice of the Supreme Court Position 1		Justice of the Supreme Court Position 2		Judge of the Court of Appeals Position 1		Judge of the Court of Appeals Position 2		Judge of the Court of Appeals Position 3		Public Education Commission DISTRICT B	District Court Judge TWELFTH JUDICIAL DISTRICT	District Attorney 12TH JUDICIAL DISTRICT					
		HOWIE HAWKINS AND ANGELA NICOLE WALKER	JOJORGENSEN AND JEREMY "SPIKE" COHEN	JOSEPH R BIDEN AND KAMALA D HARRIS (DEM)	SHEILA "SAMMY" AND DAVID TITTLE AND CARL SANDIGE	DONALD J TRUMP AND MIKE PENCE	GLORIA LA RIVA AND SUNIL FREEMAN (PSL)	BOB WALSH (LIB)	MARK V RONCHETTI (REP)	BENJ L UJAN (DEM)	YVETTE HERRELL (REP)	XOCHITL TORRES SMALL (DEM)	STEVE JONES (write in) (IND)	CLIFF R PIRTLE (REP)	WILLIAM F BURT (REP)	DENISE A LANG-BROWNE (DEM)	DARREN MURRAY KUGLER (DEM)	RON CRIGGS (REP)	RACHELA BLACK (REP)	JEFF SWANSON (DEM)	WILLIE D MADRID (DEM)	RICKY L LITTLE (REP)	JAMES G TOWNSEND (REP)	LAURA L CHILDRESS (DEM)	ZACH J COOK (REP)	NED S FULLER (REP)	SHANNON BACON (DEM)	KERRY J MORRIS (REP)	DAVID K THOMSON (DEM)	BARBARA V JOHNSON (REP)	ZACH IVES (DEM)	STEPHEN P CURTIS (LIB)	SHAMMARA H HENDERSON (DEM)	GERTRUDE LEE (REP)	THOMAS C MONTOYA (REP)	JANE B YOHALEM (DEM)	MICHAEL M TAYLOR (REP)	JOHN SUGG (REP)	SCOT D KEY (REP)				
01	58	1	2	28	0	3	25	30	24	32	0				30	28									28	30	26	32	28	28	5	27	25	30	27			43	44				
02	4	0	0	0	4	0	4	0	4	0	0				0	4					4				4	0	4	0	4	0	4	0	4	0	4	0	4	0	4	0	4	0	
03	1	0	0	0	0	0	0	0	0	0	0				0	1					1				0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
04	13	0	0	1	0	12	0	0	12	1	10	3	0		0	12					12				12	1	11	2	12	1	1	1	11	12	1	12	1	12	1	12	1	12	
05	32	1	1	4	0	28	0	3	25	4	26	4	0		5	27					30				28	4	28	4	26	4	3	4	25	27	5	29	26	26	26	26	26		
06	23	0	0	2	0	21	0	0	22	1	22	1	0		1	22					19				22	1	22	1	22	1	0	1	22	22	1	21	21	21	22	22			
07	112	0	4	11	1	96	0	3	98	10	101	10	0		8	101				103				100	10	98	10	101	7	6	11	92	98	9	100	100	99	99	99	99			
08	381	1	8	113	0	261	0	11	262	102	260	116	0		100	269				276				257	112	265	101	263	103	30	98	239	263	101	273	276	271	276	271	276	271		
09	392	1	3	82	0	305	0	10	298	82	298	86	0		74	311				313				301	84	304	80	302	82	19	76	286	289	84	318	320	326	320	326	326	326		
10	334	0	2	53	2	274	0	12	267	51	271	57	0																														
11	110	0	0	88	0	21	0	2	23	84	20	87	0	53																													
12	388	0	5	104	0	288	0	8	285	181	273	117	0		292	98																											
13	257	1	4	77	0	175	0	8	174	74	164	88	0		178	73																											
14	246	1	4	71	0	170	0	7	169	70	160	83	0		178	85																											
15	584	2	8	101	0	479	2	14	476	180	455	122	0																														
16	45	0	1	10	0	34	0	4	31	10	33	12	0																														
17	261	0	2	55	0	202	0	11	197	50	190	88	0		52	200																											
18	523	1	6	94	1	420	0	13	420	89	408	102	0		88	429																											
19	105	0	2	82	0	41	0	2	43	59	44	59	0	41	61																												
20	119	0	0	80	0	59	0	3	61	51	60	55	0																														
21	361	2	3	68	0	286	1	3	284	80	276	74	0		62	54																											
22	149	0	1	43	0	104	1	3	108	38	101	43	0																														
23	195	0	3	70	0	123	0	8	118	63	117	72	0																														
24	525	1	8	133	0	383	0	9	398	110	375	131	0	400	113																												
25	332	0	9	88	1	234	0	9	236	82	229	100	0		252	75																											
26	235	0	5	88	1	141	0	8	144	85	135	94	0		148	83																											
27	327	0	2	85	1	236	1	8	237	76	234	88	0		243	75																											
28	239	0	4	44	0	189	0	4	200	33	186	51	0		197	38																											
29	216	1	4	59	0	154	0	4	160	52	137	68	0		166	49																											
30	205	1	3	64	0	137	0	9	136	58	137	87	0		139	62																											
31	175	0	2	55	1	117	0	3	115	55	112	57	0		116	52																											
32	206	0	3	87	2	113	0	5	114	84	109	61	0		118	79																											
33	224	2	4	87	0	130	0	9	132	82	114	86	0		145	73																											
34	186	0	5	52	0	141	0	7	139	49	139	56	0																														
35	385	3	4	85	0	293	0	5	293	62	290	69	0		60	299																											
36	380	1	8	111	0	260	0	9	259	104	253	113	0		98	273																											
37	205	1	3	48	0	152	0	7	153	43	140	55	0		159	43																											
38	85	0	0	18	0	45	0	1	49	15	41	22	0		47	18																											
39	337	1	2	86	2	244	0	9	245	79	242	92	0		254	71																											
40	278	0	2	71	0	202	0	1	215	58	196	71	0		216	80																											
41	85	1	3	40	0	21	0	3	23	39	18	42	0																														
42	115	0	1	65	0	49	0	0	43	67	44	63	0																														
43	56	0	0	36	0	20	0	0	19	37	18	38	0																														
44	112	1	0	58	0	51	0	3	41	61	42	61	0																														
45	72	0	3	41	0	28	0	4	25	40	25	41	0																														
46	83	0	1	63	0	19	0	2	18	61	19	63	0																														
47	239	4	3	82	1	149	0	9	149	75	138	93	0																														

Precinct	Ballots Cast		County Clerk		County Treasurer		County Commissioner by District		JUDICIAL RETENTION: Shall JACQUELINE R MEDINA be retained as Judge of the Court of Appeals?		JUDICIAL RETENTION: Shall STEVEN EDWARD BLANKINSHIP be retained as Judge of the 12th Judicial District?		JUDICIAL RETENTION: Shall JAMES WAYLON COUNTS be retained as Judge of the 12th Judicial District?		JUDICIAL RETENTION: Shall DANIEL A BRYANT be retained as Judge of the 12th Judicial District?		JUDICIAL RETENTION: Shall ANGLE K SCHNEIDER be retained as Judge of the 12th Judicial District?		CONSTITUTIONAL AMENDMENT 1. Proposing to amend the Constitution of New Mexico to provide that the		CONSTITUTIONAL AMENDMENT 2. Proposing to amend article 20, section 3 of the Constitution of New Mexico to		BOND QUESTION A. The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of		BOND QUESTION B. The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of		BOND QUESTION C. The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of		Precinct
	ROBYN HOLMES (REP)	CYPRINA J MADRID (DEM)	LAURA M WHITESIDE (REP)	GLENN JOSEF MELTON (DEM)	SHARONLEE CUMMINS (DEM)	VICKIE PRIUETT MARQUARDT (REP)	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	
01	58	25	33	30	27			40	13	37	16	36	15	35	17	37	15	40	15	37	18	43	11	40	14	38	16	01	
02	4	4	0	4	0			2	1	2	1	2	1	2	1	0	3	0	3	0	3	1	2	1	2	1	2	02	
03	1	1	0	1	0	0	1	1	0	1	0	1	0	1	0	1	0	0	1	0	1	0	1	0	1	0	1	03	
04	13	12	1	11	1	1	12	9	2	9	2	8	3	10	1	9	2	1	11	4	8	4	8	3	9	4	8	04	
05	32	28	4	26	8	7	25	19	6	18	11	17	11	17	10	18	9	7	21	10	19	13	15	11	18	10	18	05	
06	23	22	1	22	1	1	22	9	9	14	5	14	4	14	3	14	5	2	18	6	15	3	17	2	18	2	18	06	
07	112	104	6	101	7	7	102	49	48	78	16	70	23	86	26	70	22	15	90	36	68	39	88	37	70	37	70	07	
08	381	272	96	263	103	105	263	165	94	223	66	216	68	209	66	215	65	121	208	154	165	184	154	172	166	166	175	08	
09	392	310	78	309	73	79	302	212	101	253	60	242	70	238	68	239	71	107	243	153	188	178	177	158	189	136	217	09	
10	334	284	41	281	43			180	100	240	53	215	77	221	67	223	68	87	228	126	187	132	179	129	179	123	184	10	
11	110	21	80	22	79			75	11	66	17	62	19	68	15	67	16	69	21	61	26	71	20	82	10	80	12	11	
12	388	294	90	293	92			239	101	277	69	270	77	281	75	261	78	157	202	183	169	202	158	199	180	192	165	12	
13	257	178	70	178	69			150	71	181	40	166	55	169	50	169	51	87	143	108	113	122	106	107	121	115	116	13	
14	246	180	61	174	84			152	73	184	58	159	65	166	57	169	59	90	143	105	121	126	107	119	114	114	118	14	
15	584	502	80	461	86			323	193	417	107	397	134	400	120	393	126	188	381	248	294	264	284	245	301	234	216	15	
16	45	33	11	35	9			24	11	27	7	27	7	28	6	29	5	20	19	28	11	25	14	33	8	30	10	16	
17	261	201	49	200	48			139	77	168	51	163	57	170	47	174	43	93	143	121	108	127	107	111	119	105	130	17	
18	523	431	82	425	87			306	137	387	83	353	102	347	98	348	100	174	312	213	260	258	232	229	259	222	286	18	
19	105	46	52	51	48			71	22	58	34	61	32	59	30	68	23	52	32	54	31	63	28	59	30	58	33	19	
20	119	85	52	61	55			88	20	87	14	76	25	83	18	83	18	80	48	52	51	63	44	61	48	61	47	20	
21	381	296	52	284	58			198	99	243	80	240	63	236	81	238	61	109	219	134	183	153	172	149	176	146	182	21	
22	149	109	37	105	39			99	27	105	27	99	34	102	28	104	27	56	78	73	81	80	53	78	55	73	59	22	
23	185	128	59	128	60			125	37	125	35	123	40	122	34	127	32	82	89	85	67	103	68	94	78	101	72	23	
24	525	414	99	394	114	129	380	325	139	374	95	370	109	353	110	350	119	189	298	262	224	279	212	246	244	232	256	24	
25	332	259	67	249	76	78	246	211	80	243	55	236	64	230	62	242	53	121	186	157	146	168	138	155	151	154	154	25	
26	235	156	75	152	74	82	147	153	51	156	47	162	47	163	41	166	40	105	110	114	97	143	72	142	72	133	84	26	
27	327	255	64	245	72	75	242	192	100	222	73	231	64	221	75	221	77	114	183	141	150	185	137	146	154	156	149	27	
28	239	201	35	191	43	49	184	148	70	181	43	178	49	179	40	174	48	72	154	100	126	116	110	111	119	100	128	28	
29	218	165	46	164	50	64	149	125	60	142	50	144	44	146	42	142	46	77	120	82	101	112	87	103	98	110	92	29	
30	205	149	50	146	49	56	142	125	60	145	38	134	51	135	49	136	48	67	101	103	82	109	80	103	87	102	88	30	
31	175	123	44	121	46	48	120	121	27	131	23	123	29	124	24	126	26	74	81	78	72	78	70	83	68	86	66	31	
32	206	119	77	113	82	88	109	139	41	138	39	132	49	139	36	140	36	97	86	103	88	116	62	110	69	108	73	32	
33	224	141	72	140	74	75	137	144	48	147	46	138	56	147	42	150	43	98	104	124	70	121	83	117	85	119	85	33	
34	188	151	42	149	43			114	58	135	39	132	45	137	35	134	42	68	115	78	104	83	97	83	98	90	91	34	
35	385	301	56	295	60			222	84	259	46	235	74	248	60	246	61	128	210	155	172	172	181	159	178	155	184	35	
36	380	269	94	265	95			226	107	261	64	253	77	253	73	256	76	151	189	173	182	183	157	178	164	154	186	36	
37	205	156	44	155	42	51	147	128	51	141	39	130	50	144	32	142	37	76	114	96	89	107	82	98	95	96	97	37	
38	85	51	14	50	15			35	21	39	16	40	18	44	14	44	11	23	39	27	32	27	31	29	30	32	29	38	
39	337	259	66	252	71	77	244	220	79	240	56	233	69	229	62	234	57	121	177	143	150	174	133	153	148	149	158	39	
40	278	221	53	214	59	67	205	179	53	210	34	208	39	204	35	196	44	98	164	137	127	141	129	146	121	138	132	40	
41	65	21	41	24	37			43	11	35	17	39	13	40	10	39	12	42	16	45	11	44	12	46	8	48	8	41	
42	115	45	63	47	61			74	21	69	22	68	25	70	22	72	19	69	26	71	23	72	26	84	32	66	30	42	
43	55	17	38	17	38			45	4	34	13	33	15	39	10	39	10	38	13	38	15	34	20	38	15	36	18	43	
44	112	44	59	51	52			77	13	62	25	67	24	63	23	66	21	64	25	68	18	68	21	72	18	77	18	44	
45	72	27	40	28	38			43	13	45	9	42	12	43	11	44	10	38	20	42	17	47	13	45	14	45	15	45	
46	83	17	60	24	53			51	13	47	17	47	16	46	16	46	17	57	18	58	17	60	14	55	16	55	19	46	
47	219	167	61	156	69			153	54	163	44	157	51	160	43	158	51	117	99	131	78	137	77	132	81	131	83	47	

Date Run: 9/27/2021 2:24:30 PM





Precinct	Ballots Cast		
48	201	182	ROBYN HOLMES (REP)
49	507	473	CYPRINA J MADRID (DEM)
50	160	102	LAURA M WHITESIDE (REP)
51	318	232	GLENN JOSEF MELTON (DEM)
52	484	369	SHARONLEE CUMMINS (DEM)
53	201	149	VICKIE PRUIETT MARQUARDT (REP)
54	292	209	
55	303	268	
56	87	23	
57	268	228	
58	38	37	
59	74	45	
60	13022	6591	
			County Clerk
			County Treasurer
			County Commissioner by Commissioner District DISTRICT 3
			JUDICIAL RETENTION: Shall JACQUELINE R MEDINA be retained as Judge of the Court of Appeals?
			JUDICIAL RETENTION: Shall STEVEN EDWARD BLANKINSHIP be retained as Judge of the 12th Judicial
			JUDICIAL RETENTION: Shall JAMES WAYLON COUNTS be retained as Judge of the 12th Judicial
			JUDICIAL RETENTION: Shall DANIEL A BRYANT be retained as Judge of the 12th Judicial District.
			JUDICIAL RETENTION: Shall ANGIE K SCHNEIDER be retained as Judge of the 12th Judicial
			CONSTITUTIONAL AMENDMENT 1: Proposing to amend the Constitution of New Mexico to provide that the
			CONSTITUTIONAL AMENDMENT 2: Proposing to amend article 20, section 3 of the Constitution of New Mexico to
			BOND QUESTION A: The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of
			BOND QUESTION B: The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of
			BOND QUESTION C: The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of
			Precinct



Precinct	Ballots Cast	ROBYN HOLMES (REP)	CYPRINA J MADRID (DEM)	LAURA M WHITESIDE (REP)	GLENN JOSEF MELTON (DEM)	SHARONLEE CUMMINS (DEM)	VICKIE PRUIETT MAROUARDT (REP)	JUDICIAL RETENTION: Shall JACQUELINE R MEDINA be retained as Judge of the Court of Appeals?	JUDICIAL RETENTION: Shall STEVEN EDWARD BLANKINSHIP be retained as Judge of the 12th Judicial	JUDICIAL RETENTION: Shall JAMES WAYLON COUNTS be retained as Judge of the 12th Judicial	JUDICIAL RETENTION: Shall DANIEL A BRYANT be retained as Judge of the 12th Judicial District.	JUDICIAL RETENTION: Shall ANGIE K SCHNEIDER be retained as Judge of the 12th Judicial	CONSTITUTIONAL AMENDMENT 1: Proposing to amend the Constitution of New Mexico to provide that the	CONSTITUTIONAL AMENDMENT 2: Proposing to amend article 20, section 3 of the Constitution of New Mexico to	BOND QUESTION A: The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of	BOND QUESTION B: The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of	BOND QUESTION C: The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of	Precinct										
01	35	10	21	12	18			21	5	18	6	16	8	8	22	6	10	8	15	11	17	10	01					
02	1	1	0	1	0			1	0	1	0	1	0	0	1	0	1	0	1	0	1	0	1	03				
03	7	7	0	7	0			7	5	2	5	2	5	2	5	2	5	2	5	2	5	2	5	04				
04	45	43	1	42	3			42	21	17	32	8	29	10	33	8	32	8	32	8	32	8	05					
05	125	101	15	99	18			87	47	25	54	18	57	15	56	14	53	17	40	80	53	44	06					
06	99	94	2	95	2			93	48	28	85	18	66	15	67	15	86	17	16	76	32	56	28	07				
07	115	98	9	100	6			47	27	50	18	51	24	55	19	57	18	30	30	71	40	56	50	08				
08	198	151	35	147	38			148	102	44	128	23	121	30	117	30	119	30	55	119	78	93	66	77	09			
09	43	42	6	41	6			41	18	18	18	6	37	15	38	10	26	13	16	41	21	34	20	40	10			
10	47	44	11	44	8			35	15	48	7	38	14	42	10	45	7	20	35	27	25	21	33	22	11			
11	202	48	131	48	129			130	30	114	46	121	38	123	36	128	32	135	32	115	41	140	23	134	27	12		
12	165	126	31	119	33			91	41	108	27	60	40	100	34	106	29	67	88	77	52	89	48	48	75	13		
13	125	87	27	87	32			73	38	81	29	83	27	81	29	82	28	56	58	66	48	76	41	70	45	14		
14	105	77	25	74	27			67	34	71	22	64	30	64	28	67	26	48	46	52	40	61	34	61	33	15		
15	121	81	24	82	24			73	32	81	24	78	35	77	29	73	33	48	61	56	50	68	43	61	47	16		
16	35	25	8	28	8			23	5	22	5	18	7	22	6	22	6	20	9	22	6	24	6	24	7	17		
17	47	31	14	28	16			28	9	31	7	26	14	28	10	27	11	24	17	28	14	27	13	21	19	18		
18	85	70	13	67	17			51	17	55	14	50	18	54	14	54	15	32	44	41	32	38	37	39	38	19		
19	26	11	13	12	15			18	6	17	6	18	5	20	4	18	5	17	7	18	6	18	6	20	4	20		
20	50	28	20	25	23			35	8	36	6	32	13	35	9	32	12	24	30	30	14	25	19	22	25	21		
21	68	52	12	51	14			38	15	44	10	42	11	44	10	42	11	24	34	20	30	14	25	19	22	22		
22	48	33	15	28	18			35	7	29	14	28	18	30	13	32	11	18	25	27	14	28	13	27	16	23		
23	61	37	22	36	22			45	10	41	12	42	14	43	10	41	14	30	24	33	21	28	16	38	16	24		
24	93	72	18	87	20			62	53	23	66	13	56	22	53	14	65	13	40	42	44	33	52	30	51	32		
25	86	64	18	63	17			62	42	12	53	21	58	15	63	10	35	41	47	27	53	27	48	30	50	30		
26	67	58	24	37	23			36	44	11	39	18	40	17	45	11	48	10	33	27	44	18	48	18	44	41		
27	76	55	21	54	21			52	56	11	54	13	54	15	57	11	55	14	46	22	41	25	50	21	47	23		
28	30	24	4	23	5			25	21	7	23	5	23	5	23	5	22	6	14	12	17	8	18	8	16	10		
29	50	32	15	34	13			32	10	31	11	34	6	35	7	35	7	19	23	25	19	30	14	30	14	28		
30	42	28	13	28	12			28	12	26	12	26	12	26	12	27	11	21	18	27	12	24	15	23	16	19		



Precinct		Ballots Cast	
		ROBYN HOLMES (REP)	County Clerk
		CYPRINA J MADRID (DEM)	
		LAURA M WHITESIDE (REP)	County Treasurer
		GLENN JOSEF MELTON (DEM)	
		SHARONLEE CUMMINS (DEM)	County Commissioner by Commissioner District DISTRICT 3
		VICKIE PRUETT MARQUARDT (REP)	
		Yes	JUDICIAL RETENTION: Shall JACQUELINE R MEDINA be retained as Judge of the Court of Appeals?
		No	
		Yes	JUDICIAL RETENTION: Shall STEVEN EDWARD BLANKINSHIP be retained as Judge of the 12th Judicial
		No	
		Yes	JUDICIAL RETENTION: Shall JAMES WAYLON COUNTS be retained as Judge of the 12th Judicial
		No	
		Yes	JUDICIAL RETENTION: Shall DANIEL A BRYANT be retained as Judge of the 12th Judicial District.
		No	
		Yes	JUDICIAL RETENTION: Shall ANGIE K SCHNEIDER be retained as Judge of the 12th Judicial
		No	
		Yes	CONSTITUTIONAL AMENDMENT 1: Proposing to amend the Constitution of New Mexico to provide that the
		No	
		Yes	CONSTITUTIONAL AMENDMENT 2: Proposing to amend article 20, section 3 of the Constitution of New Mexico to
		No	
		Yes	BOND QUESTION A: The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of
		No	
		Yes	BOND QUESTION B: The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of
		No	
		Yes	BOND QUESTION C: The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of
		No	
			Precinct



Precinct	Ballots Cast																				Precinct							
	ROBYN HOLMES	CYPRINA J MADRID	LAURA M WHITESIDE	GLENN JOSEF MELTON	SHARONLEE CUMMINS	VICKIE PRIUETT MARQUARDT	JUDICIAL RETENTION: SHALL JACQUELINE R MEDINA be retained as Judge of the Court of Appeals?	JUDICIAL RETENTION: SHALL STEVEN EDWARD BLANKSHIPP be retained as Judge of the 12th Judicial District?	JUDICIAL RETENTION: SHALL JAMES WAYLON COUNTS be retained as Judge of the 12th Judicial District?	JUDICIAL RETENTION: SHALL DANIEL A BRYANT be retained as Judge of the 12th Judicial District?	JUDICIAL RETENTION: SHALL ANGIE K SCHNEIDER be retained as Judge of the 12th Judicial District?	CONSTITUTIONAL AMENDMENT 1: Proposing to amend the Constitution of New Mexico to provide that the	CONSTITUTIONAL AMENDMENT 2: Proposing to amend article 20, section 3 of the Constitution of New Mexico to	BOND QUESTION A: The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of	BOND QUESTION B: The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of	BOND QUESTION C: The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of												
County Clerk	County Treasurer	County Commissioner by Commissioner District/DISTRICT 3	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No								
01	124	49	70	55	62			85	22	76	30	73	30	72	32	74	30	80	33	81	31	82	28	77	33	77	34	01
02	24	19	2	18	3			12	7	13	5	13	5	10	8	8	8	12	5	15	10	10	9	11	8	11	02	
03	35	35	0	35	0	0	35	13	20	17	16	21	12	21	12	0	35	3	32	1	34	1	34	0	35	03		
04	85	60	4	57	7	6	58	34	22	48	11	44	13	50	9	48	9	53	18	42	17	43	15	46	18	43	04	
05	228	172	45	165	49	54	156	102	53	111	44	109	45	109	44	101	50	78	114	96	94	102	86	83	106	76	107	05
06	147	136	8	136	9	12	133	67	46	87	29	88	27	89	26	88	30	32	106	57	77	44	88	40	94	43	91	06
07	277	232	34	230	34	38	224	130	80	168	41	155	54	151	55	157	49	64	190	102	145	121	133	105	148	99	154	07
08	761	505	227	486	238	245	483	398	176	461	130	454	130	439	132	454	127	267	403	344	308	405	278	391	292	372	309	08
09	605	444	145	439	143	158	426	334	148	381	104	373	111	368	103	375	106	188	351	263	270	290	263	271	283	247	303	09
10	496	383	98	376	103			275	136	349	81	315	112	321	100	332	92	160	304	205	244	202	250	207	244	201	251	10
11	362	87	262	87	259			251	53	213	88	223	76	230	71	236	64	253	59	212	83	259	50	267	44	287	26	11
12	736	522	191	506	201			441	177	482	132	472	158	474	135	485	130	308	334	340	281	404	249	381	287	376	271	12
13	523	341	166	324	172			304	136	337	99	322	114	327	108	328	110	217	240	243	198	270	188	242	214	249	211	13
14	436	298	122	285	133			277	106	289	92	278	106	288	94	290	95	179	219	204	184	236	160	231	167	223	176	14
15	885	677	187	657	199			499	250	610	157	567	215	587	176	573	189	296	508	402	394	419	384	390	411	377	429	15
16	124	77	40	82	35			77	20	76	18	73	20	77	18	79	16	60	44	69	34	72	33	81	27	77	29	16
17	430	306	108	299	112			258	102	283	79	278	87	286	74	291	68	182	206	228	168	220	166	193	199	187	198	17
18	832	623	185	606	202			504	193	575	129	566	144	555	146	554	148	317	444	384	361	440	332	404	369	386	386	18
19	218	81	129	78	130			141	49	123	67	132	68	125	60	141	49	120	58	123	56	137	50	135	50	130	57	19
20	234	111	118	105	121			170	34	164	37	152	49	162	36	163	37	122	81	122	78	127	60	115	91	118	88	20
21	569	415	131	405	139			328	138	374	68	378	98	373	94	375	95	203	306	244	250	278	234	282	248	287	258	21
22	282	186	98	179	105			206	46	198	62	193	70	197	60	207	51	130	136	158	103	159	103	159	107	155	107	22
23	344	204	127	194	134			236	61	222	72	222	78	218	69	222	72	184	145	184	114	195	112	188	120	182	126	23
24	859	616	218	578	244	274	548	544	201	810	144	592	177	583	157	584	169	344	434	429	333	476	311	430	355	389	382	24
25	583	402	145	389	154	168	374	368	120	400	97	388	117	381	109	403	93	233	283	286	217	303	212	283	234	276	244	25
26	414	251	146	240	151	170	226	288	82	284	89	274	86	280	70	281	64	191	178	221	142	253	118	245	123	230	144	26
27	517	362	145	344	158	165	336	328	128	344	118	347	119	348	113	357	114	227	237	249	203	272	202	250	221	265	209	27
28	346	273	85	261	74	84	252	216	89	257	58	257	63	254	54	253	59	129	195	160	160	188	140	173	156	160	167	28
29	382	255	118	252	120	135	235	241	87	253	78	257	74	264	64	261	68	168	177	195	145	227	121	217	134	220	131	29
30	335	216	109	209	113	118	295	218	84	231	66	227	73	227	70	230	69	181	147	188	112	185	125	173	138	168	143	30
31	309	190	105	182	110	111	183	216	49	224	51	215	59	212	54	218	53	153	125	163	106	160	111	160	114	163	113	31
32	354	184	153	175	157	160	176	246	66	216	94	215	102	219	85	232	76	181	135	192	110	200	107	206	106	194	113	32
33	419	244	160	223	175	173	226	275	77	278	80	281	99	284	88	285	71	211	156	237	120	243	132	242	131	235	140	33
34	318	217	83	209	99			190	83	207	68	205	74	218	57	214	63	134	156	148	139	151	133	157	128	153	132	34
35	783	604	157	584	188			470	162	538	109	504	144	509	128	510	134	295	408	345	338	383	323	344	381	341	388	35
36	644	412	209	404	213			400	153	434	115	429	119	428	119	441	113	304	271	339	229	345	233	347	234	326	253	36
37	369	242	113	238	115	128	224	243	78	255	66	244	87	259	58	261	61	169	169	196	134	222	119	200	143	201	145	37
38	131	88	41	85	43			72	41	76	36	77	40	79	37	82	30	53	70	61	59	68	50	64	56	64	61	38
39	537	384	136	357	157	170	340	358	112	378	89	389	114	384	96	373	90	219	250	246	212	283	195	253	216	252	225	39
40	428	318	102	302	119	127	292	280	83	308	69	308	69	304	61	297	75	163	224	220	175	222	181	223	178	217	184	40
41	205	51	146	67	128			144	24	123	38	124	36	130	28	128	34	144	36	142	37	145	38	154	25	153	28	41
42	312	107	185	117	175			211	50	187	61	186	52	201	46	211	41	183	82	202	60	213	57	184	71	193	73	42
43	182	29	88	33	81			85	14	84	31	70	27	74	23	78	21	81	23	81	24	72	35	83	24	80	28	43
44	246	82	144	95	130			174	31	146	55	146	49	148	52	158	42	157	51	181	43	183	42	163	43	161	47	44
45	142	47	88	47	85			86	24	81	26	83	24	85	22	85	22	82	35	85	31	95	25	96	24	93	27	45
46	222	42	159	58	143			138	27	122	40	128	34	124	36	129	30	149	39	148	34	150	36	143	40	143	45	46
47	410	245	148	232	157			273	81	277	75	269	85	273	72	270	81	235	128	246	110	251	110	240	121	243	119	47
48	479	281	182	273	187			312	100	313	62	298	118	316	91	333	83	248	184	276	149	302	133	284	149	284	150	48

Date Run: 9/27/2021 2:24:31 PM



Otero County  
County Summary

Canvass of Returns of General Election Held on November 3, 2020 - State of New Mexico  
Canvass Sheet

Precinct	Ballots Cast		President and Vice President of the United States										United States Senator			United States Representative DISTRICT 2			State Senator DISTRICT 32		State Senator DISTRICT 33		State Senator DISTRICT 34		State Representative DISTRICT 51		State Representative DISTRICT 53		State Representative DISTRICT 54		State Representative DISTRICT 56		Justice of the Supreme Court Position 1		Justice of the Supreme Court Position 2		Judge of the Court of Appeals Position 1		Judge of the Court of Appeals Position 2		Judge of the Court of Appeals Position 3		Public Education Commissioner DISTRICT 6		District Court Judge TWELFTH JUDICIAL DISTRICT		District Attorney 12TH JUDICIAL DISTRICT	
	949	21	HOWE HAWKINS AND ANGELA NICOLE WALKER	JO JORGENSEN AND JEREMY "SPIKE" COHEN	JOSEPH R BIDEN AND KAMALA D HARRIS	SHEILA "SAMMY" TITTLE AND DAVID CARL	DONALD J TRUMP AND MIKE PENCE	GLORIA LA RIVA AND SUNIL FREEMAN	BOB WALSH	MARK V RONCHETTI	BEN R LUJAN	YVETTE HERRELL	XOCHITL TORRES SMALL	STEVE JONES (write in)	CLIFF R PIRTLE	WILLIAM F BURT	DENISE A LANG-BROWNE	DARREN MURRAY KUGLER	RON GRIGGS	RACHELA BLAOK	JEFF SWANSON	WILLIE D MADRID	RICKY L LITTLE	JAMES G TOMSEN	LAURA L CHILDRESS	ZACH J COOK	NED S FULLER	SHANNON BACON	KERRY J MORRIS	DAVID K THOMSON	BARBARA V JOHNSON	ZACH IVES	STEPHEN P CURTIS	SHAMMARA H HENDERSON	GERTRUDE LEE	THOMAS C MONTOYA	JANE B YOHALEM	MICHAEL M TAYLOR	JOHN SUGG	SCOT D KEY								
49	949	2	21	277	0	846	1	28	851	261	832	292	0			241	880	853	267							828	294	846	273	880	259	46	258	614	641	273	758	785	772									
50	349	1	7	165	0	175	1	16	170	155	171	169	0			145	188	177	151						168	156	173	157	173	156	22	143	182	177	147	246	253	252										
51	514	3	8	191	1	306	2	14	312	184	290	209	0		337	166										189	307	298	197	316	179	324	170	39	164	289	319	172	384	393								
52	759	5	9	243	3	498	0	22	515	210	490	248	0		531	206										239	495	507	227	502	230	512	217	65	208	458	509	219	613	611	620							
53	413	2	5	129	1	273	1	11	272	125	254	152	0		270	132										133	266	254	145	281	139	268	130	31	123	245	270	128	304	306	303							
54	485	1	5	143	0	335	0	13	330	139	315	156	0		349	124										135	336	333	136	333	133	331	134	28	120	316	341	124	386	389	378							
55	520	1	3	81	0	434	0	8	435	73	402	101	0		426	76										82	421	422	80	425	75	424	76	29	71	398	422	74	448	450	452							
56	238	0	2	169	0	60	1	7	88	159	59	162	0	119												158	62	56	161	71	140	73	142	23	137	53	68	139	116	117	115							
57	582	1	9	127	0	423	1	15	419	122	421	131	0				119	432								449	420	131	416	132	425	123	18	128	405	417	126	444	457	450								
58	73	0	1	14	0	58	0	0	61	9	56	12	0				9	62								65	55	13	57	12	56	13	8	10	53	58	12	62	62	62								
59	187	0	12	76	1	98	0	22	98	63	99	85	0				62	120								98	79	106	74	106	72	25	62	91	100	77	148	148	148									
Total	23664	108	387	8485	40	14521	30	715	14827	7987	13970	9014	0	301	7426	3559	3640	7750	7632	4057	1213	1196	2142	2195	3951	14241	8548	14587	8158	14807	7887	1730	7597	13340	14745	7862	16785	17757	17885									





## Sylvia Tillbrook

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**From:** rholmes@co.otero.nm.us  
**Sent:** Wednesday, February 9, 2022 11:42 AM  
**To:** smaes@co.otero.nm.us  
**Subject:** FW: Official State Canvass missing precinct results  
**Attachments:** 2020 Otero County Results.pdf

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**From:** erin hughes <erin\_hughes@yahoo.com>  
**Sent:** Wednesday, February 9, 2022 11:38 AM  
**To:** County of Otero <rholmes@co.otero.nm.us>  
**Cc:** Shiva Ayyadurai <vashiva@vashiva.com>; rnichols@co.otero.nm.us; Pamela Heltner <pheltner@co.otero.nm.us>  
**Subject:** Official State Canvass missing precinct results

Dear Robyn

I attached the official state canvass for Otero County provided to me by the SOS office. The precinct results for Election Day are missing Precincts 31-47. Can you please check your records to see if you have those results by precinct?

Thank you,  
Erin Clements  
575.680.4004

## Sylvia Tillbrook

---

**From:** rholmes@co.otero.nm.us  
**Sent:** Wednesday, February 9, 2022 12:03 PM  
**To:** 'erin hughs'  
**Cc:** 'Denise Guerra'; smaes@co.otero.nm.us; rnichols@co.otero.nm.us  
**Subject:** RE: Official State Canvass missing precinct results

Hi Erin,

I see that you are missing precincts 31-47.  
I would suggest that you contact the office that you received this information and get it updated.

Thank you,

Robyn Holmes



Confidentiality Notice: This e-mail, including all attachments is for the sole use of the intended recipient(s) and may contain confidential and privileged information. Any unauthorized review, use, disclosure or distribution is prohibited unless specifically provided under the New Mexico Inspection of Public Records Act. If you are not the intended recipient, please contact the sender and destroy all copies of this message.

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**From:** erin hughs <erin\_hughs@yahoo.com>  
**Sent:** Wednesday, February 9, 2022 11:38 AM  
**To:** County of Otero <rholmes@co.otero.nm.us>  
**Cc:** Shiva Ayyadurai <vashiva@vashiva.com>; rnichols@co.otero.nm.us; Pamela Heltner <pheltner@co.otero.nm.us>  
**Subject:** Official State Canvass missing precinct results

Dear Robyn

I attached the official state canvass for Otero County provided to me by the SOS office. The precinct results for Election Day are missing Precincts 31-47. Can you please check your records to see if you have those results by precinct?

Thank you,  
Erin Clements  
575.680.4004

**Sylvia Tillbrook**

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**From:** smaes@co.otero.nm.us  
**Sent:** Thursday, February 10, 2022 8:45 AM  
**To:** patrick.rostock@state.nm.us  
**Cc:** rholmes@co.otero.nm.us; Denise Guerra  
**Subject:** Affidavit of Authorization

Good Morning,

I was wondering if we would be receiving the new affidavit form today? If not, do I just use the one on the website?

***Selina Maes***

*Elections Coordinator*

*1104 N. White Sands Blvd. Ste C*

*Alamogordo, NM 88310*

*Phone -(575) 437-4942*

*Fax - (575)443-2922*



COUNTY OF  
**OTERO**  
NEW MEXICO

## Sylvia Tillbrook

---

**From:** erin hughes <erin\_hughes@yahoo.com>  
**Sent:** Monday, February 14, 2022 1:11 PM  
**To:** smaes@co.otero.nm.us  
**Subject:** Absentee ballot envelope clarifications

Hello Selina,

To make sure we bring the proper size equipment for scanning the absentee ballot envelopes and plan the appropriate number of volunteers, can you please tell me what the dimensions of the envelopes are? I'm guessing they're 8.5"x6", but wanted to make sure.

Also, can you confirm that all information is on one side of the envelope? Or is there information on both sides?

Thank you,  
Erin Clements  
575.680.4004



STATE OF NEW MEXICO

**MAGGIE TOULOUSE OLIVER**

SECRETARY OF STATE

February 11, 2022

**VIA ELECTRONIC MAIL AND U.S. POSTAL SERVICE**

Gerald Matherly, Couy Griffin, and Vickie Marquardt  
Otero County Commission  
1101 New York Avenue  
Alamogordo, NM 88310

**Re: Otero County Audit of 2020 Election**

County Commissioners:

The Office of the New Mexico Secretary of State (“SOS”) is aware that Otero County has contracted with an outside vendor to perform a “forensic audit” of the 2020 General Election. It is the understanding of SOS that this audit may seek to obtain access to SOS protected property, including voting systems, as defined by NMSA 1978, § 1-9-1. SOS asserts that the forty-four (44) tabulators currently in the custody of the Otero County Clerk are SOS property that has been provided to the Otero County Clerk exclusively for the uses statutorily authorized by Section 1-9-5 and Section 1-9-6(A). SOS explicitly prohibits Otero County from providing access in any form to third parties to SOS tabulators currently in the custody of the Otero County Clerk.

Furthermore, there are contractual, state laws, and federal regulations that restrict access to tabulators to unauthorized individuals. SOS-owned tabulators are designated as federally protected critical infrastructure and shall be protected from the public domain, damage, and unauthorized intrusion. 6 CFR Part 29.8 and 6 U.S.C.A. § 671. It would be a violation of federal law to allow third party access to critical infrastructure. Outside of voting and canvassing periods, access to tabulators is restricted to authorized individuals of SOS or the tabulator vendor only. Additionally, tabulators themselves are not public records subject to inspection under IPRA as they are not public records.

Should Otero County provide unauthorized access to SOS-owned tabulators to an unauthorized third-party, the SOS will take physical control of the tabulators and, as owners of said property, pursue all remedies available at law. SOS will also decertify those tabulators, as authorized to do by NMSA 1978, Section 1-9-7.4, and we will seek damages and any costs associated with the acquisition and certification of additional tabulators from Otero County.

The Election Code provides for criminal penalties for opening of a voting machine, possessing keys to a voting machine, and for general violations of the Election Code by officers and other individuals. §§ 1-20-5 to 1-20-6, and 1-20-22 through 1-20-23. All these violations are potentially implicated by unauthorized third-party access to tabulators which has been requested. We will

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325 DON GASPAR, SUITE 300 | SANTA FE, NEW MEXICO 87501

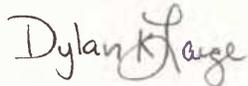
PHONE: (505) 827-3600 or (800) 477-3632 | FAX: (505) 827-8081

WWW.SOS.STATE.NM.US

refer any criminal violations of the Election Code immediately to the New Mexico Attorney General.

Our office remains committed to free and fair elections in New Mexico, and again asserts that Otero County is prohibited from providing access to any tabulators currently in the custody of the Otero County Clerk to outside parties not authorized by law or SOS. If you have further questions or concerns regarding this matter, please contact [elections@state.nm.us](mailto:elections@state.nm.us), or call the office directly at (505) 827-3600.

Respectfully,



Dylan K. Lange  
General Counsel

cc: Robyn Holmes, Otero County Clerk  
RB Nichols, Otero County Attorney

## Sylvia Tillbrook

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**From:** rholmes@co.otero.nm.us  
**Sent:** Tuesday, February 15, 2022 11:40 AM  
**To:** 'Denise Guerra'; smaes@co.otero.nm.us  
**Subject:** FW: SOS Correspondence - RB Nichols  
**Attachments:** 02-11-2022 Lr. to Otero CC re Tabulators.pdf

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**From:** rnichols@co.otero.nm.us <rnichols@co.otero.nm.us>  
**Sent:** Monday, February 14, 2022 9:57 AM  
**To:** gmatherly@co.otero.nm.us; vmarquardt@co.otero.nm.us; cgriffin@co.otero.nm.us  
**Cc:** rholmes@co.otero.nm.us; 'Pamela Heltner' <pheltner@co.otero.nm.us>  
**Subject:** FW: SOS Correspondence - RB Nichols

Commissioners,

Attached please find correspondence from the Secretary of State regarding voting machine tabulators. Please let me know if you have any questions.

v/r,  
RB

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**From:** Rostock, Patrick, SOS <[Patrick.Rostock@state.nm.us](mailto:Patrick.Rostock@state.nm.us)>  
**Sent:** Friday, February 11, 2022 4:59 PM  
**To:** [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)  
**Cc:** Lange, Dylan, SOS <[Dylan.Lange@state.nm.us](mailto:Dylan.Lange@state.nm.us)>; Vigil, Mandy, SOS <[Mandy.Vigil@state.nm.us](mailto:Mandy.Vigil@state.nm.us)>; Chinana, Charlotte, SOS <[Charlotte.Chinana@state.nm.us](mailto:Charlotte.Chinana@state.nm.us)>  
**Subject:** SOS Correspondence - RB Nichols

Good afternoon,

Attached to this email, please find correspondence from the Office of the New Mexico Secretary of State. Should you have questions, please do not hesitate to contact our office at 505-827-3600 or by email at [sos.elections@state.nm.us](mailto:sos.elections@state.nm.us).

Respectfully,



STATE OF NEW MEXICO  
**MAGGIE TOULOUSE OLIVER**  
SECRETARY OF STATE

**Patrick Rostock | Paralegal & Records Custodian**

New Mexico Office of the Secretary of State  
325 Don Gaspar, Ste. 300 | Santa Fe NM 87501  
Desk: (505) 827-7941  
[patrick.rostock@state.nm.us](mailto:patrick.rostock@state.nm.us)

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## Sylvia Tillbrook

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**From:** smaes@co.otero.nm.us  
**Sent:** Tuesday, February 15, 2022 12:49 PM  
**To:** rholmes@co.otero.nm.us; Denise Guerra  
**Subject:** FW: Scheduling Request  
**Attachments:** 02-11-2022 Lr. to Otero CC re Tabulators.pdf; Voter Data Request Form 2-14-2022 (002).pdf

Here is what the email will look like when I send it to erin. Please look it over and see if I missed anything. I have also attached the documents that will be attached.

Per the Scope of Work approved by the Otero County Commission on January 13, 2022, the Audit also includes the examination of the physical records and equipment should take no more than two working days and will be performed under the constant supervision of the county. The examination of the physical records and equipment will include:

1. Scanning of all paper ballots for hand recount offsite.

**We will be providing all ballots from the tabulators for scanning.**

2. Scanning of all absentee ballot envelopes for analysis offsite.

**We will provide absentee envelopes for scanning. They are 9x6 and one side has voter information and the other side has postage information.**

3. Scanning of paper tabulator tapes and chain of custody documents for analysis offsite.

**Per zoom meeting, you already have copies of the tapes. Can you clarify what chain of custody documents you are requesting.**

4. Creation of forensic images of equipment used during the November 2020 election including tabulators, EMS server, routers, and poll books. The forensic images will not alter or damage the election equipment in any way.

**Please see attached letter from the SOS.**

5. Test of select tabulators.

**Please see attached letter from the SOS.**

Please provide a **full list of equipment used during the November 2020 election** and at least **three dates of availability to perform the physical examination of records and equipment** at your earliest possible convenience. Dates need to consist of two consecutive days for scheduling with the forensic experts who will create the forensic images of the equipment.

**All equipment used in the 2020 General Election is leased out from different entities. Please request from them. Per zoom meeting, March 9 and 10, 2022 are the dates that are set.**

Also, it had come to our attention that the affidavit of authorization has been updated by the SOS Office. Pursuant to 1-4-5.5 (d) NMSA, we have to use the affidavit prescribed by the SOS. Attached is the new form. Please fill out and send back to our office.

## Selina Maes

*Elections Coordinator*

*1104 N. White Sands Blvd. Ste C*

*Alamogordo, NM 88310*

*Phone -(575) 437-4942*

*Fax - (575)443-2922*



COUNTY OF  
**OTERO**  
NEW MEXICO

---

**From:** erin hughes <erin\_hughes@yahoo.com>

**Sent:** Tuesday, February 1, 2022 10:43 PM

**To:** smaes@co.otero.nm.us; rholmes@co.otero.nm.us

**Cc:** 'Sylvia Tillbrook' <stillbrook@co.otero.nm.us>; Denise Guerra <dguerra@co.otero.nm.us>; rnichols@co.otero.nm.us

**Subject:** Scheduling Request

Dear County Clerk Holmes,

Per the Scope of Work approved by the Otero County Commission on January 13, 2022, the Audit also includes the examination of the physical records and equipment should take no more than two working days and will be performed under the constant supervision of the county. The examination of the physical records and equipment will include:

1. Scanning of all paper ballots for hand recount offsite.
2. Scanning of all absentee ballot envelopes for analysis offsite.
3. Scanning of paper tabulator tapes and chain of custody documents for analysis offsite.
4. Creation of forensic images of equipment used during the November 2020 election including tabulators, EMS server, routers, and poll books. The forensic images will not alter or damage the election equipment in any way.
5. Test of select tabulators.

Please provide a **full list of equipment used during the November 2020 election** and at least **three dates of availability to perform the physical examination of records and equipment** at your earliest possible convenience. Dates need to consist of two consecutive days for scheduling with the forensic experts who will create the forensic images of the equipment.

Thank you for your attention to these matters and please let us know if you have any questions about the documents and schedule being requested.

Sincerely,  
Erin Clements  
575.680.4004

On Sunday, January 30, 2022, 06:06:08 PM CST, [smaes@co.otero.nm.us](mailto:smaes@co.otero.nm.us) <[smaes@co.otero.nm.us](mailto:smaes@co.otero.nm.us)> wrote:

Please see attached.

***Selina Maes***

***Elections Coordinator***

***1104 N. White Sands Blvd. Ste C***

***Alamogordo, NM 88310***

***Phone -(575) 437-4942***

***Fax - (575)443-2922***



**COUNTY OF  
OTERO  
NEW MEXICO**







STATE OF NEW MEXICO  
**MAGGIE TOULOUSE OLIVER**  
SECRETARY OF STATE

February 11, 2022

**VIA ELECTRONIC MAIL AND U.S. POSTAL SERVICE**

Gerald Matherly, Couy Griffin, and Vickie Marquardt  
Otero County Commission  
1101 New York Avenue  
Alamogordo, NM 88310

**Re: Otero County Audit of 2020 Election**

County Commissioners:

The Office of the New Mexico Secretary of State (“SOS”) is aware that Otero County has contracted with an outside vendor to perform a “forensic audit” of the 2020 General Election. It is the understanding of SOS that this audit may seek to obtain access to SOS protected property, including voting systems, as defined by NMSA 1978, § 1-9-1. SOS asserts that the forty-four (44) tabulators currently in the custody of the Otero County Clerk are SOS property that has been provided to the Otero County Clerk exclusively for the uses statutorily authorized by Section 1-9-5 and Section 1-9-6(A). SOS explicitly prohibits Otero County from providing access in any form to third parties to SOS tabulators currently in the custody of the Otero County Clerk.

Furthermore, there are contractual, state laws, and federal regulations that restrict access to tabulators to unauthorized individuals. SOS-owned tabulators are designated as federally protected critical infrastructure and shall be protected from the public domain, damage, and unauthorized intrusion. 6 CFR Part 29.8 and 6 U.S.C.A. § 671. It would be a violation of federal law to allow third party access to critical infrastructure. Outside of voting and canvassing periods, access to tabulators is restricted to authorized individuals of SOS or the tabulator vendor only. Additionally, tabulators themselves are not public records subject to inspection under IPRA as they are not public records.

Should Otero County provide unauthorized access to SOS-owned tabulators to an unauthorized third-party, the SOS will take physical control of the tabulators and, as owners of said property, pursue all remedies available at law. SOS will also decertify those tabulators, as authorized to do by NMSA 1978, Section 1-9-7.4, and we will seek damages and any costs associated with the acquisition and certification of additional tabulators from Otero County.

The Election Code provides for criminal penalties for opening of a voting machine, possessing keys to a voting machine, and for general violations of the Election Code by officers and other individuals. §§ 1-20-5 to 1-20-6, and 1-20-22 through 1-20-23. All these violations are potentially implicated by unauthorized third-party access to tabulators which has been requested. We will

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325 DON GASPAR, SUITE 300 | SANTA FE, NEW MEXICO 87501  
PHONE: (505) 827-3600 or (800) 477-3632 | FAX: (505) 827-8081  
[WWW.SOS.STATE.NM.US](http://WWW.SOS.STATE.NM.US)

refer any criminal violations of the Election Code immediately to the New Mexico Attorney General.

Our office remains committed to free and fair elections in New Mexico, and again asserts that Otero County is prohibited from providing access to any tabulators currently in the custody of the Otero County Clerk to outside parties not authorized by law or SOS. If you have further questions or concerns regarding this matter, please contact [elections@state.nm.us](mailto:elections@state.nm.us), or call the office directly at (505) 827-3600.

Respectfully,



Dylan K. Lange  
General Counsel

cc: Robyn Holmes, Otero County Clerk  
RB Nichols, Otero County Attorney



# Voter Data Request Form

Please select one of the following:

Electronic File  Printed List  Mailing Labels

## VOTER INFORMATION AUTHORIZATION

NOTE: Minimum charge for any request is \$15.00

**Please indicate the purpose of this request**  Campaign Use  
Please provide a description of your intended use of voter data:  Governmental Use

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

### Please select the jurisdiction that you are requesting:

- Statewide  District \_\_\_\_\_  
 County(s) \_\_\_\_\_  
 Other: \_\_\_\_\_

### Please indicate all information that you are requesting:

NOTE: All files come with registrant name, address (both physical and mailing), year of birth, party affiliation, precinct assignment jurisdiction and registrant ID number. Any additional fields must be indicated below.

- Districts (all districts associated with a voter)  Voting History (elections a voter has participated in)  Method Voted (i.e. absentee, early or Election Day)

### Information of Requestor

Name: \_\_\_\_\_ Organization: \_\_\_\_\_  
Address: \_\_\_\_\_ Phone: (\_\_\_\_) \_\_\_\_\_ - \_\_\_\_\_  
Email Address: \_\_\_\_\_ Date: \_\_\_\_/\_\_\_\_/\_\_\_\_

### Authorization

Unlawful use of the information requested on this form shall consist of willful selling, loaning, providing access to or otherwise surrendering, duplicating or alteration of information as stated in the Voter Records System Act (§1-5-1 through 1-5-31 NMSA 1978).

I hereby swear that the requestor will not: (INITIAL EACH)

- \_\_\_\_ sell, loan, provide access to, or otherwise surrender voter information received as a result of this request.  
\_\_\_\_ alter voter information received as a result of this request.  
\_\_\_\_ use voter information for any purpose other than those authorized on this form.  
\_\_\_\_ use voter information for any commercial purposes.

Signature of Requestor

\_\_\_\_\_

### For Office Use Only

Total Cost: \$ \_\_\_\_\_ Date Received: \_\_\_\_/\_\_\_\_/\_\_\_\_ Date Completed: \_\_\_\_/\_\_\_\_/\_\_\_\_  
Comments: \_\_\_\_\_ Receipt Number: \_\_\_\_\_



STATE OF NEW MEXICO

**MAGGIE TOULOUSE OLIVER**

SECRETARY OF STATE

February 11, 2022

**VIA ELECTRONIC MAIL AND U.S. POSTAL SERVICE**

Gerald Matherly, Couy Griffin, and Vickie Marquardt  
Otero County Commission  
1101 New York Avenue  
Alamogordo, NM 88310

**Re: Otero County Audit of 2020 Election**

County Commissioners:

The Office of the New Mexico Secretary of State (“SOS”) is aware that Otero County has contracted with an outside vendor to perform a “forensic audit” of the 2020 General Election. It is the understanding of SOS that this audit may seek to obtain access to SOS protected property, including voting systems, as defined by NMSA 1978, § 1-9-1. SOS asserts that the forty-four (44) tabulators currently in the custody of the Otero County Clerk are SOS property that has been provided to the Otero County Clerk exclusively for the uses statutorily authorized by Section 1-9-5 and Section 1-9-6(A). SOS explicitly prohibits Otero County from providing access in any form to third parties to SOS tabulators currently in the custody of the Otero County Clerk.

Furthermore, there are contractual, state laws, and federal regulations that restrict access to tabulators to unauthorized individuals. SOS-owned tabulators are designated as federally protected critical infrastructure and shall be protected from the public domain, damage, and unauthorized intrusion. 6 CFR Part 29.8 and 6 U.S.C.A. § 671. It would be a violation of federal law to allow third party access to critical infrastructure. Outside of voting and canvassing periods, access to tabulators is restricted to authorized individuals of SOS or the tabulator vendor only. Additionally, tabulators themselves are not public records subject to inspection under IPRA as they are not public records.

Should Otero County provide unauthorized access to SOS-owned tabulators to an unauthorized third-party, the SOS will take physical control of the tabulators and, as owners of said property, pursue all remedies available at law. SOS will also decertify those tabulators, as authorized to do by NMSA 1978, Section 1-9-7.4, and we will seek damages and any costs associated with the acquisition and certification of additional tabulators from Otero County.

The Election Code provides for criminal penalties for opening of a voting machine, possessing keys to a voting machine, and for general violations of the Election Code by officers and other individuals. §§ 1-20-5 to 1-20-6, and 1-20-22 through 1-20-23. All these violations are potentially implicated by unauthorized third-party access to tabulators which has been requested. We will

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325 DON GASPAR, SUITE 300 | SANTA FE, NEW MEXICO 87501  
PHONE: (505) 827-3600 or (800) 477-3632 | FAX: (505) 827-8081  
[WWW.SOS.STATE.NM.US](http://WWW.SOS.STATE.NM.US)

refer any criminal violations of the Election Code immediately to the New Mexico Attorney General.

Our office remains committed to free and fair elections in New Mexico, and again asserts that Otero County is prohibited from providing access to any tabulators currently in the custody of the Otero County Clerk to outside parties not authorized by law or SOS. If you have further questions or concerns regarding this matter, please contact [elections@state.nm.us](mailto:elections@state.nm.us), or call the office directly at (505) 827-3600.

Respectfully,



Dylan K. Lange  
General Counsel

cc: Robyn Holmes, Otero County Clerk  
RB Nichols, Otero County Attorney

## Sylvia Tillbrook

---

**From:** smaes@co.otero.nm.us  
**Sent:** Tuesday, February 15, 2022 4:49 PM  
**To:** 'erin hughes'  
**Cc:** Denise Guerra; rholmes@co.otero.nm.us; rnichols@co.otero.nm.us; 'Sylvia Tillbrook'  
**Subject:** RE: Scheduling Request  
**Attachments:** 02-11-2022 Lr. to Otero CC re Tabulators.pdf; Voter Data Request Form 2-14-2022 (002).pdf

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**We will provide absentee envelopes for scanning. They are 9x6 and one side has voter information and the other side has postage information.**

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**Per the zoom meeting, you already have copies of the tapes. Will you clarify what chain of custody documents you are requesting.**

4. Creation of forensic images of equipment used during the November 2020 election including tabulators, EMS server, routers, and poll books. The forensic images will not alter or damage the election equipment in any way.

**Please see the attached letter from the SOS.**

5. Test of select tabulators.

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# Selina Maes

Elections Coordinator

1104 N. White Sands Blvd. Ste C

Alamogordo, NM 88310

Phone -(575) 437-4942

Fax - (575)443-2922



COUNTY OF  
**OTERO**  
NEW MEXICO

**From:** erin hughes <[erin\\_hughes@yahoo.com](mailto:erin_hughes@yahoo.com)>

**Sent:** Tuesday, February 1, 2022 10:43 PM

**To:** [smaes@co.otero.nm.us](mailto:smaes@co.otero.nm.us), [rholmes@co.otero.nm.us](mailto:rholmes@co.otero.nm.us)

**Cc:** 'Sylvia Tillbrook' <[stillbrook@co.otero.nm.us](mailto:stillbrook@co.otero.nm.us)>; Denise Guerra <[dguerra@co.otero.nm.us](mailto:dguerra@co.otero.nm.us)>; [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)

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Thank you for your attention to these matters and please let us know if you have any questions about the documents and schedule being requested.

Sincerely,  
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575.680.4004

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COUNTY OF  
**OTERO**  
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## Sylvia Tillbrook

---

**From:** smaes@co.otero.nm.us  
**Sent:** Thursday, February 17, 2022 11:57 AM  
**To:** 'Vigil, Mandy, SOS'; patrick.rostock@state.nm.us  
**Subject:** FW: Scheduling Request  
**Attachments:** \_Voter Data Request Form 2-14-2022 (002).pdf

Please see attached voter data request form submitted by erin. We were wondering if you have time today to meet and discuss the below email and affidavit.

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## Sylvia Tillbrook

---

**From:** Vigil, Mandy, SOS <Mandy.Vigil@state.nm.us>  
**Sent:** Friday, February 18, 2022 8:08 AM  
**To:** Maes, Selina; Rostock, Patrick, SOS  
**Cc:** Holmes, Robyn; Guerra, Denise Y.  
**Subject:** RE: [EXTERNAL] FW: Scheduling Request

This form is incomplete. The description of their intended use is necessary to determine if it is allowable under the Election Code.

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**Sent:** Thursday, February 17, 2022 11:57 AM  
**To:** Vigil, Mandy, SOS <Mandy.Vigil@state.nm.us>; Rostock, Patrick, SOS <Patrick.Rostock@state.nm.us>  
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CAUTION: This email originated outside of our organization. Exercise caution prior to clicking on links or opening attachments.

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Please provide a **full list of equipment used during the November 2020 election** and at least **three dates of availability to perform the physical examination of records and equipment** at your earliest possible convenience. Dates need to consist of two consecutive days for scheduling with the forensic experts who will create the forensic images of the equipment.

Thank you for your attention to these matters and please let us know if you have any questions about the documents and schedule being requested.

Sincerely,

Erin Clements

575.680.4004

On Sunday, January 30, 2022, 06:06:08 PM CST, [smaes@co.otero.nm.us](mailto:smaes@co.otero.nm.us) <[smaes@co.otero.nm.us](mailto:smaes@co.otero.nm.us)> wrote:

Please see attached.

***Selina Maes***

***Elections Coordinator***

***1104 N. White Sands Blvd. Ste C***

***Alamogordo, NM 88310***

***Phone –(575) 437-4942***

Fax – (575)443-2922



COUNTY OF  
**OTERO**  
NEW MEXICO

## Sylvia Tillbrook

---

**From:** erin hughes <erin\_hughes@yahoo.com>  
**Sent:** Monday, February 21, 2022 2:13 PM  
**To:** smaes@co.otero.nm.us  
**Subject:** IPRA Request

Dear Selina,

Please provide the Canvass of Returns of the 2020 General Election that was approved at the Otero County Commission meeting on November 10th, 2020, including the number of provisional ballots that were submitted and accepted.

Thank you,  
Erin Clements  
575.680.4004

**From:** smaes@co.otero.nm.us  
**Sent:** Tuesday, March 1, 2022 5:41 PM  
**To:** 'erin hughs'  
**Cc:** 'Robyn Holmes'; Denise Guerra; rnichols@co.otero.nm.us  
**Subject:** RE: Scheduling Request  
**Attachments:** Invoice EchoMail 2001.pdf

## 2020 General Election Audit Procedures

- The scanning of the ballots will take place at the Otero County Fairgrounds on Wednesday, March 9<sup>th</sup> and Thursday, March 10<sup>th</sup> from 8:00 am to 5:00 pm. There will be an hour for lunch from 12:00 pm to 1:00 pm and the building will be locked at this time.

We will allow 20 people for the scanning of the ballots.

No Food or bags will be allowed beyond a certain point. Drinks will be allowed only if they have an air tight lid.

No writing devices will be allowed (pens, pencils, markers, etc.)

- Attached is an invoice for the election workers. The invoice must be paid on or before the scanning of the ballots.
- Our vendors are Automated Election services and Dominion Voting
- The Affidavit of Authorization that you have submitted is rejected pursuant to 1-4-5.5 (E2) NMSA 1978. Also, absentee records you are requesting are considered voter data which we cannot provide pursuant to 1-4-5.5(E2), NMSA 1978. We will provide the ballot tracking forms from our drop boxes.

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*Fax - (575)443-2922*



COUNTY OF  
**OTERO**  
NEW MEXICO

**From:** erin hughs <erin\_hughs@yahoo.com>  
**Sent:** Wednesday, February 16, 2022 8:11 PM  
**To:** smaes@co.otero.nm.us

**Cc:** Denise Guerra <dguerra@co.otero.nm.us>; rholmes@co.otero.nm.us; rnichols@co.otero.nm.us; 'Sylvia Tillbrook' <stillbrook@co.otero.nm.us>

**Subject:** Re: Scheduling Request

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Regarding the equipment list - please provide the list of vendors used by the County along with the specific types of equipment they provided for the November 2020 election so that we can contact the individual vendors.

I attached the updated Data Request Form. Please note we are requesting all available fields to be provided that document the application date, acceptance date, and source of each registrant.

Thank you for your help with all of this.

Sincerely,  
Erin Clements  
575.680.4004

On Tuesday, February 15, 2022, 05:47:31 PM CST, <[smaes@co.otero.nm.us](mailto:smaes@co.otero.nm.us)> wrote:

Per the Scope of Work approved by the Otero County Commission on January 13, 2022, the Audit also includes the examination of the physical records and equipment should take no more than two working days and will be performed under the constant supervision of the county. The examination of the physical records and equipment will include:

1. Scanning of all paper ballots for hand recount offsite.

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3. Scanning of paper tabulator tapes and chain of custody documents for analysis offsite.

**Per the zoom meeting, you already have copies of the tapes. Will you clarify what chain of custody documents you are requesting.**

4. Creation of forensic images of equipment used during the November 2020 election including tabulators, EMS server, routers, and poll books. The forensic images will not alter or damage the election equipment in any way.

**Please see the attached letter from the SOS.**

5. Test of select tabulators.

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Please provide a **full list of equipment used during the November 2020 election** and at least **three dates of availability to perform the physical examination of records and equipment** at your earliest possible convenience. Dates need to consist of two consecutive days for scheduling with the forensic experts who will create the forensic images of the equipment.

All equipment used in the 2020 General Election is leased out from different vendors. Please request from them. Per the zoom meeting, Wednesday March 9<sup>th</sup> and Thursday March 10<sup>th</sup>, 2022 are the dates that are set. We will need a count of volunteers, so we have enough space.

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*1104 N. White Sands Blvd. Ste C*

*Alamogordo, NM 88310*

*Phone –(575) 437-4942*

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COUNTY OF  
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**From:** erin hughes <[erin\\_hughes@yahoo.com](mailto:erin_hughes@yahoo.com)>

**Sent:** Tuesday, February 1, 2022 10:43 PM

**To:** [smaes@co.otero.nm.us](mailto:smaes@co.otero.nm.us), [rholmes@co.otero.nm.us](mailto:rholmes@co.otero.nm.us)

**Cc:** 'Sylvia Tillbrook' <[stillbrook@co.otero.nm.us](mailto:stillbrook@co.otero.nm.us)>, Denise Guerra <[dguerra@co.otero.nm.us](mailto:dguerra@co.otero.nm.us)>, [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)

**Subject:** Scheduling Request

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COUNTY OF  
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## Sylvia Tillbrook

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**From:** erin hughes <erin\_hughes@yahoo.com>  
**Sent:** Tuesday, March 1, 2022 7:12 PM  
**To:** smaes@co.otero.nm.us  
**Cc:** 'Robyn Holmes'; Denise Guerra; rnichols@co.otero.nm.us  
**Subject:** Re: Scheduling Request

Dear Selina,

We will bring 20 people to scan the ballots. We will let our volunteers know that only sealed drinks will be allowed and no writing devices.

We do not believe the invoice for time is fair, applicable, or in accordance with IPRA statutes and the Compliance Guide published by the Attorney General. We have never been charged for reviewing documents in person by any county of the 10 counties where we have reviewed any paper records in person, including paper ballots. This includes Dona Ana county where staff from the County Clerk's office met us at the election warehouse aware from their regular place of work on two different occasions to review ballots and tabulator tapes for several hours at a time. Or Harding County, where we reviewed documents for most of a working day. We are not requiring any overtime from your staff as the hours are within normal working hours. Also note that we believe we can finish the work in one day, we have asked for two only to account for contingencies.

Further, the Inspection of Public Records Compliance Guide (<https://www.nmag.gov/uploads/files/Publications/ComplianceGuides/Inspection%20of%20Public%20Records%20Compliance%20Guide%202015.pdf>) lists the circumstances under which a records custodian may charge the records requestor on page 33. Note that fees can only be charged when the custodian is making copies on behalf of the requestor and there is no circumstance where the guide allows the custodian to charge the requestor time for reviewing the documents. We are not asking the County Clerk to create copies for us. EchoMail has already paid the County Clerk's office roughly \$1,000 for the production of digital files. Note that the guide states: "Downloaded copies: A custodian may charge the actual costs of downloading copies of public records to a computer disk or other storage device, including the actual cost of the storage device." You will recall that we were charged a fee **per electronic file** when the guide only allows custodians to charge for the actual cost of the storage, postage, and time to download files (which was likely not more than an hour). We believe we have already been charged excessive, unjustified fees for the records we have received to date.

Please provide further explanation on why you are rejecting the request for the voter rolls. Also, it is my understanding that the absentee ballot records we are requesting are provided to candidates and parties on a weekly basis (and even published on the SOS website) leading up the election. We need further explanation as to why the County Clerk's office is refusing to provide this same data for this audit commissioned by the County Commissioners. As you know, the County Commissioners are expected to certify the election results based, in part, on these records that you are refusing to provide for inspection. As such, I am renewing my request for the full records related to the absentee ballots as well as the most recent copy of the voter rolls with full voter history.

Sincerely,  
Erin Clements  
575.680.4004

On Tuesday, March 1, 2022, 05:39:53 PM MST, <smaes@co.otero.nm.us> wrote:

## 2020 General Election Audit Procedures

- The scanning of the ballots will take place at the Otero County Fairgrounds on Wednesday, March 9<sup>th</sup> and Thursday, March 10<sup>th</sup> from 8:00 am to 5:00 pm. There will be an hour for lunch from 12:00 pm to 1:00 pm and the building will be locked at this time.

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# *Selina Maes*

*Elections Coordinator*

*1104 N. White Sands Blvd. Ste C*

*Alamogordo, NM 88310*

*Phone –(575) 437-4942*

*Fax – (575)443-2922*



**From:** erin hughes <[erin\\_hughes@yahoo.com](mailto:erin_hughes@yahoo.com)>

**Sent:** Tuesday, February 1, 2022 10:43 PM

**To:** [smaes@co.otero.nm.us](mailto:smaes@co.otero.nm.us); [rholmes@co.otero.nm.us](mailto:rholmes@co.otero.nm.us)

**Cc:** 'Sylvia Tillbrook' <[stillbrook@co.otero.nm.us](mailto:stillbrook@co.otero.nm.us)>, Denise Guerra <[dguerra@co.otero.nm.us](mailto:dguerra@co.otero.nm.us)>, [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)

**Subject:** Scheduling Request

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COUNTY OF  
**OTERO**  
NEW MEXICO



## Sylvia Tillbrook

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**Sent:** Tuesday, March 1, 2022 7:27 PM  
**To:** smaes@co.otero.nm.us  
**Cc:** 'Robyn Holmes'; Denise Guerra; rnichols@co.otero.nm.us  
**Subject:** Re: Scheduling Request

Selina,

Apologies for the second email - please provide the name and contact information for your office's representative for Automated Election Services and Dominion Voting so that I can contact them to find out what election equipment you have in your office/storage unit.

Thank you,  
Erin Clements

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COUNTY OF  
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## Sylvia Tillbrook

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**From:** erin hughs <erin\_hughs@yahoo.com>  
**Sent:** Wednesday, March 2, 2022 6:17 PM  
**To:** smaes@co.otero.nm.us; rnichols@co.otero.nm.us  
**Cc:** 'Robyn Holmes'; Denise Guerra  
**Subject:** Re: Scheduling Request  
**Attachments:** Voter Data Request Form 2-14-2022 (002) (1).pdf

Dear Selina,

Please point to the language in the IPRA guide that allows you to charge us time for reviewing documents. I certainly can't find it. Again, we are not asking the County to make or transmit copies - that is not applicable to this project. We will not be requiring any assistance for scanning the ballots from additional employees. That is an unnecessary expense that we are not requesting and are not willing to pay. If you feel like 5 additional people are needed, we will bring five additional volunteers. We are training our volunteers ahead of time, and they will be more helpful to us than five new employees who are not familiar with what we're doing and how we are planning to get this done quickly.

We will see you on March 9th at 8 am at the fairgrounds.

EchoMail has been hired by the County Commission - which is a government entity. If you prefer the request come from the county directly, we can submit a new affidavit of authorization. This is no different from public records and the voter rolls being regularly provided to the Electronic Registration Information Center, which is a private entity do work contracted on behalf of a government entity.

I assume you are on the same page about this - but we are expecting the boxes that contain the ballots and envelopes to be sealed when we arrive and unsealed in our presence so there is no question about chain-of-custody. Also, regarding chain-of-custody, we have concerns over our equipment being left in a locked building during lunch, as such we will require at least one of our people to remain with our equipment at all times.

We are asking the sheriff to send a deputy to oversee the process as I have received several threats over the last few days, including death threats, and we feel it is important for the safety of everyone. Perhaps the Sheriff's office will be willing to let his deputy remain with our representative in the room while your staff and our volunteers go to lunch between noon and 1 pm if you have any concerns over a representative of the county not being present at all times.

Mr. Nichols,

Would you please fill out the affidavit of authorization (attached) for obtaining the latest copy of the voter rolls for Otero County as well as brief statement requesting all of the chain of custody documents and digital records for when absentee ballots were requested, mailed, and received back. Selina needs the request to come directly from the county in order to approve it.

Sincerely,  
Erin Clements

On Wednesday, March 2, 2022, 06:42:15 PM CST, <smaes@co.otero.nm.us> wrote:

In accordance with IPRA, we are allowed to charge the actual cost to the public body for making and transmitting copies, including any personal time involved. There are just over 23,400 ballots and just over 5900 envelopes to be scanned. We

have 5 employees from our office and have hired 5 additional employees, which should be adequate to assist you with your request.

If you feel like one day will suffice, I have attached a new invoice. We will need to receive payment no later than Monday, March 7, 2022 by end of business day. If you need more time, please let us know and we can reschedule.

Your affidavit of authorization is denied due to the fact that EchoMail is not a governmental entity. (1-4-5.5, NMSA 1978)

We don't have specific contact information for our vendors, anyone should be able to help.

## *Selina Maes*

*Elections Coordinator*

*1104 N. White Sands Blvd. Ste C*

*Alamogordo, NM 88310*

*Phone – (575) 437-4942*

*Fax – (575) 443-2922*



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**From:** erin hughes <erin\_hughes@yahoo.com>

**Sent:** Tuesday, March 1, 2022 7:12 PM

**To:** smaes@co.otero.nm.us

**Cc:** 'Robyn Holmes' <rholmes@co.otero.nm.us>; Denise Guerra <dguerra@co.otero.nm.us>; rnichols@co.otero.nm.us

**Subject:** Re: Scheduling Request

Dear Selina,

We will bring 20 people to scan the ballots. We will let our volunteers know that only sealed drinks will be allowed and no writing devices.

We do not believe the invoice for time is fair, applicable, or in accordance with IPRA statutes and the Compliance Guide published by the Attorney General. We have never been charged for reviewing documents in person by any county of the 10 counties where we have reviewed any paper records in person, including paper ballots. This includes Dona Ana county where staff from the County Clerk's office met us at the election warehouse away from their regular place of work on two different occasions to review ballots and tabulator tapes for several hours at a time. Or Harding County, where we reviewed documents for most of a working day. We are not requiring any overtime from your staff as the hours are within normal working hours. Also note that we believe we can finish the work in one day, we have asked for two only to account for contingencies.

Further, the Inspection of Public Records Compliance Guide (<https://www.nmag.gov/uploads/files/Publications/ComplianceGuides/Inspection%20of%20Public%20Records%20Compliance%20Guide%202015.pdf>) lists the circumstances under which a records custodian may charge the records requestor on page 33. Note that fees can only be charged when the custodian is making copies on behalf of the requestor and there is no circumstance where the guide allows the custodian to charge the requestor time for reviewing the documents. We are not asking the County Clerk to create copies for us. EchoMail has already paid the County Clerk's office roughly \$1,000 for the production of digital files. Note that the guide states: "Downloaded copies: A custodian may charge the actual costs of downloading copies of public records to a computer disk or other storage device, including the actual cost of the storage device." You will recall that we were charged a fee *per electronic file* when the guide only allows custodians to charge for the actual cost of the storage, postage, and time to download files (which was likely not more than an hour). We believe we have already been charged excessive, unjustified fees for the records we have received to date.

Please provide further explanation on why you are rejecting the request for the voter rolls. Also, it is my understanding that the absentee ballot records we are requesting are provided to candidates and parties on a weekly basis (and even published on the SOS website) leading up to the election. We need further explanation as to why the County Clerk's office is refusing to provide this same data for this audit commissioned by the County Commissioners. As you know, the County Commissioners are expected to certify the election results based, in part, on these records that you are refusing to provide for inspection. As such, I am renewing my request for the full records related to the absentee ballots as well as the most recent copy of the voter rolls with full voter history.

Sincerely,

Erin Clements

575.680.4004

On Tuesday, March 1, 2022, 05:39:53 PM MST, <[smaes@co.otero.nm.us](mailto:smaes@co.otero.nm.us)> wrote:

## 2020 General Election Audit Procedures

- The scanning of the ballots will take place at the Otero County Fairgrounds on Wednesday, March 9<sup>th</sup> and Thursday, March 10<sup>th</sup> from 8:00 am to 5:00 pm. There will be an hour for lunch from 12:00 pm to 1:00 pm and the building will be locked at this time.

We will allow 20 people for the scanning of the ballots.

No Food or bags will be allowed beyond a certain point. Drinks will be allowed only if they have an air tight lid.

No writing devices will be allowed (pens, pencils, markers, etc.)

- Attached is an invoice for the election workers. The invoice must be paid on or before the scanning of the ballots.
- Our vendors are Automated Election services and Dominion Voting
- The Affidavit of Authorization that you have submitted is rejected pursuant to 1-4-5.5 (E2) NMSA 1978. Also, absentee records you are requesting are considered voter data which we cannot provide pursuant to 1-4-5.5(E2), NMSA 1978. We will provide the ballot tracking forms from our drop boxes.

*Selina Maes*

*Elections Coordinator*

*1104 N. White Sands Blvd. Ste C*

*Alamogordo, NM 88310*

*Phone –(575) 437-4942*

*Fax – (575)443-2922*



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**From:** erin hughes <[erin\\_hughes@yahoo.com](mailto:erin_hughes@yahoo.com)>  
**Sent:** Wednesday, February 16, 2022 8:11 PM  
**To:** [smaes@co.otero.nm.us](mailto:smaes@co.otero.nm.us)  
**Cc:** Denise Guerra <[dguerra@co.otero.nm.us](mailto:dguerra@co.otero.nm.us)>, [rholmes@co.otero.nm.us](mailto:rholmes@co.otero.nm.us), [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us), 'Sylvia Tillbrook' <[stillbrook@co.otero.nm.us](mailto:stillbrook@co.otero.nm.us)>  
**Subject:** Re: Scheduling Request

Thank you, Selina.

Regarding the chain of custody documents - I primarily mean the chain of custody regarding the absentee ballots. That would include records of when and by who they were requested, when they were mailed, when they were returned, and whatever bookkeeping forms your office used to document how many ballots were returned through drop boxes and when they were returned.

Right now, we are estimating the volunteer force needed to complete the work of scanning the ballots and envelopes within two days as approximately 40 people. Please advise as to the location that would be best for your office to do this work.

Regarding the equipment list - please provide the list of vendors used by the County along with the specific types of equipment they provided for the November 2020 election so that we can contact the individual vendors.

I attached the updated Data Request Form. Please note we are requesting all available fields to be provided that document the application date, acceptance date, and source of each registrant.

Thank you for your help with all of this.

Sincerely,

Erin Clements

575.680.4004

On Tuesday, February 15, 2022, 05:47:31 PM CST, <[smaes@co.otero.nm.us](mailto:smaes@co.otero.nm.us)> wrote:

Per the Scope of Work approved by the Otero County Commission on January 13, 2022, the Audit also includes the examination of the physical records and equipment should take no more than two working days and will be performed under the constant supervision of the county. The examination of the physical records and equipment will include:

1. Scanning of all paper ballots for hand recount offsite.

**We will be providing all ballots that were removed from the tabulators for scanning.**

2. Scanning of all absentee ballot envelopes for analysis offsite.

**We will provide absentee envelopes for scanning. They are 9x6 and one side has voter information and the other side has postage information.**

3. Scanning of paper tabulator tapes and chain of custody documents for analysis offsite.

**Per the zoom meeting, you already have copies of the tapes. Will you clarify what chain of custody documents you are requesting.**

4. Creation of forensic images of equipment used during the November 2020 election including tabulators, EMS server, routers, and poll books. The forensic images will not alter or damage the election equipment in any way.

**Please see the attached letter from the SOS.**

5. Test of select tabulators.

**Please see the attached letter from the SOS.**

Please provide a **full list of equipment used during the November 2020 election** and at least **three dates of availability to perform the physical examination of records and equipment** at your earliest possible convenience. Dates need to consist of two consecutive days for scheduling with the forensic experts who will create the forensic images of the equipment.

**All equipment used in the 2020 General Election is leased out from different vendors. Please request from them. Per the zoom meeting, Wednesday March 9<sup>th</sup> and Thursday March 10<sup>th</sup>, 2022 are the dates that are set. We will need a count of volunteers, so we have enough space.**

Also, it had come to our attention that the affidavit of authorization has been updated by the SOS Office. Pursuant to 1-4-5.5 (d) NMSA, we have to use the affidavit prescribed by the SOS. Attached is the new form. Please fill out and send to our office.

## *Selina Maes*

*Elections Coordinator*

*1104 N. White Sands Blvd. Ste C*

*Alamogordo, NM 88310*

*Phone –(575) 437-4942*

*Fax – (575)443-2922*



COUNTY OF  
**OTERO**  
NEW MEXICO

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**From:** erin hughes <[erin\\_hughes@yahoo.com](mailto:erin_hughes@yahoo.com)>

**Sent:** Tuesday, February 1, 2022 10:43 PM

**To:** [smaes@co.otero.nm.us](mailto:smaes@co.otero.nm.us), [rholmes@co.otero.nm.us](mailto:rholmes@co.otero.nm.us)

**Cc:** 'Sylvia Tillbrook' <[stillbrook@co.otero.nm.us](mailto:stillbrook@co.otero.nm.us)>, Denise Guerra <[dguerra@co.otero.nm.us](mailto:dguerra@co.otero.nm.us)>, [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)

**Subject:** Scheduling Request

Dear County Clerk Holmes,

Per the Scope of Work approved by the Otero County Commission on January 13, 2022, the Audit also includes the examination of the physical records and equipment should take no more than two working days and will be performed under the constant supervision of the county. The examination of the physical records and equipment will include:

1. Scanning of all paper ballots for hand recount offsite.
2. Scanning of all absentee ballot envelopes for analysis offsite.
3. Scanning of paper tabulator tapes and chain of custody documents for analysis offsite.
4. Creation of forensic images of equipment used during the November 2020 election including tabulators, EMS server, routers, and poll books. The forensic images will not alter or damage the election equipment in any way.
5. Test of select tabulators.

Please provide a **full list of equipment used during the November 2020 election** and at least **three dates of availability to perform the physical examination of records and equipment** at your earliest possible convenience. Dates need to consist of two consecutive days for scheduling with the forensic experts who will create the forensic images of the equipment.

Thank you for your attention to these matters and please let us know if you have any questions about the documents and schedule being requested.

Sincerely,

Erin Clements

575.680.4004

On Sunday, January 30, 2022, 06:06:08 PM CST, [smaes@co.otero.nm.us](mailto:smaes@co.otero.nm.us) <[smaes@co.otero.nm.us](mailto:smaes@co.otero.nm.us)> wrote:

Please see attached.

***Selina Maes***

***Elections Coordinator***

***1104 N. White Sands Blvd. Ste C***

***Alamogordo, NM 88310***

***Phone –(575) 437-4942***

***Fax – (575)443-2922***



COUNTY OF  
**OTERO**  
NEW MEXICO

## Sylvia Tillbrook

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**From:** erin hughes <erin\_hughes@yahoo.com>  
**Sent:** Tuesday, March 8, 2022 6:05 PM  
**To:** smaes@co.otero.nm.us  
**Subject:** Re: Fairgrounds

Thank you. We will be there by then.

On Tuesday, March 8, 2022, 06:37:13 PM CST, <smaes@co.otero.nm.us> wrote:

If you want to set up early, We will have the Otero County Fairground Exhibit Building open tomorrow at 7:45 am.

## *Selina Maes*

*Elections Coordinator*

*1104 N. White Sands Blvd. Ste C*

*Alamogordo, NM 88310*

*Phone -(575) 437-4942*

*Fax - (575)443-2922*



**Robyn M. Holmes**

Otero County Clerk

**Denise Y. Guerra**

Chief Deputy Clerk



**State of New Mexico  
County of Otero**

**Office of the  
County Clerk**

1104 N. White Sands Blvd., Suite C

Alamogordo, NM 88310

Phone (575) 437-4942

Fax (575) 443-2922

rholmes@co.otero.nm.us

January 13, 2022

EchoMail

Attn: Erin Clements

701 Concord Ave.

Cambridge, MA 20138

Dear Ms. Clements,

The Otero County Clerk's Office has received your IPRA request concerning the scheduling for examination of the physical records and equipment.

Additional time will be required.

Best Regards,

Robyn Holmes

Otero County Clerk

RH/sm

## Sylvia Tillbrook

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**From:** smaes@co.otero.nm.us  
**Sent:** Thursday, January 13, 2022 4:15 PM  
**To:** vashiva@vashiva.com; erin\_hughs@yahoo.com  
**Cc:** 'Sylvia Tillbrook'; rnichols@co.otero.nm.us; rholmes@co.otero.nm.us; Denise Guerra  
**Subject:** EchoMail IPRA Response  
**Attachments:** IPRA EchoMail001.pdf

Please see attached document.

## *Selina Maes*

*Elections Coordinator*

*1104 N. White Sands Blvd. Ste C*

*Alamogordo, NM 88310*

*Phone -(575) 437-4942*

*Fax - (575)443-2922*



COUNTY OF  
**OTERO**  
NEW MEXICO



## MASTER LICENSE AND SERVICES AGREEMENT

This Agreement is entered into as of December \_\_\_\_, 2021 (“the Effective Date”) between EchoMail, Inc., a Delaware Corporation, its subsidiaries, affiliates, authorized resellers/distributors, (“ECHOMAIL”) and Otero County Commission its subsidiaries and affiliates, (“CUSTOMER”).

In consideration of the mutual covenants contained herein, the parties hereto hereby agree as follows:

### 1.0 Definitions

As used herein, the following terms shall have the designated meanings:

- 1.1 “Licensed Software” shall mean the software designated on any Schedule as being licensed by ECHOMAIL to CUSTOMER under this Agreement.
- 1.2 “Schedule” shall mean any schedules or exhibits, including any Statements of Work included therein, executed by the parties and attached to the Agreement as of the date hereof and any Schedules or exhibits, including any Statement of Work included therein, subsequently executed by the parties and attached to this Agreement.
- 1.3 “Services” shall mean the services designated in any Schedule as being provided by ECHOMAIL to CUSTOMER under this Agreement.

### 2.0 License

- 2.1 If the agreed-upon offering from ECHOMAIL includes Licensed Software, ECHOMAIL will grant to CUSTOMER a non-perpetual, non-exclusive, non-transferable, non-sublicensable right and license to use the Licensed Software in object code form only to receive, process, analyze, transmit and respond to digital content i.e. messages, images, email, web pages, social media posts, etc. solely for its own business purposes subject to and in accordance with the provisions of this Agreement, the terms in Schedule, and the accompanying documentation.
- 2.2 If CUSTOMER requires access of Licensed Software by any consultants or third-party entities, then CUSTOMER agrees to ensure that such consultants or third-party entities execute a separate agreement with ECHOMAIL to ensure protection of ECHOMAIL’s Intellectual Property. CUSTOMER agrees that at no time will CUSTOMER allow any direct or indirect competitor of ECHOMAIL to access or to use the Licensed Software. CUSTOMER agrees to abide by ECHOMAIL’s reasonable definition of competitor, should there ever come a question as to if an entity is a competitor to ECHOMAIL or not.
- 2.3 The Licensed Software and documentation provided therewith are provided with RESTRICTED RIGHTS. Use, duplication or disclosure by the United States Government is subject to the restrictions as set forth in subparagraph (c)(1)(ii) of the Rights in Technical Data and Computer Software clause at DFARS 252.227-7013 or subparagraphs (c)(1) and (2) of the Commercial Computer Software - Restricted Rights at 48 CFR 52.227-19, as applicable.

### 3.0 ECHOMAIL Responsibilities

- 3.1 ECHOMAIL shall be solely responsible for the proper installation of the Licensed Software in machine-readable, object code form.
- 3.2 ECHOMAIL will also provide to CUSTOMER services for implementation, training, customization, maintenance, hosting and other services related to Licensed Software as requested by CUSTOMER as outlined in the appropriate Schedule(s).
- 3.3 ECHOMAIL agrees to provide to CUSTOMER access codes for the use of the Licensed Software. On the date that CUSTOMER uses any of those access codes to use the Licensed Software in a production format, the formal delivery of the Licensed Software is complete (“Delivery Date”).
- 3.4 Following the Delivery Date, ECHOMAIL shall provide software support and maintenance services under this Agreement in accordance with the terms and conditions set forth in the appropriate Schedule. ECHOMAIL shall provide the software support services set forth in Schedule for only the then current release of the Licensed Software.

3.5 ECHOMAIL will provide timely new releases and updated documentation of the Licensed Software at no additional cost to CUSTOMER.

#### 4.0 Services

4.1 All work shall be performed in a workmanlike and professional manner by ECHOMAIL having a level of skill in the area commensurate with the requirements of the scope of work to be performed.

#### 5.0 Price

The prices for all ECHOMAIL Licensed Software, Services and related maintenance and support services shall be set forth in the applicable Schedule. If CUSTOMER desires to add additional software to the Licensed Software or buy additional units, CUSTOMER shall have the right to do so during the term hereof for the prices set forth in applicable signed Schedule(s).

#### 6.0 Payment

6.1 CUSTOMER shall pay ECHOMAIL the fees for all Licensed Software and related maintenance and according to the Payment Schedule as outlined in signed applicable Schedule(s).

6.2 ECHOMAIL shall invoice CUSTOMER for all CUSTOMER pre-approved Out-of-Pocket Expenses and any other amounts due as set forth in signed applicable Schedule(s) on a monthly basis. Each invoice shall contain detailed entries of Software, Service and other items. CUSTOMER shall pay all as denoted in signed applicable Schedule(s).

6.3 If CUSTOMER does not pay for the Licensed Software within the time limits as agreed upon in signed applicable Schedule(s), ECHOMAIL will contact CUSTOMER to obtain payment and attempt to resolve any discrepancies. If after 30 days, the discrepancy cannot be solved, CUSTOMER agrees that ECHOMAIL has the right to terminate CUSTOMER'S further use of the Licensed Software until payment is received.

6.4 All payments not made within the time periods specified herein shall bear interest at the rate of one and one half percent (1.5%) per month or the maximum allowed by law, whichever is less, until paid in full.

6.5 In the event of termination, CUSTOMER is responsible for any and all amounts due to EchoMail per the terms of any signed Schedules or Statement of Work(s).

#### 7.0 Schedules

The applicable Schedule sets forth the ECHOMAIL Licensed Software and/or Services to be obtained by CUSTOMER. The parties may execute additional Schedules and such additional Schedules will be bound by the terms of this Agreement.

#### 8.0 Publicity

ECHOMAIL may use CUSTOMER'S name and identifying logo on ECHOMAIL'S customer list and web site.

#### 9.0 Transmission Difficulties

CUSTOMER acknowledges that it shall be fully and solely responsible for assuring that data sent by CUSTOMER to ECHOMAIL reach ECHOMAIL in proper condition, and ECHOMAIL shall have no liability in connection therewith.

#### 10.0 Intellectual Property Rights

ECHOMAIL possesses, and shall at all times continue to possess and own, the entire right, title and interest in and to the Licensed Software, the results or deliverables of any Services performed hereunder (which shall be deemed to be Licensed Software for purposes of this Agreement) and all intellectual property rights of any nature whatsoever with respect to the foregoing. All right, title and interest in and to any programs, systems, data and materials furnished to ECHOMAIL by CUSTOMER are and shall remain the property of CUSTOMER and will be returned to CUSTOMER at the earlier of termination of this Agreement or the completion of Services.

## 11.0 Confidential Information

- 11.1 During the term of this Agreement, each party shall disclose to the other party, both orally and in writing, certain information of the disclosing party which concerns the disclosing party's business plans, customers, technology or products which are or contain confidential, proprietary or trade secret information (collectively the "Information"), which is either marked in a manner to indicate that it is considered proprietary or confidential or otherwise subject to limited distribution as provided herein, or is disclosed in such a manner that a reasonable person would understand the confidential nature of the Information disclosed. In addition, future business plans, customer, customer lists and financial information, and confidential information of third parties to which a party has had access shall be deemed Information. A party receiving Information shall hold such Information in strict confidence and shall not disclose such Information to any person or entity other than to the employees, agents or consultants of such party having a need to know in order for such party to perform properly its obligations under this Agreement. Such party shall make no other use of any nature whatsoever of any such Information. The Licensed Software constitutes Information of ECHOMAIL.
- 11.2 All vendors, service providers, consultants and other third-party agents engaged by the CUSTOMER that are involved in the use of or interaction with ECHOMAIL shall sign EchoMail Mutual Non-disclosure Agreement.
- 11.3 This Agreement shall impose no obligation of confidentiality upon a recipient with respect to any portion of the Information received hereunder which is (a) now or hereafter, through no unauthorized act or failure to act on recipient's part, in the public domain; (b) known to the recipient without an obligation of confidentiality at the time recipient receives the same from the disclosing party, as evidenced by written records; (c) hereafter furnished to the recipient by a third party as a matter of right and without restriction on disclosure; (d) furnished to others by the disclosing party without restrictions on disclosure; (e) independently developed by the recipient without use of the disclosing party's Information; or (f) required to be disclosed pursuant to a requirement of a government agency or law, so long as the recipient provides prompt notice to the disclosing party of such requirement prior to any such disclosure and reasonably cooperates with the disclosing party if it elects to seek to limit or avoid such disclosure by any lawful means.
- 11.4 Each party acknowledges that in the event of any breach or threatened breach of this Section 11.0, the other party shall suffer irreparable harm and will not possess an adequate remedy at law. Accordingly, each party shall have the right to obtain injunctive relief to restrain such breach or threatened breach.
- 11.5 No right of ownership or title to any Information is transferred by either party to the other party under or pursuant to this Agreement.
- 11.6 CUSTOMER acknowledges that Licensed Software provided by ECHOMAIL is copyrighted by ECHOMAIL. The trademarks, trade names and logos under which ECHOMAIL markets the Licensed Software are the exclusive property of ECHOMAIL and this Agreement provides no rights thereto to CUSTOMER. Any copyright notice used by ECHOMAIL shall not be deemed to imply that any part of such item has been published or has been placed in the public domain.

## 12.0 Warranty

- 12.1 ECHOMAIL warrants for a period of sixty (60) days following the Delivery Date of the applicable Licensed Software to CUSTOMER that any Licensed Software provided by ECHOMAIL shall materially conform to ECHOMAIL'S then current documentation. In the event any Licensed Software does not so materially conform to then current documentation, ECHOMAIL shall undertake reasonable commercial efforts to correct such non-conformity. Such correction shall constitute CUSTOMER'S sole remedy and ECHOMAIL'S sole liability in the event of any breach of such warranty by ECHOMAIL.
- 12.2 EXCEPT AS OTHERWISE STATED IN THIS SECTION 12, ECHOMAIL MAKES NO WARRANTIES WITH RESPECT TO THE LICENSED SOFTWARE OR THE SERVICES PERFORMED UNDER THIS AGREEMENT AND DISCLAIMS ALL OTHER WARRANTIES, EXPRESS OR IMPLIED, STATUTORY OR OTHERWISE, INCLUDING, BUT NOT LIMITED TO, THE IMPLIED WARRANTIES OF MERCHANTABILITY, FITNESS FOR A PARTICULAR PURPOSE, NONINFRINGEMENT, FREEDOM FROM BUGS, CORRECTNESS OR RELIABILITY, OR THAT THE LICENSED SOFTWARE'S USE WILL BE UNINTERRUPTED OR ERROR-FREE, AND ALL WARRANTIES ARISING OUT OF COURSE OF DEALING, COURSE OF PERFORMANCE, OR USAGE IN THE TRADE.

13.0 Infringement

- 13.1 ECHOMAIL shall defend, indemnify and hold harmless CUSTOMER from all costs, expenses, damages, suits and other proceedings incurred by CUSTOMER, its officers, directors, employees or agents in connection with any claim that the Licensed Software infringes any patent, copyright, trade secret or other proprietary rights of any third party, provided that (a) CUSTOMER promptly informs ECHOMAIL of any such action, and (b) CUSTOMER furnishes to ECHOMAIL all information and assistance in connection therewith which may be reasonably requested by ECHOMAIL from time to time. ECHOMAIL shall have the sole right to settle, defend, or otherwise handle any such claim. In the event the use of any Licensed Software is enjoined, ECHOMAIL shall, at its option, either (a) procure for CUSTOMER the right to continue to use such Licensed Software, (b) replace or modify the same to make it non-infringing, or (c) terminate the license to such Licensed Software and provide a pro rata refund to CUSTOMER of all amounts paid by CUSTOMER for the allegedly infringing Licensed Software to ECHOMAIL hereunder, based upon a five (5) year life of such Licensed Software.
- 13.2 ECHOMAIL'S obligations under this Section 13.0 shall be only for the benefit of CUSTOMER. ECHOMAIL shall not be obligated to defend or to be liable under this Section 13.0 to the extent the infringement asserted arises out of (a) compliance with specification originating with CUSTOMER, (b) use or combination of Licensed Software with items not provided by ECHOMAIL to the extent such infringement would not have occurred but for such use or combination with such other items; (c) use of other than the latest unmodified version of Licensed Software if such infringement would have been avoided by the use of such later version; or (d) modification of Licensed Software other than by ECHOMAIL.
- 13.3 This Section 13.0 states the exclusive remedy of CUSTOMER and the entire liability of ECHOMAIL with respect to infringement of any patent, copyright, or other proprietary rights of third parties by items furnished by ECHOMAIL hereunder.

14.0 Indemnification

- 14.1 Each party shall indemnify and hold harmless the other party, its subsidiaries, their officers, directors, agents and employees from any claims for loss, cost, damage, expense or liability by reason of bodily injury (including death) or tangible property damage arising out of, as a result of, or in connection with, the indemnifying party's performance under this Agreement or the negligent actions or omissions or willful wrongdoing of the indemnifying party, provided that the indemnified party gives the indemnifying party prompt written notice of such claims and, full information, reasonable assistance and authority for the defense or settlement of such claims.

15.0 Limitation of Liability

EXCEPT AS EXPRESSLY PROVIDED HEREIN, ECHOMAIL'S LIABILITY UNDER THIS AGREEMENT, WHETHER FOR BREACH OF WARRANTY OR CONTRACT, TORT (INCLUDING NEGLIGENCE) OR OTHERWISE, SHALL IN NO EVENT EXCEED AMOUNT PAID BY CUSTOMER TO ECHOMAIL UNDER THIS AGREEMENT CONTRACT PRICE, AS SET FORTH IN SCHEDULE FOR LICENSED SOFTWARE AND/OR SERVICES, WHICH ALLEGEDLY DAMAGED CUSTOMER. THE CONTRACT PRICE, AS SET FORTH IN SCHEDULE A. IN NO EVENT SHALL ECHOMAIL HAVE ANY LIABILITY FOR INDIRECT, SPECIAL, INCIDENTAL, CONSEQUENTIAL OR PUNITIVE DAMAGES OF ANY KIND, WHETHER UNDER THIS AGREEMENT OR OTHERWISE, EVEN IF ECHOMAIL HAS BEEN ADVISED OF THE POSSIBILITY OF SUCH LOSS.

16.0 Term

Unless earlier terminated in accordance with Section 17.0 hereof, the term of this Agreement shall commence as of the date hereof and shall continue in full force and effect for three (3) years thereafter. This Agreement shall automatically renew for successive one (1) year terms, thereafter, unless terminated by either party by written notice to the other at least thirty (30) days prior to the renewal date.

17.0 Termination

- 17.1 In the event of a breach of this Agreement by a party hereto (including without limitation use of the Licensed Software by CUSTOMER in excess of the use limitations specified in any applicable Schedule(s), the non-breaching party shall give notice of such default to the other party and, if the breach is not cured within sixty (60) calendar days of such notice, the non-breaching party shall be entitled to terminate this Agreement immediately upon notice to the other party.
- 17.2 In the event a party hereto files a voluntary petition for bankruptcy, has an involuntary petition for bankruptcy filed against it which remains undismissed for at least sixty (60) days, makes an assignment for the benefit of its creditors, or has a receiver appointed for all or a substantial portion of its property, the other party shall have the right to terminate this Agreement immediately upon notice.
- 17.3 The rights and obligations of the parties under Sections 2.3, 6.0, 8.0, 10.0, 11.0, 12.0, 13.0, 14.0, 15.0, 17.3 and 18.0 hereof shall survive any termination of this Agreement. Except for the foregoing, immediately upon the effective date of any termination, all rights and obligations of the parties under this Agreement shall cease and terminate. CUSTOMER shall, within ten (10) days after the effective date of any termination, promptly, first, deliver to ECHOMAIL all copies of any Licensed Software provided by ECHOMAIL and all ECHOMAIL'S Information then in CUSTOMER'S possession; second, destroy any copies of Licensed Software whatsoever in CUSTOMER'S possession; third, allow ECHOMAIL access to hardware systems that contained or contain Licensed Software to verify and ensure termination of use of Licensed Software.
- 17.4 In the event of early termination, CUSTOMER is obligated to pay to ECHOMAIL any and all amounts due for Services performed through the date of termination.
- 17.5 CUSTOMER may terminate this Agreement at any time on sixty (60) days prior written notice and CUSTOMER, in such event is obligated to pay to ECHOMAIL any and all amounts due per the terms of any Schedules agreed upon by both parties.

18.0 Miscellaneous

- 18.1 Each party irrevocably agrees that in any court proceedings initiated by CUSTOMER, the state and federal courts located in the State of Arizona shall have exclusive jurisdiction to settle any dispute, and for any court proceedings initiated by ECHOMAIL, the state and federal courts located in the Commonwealth of Massachusetts shall have exclusive jurisdiction to settle any dispute with respect to any matters relating to this Agreement.
- 18.2 The validity, construction and performance of this Agreement shall be governed by the laws of the Commonwealth of Massachusetts. The parties hereto submit to the non-exclusive jurisdiction of the state and federal courts located in the Commonwealth of Massachusetts with respect to any matters relating to this Agreement.
- 18.3 Neither party shall be in breach of this Agreement if there is any total or partial failure of performance by it of its duties and obligations under this Agreement occasioned by any act of God, fire, act of government or state, war, civil commotion, insurrection, embargo, prevention from or hindrance in obtaining any raw materials, energy or other supplies, labor disputes of whatever nature and any other reason beyond the reasonable control of either party.
- 18.4 In the event that any provision of this Agreement shall be held to be void or unenforceable by any court of competent jurisdiction, such determination shall not affect the remainder of this Agreement, which shall remain in full force and effect, and the void or unenforceable provision shall be enforced to the maximum extent legally permissible.
- 18.5 This Agreement shall not be transferable or assignable by CUSTOMER without the prior written consent of ECHOMAIL, such consent not to be unreasonably withheld. Notwithstanding the foregoing, upon notice to ECHOMAIL, CUSTOMER may assign this Agreement or any rights, duties or obligations hereunder to a corporation controlling, controlled by or under common control with CUSTOMER. Any assignment or transfer in violation of this provision shall be void and without effect.
- 18.6 This Agreement shall not be transferable or assignable by either party without the prior written consent of the other party. Any assignment or transfer in violation of this provision shall be void and without effect.
- 18.7 This Agreement embodies and sets forth the entire agreement and understanding of the parties and



# Memorandum

To: Robyn Holmes, Otero County Clerk

From: EchoMail

Date: January 13, 2022

Re: Inspection of Public Documents Request and Scheduling Request for Examination of Physical Records and Equipment

Per New Mexico's Inspection of Public Documents Request Act (IPRA), Agenda Item 19 to complete an audit of the November 2020 election approved during County of Otero County Commission meeting held on November 18, 2021, and Agenda Item 17 to approve contract with EchoMail to perform the election audit approved during the Otero County Commission meeting held on January 13, 2022, please provide the following items as soon as possible:

1. Full Otero County Voter Registration Roll with all available fields as they were as close as possible to the following dates:
  - a. January 1, 2020
  - b. June 1, 2020
  - c. November 3, 2020
  - d. December 1, 2020
  - e. January 1, 2021
  - f. June 1, 2021
  - g. November 2, 2021
  - h. December 1, 2021
2. All ballot images produced by the tabulators during the November 2020 election in their original form.
3. The Cast Vote Record Database (CVR) produced by the Dominion software in its original form.
4. The ballot templates provided by Dominion.
5. Digital images of the voter's signature if maintained by the County or the State for Signature Verification.
6. The Standard Operating Procedure and/or algorithms used by the County for Signature Verification.

Erin Clements  
575.680.4004  
erin\_hughes@yahoo.com

7. A list of all IP addresses which have accesses the County Voter Registration Database and the State Voter Registration Database starting in January 2020 through December 2021.

Please provide the above documents on a hard drive if possible. Additional records may be requested in the future based on the analysis on these records.

Per the Scope of Work approved by the Otero County Commission on January 13, 2022, the Audit also includes the examination of the physical records and equipment should take no more than two working days and will be performed under the constant supervision of the county. The examination of the physical records and equipment will include:

1. Scanning of all paper ballots for hand recount offsite.
2. Scanning of all absentee ballot envelopes for analysis offsite.
3. Scanning of paper tabulator tapes and chain of custody documents for analysis offsite.
4. Creation of forensic images of equipment used during the November 2020 election including tabulators, EMS server, routers, and poll books. The forensic images will not alter or damage the election equipment in any way.
5. Test of select tabulators.

Please provide at least three dates of availability to perform the physical examination of records and equipment at your earliest possible convenience. Dates need to consist of two consecutive days for scheduling with the forensic experts who will create the forensic images of the equipment.

Thank you for your attention to these matters and please let us know if you have any questions about the documents and schedule being requested.

**Sylvia Tillbrook**

---

**From:** smaes@co.otero.nm.us  
**Sent:** Thursday, January 20, 2022 2:43 PM  
**To:** 'Vigil, Mandy, SOS'  
**Cc:** Denise Guerra; rholmes@co.otero.nm.us  
**Subject:** Otero Audit  
**Attachments:** Agreement Echomail.pdf; IPRA REQUEST ECHOMAIL001.pdf

Attached is the agreement and the IPRA request from EchoMail.

**Selina Maes**

*Elections Coordinator*

*1104 N. White Sands Blvd. Ste C*

*Alamogordo, NM 88310*

*Phone -(575) 437-4942*

*Fax - (575)443-2922*



## Sylvia Tillbrook

---

**From:** Vigil, Mandy, SOS <Mandy.Vigil@state.nm.us>  
**Sent:** Thursday, January 20, 2022 3:44 PM  
**To:** Maes, Selina  
**Cc:** Guerra, Denise Y.; Holmes, Robyn  
**Subject:** RE: [EXTERNAL] Otero Audit

Thank you.

---

**From:** smaes@co.otero.nm.us <smaes@co.otero.nm.us>  
**Sent:** Thursday, January 20, 2022 2:43 PM  
**To:** Vigil, Mandy, SOS <Mandy.Vigil@state.nm.us>  
**Cc:** Guerra, Denise Y. <dguerra@co.otero.nm.us>; Holmes, Robyn <rholfmes@co.otero.nm.us>  
**Subject:** [EXTERNAL] Otero Audit

CAUTION: This email originated outside of our organization. Exercise caution prior to clicking on links or opening attachments.

Attached is the agreement and the IPRA request from EchoMail.

## Selina Maes

*Elections Coordinator*

*1104 N. White Sands Blvd. Ste C*

*Alamogordo, NM 88310*

*Phone -(575) 437-4942*

*Fax - (575)443-2922*



COUNTY OF  
**OTERO**  
NEW MEXICO

## Sylvia Tillbrook

---

**From:** Vigil, Mandy, SOS <Mandy.Vigil@state.nm.us>  
**Sent:** Friday, January 21, 2022 10:02 AM  
**To:** Maes, Selina  
**Cc:** Guerra, Denise Y.; Holmes, Robyn  
**Subject:** RE: [EXTERNAL] Otero Audit

Good morning,

Can we all plan to discuss this next week? Does either Tuesday at 4pm or Wednesday at 10am work for your team?

Thanks,  
Mandy

**From:** smaes@co.otero.nm.us <smaes@co.otero.nm.us>  
**Sent:** Thursday, January 20, 2022 2:43 PM  
**To:** Vigil, Mandy, SOS <Mandy.Vigil@state.nm.us>  
**Cc:** Guerra, Denise Y. <dguerra@co.otero.nm.us>; Holmes, Robyn <rholfmes@co.otero.nm.us>  
**Subject:** [EXTERNAL] Otero Audit

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Attached is the agreement and the IPRA request from EchoMail.

## Selina Maes

*Elections Coordinator*

*1104 N. White Sands Blvd. Ste C*

*Alamogordo, NM 88310*

*Phone -(575) 437-4942*

*Fax - (575)443-2922*



COUNTY OF  
**OTERO**  
NEW MEXICO

## Sylvia Tillbrook

---

**From:** rholmes@co.otero.nm.us  
**Sent:** Friday, January 21, 2022 10:53 AM  
**To:** 'Vigil, Mandy, SOS'  
**Cc:** 'Denise Guerra'; smaes@co.otero.nm.us  
**Subject:** RE: [EXTERNAL] Otero Audit

Good morning Mandy,

Wednesday at 10:00 am sounds good.

Thank you and have a great weekend!

Robyn

---

**From:** Vigil, Mandy, SOS <Mandy.Vigil@state.nm.us>  
**Sent:** Friday, January 21, 2022 10:02 AM  
**To:** Maes, Selina <smaes@co.otero.nm.us>  
**Cc:** Guerra, Denise Y. <dguerra@co.otero.nm.us>; Holmes, Robyn <rholmes@co.otero.nm.us>  
**Subject:** RE: [EXTERNAL] Otero Audit

Good morning,

Can we all plan to discuss this next week? Does either Tuesday at 4pm or Wednesday at 10am work for your team?

Thanks,  
Mandy

---

**From:** [smaes@co.otero.nm.us](mailto:smaes@co.otero.nm.us) <[smaes@co.otero.nm.us](mailto:smaes@co.otero.nm.us)>  
**Sent:** Thursday, January 20, 2022 2:43 PM  
**To:** Vigil, Mandy, SOS <[Mandy.Vigil@state.nm.us](mailto:Mandy.Vigil@state.nm.us)>  
**Cc:** Guerra, Denise Y. <[dguerra@co.otero.nm.us](mailto:dguerra@co.otero.nm.us)>; Holmes, Robyn <[rholmes@co.otero.nm.us](mailto:rholmes@co.otero.nm.us)>  
**Subject:** [EXTERNAL] Otero Audit

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Attached is the agreement and the IPRA request from EchoMail.

## Selina Maes

*Elections Coordinator*

*1104 N. White Sands Blvd. Ste C*

*Alamogordo, NM 88310*

*Phone -(575) 437-4942*

*Fax - (575)443-2922*



COUNTY OF  
**OTERO**  
NEW MEXICO

## Sylvia Tillbrook

---

**From:** smaes@co.otero.nm.us  
**Sent:** Monday, January 24, 2022 4:04 PM  
**To:** 'Sylvia Tillbrook'  
**Subject:** Audit

Robert Ruediger called and said he would like to be a volunteer for the audit. Here is his contact information.

3500 Basswood Dr.  
575-430-6837  
rlreudiger@live.com

## *Selina Maes*

*Elections Coordinator*

*1104 N. White Sands Blvd. Ste C*

*Alamogordo, NM 88310*

*Phone -(575) 437-4942*

*Fax - (575)443-2922*



COUNTY OF  
**OTERO**  
NEW MEXICO

**Robyn M. Holmes**  
Otero County Clerk

**Denise Y. Guerra**  
Chief Deputy Clerk



State of New Mexico  
County of Otero

**Office of the  
County Clerk**  
1104 N. White Sands Blvd., Suite C  
Alamogordo, NM 88310  
Phone (575) 437-4942  
Fax (575) 443-2922  
rholmes@co.otero.nm.us

January 28, 2022

EchoMail  
Attn: Erin Clements  
701 Concord Ave.  
Cambridge, MA 20138

Dear Ms. Clements,

In response to your IPRA request dated January 13, 2022, our response is as follows:

1. Full Otero County Voter Registration Roll with all available fields as they were as close as possible to the following dates:
  - a. January 1, 2020
  - b. June 1, 2020,
  - c. November 3, 2020
  - d. December 1, 2020
  - f. June 1, 2021
  - g. November 2, 2021
  - h. December 1, 2021

**Response: No responsive records.**

2. All Ballot images produced by the tabulators during the November 2020 Election in their original form.

**Response: Ballot images are available on a USB in tiff form by precinct.**

3. The Cast Vote Record Database (CVR) produced by the Dominion software in its original form.

**Response: File is included on USB.**

4. The ballot templets provided by Dominion.

**Response: Templets are located on the USB.**

5. Digital images of the voter's signatures if maintained by the county or the State for Signature verification.

**Response: No responsive record.**

6. The Standard Operating Procedure and/or algorithms used by the county for signature verification.

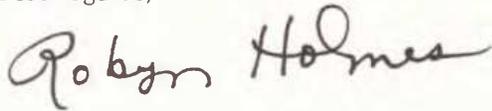
**Response: No responsive record.**

7. A list of all IP addresses which have accesses the county voter registration database and state voter registration database starting in January 2020 through December 2021.

**Response: Due to security issues, we cannot release IP addresses.**

Please see attached invoice for the above request. Once payment is received, we will release records. Please make arrangements with Selina Maes for payment.

Best Regards,

A handwritten signature in black ink that reads "Robyn Holmes". The signature is written in a cursive style with a large initial "R".

Robyn Holmes  
Otero County Clerk

RH/sm

## Sylvia Tillbrook

---

**From:** smaes@co.otero.nm.us  
**Sent:** Wednesday, January 26, 2022 5:46 PM  
**To:** 'Vigil, Mandy, SOS'  
**Cc:** rholmes@co.otero.nm.us; Denise Guerra  
**Subject:** EchoMail IPRA Response  
**Attachments:** EchoMail Response001.pdf

Attached is he response to EchoMail IPRA.

## *Selina Maes*

*Elections Coordinator*

*1104 N. White Sands Blvd. Ste C*

*Alamogordo, NM 88310*

*Phone -(575) 437-4942*

*Fax - (575)443-2922*



## Sylvia Tillbrook

---

**From:** Lopez, Tracy, SOS <Tracy.Lopez2@state.nm.us>  
**Sent:** Thursday, January 27, 2022 3:55 PM  
**To:** Maes, Selina  
**Cc:** Vigil, Mandy, SOS; Holmes, Robyn; Guerra, Denise Y.  
**Subject:** Re: [EXTERNAL] EchoMail IPRA Response

Hello ladies. I'm waiting on a review from our legal department, as soon as I get that I'll forward on our guidance.

Tracy

---

**From:** smaes@co.otero.nm.us <smaes@co.otero.nm.us>  
**Sent:** Thursday, January 27, 2022 12:40:02 PM  
**To:** Lopez, Tracy, SOS <Tracy.Lopez2@state.nm.us>  
**Cc:** Vigil, Mandy, SOS <Mandy.Vigil@state.nm.us>; Holmes, Robyn <rholmes@co.otero.nm.us>; Guerra, Denise Y. <dguerra@co.otero.nm.us>  
**Subject:** RE: [EXTERNAL] EchoMail IPRA Response

I was wondering if you will have this information today by 3, we are not going to be here tomorrow

## Selina Maes

*Elections Coordinator*

*1104 N. White Sands Blvd. Ste C*

*Alamogordo, NM 88310*

*Phone -(575) 437-4942*

*Fax - (575)443-2922*



COUNTY OF  
**OTERO**  
NEW MEXICO

---

**From:** Vigil, Mandy, SOS <Mandy.Vigil@state.nm.us>  
**Sent:** Thursday, January 27, 2022 12:24 PM  
**To:** Maes, Selina <smaes@co.otero.nm.us>; Lopez, Tracy, SOS <Tracy.Lopez2@state.nm.us>  
**Cc:** Holmes, Robyn <rholmes@co.otero.nm.us>; Guerra, Denise Y. <dguerra@co.otero.nm.us>  
**Subject:** Re: [EXTERNAL] EchoMail IPRA Response

Hi Selina,

Tracy will be sending over sample language to protect items that are a security issue.

Thanks,  
Mandy

Sent from my iPhone

On Jan 26, 2022, at 5:45 PM, [smaes@co.otero.nm.us](mailto:smaes@co.otero.nm.us) wrote:

CAUTION: This email originated outside of our organization. Exercise caution prior to clicking on links or opening attachments.

Attached is he response to EchoMail IPRA.

## ***Selina Maes***

*Elections Coordinator*

*1104 N. White Sands Blvd. Ste C*

*Alamogordo, NM 88310*

*Phone -(575) 437-4942*

*Fax - (575)443-2922*



STATE OF NEW MEXICO

**MAGGIE TOULOUSE OLIVER**

SECRETARY OF STATE

## Sylvia Tillbrook

---

**From:** Robyn Holmes <rholmes@co.otero.nm.us>  
**Sent:** Friday, January 28, 2022 9:42 AM  
**To:** Lopez, Tracy, SOS; Maes, Selina; Guerra, Denise Y.  
**Cc:** Vigil, Mandy, SOS  
**Subject:** Re: SOS guidance re: IP addresses

Thank you so much Tracy!  
Robyn

Sent from my Verizon, Samsung Galaxy smartphone  
Get [Outlook for Android](#)

## Sylvia Tillbrook

---

**From:** Lopez, Tracy, SOS <Tracy.Lopez2@state.nm.us>  
**Sent:** Friday, January 28, 2022 9:44 AM  
**To:** Holmes, Robyn; Maes, Selina; Guerra, Denise Y.  
**Cc:** Vigil, Mandy, SOS  
**Subject:** RE: [EXTERNAL] Re: SOS guidance re: IP addresses

Oh good. Sorry about sending it so late. Please let me know if you have any questions or concerns.

Tracy

---

**From:** Robyn Holmes <rholmes@co.otero.nm.us>  
**Sent:** Friday, January 28, 2022 9:42 AM  
**To:** Lopez, Tracy, SOS <Tracy.Lopez2@state.nm.us>; Maes, Selina <smaes@co.otero.nm.us>; Guerra, Denise Y. <dguerra@co.otero.nm.us>  
**Cc:** Vigil, Mandy, SOS <Mandy.Vigil@state.nm.us>  
**Subject:** [EXTERNAL] Re: SOS guidance re: IP addresses

CAUTION: This email originated outside of our organization. Exercise caution prior to clicking on links or opening attachments.

Thank you so much Tracy!  
Robyn

Sent from my Verizon, Samsung Galaxy smartphone  
Get [Outlook for Android](#)

**Robyn M. Holmes**

Otero County Clerk

**Denise Y. Guerra**

Chief Deputy Clerk



**State of New Mexico  
County of Otero**

**Office of the  
County Clerk**

1104 N. White Sands Blvd., Suite C  
Alamogordo, NM 88310  
Phone (575) 437-4942  
Fax (575) 443-2922  
rholmes@co.otero.nm.us

January 28, 2022

EchoMail

Attn: Erin Clements

701 Concord Ave.

Cambridge, MA 20138

Dear Ms. Clements,

In response to your IPRA request dated January 13, 2022, our response is as follows:

1. Full Otero County Voter Registration Roll with all available fields as they were as close as possible to the following dates:

- a. January 1, 2020
- b. June 1, 2020,
- c. November 3, 2020
- d. December 1, 2020
- f. June 1, 2021
- g. November 2, 2021
- h. December 1, 2021

**Response: No responsive records.**

2. All Ballot images produced by the tabulators during the November 2020 Election in their original form.

**Response: Ballot images are available on a USB in tiff form by precinct.**

3. The Cast Vote Record Database (CVR) produced by the Dominion software in its original form.

**Response: File is included on USB.**

4. The ballot templets provided by Dominion.

**Response: Templets are located on the USB.**

5. Digital images of the voter's signatures if maintained by the county or the State for Signature verification.

**Response: No responsive record.**

6. The Standard Operating Procedure and/or algorithms used by the county for signature verification.

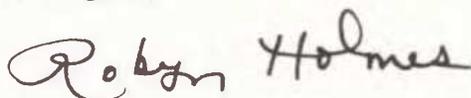
**Response: No responsive record.**

7. A list of all IP addresses which have accesses the county voter registration database and state voter registration database starting in January 2020 through December 2021.

**Response: The list of IP addresses sought in the request does not exist, therefore we have no responsive records. The right to inspect applies to any nonexempt public record that exists at the time of the request. A state agency is not required to compile information from the public body's records or otherwise create a new public record in response to a request. See NMSA 1978, Section 14-2-8(B).**

Please see attached invoice for the above request. Once payment is received, we will release records. Please make arrangements with Selina Maes for payment.

Best Regards,



Robyn Holmes  
Otero County Clerk

RH/sm

OTERO COUNTY CLERK  
1104 N. WHITE SANDS BLVD. SUITE C  
ALAMOGORDO, NM 88310  
(575) 437-4942

Invoice No.

1

# INVOICE

## Customer

Name EchoMail  
Address 701 Concord Ave.  
City Cambridge State MA ZIP 20138  
Phone 575-680-4004

## Misc

Date  
Order No.  
Rep  
FOB

Qty	Description	Unit Price	TOTAL
	The following are fees associated with the January 13, 2022 IPRA request		
23261	Ballot images from the 2020 General Election	\$ 0 04	\$ 930 44
16	Cast Vote Records from the 2020 General Election	\$ 0 04	\$ 0 64
59	Sample Ballots from the 2020 General Election	\$ 0 04	\$ 2 36
1	Verbatim Pin Stripe 32 GB Flash Drive	\$ 5 99	\$ 5 99
1	Employee time to gather records 1 hr	\$ 39 75	\$ 39 75

Make check payable to the Otero County Clerk's Office

SubTotal \$ 979.18  
Shipping

## Payment

Tax Rate(s)

Comments  
Name  
CC #  
Expires

**TOTAL \$ 979.18**

# AFFIDAVIT OF AUTHORIZATION

Date

Requested: 2/3/2022

Erin Clements Representing EchoMail  
print or type name print or type name

do hereby request information from the Otero County Voter File for the following information and in the specified format:

District or Precincts: All Active   
Inactive   
Alphabetical or Walking: Alphabetical  
Party Affiliation: Democrat  Republican  Other  All

Mailing Address  Residential Address  Party Affiliation  District Number  Precinct Numbers   
Voting History  Phone Number (if available)

VOTER DATA - selected information derived from the voter file.

LIST \$5.00 per 1,000 records  
 LABELS \$20.00 per 1,000 labels Household   
 E-MAIL \$4.00 per 1,000 records with voting history  
 E-MAIL \$3.00 per 1,000 records without voting history  
 PRECINCT MAP SHAPEFILE \$75.00  
E-mail address erin\_hughs@yahoo.com

Total records   
Setup fee \$15.00

  
Signature of Requestor  
Erin Clements  
Street Address  
2251 La Paloma  
City  
Las Cruces, NM 88011  
Telephone No. or Cell Phone No.

TOTAL

Date received: \_\_\_\_\_

Please Make copy for Requestor

Signature of the Provider \_\_\_\_\_

Signature of the Recipient \_\_\_\_\_

Otero County Clerk's Office  
1104 N. White Sands Blvd. Suite C  
Alamogordo, NM 88310  
575-437-4942

Any person, organization or corporation or agent, officer, representative or employee thereof who commits unlawful use of statistical data, voter data, mailing labels or special voter lists is guilty of a fourth degree felony.

List of Equipment:

	Equipment Type	Equipment Serial Number or County Identifier	Status of Equipment (Available, Rented and Returned, etc.)
1	Dominion ICE Tabulator	870	
2		863	
3		850	
4		864	
5		865	
6		873	
7		875	
8		874	
9		824	
10		826	
11		828	
12		843	
13		859	
14		845	
15		831	
16		858	
17		833	
18		2094	
19		846	
20		3378	
21		866	
22		872	
23		844	
24		869	
25		860	
26		849	
27		840	
28		906	
29		823	
30		820	
31		905	
32		835	
33		819	
34	Dominion Tabulator Memory Card	870	
35		863	
36		850	
37		864	
38		865	
39		873	
40		875	

41		874	
42		824	
43		826	
44		828	
45		843	
46		859	
47		845	
48		831	
49		858	
50		833	
51		2094	
52		846	
53		3378	
54		866	
55		872	
56		844	
57		869	
58		860	
59		849	
60		840	
61		906	
62		823	
63		820	
64		905	
65		835	
66		819	
67	Asked ePollbook	James Canyon Fire Station	
68		Mayhill Community Center	
69		Weed Fire Station	
70		Pinon Fire Station	
71		Timberon lodge	
72		Boles Acres Fire Station	
73		Otero County Admin	
74		Inn of the Mountain Gods	
75		Tularosa Public Safety	
76		Cloudcroft Council Chambers	
77		Otero County Clerk	
78	Ballot on Demand Printer	James Canyon Fire Station	
79		Mayhill Community Center	
80		Weed Fire Station	
81		Pinon Fire Station	
82		Timberon lodge	
83		Boles Acres Fire Station	
84		Otero County Admin	
85		Inn of the Mountain Gods	

86		Tularosa Public Safety	
87		Cloudcroft Council Chambers	
88		Otero County Clerk	
89	Routers	James Canyon Fire Station	
90		Mayhill Community Center	
91		Weed Fire Station	
92		Pinon Fire Station	
93		Timberon lodge	
94		Boles Acres Fire Station	
95		Otero County Admin	
96		Inn of the Mountain Gods	
97		Tularosa Public Safety	
98		Cloudcroft Council Chambers	
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## Sylvia Tillbrook

---

**From:** erin hughes <erin\_hughes@yahoo.com>  
**Sent:** Thursday, February 3, 2022 3:33 PM  
**To:** smaes@co.otero.nm.us  
**Cc:** 'Sylvia Tillbrook'; rholmes@co.otero.nm.us; Denise Guerra; rnichols@co.otero.nm.us  
**Subject:** Re: EchoMail IPRA Response  
**Attachments:** List of Equipment Template.docx; Affidavit of Authorization.pdf

Hello Selina,

Following up our conversation yesterday - I attached an equipment list template. It contains a list of all the electronic equipment I believe would have been used in the November 2020 election. I highlighted fields where I made assumptions as to how the county would identify them. If you could update the table with the correct county designations and whether or not the equipment is still in the county's possession, I can give it to the forensic team so they can plan appropriately. Please also note whether the county believes the data from the November 2020 Election has been preserved on each piece of equipment.

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Thank you,  
Erin Clements  
575.680.4004

On Sunday, January 30, 2022, 06:06:08 PM CST, <smaes@co.otero.nm.us> wrote:

Please see attached.

## *Selina Maes*

*Elections Coordinator*

*1104 N. White Sands Blvd. Ste C*

*Alamogordo, NM 88310*

*Phone -(575) 437-4942*

*Fax - (575)443-2922*



**Sylvia Tillbrook**

---

**From:** smaes@co.otero.nm.us  
**Sent:** Monday, February 7, 2022 7:39 AM  
**To:** rholmes@co.otero.nm.us; Denise Guerra  
**Subject:** FW: EchoMail IPRA Response

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**COUNTY OF**  
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## Folder Tools

CVR\_Export\_20220120105928

Name	Type	Compressed size	Password ...	Size	Ratio	Date modified
 BallotTypeContestManifest	JSON File	1 KB	No	9 KB	93%	1/20/2022 10:59 AM
 BallotTypeManifest	JSON File	1 KB	No	1 KB	75%	1/20/2022 10:59 AM
 CandidateManifest	JSON File	2 KB	No	7 KB	79%	1/20/2022 10:59 AM
 Configuration	JSON File	1 KB	No	1 KB	62%	1/20/2022 10:58 AM
 ContestManifest	JSON File	1 KB	No	4 KB	82%	1/20/2022 10:59 AM
 CountingGroupManifest	JSON File	1 KB	No	1 KB	71%	1/20/2022 10:59 AM
 CvrExport	JSON File	2,714 KB	No	115,682 KB	98%	1/20/2022 10:59 AM
 DistrictManifest	JSON File	1 KB	No	2 KB	68%	1/20/2022 10:59 AM
 DistrictPrecinctPortionManifest	JSON File	2 KB	No	22 KB	93%	1/20/2022 10:59 AM
 DistrictTypeManifest	JSON File	1 KB	No	1 KB	55%	1/20/2022 10:59 AM
 ElectionEventManifest	JSON File	1 KB	No	1 KB	29%	1/20/2022 10:59 AM
 OutstackConditionManifest	JSON File	1 KB	No	1 KB	49%	1/20/2022 10:59 AM
 PartyManifest	JSON File	1 KB	No	1 KB	56%	1/20/2022 10:59 AM
 PrecinctManifest	JSON File	1 KB	No	4 KB	86%	1/20/2022 10:59 AM
 PrecinctPortionManifest	JSON File	1 KB	No	5 KB	85%	1/20/2022 10:59 AM
 TabulatorManifest	JSON File	2 KB	No	11 KB	90%	1/20/2022 10:59 AM

## Sylvia Tillbrook

---

**From:** smaes@co.otero.nm.us  
**Sent:** Monday, February 7, 2022 9:31 AM  
**To:** 'erin hughs'  
**Cc:** rholmes@co.otero.nm.us; Denise Guerra  
**Subject:** RE: EchoMail IPRA Response  
**Attachments:** Screenshot 2022-02-07 092850.jpg

Attached is a screen shot of the 16 file that are in the CVR Export. Is this not what you have requested?

## Selina Maes

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# AFFIDAVIT OF AUTHORIZATION

Date

Requested: 2/3/2022

Erin Clements Representing EchoMail  
print or type name print or type name

do hereby request information from the Otero County Voter File for the following information and in the specified format:

District or Precincts: All Active

Inactive

Alphabetical or Walking: Alphabetical

Party Affiliation: Democrat  Republican  Other  All

Mailing Address  Residential Address  Party Affiliation  District Number  Precinct Numbers

Voting History  Phone Number (if available)

VOTER DATA - selected information derived from the voter file.

- LIST \$5.00 per 1,000 records
  - LABELS \$20.00 per 1,000 labels Household
  - E-MAIL \$4.00 per 1,000 records with voting history
  - E-MAIL \$3.00 per 1,000 records without voting history
  - PRECINCT MAP SHAPEFILE \$75.00
- E-mail address erin\_hughs@yahoo.com

Total records   
Setup fee \$15.00

Erin Clements  
Signature of Requestor  
Erin Clements  
Street Address  
2251 La Paloma  
City  
Las Cruces, NM 88011  
Telephone No. or Cell Phone No.

TOTAL

Date received: \_\_\_\_\_

**Please Make copy for Requestor**

\_\_\_\_\_  
Signature of the Provider

\_\_\_\_\_  
Signature of the Recipient

**Otero County Clerk's Office**  
**1104 N. White Sands Blvd. Suite C**  
**Alamogordo, NM 88310**  
**575-437-4942**

Any person, organization or corporation or agent, officer, representative or employee thereof who commits unlawful use of statistical data, voter data, mailing labels or special voter lists is guilty of a fourth degree felony.

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87		Cloudcroft Council Chambers	
88		Otero County Clerk	
89	Routers	James Canyon Fire Station	
90		Mayhill Community Center	
91		Weed Fire Station	
92		Pinon Fire Station	
93		Timberon lodge	
94		Boles Acres Fire Station	
95		Otero County Admin	
96		Inn of the Mountain Gods	
97		Tularosa Public Safety	
98		Cloudcroft Council Chambers	
99		Otero County Clerk	
100	Election Management System Central Computer	Workstation 1	
101		Workstation 2	
102		Workstation 3	
103	Election Management System Server		

## Sylvia Tillbrook

---

**From:** smaes@co.otero.nm.us  
**Sent:** Monday, February 7, 2022 12:33 PM  
**To:** patrick.rostock@state.nm.us  
**Cc:** rholmes@co.otero.nm.us; Denise Guerra; 'Vigil, Mandy, SOS'  
**Subject:** FW: EchoMail IPRA Response  
**Attachments:** List of Equipment Template.docx; Affidavit of Authorization.pdf

## Selina Maes

*Elections Coordinator*

*1104 N. White Sands Blvd. Ste C*

*Alamogordo, NM 88310*

*Phone -(575) 437-4942*

*Fax - (575)443-2922*



COUNTY OF  
**OTERO**  
NEW MEXICO

---

**From:** erin hughes <erin\_hughes@yahoo.com>  
**Sent:** Thursday, February 3, 2022 3:33 PM  
**To:** smaes@co.otero.nm.us  
**Cc:** 'Sylvia Tillbrook' <stillbrook@co.otero.nm.us>; rholmes@co.otero.nm.us; Denise Guerra <dguerra@co.otero.nm.us>; rnichols@co.otero.nm.us  
**Subject:** Re: EchoMail IPRA Response

Hello Selina,

Following up our conversation yesterday - I attached an equipment list template. It contains a list of all the electronic equipment I believe would have been used in the November 2020 election. I highlighted fields where I made assumptions as to how the county would identify them. If you could update the table with the correct county designations and whether or not the equipment is still in the county's possession, I can give it to the forensic team so they can plan appropriately. Please also note whether the county believes the data from the November 2020 Election has been preserved on each piece of equipment.

I also attached the signed Affidavit of Authorization for the voter registration data requested.

As I mentioned yesterday, the forensic imaging is a fairly typical technique which creates an unaltered copy of electronic information for analysis, recovery, or investigation. The process is as follows:

1. The forensic team will provide oversight and management of data collection by creating exact images of disk and thumb drives related to Dominion Election Management Systems utilized by Otero County New Mexico. These images will be exact replicas of the drives and will not change or impact anything on the County's existing media. The processes followed and the software used for this work will be documented by the forensic team.

2. During the work, the forensic team will observe and follow strict chain-of-custody procedures to ensure that no one person is in possession of the media or devices, that all hand-offs of equipment and media follow State and County guidelines and best practices for evidentiary management.
3. At no time will the forensic team decompile, reverse engineer, or otherwise intrude upon the software license rights of Dominion Voting Systems, Inc, Dominion Voting Systems Corporation or US Dominion Inc. as defined by the contract between the State of New Mexico, the County of Otero, and the above-mentioned companies.
4. All work will be performed at County facilities under the supervision and observation of County representatives.
5. The forensic team will deliver replicas of all disk and thumb drives such that analysis of the drive images can be performed. File hashes will be created at the beginning of the work for each of the original drives and for each of the images to show that they are exact replicas. The task/activity list, documentation of processes followed, and software utilized to accomplish the work will be provided. All chain-of-custody documentation to include proper signatures, dates and time of hand-off, work performed, and data collection will be delivered.

Concurrent with the forensic investigation, volunteers will make scanned copies of the paper records of the election, including paper ballots, tabulator tapes, absentee ballot envelopes, and chain of custody documentation.

Regarding testing of the equipment - a member of the forensic team would like to remove the cover of select tabulators to check for the existence of cellular modems as were discovered in Dominion tabulators sold to election officials in Michigan without their knowledge. A member of the forensic team would also like to inspect the tabulator equipment for unsealed ports and other potential vulnerabilities. They may also like to run a set of ballots through the tabulator to check for accuracy.

All data collected both by the forensics team and the imaging of the paper election record will be analyzed offsite to minimize intrusion into the normal operation of the Otero County Clerk's office.

Please provide some options for two consecutive days at the county's convenience where we can plan to perform this work. For planning purposes, we will need a minimum of three weeks lead time.

Please let me know if the above information does not fully answer your questions.

Thank you,  
Erin Clements  
575.680.4004

On Sunday, January 30, 2022, 06:06:08 PM CST, <[smaes@co.otero.nm.us](mailto:smaes@co.otero.nm.us)> wrote:

Please see attached.

**Selina Maes**

*Elections Coordinator*

*1104 N. White Sands Blvd. Ste C*

*Alamogordo, NM 88310*

*Phone -(575) 437-4942*

*Fax - (575)443-2922*



COUNTY OF  
**OTERO**  
NEW MEXICO

<  Erin Clements ▾



4:03 PM

Wednesday, February 23, 2022

10:07 AM

Erin got a question from a resident. Is audit force doing background checks on volunteers?

No - we're not doing formal background checks. Please have this person call me if they'd like to discuss any concerns they have.

2:53 PM

3:06 PM

OK thanks

Monday, February 28, 2022

Good morning RB. As an ILRA request - can I please have a copy of the email you sent to that person who was asking about background checks for our canvassers so I can give it to the sheriff? She wasn't acting in good faith and just used it to dox me on a tick tock channel which has resulted in me ge



 Erin Clements  
10:09 AM, Feb 28

Good morning RB. As an ILRA request - can I please have a copy of the email you sent to that person who was asking about background checks for our canvassers so I can give it to the sheriff? She wasn't acting in good faith and just used it to dox me on a tick tock channel which has resulted in me getting threatening messages every few hours all weekend long from people all over the country. She also accosted two of our volunteers in Lowes Market.

  
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<  Erin Clements ▾



Monday, February 28, 2022

Good morning RB. As an ILRA request - can I please have a copy of the email you sent to that person who was asking about background checks for our canvassers so I can give it to the sheriff? She wasn't acting in good faith and just used it to dox me on a tick tock channel which has resulted in me ge

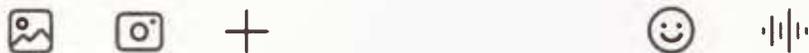
View all >

\*IPRA (not ILRA) 10:09 AM

10:38 AM

Yes I forwarded now. I am sorry they did that. I regret providing your number.

Thank you so much, RB. Its not your fault at all - I asked you to share it. I want the (real) community to know that we're being open and transparent with our process and data. Neither of us knew this person had bad intentions



<  Erin Clements ▾



Thank you so much, RB. Its not your fault at all - I asked you to share it. I want the (real) community to know that we're being open and transparent with our process and data. Neither of us knew this person had bad intentions.

10:40 AM

Our canvassers have been introducing themselves this way: "I am a volunteer assisting Otero County who recently commissioned an audit of their elections, including the voter rolls. Would you have a couple minutes to help us verify the information on the voter rolls for this address?"

We're trying t

View all



3:19 PM

I see the distinction but it's confusing people and the ones that want to complain are latching on to the mention of Otero County. It would be better I think to say volunteer with NM Audit Expe



< Erin Clements  
3:19 PM, Feb 28

Our canvassers have been introducing themselves this way: "I am a volunteer assisting Otero County who recently commissioned an audit of their elections, including the voter rolls. Would you have a couple minutes to help us verify the information on the voter rolls for this address?"

We're trying to explain why we're there as simply as possible.

Is that language ok?



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< **E** Erin Clements ▾



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3:19 PM

I see the distinction but it's confusing people and the ones that want to complain are latching on to the mention of Otero County. It would be better I think to say volunteers with NM Audit Force conducting an election audit.

3:22 PM

The ones sending me death threats don't like Audit Force either. They're claiming intimidation, which is ironic.

How about "I am a volunteer helping verify the information on the voter rolls. The results of this survey will be submitted to the Otero County Commission as part of their recently commi

View all >

3:36 PM

I think that is better. The upset people are clinging to your response in the county meeting that the volunteers wouldn't say they were with the county. At least that's the



< Erin Clements

3:36 PM, Feb 28

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How about "I am a volunteer helping verify the information on the voter rolls. The results of this survey will be submitted to the Otero County Commission as part of their recently commissioned audit of their elections. Would you have a few minutes to help me verify the information on the voter rolls for this address?"



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< **E** Erin Clements ▾



on the voter rolls. The results of this survey will be submitted to the Otero County Commission as part of their recently commi

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3:36 PM

I think that is better. The upset people are clinging to your response in the county meeting that the volunteers wouldn't say they were with the county. At least that's the complaints I've received.

3:40 PM

Yes, I know. We're careful not to say that we're working for the county. I'm not sure how to communicate that there is interest from the county in determining the state of the rolls through this canvassing effort and that it's (a free) part of the audit the county is conducting without saying 'Count

View all



3:47 PM

Ya they are going to be angry no matter what

3:48 PM



< Erin Clements  
3:47 PM, Feb 28

Yes, I know. We're careful not to say that we're working for the county. I'm not sure how to communicate that there is interest from the county in determining the state of the rolls through this canvassing effort and that it's (a free) part of the audit the county is conducting without saying 'County.'

I know that they would be equally mad if we were completely disconnected from the county and just going out as citizens gathering information with no apparent audience. We have a bunch of trolls attacking an effort like that in NC.



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**From:** [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)  
**To:** "erin hughes"  
**Subject:** FW: Audit volunteer  
**Date:** Wednesday, February 2, 2022 3:17:00 PM

---

**Erin,**

Please see below.

Robert Ruediger called and said he would like to be a volunteer for the audit. Here is his contact information.

3500 Basswood Dr.  
575-430-6837  
[rlreudiger@live.com](mailto:rlreudiger@live.com)

**From:** [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)  
**To:** "erin hughes"  
**Subject:** FW: Vendor form and W-9  
**Date:** Wednesday, February 2, 2022 1:47:00 PM  
**Attachments:** [Vendor Master Request Form.pdf](#)  
[Form W-9.pdf](#)

---

Hi Erin,

We're working on getting Echomail paid. To do so, I need the two attached documents filled out and returned. We also need an invoice from Echomail. Let me know if you have any questions or concerns.

V/r,  
RB

---

**From:** jhall@co.otero.nm.us <jhall@co.otero.nm.us>  
**Sent:** Wednesday, February 2, 2022 1:44 PM  
**To:** rnichols@co.otero.nm.us  
**Subject:** Vendor form and W-9

RB,

Here is the vendor master form and the W-9. Please forward to the vendor for the election audit. As soon as we have received them back we can get them in the system and setup a PO to pay them.

Thank you,

Julianne

Julianne M. Hall, MBA  
*Finance Director*  
*Otero County*  
*1101 New York Avenue, Room 210*  
*Alamogordo, NM 88310*  
*(575) 439-2704 phone*  
*(575) 439-2705 fax*  
[jhall@co.otero.nm.us](mailto:jhall@co.otero.nm.us)



**Otero County  
Vendor Master Request Form - VMRF**

**Please submit by FAX: (575) 443-2904 or EMAIL: kreed@co.otero.nm.us**  
**Questions on the form? Call (575) 437-7427**

**Vendor Details & Contact Information:**  
**(IRS Form W9 is also required)**

**Vendor Name:** \_\_\_\_\_  
 (As shown on your income tax return)

**Doing Business As:** \_\_\_\_\_

**\*\*The TIN must match the vendor name on file with the IRS to avoid backup withholding.  
 For individuals this may be your social security number. \*\***

**Federal Tax ID Number** \_\_\_\_\_  
**OR**  
**Social Security Number** \_\_\_\_\_

**Address:** \_\_\_\_\_

**City** \_\_\_\_\_ **State** \_\_\_\_\_ **Zip** \_\_\_\_\_

**Phone #:** (\_\_\_\_) \_\_\_\_\_ **Ext:** \_\_\_\_\_ **Fax #:** (\_\_\_\_) \_\_\_\_\_

**E-mail address:** \_\_\_\_\_

**Remit Address (if different than above):** \_\_\_\_\_

**City:** \_\_\_\_\_ **State:** \_\_\_\_\_ **Zip:** \_\_\_\_\_

**Remit Phone #** (\_\_\_\_) \_\_\_\_\_ **Ext:** \_\_\_\_\_ **Fax #:** (\_\_\_\_) \_\_\_\_\_

**Remit E-mail address:** \_\_\_\_\_

**Please Specify how you would like to receive Purchase Orders from Otero County:**  
 (Check **ONLY** one of the below)

Email  Fax  US Postal Mailing Services

\_\_\_\_\_  
**Otero County Representative** **Date**

# Request for Taxpayer Identification Number and Certification

**Give Form to the  
requester. Do not  
send to the IRS.**

▶ Go to [www.irs.gov/FormW9](http://www.irs.gov/FormW9) for instructions and the latest information.

<b>Print or type.</b>  <b>See Specific Instructions on page 3.</b>	1 Name (as shown on your income tax return). Name is required on this line; do not leave this line blank. <b>EchoMail, Inc</b>		
	2 Business name/disregarded entity name, if different from above		
	3 Check appropriate box for federal tax classification of the person whose name is entered on line 1. Check only <b>one</b> of the following seven boxes.		4 Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3):  Exempt payee code (if any) _____  Exemption from FATCA reporting code (if any) _____  <small>(Applies to accounts maintained outside the U.S.)</small>
	<input type="checkbox"/> Individual/sole proprietor or single-member LLC <input checked="" type="checkbox"/> C Corporation <input type="checkbox"/> S Corporation <input type="checkbox"/> Partnership <input type="checkbox"/> Trust/estate		
	<input type="checkbox"/> Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=Partnership) ▶ _____ <b>Note:</b> Check the appropriate box in the line above for the tax classification of the single-member owner. Do not check LLC if the LLC is classified as a single-member LLC that is disregarded from the owner unless the owner of the LLC is another LLC that is <b>not</b> disregarded from the owner for U.S. federal tax purposes. Otherwise, a single-member LLC that is disregarded from the owner should check the appropriate box for the tax classification of its owner.		
	<input type="checkbox"/> Other (see instructions) ▶ _____		
	5 Address (number, street, and apt. or suite no.) See instructions. <b>701 Concord Ave</b>		Requester's name and address (optional)
6 City, state, and ZIP code <b>Cambridge, MA 02138</b>			
7 List account number(s) here (optional)			

<b>Part I Taxpayer Identification Number (TIN)</b>																																															
Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the instructions for Part I, later. For other entities, it is your employer identification number (EIN). If you do not have a number, see <i>How to get a TIN</i> , later.																																															
<b>Note:</b> If the account is in more than one name, see the instructions for line 1. Also see <i>What Name and Number To Give the Requester</i> for guidelines on whose number to enter.																																															
	<table border="1" style="margin: auto;"> <tr><td colspan="9" style="text-align: center;"><b>Social security number</b></td></tr> <tr><td style="width: 20px; height: 20px;"></td><td style="width: 20px; height: 20px;"></td></tr> <tr><td colspan="3" style="text-align: center;">-</td><td colspan="3" style="text-align: center;">-</td><td colspan="3"></td></tr> </table> <p style="text-align: center;"><b>or</b></p> <table border="1" style="margin: auto;"> <tr><td colspan="9" style="text-align: center;"><b>Employer identification number</b></td></tr> <tr><td style="width: 20px; height: 20px; text-align: center;">0</td><td style="width: 20px; height: 20px; text-align: center;">4</td><td style="width: 20px; height: 20px; text-align: center;">-</td><td style="width: 20px; height: 20px; text-align: center;">3</td><td style="width: 20px; height: 20px; text-align: center;">3</td><td style="width: 20px; height: 20px; text-align: center;">4</td><td style="width: 20px; height: 20px; text-align: center;">5</td><td style="width: 20px; height: 20px; text-align: center;">5</td><td style="width: 20px; height: 20px; text-align: center;">9</td><td style="width: 20px; height: 20px; text-align: center;">0</td></tr> </table>	<b>Social security number</b>																		-			-						<b>Employer identification number</b>									0	4	-	3	3	4	5	5	9	0
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<b>Part II Certification</b>	
Under penalties of perjury, I certify that:	
1. The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and	
2. I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and	
3. I am a U.S. citizen or other U.S. person (defined below); and	
4. The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.	
<b>Certification instructions.</b> You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions for Part II, later.	

<b>Sign Here</b>	Signature of U.S. person ▶	Date ▶ 02/04/2022
------------------	----------------------------	-------------------

## General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

**Future developments.** For the latest information about developments related to Form W-9 and its instructions, such as legislation enacted after they were published, go to [www.irs.gov/FormW9](http://www.irs.gov/FormW9).

### Purpose of Form

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following.

- Form 1099-DIV (dividends, including those from stocks or mutual funds)
- Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
- Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
- Form 1099-S (proceeds from real estate transactions)
- Form 1099-K (merchant card and third party network transactions)
- Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
- Form 1099-C (canceled debt)
- Form 1099-A (acquisition or abandonment of secured property)

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.

*If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See What is backup withholding, later.*

By signing the filled-out form, you:

1. Certify that the TIN you are giving is correct (or you are waiting for a number to be issued),
2. Certify that you are not subject to backup withholding, or
3. Claim exemption from backup withholding if you are a U.S. exempt payee. If applicable, you are also certifying that as a U.S. person, your allocable share of any partnership income from a U.S. trade or business is not subject to the withholding tax on foreign partners' share of effectively connected income, and
4. Certify that FATCA code(s) entered on this form (if any) indicating that you are exempt from the FATCA reporting, is correct. See *What is FATCA reporting*, later, for further information.

**Note:** If you are a U.S. person and a requester gives you a form other than Form W-9 to request your TIN, you must use the requester's form if it is substantially similar to this Form W-9.

**Definition of a U.S. person.** For federal tax purposes, you are considered a U.S. person if you are:

- An individual who is a U.S. citizen or U.S. resident alien;
- A partnership, corporation, company, or association created or organized in the United States or under the laws of the United States;
- An estate (other than a foreign estate); or
- A domestic trust (as defined in Regulations section 301.7701-7).

**Special rules for partnerships.** Partnerships that conduct a trade or business in the United States are generally required to pay a withholding tax under section 1446 on any foreign partners' share of effectively connected taxable income from such business. Further, in certain cases where a Form W-9 has not been received, the rules under section 1446 require a partnership to presume that a partner is a foreign person, and pay the section 1446 withholding tax. Therefore, if you are a U.S. person that is a partner in a partnership conducting a trade or business in the United States, provide Form W-9 to the partnership to establish your U.S. status and avoid section 1446 withholding on your share of partnership income.

In the cases below, the following person must give Form W-9 to the partnership for purposes of establishing its U.S. status and avoiding withholding on its allocable share of net income from the partnership conducting a trade or business in the United States.

- In the case of a disregarded entity with a U.S. owner, the U.S. owner of the disregarded entity and not the entity;
- In the case of a grantor trust with a U.S. grantor or other U.S. owner, generally, the U.S. grantor or other U.S. owner of the grantor trust and not the trust; and
- In the case of a U.S. trust (other than a grantor trust), the U.S. trust (other than a grantor trust) and not the beneficiaries of the trust.

**Foreign person.** If you are a foreign person or the U.S. branch of a foreign bank that has elected to be treated as a U.S. person, do not use Form W-9. Instead, use the appropriate Form W-8 or Form 8233 (see Pub. 515, *Withholding of Tax on Nonresident Aliens and Foreign Entities*).

**Nonresident alien who becomes a resident alien.** Generally, only a nonresident alien individual may use the terms of a tax treaty to reduce or eliminate U.S. tax on certain types of income. However, most tax treaties contain a provision known as a "saving clause." Exceptions specified in the saving clause may permit an exemption from tax to continue for certain types of income even after the payee has otherwise become a U.S. resident alien for tax purposes.

If you are a U.S. resident alien who is relying on an exception contained in the saving clause of a tax treaty to claim an exemption from U.S. tax on certain types of income, you must attach a statement to Form W-9 that specifies the following five items.

1. The treaty country. Generally, this must be the same treaty under which you claimed exemption from tax as a nonresident alien.
2. The treaty article addressing the income.
3. The article number (or location) in the tax treaty that contains the saving clause and its exceptions.
4. The type and amount of income that qualifies for the exemption from tax.
5. Sufficient facts to justify the exemption from tax under the terms of the treaty article.

**Example.** Article 20 of the U.S.-China income tax treaty allows an exemption from tax for scholarship income received by a Chinese student temporarily present in the United States. Under U.S. law, this student will become a resident alien for tax purposes if his or her stay in the United States exceeds 5 calendar years. However, paragraph 2 of the first Protocol to the U.S.-China treaty (dated April 30, 1984) allows the provisions of Article 20 to continue to apply even after the Chinese student becomes a resident alien of the United States. A Chinese student who qualifies for this exception (under paragraph 2 of the first protocol) and is relying on this exception to claim an exemption from tax on his or her scholarship or fellowship income would attach to Form W-9 a statement that includes the information described above to support that exemption.

If you are a nonresident alien or a foreign entity, give the requester the appropriate completed Form W-8 or Form 8233.

## Backup Withholding

**What is backup withholding?** Persons making certain payments to you must under certain conditions withhold and pay to the IRS 24% of such payments. This is called "backup withholding." Payments that may be subject to backup withholding include interest, tax-exempt interest, dividends, broker and barter exchange transactions, rents, royalties, nonemployee pay, payments made in settlement of payment card and third party network transactions, and certain payments from fishing boat operators. Real estate transactions are not subject to backup withholding.

You will not be subject to backup withholding on payments you receive if you give the requester your correct TIN, make the proper certifications, and report all your taxable interest and dividends on your tax return.

**Payments you receive will be subject to backup withholding if:**

1. You do not furnish your TIN to the requester,
2. You do not certify your TIN when required (see the instructions for Part II for details),
3. The IRS tells the requester that you furnished an incorrect TIN,
4. The IRS tells you that you are subject to backup withholding because you did not report all your interest and dividends on your tax return (for reportable interest and dividends only), or
5. You do not certify to the requester that you are not subject to backup withholding under 4 above (for reportable interest and dividend accounts opened after 1983 only).

Certain payees and payments are exempt from backup withholding. See *Exempt payee code*, later, and the separate Instructions for the Requester of Form W-9 for more information.

Also see *Special rules for partnerships*, earlier.

## What is FATCA Reporting?

The Foreign Account Tax Compliance Act (FATCA) requires a participating foreign financial institution to report all United States account holders that are specified United States persons. Certain payees are exempt from FATCA reporting. See *Exemption from FATCA reporting code*, later, and the Instructions for the Requester of Form W-9 for more information.

## Updating Your Information

You must provide updated information to any person to whom you claimed to be an exempt payee if you are no longer an exempt payee and anticipate receiving reportable payments in the future from this person. For example, you may need to provide updated information if you are a C corporation that elects to be an S corporation, or if you no longer are tax exempt. In addition, you must furnish a new Form W-9 if the name or TIN changes for the account; for example, if the grantor of a grantor trust dies.

## Penalties

**Failure to furnish TIN.** If you fail to furnish your correct TIN to a requester, you are subject to a penalty of \$50 for each such failure unless your failure is due to reasonable cause and not to willful neglect.

**Civil penalty for false information with respect to withholding.** If you make a false statement with no reasonable basis that results in no backup withholding, you are subject to a \$500 penalty.

**Criminal penalty for falsifying information.** Willfully falsifying certifications or affirmations may subject you to criminal penalties including fines and/or imprisonment.

**Misuse of TINs.** If the requester discloses or uses TINs in violation of federal law, the requester may be subject to civil and criminal penalties.

## Specific Instructions

### Line 1

You must enter one of the following on this line; **do not** leave this line blank. The name should match the name on your tax return.

If this Form W-9 is for a joint account (other than an account maintained by a foreign financial institution (FFI)), list first, and then circle, the name of the person or entity whose number you entered in Part I of Form W-9. If you are providing Form W-9 to an FFI to document a joint account, each holder of the account that is a U.S. person must provide a Form W-9.

a. **Individual.** Generally, enter the name shown on your tax return. If you have changed your last name without informing the Social Security Administration (SSA) of the name change, enter your first name, the last name as shown on your social security card, and your new last name.

**Note: ITIN applicant:** Enter your individual name as it was entered on your Form W-7 application, line 1a. This should also be the same as the name you entered on the Form 1040/1040A/1040EZ you filed with your application.

b. **Sole proprietor or single-member LLC.** Enter your individual name as shown on your 1040/1040A/1040EZ on line 1. You may enter your business, trade, or "doing business as" (DBA) name on line 2.

c. **Partnership, LLC that is not a single-member LLC, C corporation, or S corporation.** Enter the entity's name as shown on the entity's tax return on line 1 and any business, trade, or DBA name on line 2.

d. **Other entities.** Enter your name as shown on required U.S. federal tax documents on line 1. This name should match the name shown on the charter or other legal document creating the entity. You may enter any business, trade, or DBA name on line 2.

e. **Disregarded entity.** For U.S. federal tax purposes, an entity that is disregarded as an entity separate from its owner is treated as a "disregarded entity." See Regulations section 301.7701-2(c)(2)(iii). Enter the owner's name on line 1. The name of the entity entered on line 1 should never be a disregarded entity. The name on line 1 should be the name shown on the income tax return on which the income should be reported. For example, if a foreign LLC that is treated as a disregarded entity for U.S. federal tax purposes has a single owner that is a U.S. person, the U.S. owner's name is required to be provided on line 1. If the direct owner of the entity is also a disregarded entity, enter the first owner that is not disregarded for federal tax purposes. Enter the disregarded entity's name on line 2, "Business name/disregarded entity name." If the owner of the disregarded entity is a foreign person, the owner must complete an appropriate Form W-8 instead of a Form W-9. This is the case even if the foreign person has a U.S. TIN.

### Line 2

If you have a business name, trade name, DBA name, or disregarded entity name, you may enter it on line 2.

### Line 3

Check the appropriate box on line 3 for the U.S. federal tax classification of the person whose name is entered on line 1. Check only one box on line 3.

IF the entity/person on line 1 is a(n) . . .	THEN check the box for . . .
• Corporation	Corporation
• Individual • Sole proprietorship, or • Single-member limited liability company (LLC) owned by an individual and disregarded for U.S. federal tax purposes.	Individual/sole proprietor or single-member LLC
• LLC treated as a partnership for U.S. federal tax purposes, • LLC that has filed Form 8832 or 2553 to be taxed as a corporation, or • LLC that is disregarded as an entity separate from its owner but the owner is another LLC that is not disregarded for U.S. federal tax purposes.	Limited liability company and enter the appropriate tax classification. (P= Partnership; C= C corporation; or S= S corporation)
• Partnership	Partnership
• Trust/estate	Trust/estate

### Line 4, Exemptions

If you are exempt from backup withholding and/or FATCA reporting, enter in the appropriate space on line 4 any code(s) that may apply to you.

#### Exempt payee code.

- Generally, individuals (including sole proprietors) are not exempt from backup withholding.
- Except as provided below, corporations are exempt from backup withholding for certain payments, including interest and dividends.
- Corporations are not exempt from backup withholding for payments made in settlement of payment card or third party network transactions.
- Corporations are not exempt from backup withholding with respect to attorneys' fees or gross proceeds paid to attorneys, and corporations that provide medical or health care services are not exempt with respect to payments reportable on Form 1099-MISC.

The following codes identify payees that are exempt from backup withholding. Enter the appropriate code in the space in line 4.

- 1—An organization exempt from tax under section 501(a), any IRA, or a custodial account under section 403(b)(7) if the account satisfies the requirements of section 401(f)(2)
- 2—The United States or any of its agencies or instrumentalities
- 3—A state, the District of Columbia, a U.S. commonwealth or possession, or any of their political subdivisions or instrumentalities
- 4—A foreign government or any of its political subdivisions, agencies, or instrumentalities
- 5—A corporation
- 6—A dealer in securities or commodities required to register in the United States, the District of Columbia, or a U.S. commonwealth or possession
- 7—A futures commission merchant registered with the Commodity Futures Trading Commission
- 8—A real estate investment trust
- 9—An entity registered at all times during the tax year under the Investment Company Act of 1940
- 10—A common trust fund operated by a bank under section 584(a)
- 11—A financial institution
- 12—A middleman known in the investment community as a nominee or custodian
- 13—A trust exempt from tax under section 664 or described in section 4947

The following chart shows types of payments that may be exempt from backup withholding. The chart applies to the exempt payees listed above, 1 through 13.

IF the payment is for . . .	THEN the payment is exempt for . . .
Interest and dividend payments	All exempt payees except for 7
Broker transactions	Exempt payees 1 through 4 and 6 through 11 and all C corporations. S corporations must not enter an exempt payee code because they are exempt only for sales of noncovered securities acquired prior to 2012.
Barter exchange transactions and patronage dividends	Exempt payees 1 through 4
Payments over \$600 required to be reported and direct sales over \$5,000 <sup>1</sup>	Generally, exempt payees 1 through 5 <sup>2</sup>
Payments made in settlement of payment card or third party network transactions	Exempt payees 1 through 4

<sup>1</sup> See Form 1099-MISC, Miscellaneous Income, and its instructions.

<sup>2</sup> However, the following payments made to a corporation and reportable on Form 1099-MISC are not exempt from backup withholding: medical and health care payments, attorneys' fees, gross proceeds paid to an attorney reportable under section 6045(f), and payments for services paid by a federal executive agency.

**Exemption from FATCA reporting code.** The following codes identify payees that are exempt from reporting under FATCA. These codes apply to persons submitting this form for accounts maintained outside of the United States by certain foreign financial institutions. Therefore, if you are only submitting this form for an account you hold in the United States, you may leave this field blank. Consult with the person requesting this form if you are uncertain if the financial institution is subject to these requirements. A requester may indicate that a code is not required by providing you with a Form W-9 with "Not Applicable" (or any similar indication) written or printed on the line for a FATCA exemption code.

A—An organization exempt from tax under section 501(a) or any individual retirement plan as defined in section 7701(a)(37)

B—The United States or any of its agencies or instrumentalities

C—A state, the District of Columbia, a U.S. commonwealth or possession, or any of their political subdivisions or instrumentalities

D—A corporation the stock of which is regularly traded on one or more established securities markets, as described in Regulations section 1.1472-1(c)(1)(i)

E—A corporation that is a member of the same expanded affiliated group as a corporation described in Regulations section 1.1472-1(c)(1)(i)

F—A dealer in securities, commodities, or derivative financial instruments (including notional principal contracts, futures, forwards, and options) that is registered as such under the laws of the United States or any state

G—A real estate investment trust

H—A regulated investment company as defined in section 851 or an entity registered at all times during the tax year under the Investment Company Act of 1940

I—A common trust fund as defined in section 584(a)

J—A bank as defined in section 581

K—A broker

L—A trust exempt from tax under section 664 or described in section 4947(a)(1)

M—A tax exempt trust under a section 403(b) plan or section 457(g) plan

**Note:** You may wish to consult with the financial institution requesting this form to determine whether the FATCA code and/or exempt payee code should be completed.

### Line 5

Enter your address (number, street, and apartment or suite number). This is where the requester of this Form W-9 will mail your information returns. If this address differs from the one the requester already has on file, write NEW at the top. If a new address is provided, there is still a chance the old address will be used until the payor changes your address in their records.

### Line 6

Enter your city, state, and ZIP code.

## Part I. Taxpayer Identification Number (TIN)

**Enter your TIN in the appropriate box.** If you are a resident alien and you do not have and are not eligible to get an SSN, your TIN is your IRS individual taxpayer identification number (ITIN). Enter it in the social security number box. If you do not have an ITIN, see *How to get a TIN* below.

If you are a sole proprietor and you have an EIN, you may enter either your SSN or EIN.

If you are a single-member LLC that is disregarded as an entity separate from its owner, enter the owner's SSN (or EIN, if the owner has one). Do not enter the disregarded entity's EIN. If the LLC is classified as a corporation or partnership, enter the entity's EIN.

**Note:** See *What Name and Number To Give the Requester*, later, for further clarification of name and TIN combinations.

**How to get a TIN.** If you do not have a TIN, apply for one immediately. To apply for an SSN, get Form SS-5, Application for a Social Security Card, from your local SSA office or get this form online at [www.SSA.gov](http://www.SSA.gov). You may also get this form by calling 1-800-772-1213. Use Form W-7, Application for IRS Individual Taxpayer Identification Number, to apply for an ITIN, or Form SS-4, Application for Employer Identification Number, to apply for an EIN. You can apply for an EIN online by accessing the IRS website at [www.irs.gov/Businesses](http://www.irs.gov/Businesses) and clicking on Employer Identification Number (EIN) under Starting a Business. Go to [www.irs.gov/Forms](http://www.irs.gov/Forms) to view, download, or print Form W-7 and/or Form SS-4. Or, you can go to [www.irs.gov/OrderForms](http://www.irs.gov/OrderForms) to place an order and have Form W-7 and/or SS-4 mailed to you within 10 business days.

If you are asked to complete Form W-9 but do not have a TIN, apply for a TIN and write "Applied For" in the space for the TIN, sign and date the form, and give it to the requester. For interest and dividend payments, and certain payments made with respect to readily tradable instruments, generally you will have 60 days to get a TIN and give it to the requester before you are subject to backup withholding on payments. The 60-day rule does not apply to other types of payments. You will be subject to backup withholding on all such payments until you provide your TIN to the requester.

**Note:** Entering "Applied For" means that you have already applied for a TIN or that you intend to apply for one soon.

**Caution:** A disregarded U.S. entity that has a foreign owner must use the appropriate Form W-8.

## Part II. Certification

To establish to the withholding agent that you are a U.S. person, or resident alien, sign Form W-9. You may be requested to sign by the withholding agent even if item 1, 4, or 5 below indicates otherwise.

For a joint account, only the person whose TIN is shown in Part I should sign (when required). In the case of a disregarded entity, the person identified on line 1 must sign. Exempt payees, see *Exempt payee code*, earlier.

**Signature requirements.** Complete the certification as indicated in items 1 through 5 below.

**1. Interest, dividend, and barter exchange accounts opened before 1984 and broker accounts considered active during 1983.** You must give your correct TIN, but you do not have to sign the certification.

**2. Interest, dividend, broker, and barter exchange accounts opened after 1983 and broker accounts considered inactive during 1983.** You must sign the certification or backup withholding will apply. If you are subject to backup withholding and you are merely providing your correct TIN to the requester, you must cross out item 2 in the certification before signing the form.

**3. Real estate transactions.** You must sign the certification. You may cross out item 2 of the certification.

**4. Other payments.** You must give your correct TIN, but you do not have to sign the certification unless you have been notified that you have previously given an incorrect TIN. "Other payments" include payments made in the course of the requester's trade or business for rents, royalties, goods (other than bills for merchandise), medical and health care services (including payments to corporations), payments to a nonemployee for services, payments made in settlement of payment card and third party network transactions, payments to certain fishing boat crew members and fishermen, and gross proceeds paid to attorneys (including payments to corporations).

**5. Mortgage interest paid by you, acquisition or abandonment of secured property, cancellation of debt, qualified tuition program payments (under section 529), ABLE accounts (under section 529A), IRA, Coverdell ESA, Archer MSA or HSA contributions or distributions, and pension distributions.** You must give your correct TIN, but you do not have to sign the certification.

### What Name and Number To Give the Requester

For this type of account:	Give name and SSN of:
1. Individual	The individual
2. Two or more individuals (joint account) other than an account maintained by an FFI	The actual owner of the account or, if combined funds, the first individual on the account <sup>1</sup>
3. Two or more U.S. persons (joint account maintained by an FFI)	Each holder of the account
4. Custodial account of a minor (Uniform Gift to Minors Act)	The minor <sup>2</sup>
5. a. The usual revocable savings trust (grantor is also trustee) b. So-called trust account that is not a legal or valid trust under state law	The grantor-trustee <sup>1</sup> The actual owner <sup>1</sup>
6. Sole proprietorship or disregarded entity owned by an individual	The owner <sup>3</sup>
7. Grantor trust filing under Optional Form 1099 Filing Method 1 (see Regulations section 1.671-4(b)(2)(i)(A))	The grantor*
For this type of account:	Give name and EIN of:
8. Disregarded entity not owned by an individual	The owner
9. A valid trust, estate, or pension trust	Legal entity <sup>4</sup>
10. Corporation or LLC electing corporate status on Form 8832 or Form 2553	The corporation
11. Association, club, religious, charitable, educational, or other tax-exempt organization	The organization
12. Partnership or multi-member LLC	The partnership
13. A broker or registered nominee	The broker or nominee

For this type of account:	Give name and EIN of:
14. Account with the Department of Agriculture in the name of a public entity (such as a state or local government, school district, or prison) that receives agricultural program payments	The public entity
15. Grantor trust filing under the Form 1041 Filing Method or the Optional Form 1099 Filing Method 2 (see Regulations section 1.671-4(b)(2)(i)(B))	The trust

<sup>1</sup> List first and circle the name of the person whose number you furnish. If only one person on a joint account has an SSN, that person's number must be furnished.

<sup>2</sup> Circle the minor's name and furnish the minor's SSN.

<sup>3</sup> You must show your individual name and you may also enter your business or DBA name on the "Business name/disregarded entity" name line. You may use either your SSN or EIN (if you have one), but the IRS encourages you to use your SSN.

<sup>4</sup> List first and circle the name of the trust, estate, or pension trust. (Do not furnish the TIN of the personal representative or trustee unless the legal entity itself is not designated in the account title.) Also see *Special rules for partnerships*, earlier.

\*Note: The grantor also must provide a Form W-9 to trustee of trust.

Note: If no name is circled when more than one name is listed, the number will be considered to be that of the first name listed.

### Secure Your Tax Records From Identity Theft

Identity theft occurs when someone uses your personal information such as your name, SSN, or other identifying information, without your permission, to commit fraud or other crimes. An identity thief may use your SSN to get a job or may file a tax return using your SSN to receive a refund.

To reduce your risk:

- Protect your SSN,
- Ensure your employer is protecting your SSN, and
- Be careful when choosing a tax preparer.

If your tax records are affected by identity theft and you receive a notice from the IRS, respond right away to the name and phone number printed on the IRS notice or letter.

If your tax records are not currently affected by identity theft but you think you are at risk due to a lost or stolen purse or wallet, questionable credit card activity or credit report, contact the IRS Identity Theft Hotline at 1-800-908-4490 or submit Form 14039.

For more information, see Pub. 5027, Identity Theft Information for Taxpayers.

Victims of identity theft who are experiencing economic harm or a systemic problem, or are seeking help in resolving tax problems that have not been resolved through normal channels, may be eligible for Taxpayer Advocate Service (TAS) assistance. You can reach TAS by calling the TAS toll-free case intake line at 1-877-777-4778 or TTY/TDD 1-800-829-4059.

#### Protect yourself from suspicious emails or phishing schemes.

Phishing is the creation and use of email and websites designed to mimic legitimate business emails and websites. The most common act is sending an email to a user falsely claiming to be an established legitimate enterprise in an attempt to scam the user into surrendering private information that will be used for identity theft.

The IRS does not initiate contacts with taxpayers via emails. Also, the IRS does not request personal detailed information through email or ask taxpayers for the PIN numbers, passwords, or similar secret access information for their credit card, bank, or other financial accounts.

If you receive an unsolicited email claiming to be from the IRS, forward this message to [phishing@irs.gov](mailto:phishing@irs.gov). You may also report misuse of the IRS name, logo, or other IRS property to the Treasury Inspector General for Tax Administration (TIGTA) at 1-800-366-4484. You can forward suspicious emails to the Federal Trade Commission at [spam@uce.gov](mailto:spam@uce.gov) or report them at [www.ftc.gov/complaint](http://www.ftc.gov/complaint). You can contact the FTC at [www.ftc.gov/idtheft](http://www.ftc.gov/idtheft) or 877-IDTHEFT (877-438-4338). If you have been the victim of identity theft, see [www.IdentityTheft.gov](http://www.IdentityTheft.gov) and Pub. 5027.

Visit [www.irs.gov/IdentityTheft](http://www.irs.gov/IdentityTheft) to learn more about identity theft and how to reduce your risk.

## Privacy Act Notice

Section 6109 of the Internal Revenue Code requires you to provide your correct TIN to persons (including federal agencies) who are required to file information returns with the IRS to report interest, dividends, or certain other income paid to you; mortgage interest you paid; the acquisition or abandonment of secured property; the cancellation of debt; or contributions you made to an IRA, Archer MSA, or HSA. The person collecting this form uses the information on the form to file information returns with the IRS, reporting the above information. Routine uses of this information include giving it to the Department of Justice for civil and criminal litigation and to cities, states, the District of Columbia, and U.S. commonwealths and possessions for use in administering their laws. The information also may be disclosed to other countries under a treaty, to federal and state agencies to enforce civil and criminal laws, or to federal law enforcement and intelligence agencies to combat terrorism. You must provide your TIN whether or not you are required to file a tax return. Under section 3406, payers must generally withhold a percentage of taxable interest, dividend, and certain other payments to a payee who does not give a TIN to the payer. Certain penalties may also apply for providing false or fraudulent information.

**From:** erin hughes <erin\_hughes@yahoo.com>  
**Sent:** Thursday, February 3, 2022 3:33 PM  
**To:** smaes@co.otero.nm.us  
**Cc:** 'Sylvia Tillbrook'; rholmes@co.otero.nm.us; Denise Guerra; rnichols@co.otero.nm.us  
**Subject:** Re: EchoMail IPRA Response  
**Attachments:** List of Equipment Template.docx; Affidavit of Authorization.pdf

Hello Selina,

Following up our conversation yesterday - I attached an equipment list template. It contains a list of all the electronic equipment I believe would have been used in the November 2020 election. I highlighted fields where I made assumptions as to how the county would identify them. If you could update the table with the correct county designations and whether or not the equipment is still in the county's possession, I can give it to the forensic team so they can plan appropriately. Please also note whether the county believes the data from the November 2020 Election has been preserved on each piece of equipment.

I also attached the signed Affidavit of Authorization for the voter registration data requested.

As I mentioned yesterday, the forensic imaging is a fairly typical technique which creates an unaltered copy of electronic information for analysis, recovery, or investigation. The process is as follows:

1. The forensic team will provide oversight and management of data collection by creating exact images of disk and thumb drives related to Dominion Election Management Systems utilized by Otero County New Mexico. These images will be exact replicas of the drives and will not change or impact anything on the County's existing media. The processes followed and the software used for this work will be documented by the forensic team.
2. During the work, the forensic team will observe and follow strict chain-of-custody procedures to ensure that no one person is in possession of the media or devices, that all hand-offs of equipment and media follow State and County guidelines and best practices for evidentiary management.
3. At no time will the forensic team decompile, reverse engineer, or otherwise intrude upon the software license rights of Dominion Voting Systems, Inc, Dominion Voting Systems Corporation or US Dominion Inc. as defined by the contract between the State of New Mexico, the County of Otero, and the above-mentioned companies.
4. All work will be performed at County facilities under the supervision and observation of County representatives.
5. The forensic team will deliver replicas of all disk and thumb drives such that analysis of the drive images can be performed. File hashes will be created at the beginning of the work for each of the original drives and for each of the images to show that they are exact replicas. The task/activity list, documentation of processes followed, and software utilized to accomplish the work will be provided. All chain-of-custody documentation to include proper signatures, dates and time of hand-off, work performed, and data collection will be delivered.

Concurrent with the forensic investigation, volunteers will make scanned copies of the paper records of the election, including paper ballots, tabulator tapes, absentee ballot envelopes, and chain of custody documentation.

Regarding testing of the equipment - a member of the forensic team would like to remove the cover of select tabulators to check for the existence of cellular modems as were discovered in Dominion tabulators sold to election officials in Michigan without their knowledge. A member of the forensic team would also like to inspect the tabulator equipment for unsealed ports and other potential vulnerabilities. They may also like to run a set of ballots through the tabulator to check for accuracy.

All data collected both by the forensics team and the imaging of the paper election record will be analyzed offsite to minimize intrusion into the normal operation of the Otero County Clerk's office.

Please provide some options for two consecutive days at the county's convenience where we can plan to perform this work. For planning purposes, we will need a minimum of three weeks lead time.

Please let me know if the above information does not fully answer your questions.

Thank you,  
Erin Clements  
575.680.4004

On Sunday, January 30, 2022, 06:06:08 PM CST, <smaes@co.otero.nm.us> wrote:

Please see attached.

## *Selina Maes*

*Elections Coordinator*

*1104 N. White Sands Blvd. Ste C*

*Alamogordo, NM 88310*

*Phone -(575) 437-4942*

*Fax - (575)443-2922*



COUNTY OF  
**OTERO**  
NEW MEXICO

# AFFIDAVIT OF AUTHORIZATION

Date

Requested: 2/3/2022

Erin Clements Representing EchoMail  
print or type name print or type name

do hereby request information from the Otero County Voter File for the following information and in the specified format:

District or Precincts: All Active   
Inactive

Alphabetical or Walking: Alphabetical

Party Affiliation: Democrat  Republican  Other  All

Mailing Address  Residential Address  Party Affiliation  District Number  Precinct Numbers

Voting History  Phone Number (if available)

VOTER DATA - selected information derived from the voter file.

- LIST \$5.00 per 1,000 records
  - LABELS \$20.00 per 1,000 labels Household
  - E-MAIL \$4.00 per 1,000 records with voting history
  - E-MAIL \$3.00 per 1,000 records without voting history
  - PRECINCT MAP SHAPEFILE \$75.00
- E-mail address erin\_hughs@yahoo.com

Total records   
Setup fee \$15.00

  
Signature of Requestor  
Erin Clements  
Street Address  
2251 La Paloma  
City  
Las Cruces, NM 88011  
Telephone No. or Cell Phone No.

TOTAL

Date received: \_\_\_\_\_

**Please Make copy for Requestor**

\_\_\_\_\_  
Signature of the Provider

\_\_\_\_\_  
Signature of the Recipient

**Otero County Clerk's Office**  
**1104 N. White Sands Blvd. Suite C**  
**Alamogordo, NM 88310**  
**575-437-4942**

Any person, organization or corporation or agent, officer, representative or employee thereof who commits unlawful use of statistical data, voter data, mailing labels or special voter lists is guilty of a fourth degree felony.

List of Equipment:

	Equipment Type	Equipment Serial Number or County Identifier	Status of Equipment (Available, Rented and Returned, etc.)
1	Dominion ICE Tabulator	870	
2		863	
3		850	
4		864	
5		865	
6		873	
7		875	
8		874	
9		824	
10		826	
11		828	
12		843	
13		859	
14		845	
15		831	
16		858	
17		833	
18		2094	
19		846	
20		3378	
21		866	
22		872	
23		844	
24		869	
25		860	
26		849	
27		840	
28		906	
29		823	
30		820	
31		905	
32		835	
33		819	
34	Dominion Tabulator Memory Card	870	
35		863	
36		850	
37		864	
38		865	
39		873	
40		875	

41		874	
42		824	
43		826	
44		828	
45		843	
46		859	
47		845	
48		831	
49		858	
50		833	
51		2094	
52		846	
53		3378	
54		866	
55		872	
56		844	
57		869	
58		860	
59		849	
60		840	
61		906	
62		823	
63		820	
64		905	
65		835	
66		819	
67	AskED ePollbook	James Canyon Fire Station	
68		Mayhill Community Center	
69		Weed Fire Station	
70		Pinon Fire Station	
71		Timberon lodge	
72		Boles Acres Fire Station	
73		Otero County Admin	
74		Inn of the Mountain Gods	
75		Tularosa Public Safety	
76		Cloudcroft Council Chambers	
77		Otero County Clerk	
78	Ballot on Demand Printer	James Canyon Fire Station	
79		Mayhill Community Center	
80		Weed Fire Station	
81		Pinon Fire Station	
82		Timberon lodge	
83		Boles Acres Fire Station	
84		Otero County Admin	
85		Inn of the Mountain Gods	

86		Tularosa Public Safety	
87		Cloudcroft Council Chambers	
88		Otero County Clerk	
89	Routers	James Canyon Fire Station	
90		Mayhill Community Center	
91		Weed Fire Station	
92		Pinon Fire Station	
93		Timberon lodge	
94		Boles Acres Fire Station	
95		Otero County Admin	
96		Inn of the Mountain Gods	
97		Tularosa Public Safety	
98		Cloudcroft Council Chambers	
99		Otero County Clerk	
100	Election Management System Central Computer	Workstation 1	
101		Workstation 2	
102		Workstation 3	
103	Election Management System Server		

**rnichols@co.otero.nm.us**

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**From:** rholmes@co.otero.nm.us  
**Sent:** Wednesday, February 9, 2022 9:24 AM  
**To:** rnichols@co.otero.nm.us  
**Subject:** RE: Audit Project Kickoff Meeting

Thank you, RB!

---

**From:** rnichols@co.otero.nm.us <rnichols@co.otero.nm.us>  
**Sent:** Wednesday, February 9, 2022 8:43 AM  
**To:** rholmes@co.otero.nm.us  
**Cc:** dguerra@co.otero.nm.us; smaes@co.otero.nm.us  
**Subject:** Fwd: Audit Project Kickoff Meeting

Robyn,

Pamela and I are participating in a meeting today at 11 with Echomail to discuss the roadmap of the election audit. The zoom link is below if you or any of your staff would like to join.

v/r,  
RB

---

**From:** Manju Balaji <[manju.balaji@vashiva.com](mailto:manju.balaji@vashiva.com)>  
**Sent:** Tuesday, February 8, 2022 12:56 AM  
**To:** [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)  
**Subject:** Spam:\*\*\*\*\* , Fwd: Audit Project Kickoff Meeting

FYI

----- Forwarded message -----

**From:** Manju Balaji <[manju.balaji@vashiva.com](mailto:manju.balaji@vashiva.com)>  
**Date:** Tue, Feb 8, 2022 at 1:20 PM  
**Subject:** Re: Audit Project Kickoff Meeting  
**To:** erin hughes <[erin\\_hughes@yahoo.com](mailto:erin_hughes@yahoo.com)>  
**Cc:** [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us) <[rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)>, Shiva Ayyadurai <[vashiva@vashiva.com](mailto:vashiva@vashiva.com)>, Pamela Heltner <[pheltner@co.otero.nm.us](mailto:pheltner@co.otero.nm.us)>

Dear Erin,

Here is the zoom link.

Topic: Audit Project Kickoff Meeting  
Time: Feb 9, 2022 01:00 PM Eastern Time (US and Canada)

Join Zoom Meeting  
<https://us06web.zoom.us/j/87472572588?pwd=WitiWEtrZHI5VEtTaHRTaVNVtldkUT09>

Meeting ID: 874 7257 2588

Passcode: 014299

One tap mobile

+13017158592,,87472572588#,,,,\*014299# US (Washington DC)

+13126266799,,87472572588#,,,,\*014299# US (Chicago)

Dial by your location

+1 301 715 8592 US (Washington DC)

+1 312 626 6799 US (Chicago)

+1 929 205 6099 US (New York)

+1 253 215 8782 US (Tacoma)

+1 346 248 7799 US (Houston)

+1 669 900 6833 US (San Jose)

Meeting ID: 874 7257 2588

Passcode: 014299

Find your local number: <https://us06web.zoom.us/j/87472572588>

Best,  
Manju

**Manjula Balaji | Executive Assistant | Office of Dr. V. A. Shiva Ayyadurai**  
Cambridge • New York • San Francisco • Chennai

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On Tue, Feb 8, 2022 at 4:32 AM erin hughes <[erin\\_hughes@yahoo.com](mailto:erin_hughes@yahoo.com)> wrote:

1 pm EST on Wed 2/9 works for me as well.

Dr. Ayyadurai, would you please send the meeting invitation and link to call in?

Thank you all,  
Erin

On Monday, February 7, 2022, 04:57:23 PM CST, Shiva Ayyadurai <[vashiva@vashiva.com](mailto:vashiva@vashiva.com)> wrote:

Any time on Wednesday after 12 noon EST works for me. Should we say 1pm EST on Wed 2/9 ?  
Thank you.

Sent from my iPhone

On Feb 7, 2022, at 12:57 PM, [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us) wrote:

Hi Erin,

We have availability the following dates/times

Tues 2/8 – 2-3pm

Wed 2/9 – anytime between 9am and 3pm

Monday 2/14 – anytime

Let us know what works for you and Dr. Ayyadurai.

v/r,

RB

---

**From:** erin hughes <[erin\\_hughs@yahoo.com](mailto:erin_hughs@yahoo.com)>  
**Sent:** Friday, February 4, 2022 2:39 PM  
**To:** [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us), Pamela Heltner <[pheltner@co.otero.nm.us](mailto:pheltner@co.otero.nm.us)>  
**Cc:** Shiva Ayyadurai <[vashiva@vashiva.com](mailto:vashiva@vashiva.com)>  
**Subject:** Audit Project Kickoff Meeting

Dear RB and Pamela,

EchoMail would like to hold a formal kickoff meeting with the County to inform you all of the status and process of the project. Would you please propose three dates/times that would work for you and let us know who you would like to see in attendance? Dr. Ayyadurai is cc'd on this email.

Sincerely,

Erin Clement

575.680.400

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**rnichols@co.otero.nm.us**

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**From:** rholmes@co.otero.nm.us  
**Sent:** Wednesday, February 9, 2022 12:03 PM  
**To:** 'erin hughs'  
**Cc:** 'Denise Guerra'; smaes@co.otero.nm.us; rnichols@co.otero.nm.us  
**Subject:** RE: Official State Canvass missing precinct results

Hi Erin,

I see that you are missing precincts 31-47.  
I would suggest that you contact the office that you received this information and get it updated.

Thank you,

Robyn Holmes



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**From:** erin hughs <erin\_hughs@yahoo.com>  
**Sent:** Wednesday, February 9, 2022 11:38 AM  
**To:** County of Otero <rholmes@co.otero.nm.us>  
**Cc:** Shiva Ayyadurai <vashiva@vashiva.com>; rnichols@co.otero.nm.us; Pamela Heltner <pheltner@co.otero.nm.us>  
**Subject:** Official State Canvass missing precinct results

Dear Robyn

I attached the official state canvass for Otero County provided to me by the SOS office. The precinct results for Election Day are missing Precincts 31-47. Can you please check your records to see if you have those results by precinct?

Thank you,  
Erin Clements  
575.680.4004

Otero County  
Absentee

Canvass of Returns of General Election Held on November 3, 2020 - State of New Mexico  
Canvass Sheet

Precinct	Ballots Cast	President and Vice President of the United States	United States Senator	United States Representative District 2	State Senator District 32	State Senator District 33	State Senator District 34	State Representative District 51	State Representative District 53	State Representative District 54	State Representative District 56	Justice of the Supreme Court Position 1	Justice of the Supreme Court Position 2	Judge of the Court of Appeals Position 1	Judge of the Court of Appeals Position 2	Judge of the Court of Appeals Position 3	Public Education Commissioner District 8	District Court Judge TWELFTH JUDICIAL	District Attorney	
01	31	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
02	19	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
03	27	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
04	7	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
05	71	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
06	28	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
07	50	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
08	184	0	4	106	0	71	0	9	71	103	67	110	0	0	0	0	0	0	0	0
09	151	1	4	55	0	68	0	3	72	75	98	80	0	0	0	0	0	0	0	0
10	105	1	4	55	0	45	0	6	47	51	46	57	0	0	0	0	0	0	0	0
11	70	0	0	61	0	9	0	3	14	53	11	58	0	0	0	0	0	0	0	0
12	175	0	1	91	0	80	0	2	86	87	70	97	0	0	0	0	0	0	0	0
13	141	1	1	88	1	48	0	3	52	83	47	86	0	0	0	0	0	0	0	0
14	85	0	0	52	2	30	0	3	31	51	27	56	0	0	0	0	0	0	0	0
15	170	0	7	95	0	67	0	6	72	91	63	102	0	0	0	0	0	0	0	0
16	44	1	1	22	0	20	0	4	18	21	18	24	0	0	0	0	0	0	0	0
17	122	0	3	62	1	56	0	7	61	52	61	56	0	0	0	0	0	0	0	0
18	224	2	3	120	0	95	0	5	100	107	93	125	0	0	0	0	0	0	0	0
19	87	0	2	68	0	15	0	2	19	69	13	70	0	0	0	0	0	0	0	0
20	85	0	2	51	0	11	0	1	11	53	13	51	0	0	0	0	0	0	0	0
21	142	0	3	81	0	56	1	3	63	73	58	63	0	0	0	0	0	0	0	0
22	95	0	2	62	0	31	0	3	24	57	33	62	0	0	0	0	0	0	0	0
23	87	1	3	53	0	29	0	2	30	53	30	34	0	0	0	0	0	0	0	0
24	241	4	3	135	0	99	3	2	106	125	101	134	0	0	0	0	0	0	0	0
25	145	4	4	75	1	50	0	4	67	71	59	81	0	0	0	0	0	0	0	0
26	112	1	7	59	0	43	1	4	53	62	41	65	0	0	0	0	0	0	0	0
27	114	0	2	74	0	38	0	3	41	60	35	74	0	0	0	0	0	0	0	0
28	77	0	2	40	0	34	0	5	41	30	39	35	0	0	0	0	0	0	0	0
29	114	0	1	66	1	45	1	3	48	62	44	66	0	0	0	0	0	0	0	0
30	88	0	1	54	0	33	0	2	34	52	32	50	0	0	0	0	0	0	0	0
31	87	2	0	56	0	26	0	6	25	55	29	58	0	0	0	0	0	0	0	0
32	80	2	1	62	0	21	0	4	23	57	23	59	0	0	0	0	0	0	0	0
33	121	1	1	81	0	29	0	6	32	61	33	60	0	0	0	0	0	0	0	0
34	78	0	0	47	1	29	0	2	29	47	31	47	0	0	0	0	0	0	0	0
35	163	1	3	90	0	89	0	5	100	78	98	90	0	0	0	0	0	0	0	0
36	30	0	0	21	0	9	0	3	42	63	38	65	0	0	0	0	0	0	0	0
37	110	0	4	66	0	39	0	3	42	63	38	65	0	0	0	0	0	0	0	0
38	128	1	0	63	0	43	1	0	49	77	49	75	0	0	0	0	0	0	0	0
39	107	1	1	58	0	47	0	3	51	48	10	49	0	0	0	0	0	0	0	0
40	107	1	0	58	0	47	0	3	51	48	10	49	0	0	0	0	0	0	0	0
41	60	0	1	47	1	11	0	1	11	48	10	49	0	0	0	0	0	0	0	0
42	85	1	1	60	0	32	0	0	34	61	30	64	0	0	0	0	0	0	0	0
43	25	0	0	18	0	6	0	2	4	17	3	20	0	0	0	0	0	0	0	0
44	52	1	0	43	1	6	0	0	9	43	7	44	0	0	0	0	0	0	0	0
45	32	0	0	21	0	10	0	0	4	27	5	26	0	0	0	0	0	0	0	0
46	64	2	0	50	0	12	0	2	8	48	7	51	0	0	0	0	0	0	0	0
47	85	1	1	67	0	35	0	3	26	67	23	70	0	0	0	0	0	0	0	0



NM-OTERO-22-0305-A-000303

Precinct	Ballots Cast										Precinct															
	County Clerk		County Treasurer		County Commissioner		County Judge		County Sheriff		County Auditor		County Assessor		County Engineer		County Surveyor		County Jail		County Jail					
	ROBYN HOLMES (REP)	CYRINA MADRID (DEM)	LAURA WHITE (DEM)	GLENN JOSEF MELTON (DEM)	SHARON CUMMINS (DEM)	VICKIE PRIUETT (REP)	JACQUELINE MEDINA (DEM)																			
01	14	16	13	17	24	4	20	8	19	9	19	9	21	7	20	10	22	7	20	9	22	8	22	8	01	
02	18	14	2	13	9	6	10	4	10	4	10	4	9	5	8	8	5	11	9	7	8	7	6	7	02	
03	27	27	0	27	0	27	16	11	14	15	10	15	10	10	0	27	2	25	1	26	1	26	0	27	03	
04	7	5	2	4	4	4	3	7	0	7	0	7	0	7	0	3	4	3	4	3	4	2	3	4	04	
05	71	43	26	40	27	39	34	36	19	39	15	35	19	34	20	30	24	31	33	33	31	26	26	38	05	
06	26	20	5	19	9	8	8	8	8	8	8	8	8	8	14	12	19	8	12	12	12	12	13	11	06	
07	50	30	19	28	19	21	27	34	7	30	10	30	9	19	26	26	23	17	27	27	23	25	24	07		
08	184	82	96	76	102	72	111	38	110	41	117	32	113	36	120	32	91	76	114	50	125	47	116	53	08	
09	151	82	61	79	63	70	73	80	31	89	35	94	26	93	25	100	22	85	67	89	48	94	46	87	09	
10	105	55	40	51	51	60	21	63	21	42	21	58	23	64	17	53	41	58	32	49	38	56	32	57	10	
11	70	17	51	18	51	46	12	33	25	40	19	39	20	41	10	48	6	38	18	48	7	51	7	58	11	
12	175	102	70	94	76	111	35	107	36	108	38	113	26	110	23	85	64	60	60	113	45	107	47	104	12	
13	141	60	60	59	71	81	27	75	30	73	32	77	28	77	31	74	38	69	39	72	41	65	48	61	13	
14	85	41	39	37	42	58	9	54	12	55	11	58	9	57	10	41	30	47	23	52	19	51	20	50	14	
15	170	84	83	74	89	103	34	112	29	94	46	110	29	107	30	78	66	90	50	69	57	84	63	82	15	
16	44	19	21	21	18	30	4	27	6	28	0	27	6	28	5	20	16	19	17	23	13	24	12	25	16	
17	122	74	45	70	48	90	16	64	21	68	16	68	17	68	14	65	46	77	33	66	46	51	51	57	17	
18	224	122	90	114	98	147	38	153	32	163	24	154	33	152	33	111	86	130	69	144	63	136	72	125	18	
19	87	21	64	16	69	52	21	48	27	52	29	48	20	54	21	51	19	51	19	59	18	56	16	53	19	
20	65	18	46	19	43	47	5	41	14	44	11	44	9	48	7	38	13	41	13	39	17	32	21	32	20	
21	142	67	67	70	66	82	24	87	28	96	24	83	23	95	23	70	56	78	44	68	41	76	52	75	21	
22	85	47	47	46	47	72	12	64	21	68	20	65	21	71	13	56	33	58	28	50	37	53	38	54	22	
23	87	39	46	32	52	66	14	56	25	57	24	51	25	54	26	52	32	57	26	54	28	54	27	43	23	
24	241	130	191	117	110	106	166	38	170	36	166	46	167	33	168	37	115	94	123	76	145	69	133	79	120	24
25	145	79	80	77	81	72	65	102	21	85	30	99	32	93	32	88	30	77	56	82	44	82	47	79	53	25
26	112	56	47	51	52	62	43	71	20	69	24	72	22	72	18	77	14	51	41	63	27	62	31	59	26	
27	114	52	60	45	65	67	42	80	17	68	32	62	40	70	27	81	23	67	32	67	28	67	44	55	27	
28	77	46	28	47	26	31	43	49	12	53	10	56	9	52	9	57	5	43	26	44	26	44	26	44	28	
29	114	58	53	54	57	60	51	63	16	79	18	82	19	84	14	84	15	72	32	78	26	85	20	84	29	
30	88	39	46	34	52	50	35	66	11	60	16	67	10	66	9	67	10	53	28	58	18	52	30	47	30	
31	87	36	48	33	49	48	38	63	15	63	19	65	17	57	22	60	19	52	20	57	21	53	28	49	31	
32	66	25	59	34	57	54	28	67	12	45	34	45	35	46	33	50	28	53	25	56	22	53	28	57	32	31
33	121	51	68	40	76	74	42	83	17	79	23	77	29	86	18	85	18	78	27	71	31	80	28	80	33	
34	78	39	38	33	44	54	13	50	17	51	18	55	12	56	11	45	25	44	24	44	24	43	48	19	34	
35	193	115	71	108	76	126	35	128	34	137	29	124	36	127	37	91	81	105	68	111	64	88	86	108	35	
36	110	51	53	49	55	58	44	78	16	78	16	84	16	81	14	81	15	61	36	68	30	76	26	68	37	
37	30	10	20	8	22	17	9	14	12	15	11	15	11	15	11	16	10	16	10	16	10	21	9	25	38	
38	128	72	52	55	65	70	65	102	17	81	25	83	16	83	16	83	16	70	40	70	37	72	38	62	40	38
39	107	61	43	55	51	54	77	18	69	25	71	23	73	19	76	21	49	42	58	34	55	41	55	40	37	40
40	80	11	48	18	43	40	3	47	9	48	6	48	6	48	6	48	6	48	6	48	6	48	6	48	7	41
41	65	33	61	35	56	65	74	16	64	27	70	19	71	19	76	14	52	32	65	19	70	15	67	18	42	
42	25	4	19	5	16	16	4	14	5	15	5	15	4	17	3	16	3	20	1	19	2	20	1	19	2	43
43	52	8	41	13	36	46	5	39	11	40	10	38	13	40	10	42	8	43	6	42	9	42	8	39	44	
44	32	5	25	8	22	23	4	20	6	22	4	22	4	22	4	22	4	16	10	16	10	21	5	20	45	
45	64	10	48	12	45	49	5	44	8	48	4	44	8	48	4	44	8	45	7	40	12	39	13	38	46	
46	77	65	36	57	32	60	66	14	61	16	60	19	57	16	65	20	64	13	63	14	62	17	56	24	47	

Otero County  
Absentee

Canvass of Returns of General Election Held on November 3, 2020 - State of New Mexico  
Canvass Sheet

Precinct	Ballots Cast	
48	131	2
49	236	1
50	139	1
51	126	1
52	167	3
53	100	2
54	97	0
55	107	0
56	24	0
57	152	0
58	16	0
59	71	0
Total	5991	35
		107
		3480
		14
		2291
		11
		190
		2455
		3259
		2272
		3537
		0
		44
		1276
		1469
		1533
		1428
		1281
		1777
		403
		244
		441
		746
		632
		2347
		3308
		2426
		3294
		2485
		3118
		350
		3109
		2255
		2487
		3197
		3518
		3764
		3869
		31
		81
		82
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Otero County  
Early

Canvass of Returns of General Election Held on November 3, 2020 - State of New Mexico  
Canvass Sheet

Precinct	Ballots Cast	President and Vice President of the United States	United States Senator	United States Representative District 2	State Senator District 32	State Senator District 33	State Senator District 34	State Representative District 51	State Representative District 53	State Representative District 54	State Representative District 56	Justice of the Supreme Court Position 1	Justice of the Supreme Court Position 2	Judge of the Court of Appeals Position 1	Judge of the Court of Appeals Position 2	Judge of the Court of Appeals Position 3	Public Education Commissioner District 8	District Court Judge TWELFTH District Attorney 12TH JUDICIAL DISTRICT	
01	58	1	2	28	0	20	0	3	3	25	30	24	32	0	0	0	0	0	0
02	4	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
03	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
04	13	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
05	32	1	1	4	0	20	0	3	25	4	28	4	0	0	0	0	0	0	0
06	23	0	0	2	0	21	0	0	22	1	22	1	0	0	0	0	0	0	0
07	112	0	4	11	1	99	0	3	98	10	101	10	0	0	0	0	0	0	0
08	381	1	6	41	1	261	0	261	102	200	116	0	0	0	0	0	0	0	0
09	392	1	3	42	0	305	0	10	296	82	290	88	0	0	0	0	0	0	0
10	334	0	2	53	2	274	0	12	287	51	271	57	0	0	0	0	0	0	0
11	110	0	0	89	0	21	0	2	23	64	29	87	0	0	0	0	0	0	0
12	386	0	5	104	0	286	0	6	285	101	273	117	0	0	0	0	0	0	0
13	257	1	4	77	0	175	0	7	184	70	160	93	0	0	0	0	0	0	0
14	246	1	4	71	0	170	0	7	164	74	164	88	0	0	0	0	0	0	0
15	504	2	1	101	0	478	2	14	476	100	455	122	0	0	0	0	0	0	0
16	44	0	1	10	0	34	0	4	31	10	33	12	0	0	0	0	0	0	0
17	261	0	2	94	0	202	0	11	187	50	190	68	0	0	0	0	0	0	0
18	523	1	6	94	1	420	0	13	420	89	408	102	0	0	0	0	0	0	0
19	105	0	0	60	0	58	0	3	61	51	60	55	0	0	0	0	0	0	0
20	119	0	0	60	0	58	0	3	61	51	60	55	0	0	0	0	0	0	0
21	361	2	3	89	0	286	1	3	294	60	276	74	0	0	0	0	0	0	0
22	149	0	1	43	0	104	1	3	106	38	101	43	0	0	0	0	0	0	0
23	196	0	3	70	0	123	0	9	118	110	117	73	0	0	0	0	0	0	0
24	525	1	6	133	0	383	0	9	398	110	375	131	0	0	0	0	0	0	0
25	332	0	9	85	1	234	0	9	236	62	229	100	0	0	0	0	0	0	0
26	225	0	5	85	1	141	0	6	144	85	135	94	0	0	0	0	0	0	0
27	327	0	2	65	1	236	1	4	237	78	234	88	0	0	0	0	0	0	0
28	239	0	4	44	0	189	0	4	200	33	190	51	0	0	0	0	0	0	0
29	218	1	4	59	0	154	0	4	160	52	137	68	0	0	0	0	0	0	0
30	205	1	3	64	0	137	0	9	136	56	137	67	0	0	0	0	0	0	0
31	175	0	2	55	1	117	0	3	115	55	112	57	0	0	0	0	0	0	0
32	280	0	3	87	2	113	0	5	114	84	109	91	0	0	0	0	0	0	0
33	224	2	4	67	2	130	0	9	132	62	114	96	0	0	0	0	0	0	0
34	198	0	5	63	0	141	0	7	139	49	139	56	0	0	0	0	0	0	0
35	305	3	4	63	0	283	0	5	283	62	280	69	0	0	0	0	0	0	0
36	260	1	8	111	0	260	0	9	259	104	253	113	0	0	0	0	0	0	0
37	305	1	3	48	0	152	0	7	153	43	140	55	0	0	0	0	0	0	0
38	65	0	0	18	0	45	0	1	49	13	41	22	0	0	0	0	0	0	0
39	337	1	2	80	2	244	0	9	245	79	242	82	0	0	0	0	0	0	0
40	278	0	2	71	0	202	0	1	215	58	190	71	0	0	0	0	0	0	0
41	65	1	3	40	0	21	0	3	23	39	19	42	0	0	0	0	0	0	0
42	115	0	1	45	0	49	0	0	43	67	44	63	0	0	0	0	0	0	0
43	56	0	0	36	0	20	0	0	19	37	18	38	0	0	0	0	0	0	0
44	112	1	0	50	0	51	0	3	41	61	42	61	0	0	0	0	0	0	0
45	72	0	3	41	0	28	0	4	25	40	25	41	0	0	0	0	0	0	0
46	83	0	1	63	0	16	0	2	16	61	19	63	0	0	0	0	0	0	0
47	239	4	3	82	1	149	0	9	149	75	136	93	0	0	0	0	0	0	0

Precinct	Ballots Cast										Precinct																
	County Clerk		County Treasurer		County Commissioner		JUDICIAL RETENTION: SHAIL MADINA be retained as Judge of the Court of Appeals?		JUDICIAL RETENTION: SHAIL STEVEN EDWARD BLANKSHIRE be retained as Judge of the 12th Judicial		JUDICIAL RETENTION: SHAIL JAMES WAYLON COURTS be retained as Judge of the 12th Judicial		JUDICIAL RETENTION: SHAIL DANIEL A BRYANT be retained as Judge of the 12th Judicial		JUDICIAL RETENTION: SHAIL ANGIE K SCHNEIDER be retained as Judge of the 12th Judicial		CONSTITUTIONAL AMENDMENT 1 Proposing to amend the Constitution of New Mexico to provide that the		CONSTITUTIONAL AMENDMENT 2 Proposing to amend article 20, section 3 of the Constitution of New Mexico to		BOND QUESTION A The 2020 Capital Projects General Obligation Bond Act authorize the issuance and sale of		BOND QUESTION B The 2020 Capital Projects General Obligation Bond Act authorize the issuance and sale of		BOND QUESTION C The 2020 Capital Projects General Obligation Bond Act authorize the issuance and sale of		
	ROBYN HOLMES (REP)	CYPRINA J MADRID (DEM)	LAURA M WHITE (REP)	GLENN JOSEF MELTON (DEM)	SHARONLE CUMMINS (DEM)	WICKIE PRIJETT MARQUARDT (REP)	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	
01	56	25	33	30	27	40	13	37	16	36	15	35	17	37	15	40	15	37	18	43	11	40	14	36	16	01	
02	4	4	0	4	0	2	1	2	1	2	1	2	1	0	3	0	3	0	3	1	2	1	2	1	2	1	02
03	1	0	1	0	0	1	0	1	0	1	0	1	0	1	0	1	0	1	0	1	0	1	0	1	0	1	03
04	13	12	1	11	1	12	9	2	8	3	10	1	9	2	1	11	4	8	4	4	4	4	4	4	4	4	04
05	32	26	4	26	6	25	19	9	18	11	17	11	17	10	16	9	7	21	10	19	13	15	11	18	10	05	
06	23	22	1	22	1	22	9	9	14	5	14	4	14	3	14	5	2	18	6	15	3	17	2	18	2	06	
07	112	104	6	101	7	7	102	49	46	76	16	70	23	66	26	70	22	15	90	36	69	68	37	70	37	07	
08	381	272	96	263	103	105	263	185	94	223	66	216	68	209	66	215	65	121	208	154	165	184	154	172	166	08	
09	382	310	76	309	75	79	302	212	101	253	60	242	70	238	68	239	71	107	243	153	188	177	158	198	158	09	
10	334	264	41	281	43		180	100	240	53	215	77	221	67	223	68	67	228	130	187	132	178	126	179	123	10	
11	110	21	80	22	79		75	11	66	17	62	19	68	15	67	16	66	21	61	26	71	20	62	10	80	11	
12	398	264	90	263	92		239	101	277	69	270	77	261	75	261	78	157	202	183	168	202	156	199	160	192	12	
13	257	178	70	178	69		150	71	161	40	166	55	169	50	169	51	87	143	108	113	122	106	107	121	115	13	
14	246	180	61	174	64		152	73	164	58	158	65	168	57	166	59	90	143	105	131	136	107	118	114	114	14	
15	564	502	80	481	88		323	193	417	107	387	134	400	120	393	126	168	381	245	294	264	284	245	301	234	15	
16	45	32	11	35	9		24	11	27	7	27	7	28	6	29	5	20	19	28	11	25	14	33	8	30	16	
17	261	201	49	200	48		139	77	166	51	163	57	170	47	174	43	93	143	121	108	127	107	111	119	105	17	
18	523	431	82	425	87		306	137	367	83	353	102	347	99	348	100	174	312	213	260	258	232	229	259	222	18	
19	105	49	52	51	48		71	22	58	34	61	32	59	30	68	23	52	32	54	31	63	26	59	30	58	19	
20	118	65	52	61	55		88	20	87	14	76	25	83	18	83	18	60	48	52	51	53	44	61	48	61	20	
21	361	268	52	284	59		198	99	243	60	240	63	236	61	238	61	109	219	183	172	149	176	146	182	21	21	
22	148	109	37	105	39		99	27	125	27	98	34	102	26	104	27	56	76	61	80	53	76	55	73	59	22	
23	196	126	59	126	60		125	37	105	35	123	40	122	34	127	32	82	89	95	87	103	68	94	78	101	23	
24	525	414	89	384	114		350	326	139	374	95	370	109	353	110	350	119	189	266	224	278	212	246	244	232	24	
25	332	259	67	249	76		180	243	55	236	84	230	82	242	53	121	188	157	148	168	138	158	185	181	154	25	
26	235	198	75	152	74		147	153	51	158	47	162	47	163	41	160	40	105	110	114	97	143	72	142	72	26	
27	327	255	64	245	72		192	192	100	222	73	231	64	221	75	221	77	114	183	141	150	165	137	148	154	27	
28	239	201	35	181	43		146	70	181	43	178	49	178	40	174	48	72	154	100	126	116	110	111	119	100	28	
29	216	165	48	184	50		84	149	125	60	142	50	144	44	146	42	142	120	92	101	112	87	103	98	110	29	
30	205	149	50	146	48		64	142	125	60	145	38	134	51	135	46	136	48	67	101	103	82	109	80	103	30	
31	175	123	44	121	46		48	120	121	27	131	23	123	26	124	24	120	28	74	81	78	72	78	70	83	31	
32	206	119	77	113	82		88	108	139	41	138	39	132	40	139	36	140	36	97	86	103	68	116	62	110	32	
33	224	141	72	140	74		144	48	147	49	138	56	147	42	150	43	96	104	124	70	121	83	117	85	119	33	
34	188	151	42	149	43		114	56	135	39	132	45	137	35	134	42	68	115	78	104	83	97	83	88	90	34	
35	365	301	58	285	60		222	84	259	46	235	74	248	60	248	61	128	210	155	172	172	161	168	176	155	35	
36	380	269	94	266	95		226	107	261	64	253	77	253	73	256	70	151	189	173	162	183	157	178	184	180	36	
37	205	196	44	150	42		147	128	51	141	39	130	50	144	32	142	37	76	114	96	89	107	82	98	95	37	
38	85	51	14	50	15		35	21	39	16	40	14	44	14	44	11	23	39	27	32	27	31	29	30	32	38	
39	337	259	66	252	71		244	220	79	240	56	233	69	224	52	234	57	121	177	143	150	174	133	153	148	149	39
40	278	221	53	214	59		305	179	53	210	34	208	39	204	35	198	44	96	154	137	127	141	129	140	121	40	
41	85	21	41	24	37		43	11	35	17	39	13	40	10	39	12	42	16	45	11	44	12	46	6	48	41	
42	115	45	63	47	61		74	21	60	22	68	25	70	22	72	19	60	26	71	23	72	26	64	32	68	42	
43	56	17	38	17	38		45	4	34	13	38	10	38	10	38	10	38	13	38	15	34	20	35	15	36	18	43
44	112	44	59	51	52		77	13	62	25	57	24	63	23	66	21	64	25	68	19	68	21	72	18	77	16	44
45	72	27	40	26	38		43	13	45	9	42	12	43	11	44	10	38	20	42	17	47	13	45	14	45	15	45
46	83	17	60	34	53		61	13	47	17	47	16	46	16	46	17	57	18	56	17	60	14	55	18	55	19	46
47	238	167	61	156	68		153	54	163	44	157	51	160	43	154	51	117	99	131	78	137	77	132	81	131	83	47

Otero County  
Early

Canvass of Returns of General Election Held on November 3, 2020 - State of New Mexico  
Canvass Sheet

Precinct	Ballots Cast		Candidate	Party	Total
	Valid	Invalid			
48	251	3	HOWIE HAWKINS AND ANGELA NICOLE WALKER	President and Vice President of the United States	254
	597	1	JO JORGENSEN AND JEREMY "SPIKE" COHEN		600
	160	0	JOSEPH R BIDEN AND KAMALA D HARRIS (DEM)		160
	318	2	SHEILA "SAMM" TITTLE AND DAVID CARL SANDIGE		320
	484	2	DONALD J TRUMP AND MIKE PENCE (REP)		486
	201	0	GLORIA LA RIVA AND SUNIL FREEMAN (PSL)		201
	292	1	BOB WALSH (LIB)		293
	303	1	MARK V RONCHETTI (REP)		304
	87	0	BEN R LUJAN (DEM)		87
	268	0	YVETTE HERRELL (REP)		268
50	39	0	XOCHITL TORRES SMALL (DEM)	United States Representative DISTRICT 2	39
	74	0	STEVE JONES (write in) (IND)		74
	0	2	CLIFF R PIRTLE (REP)		2
	0	25	WILLIAM F BURT (REP)		25
	0	1	DENISE A LANG-BROWNE (DEM)		1
	0	46	DARREN MURRAY KUGLER (DEM)		46
	0	25	RON GRIGGS (REP)		25
	0	1	RACHEL A BLACK (REP)		1
	0	1	JEFF SWANSON (DEM)		1
	0	1	WILLIE D MADRID (DEM)		1
51	13022	38	RICKY L LITTLE (REP)	State Representative DISTRICT 51	13060
	169	169	JAMES G TOWNSEND (REP)		338
	169	3587	LAURA L CHILDRESS (DEM)		3756
	3587	3849	ZACH J COOK (REP)		7436
	17	9189	NED S FULLER (REP)		9206
	8	9189	SHANNON BACON (DEM)		9197
	329	9190	KERRY J MORRIS (REP)		9519
	45	18	DAVID K THOMSON (DEM)		63
	18	43	BARBARA V JOHNSON (REP)		61
	43	35	ZACH IVES (DEM)		78
52	13022	38	STEPHEN P CURTIS (LIB)	State Representative DISTRICT 52	13060
	169	169	SHAMMARA H HENDERSON (DEM)		338
	169	3587	GERTRUDE LEE (REP)		3756
	3587	3849	THOMAS C MONTOYA (REP)		7436
	17	9189	JANE B YOHALEM (DEM)		9206
	8	9189	MICHAEL M TAYLOR (REP)		9197
	329	9190	JOHN SUGG (REP)		9519
	45	18	SCOT D KEY		63
	18	43			61
	43	35			78
53	13022	38	HOWIE HAWKINS AND ANGELA NICOLE WALKER	State Representative DISTRICT 53	13060
	169	169	JO JORGENSEN AND JEREMY "SPIKE" COHEN		338
	169	3587	JOSEPH R BIDEN AND KAMALA D HARRIS (DEM)		3756
	3587	3849	SHEILA "SAMM" TITTLE AND DAVID CARL SANDIGE		7436
	17	9189	DONALD J TRUMP AND MIKE PENCE (REP)		9206
	8	9189	GLORIA LA RIVA AND SUNIL FREEMAN (PSL)		9197
	329	9190	BOB WALSH (LIB)		9519
	45	18	MARK V RONCHETTI (REP)		63
	18	43	BEN R LUJAN (DEM)		61
	43	35	YVETTE HERRELL (REP)		78
54	13022	38	XOCHITL TORRES SMALL (DEM)	State Representative DISTRICT 54	13060
	169	169	STEVE JONES (write in) (IND)		338
	169	3587	CLIFF R PIRTLE (REP)		3756
	3587	3849	WILLIAM F BURT (REP)		7436
	17	9189	DENISE A LANG-BROWNE (DEM)		9206
	8	9189	DARREN MURRAY KUGLER (DEM)		9197
	329	9190	RON GRIGGS (REP)		9519
	45	18	RACHEL A BLACK (REP)		63
	18	43	JEFF SWANSON (DEM)		61
	43	35	WILLIE D MADRID (DEM)		78
55	13022	38	RICKY L LITTLE (REP)	State Representative DISTRICT 55	13060
	169	169	JAMES G TOWNSEND (REP)		338
	169	3587	LAURA L CHILDRESS (DEM)		3756
	3587	3849	ZACH J COOK (REP)		7436
	17	9189	NED S FULLER (REP)		9206
	8	9189	SHANNON BACON (DEM)		9197
	329	9190	KERRY J MORRIS (REP)		9519
	45	18	DAVID K THOMSON (DEM)		63
	18	43	BARBARA V JOHNSON (REP)		61
	43	35	ZACH IVES (DEM)		78
56	13022	38	STEPHEN P CURTIS (LIB)	State Representative DISTRICT 56	13060
	169	169	SHAMMARA H HENDERSON (DEM)		338
	169	3587	GERTRUDE LEE (REP)		3756
	3587	3849	THOMAS C MONTOYA (REP)		7436
	17	9189	JANE B YOHALEM (DEM)		9206
	8	9189	MICHAEL M TAYLOR (REP)		9197
	329	9190	JOHN SUGG (REP)		9519
	45	18	SCOT D KEY		63
	18	43			61
	43	35			78
57	13022	38	HOWIE HAWKINS AND ANGELA NICOLE WALKER	Justice of the Supreme Court Position 1	13060
	169	169	JO JORGENSEN AND JEREMY "SPIKE" COHEN		338
	169	3587	JOSEPH R BIDEN AND KAMALA D HARRIS (DEM)		3756
	3587	3849	SHEILA "SAMM" TITTLE AND DAVID CARL SANDIGE		7436
	17	9189	DONALD J TRUMP AND MIKE PENCE (REP)		9206
	8	9189	GLORIA LA RIVA AND SUNIL FREEMAN (PSL)		9197
	329	9190	BOB WALSH (LIB)		9519
	45	18	MARK V RONCHETTI (REP)		63
	18	43	BEN R LUJAN (DEM)		61
	43	35	YVETTE HERRELL (REP)		78
58	13022	38	XOCHITL TORRES SMALL (DEM)	Justice of the Supreme Court Position 2	13060
	169	169	STEVE JONES (write in) (IND)		338
	169	3587	CLIFF R PIRTLE (REP)		3756
	3587	3849	WILLIAM F BURT (REP)		7436
	17	9189	DENISE A LANG-BROWNE (DEM)		9206
	8	9189	DARREN MURRAY KUGLER (DEM)		9197
	329	9190	RON GRIGGS (REP)		9519
	45	18	RACHEL A BLACK (REP)		63
	18	43	JEFF SWANSON (DEM)		61
	43	35	WILLIE D MADRID (DEM)		78
59	13022	38	RICKY L LITTLE (REP)	Judge of the Court of Appeals Position 1	13060
	169	169	JAMES G TOWNSEND (REP)		338
	169	3587	LAURA L CHILDRESS (DEM)		3756
	3587	3849	ZACH J COOK (REP)		7436
	17	9189	NED S FULLER (REP)		9206
	8	9189	SHANNON BACON (DEM)		9197
	329	9190	KERRY J MORRIS (REP)		9519
	45	18	DAVID K THOMSON (DEM)		63
	18	43	BARBARA V JOHNSON (REP)		61
	43	35	ZACH IVES (DEM)		78
60	13022	38	STEPHEN P CURTIS (LIB)	Judge of the Court of Appeals Position 2	13060
	169	169	SHAMMARA H HENDERSON (DEM)		338
	169	3587	GERTRUDE LEE (REP)		3756
	3587	3849	THOMAS C MONTOYA (REP)		7436
	17	9189	JANE B YOHALEM (DEM)		9206
	8	9189	MICHAEL M TAYLOR (REP)		9197
	329	9190	JOHN SUGG (REP)		9519
	45	18	SCOT D KEY		63
	18	43			61
	43	35			78
61	13022	38	HOWIE HAWKINS AND ANGELA NICOLE WALKER	Judge of the Court of Appeals Position 3	13060
	169	169	JO JORGENSEN AND JEREMY "SPIKE" COHEN		338
	169	3587	JOSEPH R BIDEN AND KAMALA D HARRIS (DEM)		3756
	3587	3849	SHEILA "SAMM" TITTLE AND DAVID CARL SANDIGE		7436
	17	9189	DONALD J TRUMP AND MIKE PENCE (REP)		9206
	8	9189	GLORIA LA RIVA AND SUNIL FREEMAN (PSL)		9197
	329	9190	BOB WALSH (LIB)		9519
	45	18	MARK V RONCHETTI (REP)		63
	18	43	BEN R LUJAN (DEM)		61
	43	35	YVETTE HERRELL (REP)		78
62	13022	38	XOCHITL TORRES SMALL (DEM)	Public Education Commissioner DISTRICT 8	13060
	169	169	STEVE JONES (write in) (IND)		338
	169	3587	CLIFF R PIRTLE (REP)		3756
	3587	3849	WILLIAM F BURT (REP)		7436
	17	9189	DENISE A LANG-BROWNE (DEM)		9206
	8	9189	DARREN MURRAY KUGLER (DEM)		9197
	329	9190	RON GRIGGS (REP)		9519
	45	18	RACHEL A BLACK (REP)		63
	18	43	JEFF SWANSON (DEM)		61
	43	35	WILLIE D MADRID (DEM)		78
63	13022	38	RICKY L LITTLE (REP)	District Court Judge TWELFTH JUDICIAL	13060
	169	169	JAMES G TOWNSEND (REP)		338
	169	3587	LAURA L CHILDRESS (DEM)		3756
	3587	3849	ZACH J COOK (REP)		7436
	17	9189	NED S FULLER (REP)		9206
	8	9189	SHANNON BACON (DEM)		9197
	329	9190	KERRY J MORRIS (REP)		9519
	45	18	DAVID K THOMSON (DEM)		63
	18	43	BARBARA V JOHNSON (REP)		61
	43	35	ZACH IVES (DEM)		78



Precinct	Ballots Cast		County Clerk	County Treasurer	County Commissioner by Commissioner District DISTRICT 3	JUDICIAL RETENTION: Shall JACQUELINE R MEDINA be retained as Judge of the Court of Appeals?	JUDICIAL RETENTION: Shall STEVEN EDWARD BLANKINSHIP be retained as Judge of the 12th Judicial	JUDICIAL RETENTION: Shall JAMES WAYLON COUNTS be retained as Judge of the 12th Judicial	JUDICIAL RETENTION: Shall DANIEL A BRYANT be retained as Judge of the 12th Judicial District.	JUDICIAL RETENTION: Shall ANGIE K SCHNEIDER be retained as Judge of the 12th Judicial	CONSTITUTIONAL AMENDMENT 1: Proposing to amend the Constitution of New Mexico to provide that the	CONSTITUTIONAL AMENDMENT 2: Proposing to amend article 20, section 3 of the Constitution of New Mexico to	BOND QUESTION A: The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of	BOND QUESTION B: The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of	BOND QUESTION C: The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of												
48	281	182	99	174	77	186	60	176	47	175	53	176	50	184	44	123	116	138	98	155	87	141	101	141	102	48	
49	597	473	107	474	107	358	155	441	76	408	112	423	87	407	105	222	332	287	255	285	280	278	277	271	283	48	
50	160	102	52	95	57	103	25	101	30	102	31	104	26	102	30	81	58	78	53	85	55	86	54	86	53	50	
51	318	232	79	232	81	201	83	217	64	219	63	223	58	223	60	128	172	160	134	114	124	151	146	136	141	51	
52	444	389	104	389	114	308	112	348	75	348	82	339	81	337	89	202	248	242	202	246	205	228	228	215	238	52	
53	201	146	48	146	46	125	48	138	38	137	42	138	37	129	44	81	104	92	87	102	79	99	85	88	86	53	
54	262	208	47	208	48	143	78	174	50	168	65	167	55	166	60	79	104	108	110	130	110	128	116	125	54		
55	303	288	27	288	28	153	90	210	49	180	79	200	57	193	66	74	204	118	157	135	135	120	152	115	158	55	
56	87	23	53	23	55	48	17	55	11	50	16	57	6	53	13	50	20	47	18	60	9	61	8	62	8	56	
57	288	228	34	222	38	114	99	181	54	150	64	150	61	148	65	74	175	97	145	125	122	103	140	104	140	57	
58	38	37	2	38	2	4	35	17	24	8	23	10	18	15	13	11	28	10	27	14	22	13	24	12	24	58	
59	74	45	23	46	22	42	18	48	11	43	17	45	14	43	15	38	28	38	24	42	21	41	21	38	25	59	
Total	13022	9581	3042	8414	3140	1390	4007	7771	3110	8873	2305	8539	2706	9519	2413	8622	2507	4878	8961	5842	5849	8555	5294	6183	5687	6030	5863



Precinct	Ballots Cast	ROBYN HOLMES (REP)	CYPRINA J MADRID (DEM)	LAURA M WHITESIDE (REP)	GLENN JOSEF MELTON (DEM)	SHARON LEE CUMMINS (DEM)	VICKIE PRUIETT MARQUARDT (REP)	JUDICIAL RETENTION: Shall JACQUELINE R MEDINA be retained as Judge of the Court of Appeals?	JUDICIAL RETENTION: Shall STEVEN EDWARD BLANKINSHIP be retained as Judge of the 12th Judicial	JUDICIAL RETENTION: Shall JAMES WAYLON COUNTS be retained as Judge of the 12th Judicial	JUDICIAL RETENTION: Shall DANIEL A BRYANT be retained as Judge of the 12th Judicial District.	JUDICIAL RETENTION: Shall ANGIE K SCHNEIDER be retained as Judge of the 12th Judicial	CONSTITUTIONAL AMENDMENT 1: Proposing to amend the Constitution of New Mexico to provide that the	CONSTITUTIONAL AMENDMENT 2: Proposing to amend article 20, section 3 of the Constitution of New Mexico to	BOND QUESTION A: The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of	BOND QUESTION B: The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of	BOND QUESTION C: The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of	Precinct
01	35	10	21	12	18			21	5	10	8	18	8	18	8	18	8	01
02	1	1	0	1	0			1	0	1	0	1	0	1	0	1	0	02
03	7	7	0	7	0			7	5	2	5	2	5	2	5	2	5	03
04	45	43	1	42	3			42	21	17	32	8	25	10	33	8	32	04
05	125	101	15	95	18			97	47	25	54	18	57	15	58	14	53	05
06	98	94	2	95	2			93	49	29	65	16	66	15	67	15	66	06
07	115	98	9	100	8			95	47	60	18	51	24	55	19	57	18	07
08	196	151	35	147	39			148	102	44	128	23	121	30	117	30	119	08
09	62	52	8	51	9			51	32	18	39	9	37	15	36	13	16	09
10	57	44	11	44	9			35	15	48	7	38	14	42	10	45	10	
11	202	48	131	49	129			130	30	114	46	121	38	123	36	128	32	11
12	165	128	31	119	33			91	41	108	27	98	40	100	34	108	29	12
13	125	97	27	87	32			73	38	81	29	83	27	81	29	82	28	13
14	105	77	25	74	27			67	24	71	22	64	30	64	28	67	28	14
15	121	91	24	92	24			73	32	81	24	78	35	77	29	73	30	15
16	33	29	8	28	8			23	5	22	7	18	7	22	6	22	6	16
17	47	31	14	29	16			29	9	31	7	25	10	24	11	24	11	17
18	85	70	13	67	17			51	17	55	14	50	18	54	14	54	15	18
19	28	11	13	12	13			18	6	17	6	18	5	20	4	19	5	19
20	50	38	20	28	23			35	8	36	6	32	13	35	9	32	12	20
21	88	52	12	51	14			38	13	44	10	42	11	44	10	42	11	21
22	48	33	15	28	19			35	7	28	14	28	16	30	13	32	11	22
23	61	37	22	30	22			45	10	41	12	42	14	43	10	41	14	23
24	83	72	18	67	20			62	53	23	66	13	56	22	63	14	63	24
25	86	64	18	63	17			63	53	19	62	12	53	21	58	15	63	25
26	67	39	24	37	23			36	44	11	39	18	40	17	45	11	48	26
27	76	55	21	54	21			52	56	7	54	13	54	15	57	11	55	27
28	30	24	4	23	5			4	25	21	7	23	5	23	5	22	6	28
29	50	32	15	34	13			35	33	9	32	10	31	11	34	8	35	29
30	42	28	13	29	12			25	25	13	26	12	28	12	26	12	27	30







Precinct	County Clerk		County Treasurer	County Commissioner	County Commissioner by District	JUDICIAL RETENTION: Shall JACQUELINE R MEDINA be retained as Judge of the Court of Appeals?		JUDICIAL RETENTION: Shall STEVEN EDWARD BLANKINSHIP be retained as Judge of the 12th Judicial District?		JUDICIAL RETENTION: Shall JAMES WAYON COUNTS be retained as Judge of the 12th Judicial District?		JUDICIAL RETENTION: Shall DANIEL A BRYANT be retained as Judge of the 12th Judicial District?		CONSTITUTIONAL AMENDMENT 1: Proposing to amend the Constitution of New Mexico to provide that the		CONSTITUTIONAL AMENDMENT 2: Proposing to amend the Constitution of New Mexico to		BOND QUESTION A: The 2020 Capital Projects General Obligation Bond Act		BOND QUESTION B: The 2020 Capital Projects General Obligation Bond Act		BOND QUESTION C: The 2020 Capital Projects General Obligation Bond Act		Precinct		
	ROBYN HOLMES	CYRIL MADRID				LAURA M WHITESIDE	GLENN JOSEF MELTON	SHARON LEE CUMMINS	VICKIE PRIUETT MARQUARDT	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No		Yes	No
01	124	49	70	55	62	85	22	76	30	73	50	72	32	74	50	60	33	81	31	82	28	77	33	77	34	01
02	24	19	2	18	3	12	7	13	5	13	5	13	5	10	8	8	12	5	15	10	10	9	11	8	11	02
03	35	35	0	35	0	35	13	20	17	16	21	12	21	12	12	12	35	3	32	1	34	1	34	0	35	03
04	65	60	4	57	7	6	58	34	22	44	13	50	9	46	9	9	53	18	42	17	43	15	46	18	43	04
05	228	172	45	165	49	54	158	102	55	111	44	109	44	101	50	78	114	96	64	102	68	83	108	78	107	05
06	147	136	8	136	8	133	87	46	87	26	88	27	89	26	86	30	106	57	77	44	88	40	84	43	91	06
07	277	232	34	230	34	224	80	168	41	155	54	151	55	157	49	64	190	102	145	121	133	105	148	99	154	07
08	761	505	227	496	238	245	483	388	176	461	130	438	132	454	127	267	344	308	405	278	381	282	372	308	368	08
09	605	444	145	439	145	426	334	148	313	111	369	103	375	108	186	351	263	270	290	263	271	283	247	303	303	09
10	406	383	68	376	103	158	426	275	130	348	81	315	112	321	100	332	92	160	304	205	244	202	244	201	251	10
11	382	87	282	87	259	251	53	213	85	223	78	230	71	236	84	253	59	212	83	259	50	267	44	287	29	11
12	758	522	191	506	201	441	177	492	132	472	155	414	135	485	130	308	334	281	404	249	381	267	376	271	12	12
13	523	341	166	324	172	304	136	337	99	322	110	327	110	328	110	217	240	243	198	270	198	242	214	248	211	13
14	436	268	125	265	133	277	106	289	92	276	106	268	94	290	95	178	219	204	164	239	160	231	167	223	176	14
15	805	677	187	657	199	499	259	617	157	567	178	573	189	596	508	402	394	419	384	360	411	377	429	15	15	15
16	134	77	40	82	35	77	20	76	18	73	20	77	18	79	16	60	44	69	34	72	33	81	27	77	29	16
17	430	308	108	289	112	258	102	283	79	276	87	268	74	291	68	182	206	226	156	220	188	193	189	187	186	17
18	852	623	185	606	202	504	183	575	120	560	144	555	148	554	148	317	444	326	361	440	332	404	369	388	386	18
19	218	81	129	79	130	141	49	123	67	132	66	125	60	141	49	120	58	123	56	137	50	135	50	130	57	19
20	234	111	118	105	121	170	34	144	37	152	49	162	36	163	37	122	81	122	76	127	80	115	91	118	20	20
21	509	415	131	405	139	328	138	374	68	378	98	373	94	375	95	203	306	244	250	276	234	262	248	257	258	21
22	292	189	98	179	105	208	46	198	62	193	70	197	60	207	51	130	158	103	169	103	169	103	159	107	155	22
23	344	204	127	194	134	296	61	222	72	222	76	218	69	222	72	164	145	164	114	114	114	114	120	182	126	23
24	559	916	218	578	244	274	548	544	201	610	144	592	177	583	157	584	169	344	424	428	333	479	311	430	355	24
25	563	402	145	389	154	168	374	366	120	400	97	386	117	381	109	403	93	233	263	266	217	303	212	283	234	25
26	414	251	146	240	151	170	226	268	82	284	88	274	86	280	70	291	84	191	178	221	142	245	118	245	123	26
27	517	362	145	344	158	165	339	328	126	344	118	347	119	348	113	367	114	227	237	249	203	272	202	250	221	27
28	346	273	65	261	74	64	252	216	89	237	58	254	54	253	59	129	195	160	160	160	140	173	156	180	167	28
29	382	255	116	252	120	135	235	241	87	253	78	257	74	264	64	281	68	166	177	195	145	227	121	217	134	29
30	335	216	106	209	113	118	205	218	84	231	66	227	73	227	70	230	69	161	147	188	112	185	125	173	138	30
31	309	190	105	182	110	111	183	216	49	224	51	215	50	212	54	218	53	153	125	162	106	160	111	160	114	31
32	354	184	153	175	157	160	176	248	66	216	84	215	102	218	85	232	76	181	135	162	110	200	107	206	106	32
33	419	244	160	223	175	173	228	275	77	278	60	281	69	284	58	285	71	211	156	237	120	243	132	242	131	33
34	318	217	93	209	98	190	83	207	68	205	74	218	67	214	63	134	134	156	148	139	151	133	157	128	153	34
35	783	604	157	564	168	470	162	538	105	504	144	508	128	510	134	285	408	345	338	383	323	344	361	341	388	35
36	644	412	209	404	213	644	400	163	434	115	429	119	441	113	304	271	339	229	345	233	347	234	326	253	36	
37	309	242	113	238	115	128	224	243	78	255	68	244	87	256	59	261	61	169	168	188	134	222	119	200	143	37
38	131	88	41	65	43	72	41	76	36	77	40	79	37	82	30	53	70	81	59	68	50	64	55	64	81	38
39	537	364	136	357	157	170	340	358	112	378	89	369	114	364	96	373	90	210	250	246	212	283	195	252	225	39
40	280	118	102	302	119	127	292	280	83	308	69	304	61	297	75	163	224	220	175	222	161	223	176	217	184	40
41	205	51	146	67	128	144	24	123	38	124	36	130	29	126	34	144	36	142	37	145	36	154	25	153	28	41
42	312	107	185	117	175	112	312	211	50	187	61	196	52	201	49	211	41	183	82	202	60	213	57	194	71	42
43	122	26	88	53	61	85	14	84	31	70	27	74	23	78	31	81	23	81	24	72	35	83	24	80	28	43
44	246	82	144	95	130	174	31	146	55	146	40	148	52	159	42	157	42	157	42	163	42	163	43	161	47	44
45	142	47	86	47	85	96	24	81	26	83	24	85	22	82	25	82	25	85	31	95	25	96	24	93	27	45
46	222	42	156	56	143	136	27	122	40	126	34	124	36	129	30	148	34	150	36	144	34	150	36	143	45	46
47	410	245	148	232	157	173	410	245	148	232	157	173	410	245	148	232	157	173	410	245	148	232	157	173	410	47
48	479	281	182	273	187	312	100	313	92	298	116	318	91	333	83	348	164	278	149	302	133	284	148	284	150	48



Precinct	Ballots Cast		County Clerk		County Treasurer		County Commissioner by District DISTRICT 3		JUDICIAL RETENTION: Shall JACQUELINE R MEDINA be retained as Judge of the Court of Appeals?		JUDICIAL RETENTION: Shall STEVEN EDWARD BLANKINSHIP be retained as Judge of the 12th Judicial		JUDICIAL RETENTION: Shall JAMES WAYLON COUNTS be retained as Judge of the 12th Judicial		JUDICIAL RETENTION: Shall DANIEL A BRYANT be retained as Judge of the 12th Judicial District.		JUDICIAL RETENTION: Shall ANGIE K SCHNEIDER be retained as Judge of the 12th Judicial		CONSTITUTIONAL AMENDMENT 1: Proposing to amend the Constitution of New Mexico to provide that the		CONSTITUTIONAL AMENDMENT 2: Proposing to amend article 20, section 3 of the Constitution of New Mexico to		BOND QUESTION A: The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of		BOND QUESTION B: The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of		BOND QUESTION C: The 2020 Capital Projects General Obligation Bond Act authorizes the issuance and sale of		Precinct	
48	949	685	233	671	245				567	234	666	144	626	180	636	153	632	167	386	487	483	372	508	377	484	394	471	408	48	
50	349	106	138	184	141			232	59	226	62	52	230	64	228	57	227	63	186	113	189	89	192	109	187	113	183	108	50	
51	514	319	160	331	187			333	118	348	104	352	103	349	100	352	105	228	228	245	204	200	283	184	261	210	271	202	51	
52	759	542	194	523	208			479	171	546	121	523	140	524	131	524	136	326	372	383	299	304	366	332	304	332	344	333	52	
53	413	281	120	274	123			266	85	274	77	275	77	274	71	257	87	174	203	200	165	214	158	213	184	212	165	53		
54	483	364	108	380	119			219	125	327	62	312	115	314	98	313	99	153	288	207	223	233	207	233	207	233	219	231	214	54
55	520	432	71	431	72			121	47	133	37	130	43	135	347	98	332	116	185	303	232	235	247	218	225	238	213	234	55	
56	238	99	137	72	134			47	33	37	130	43	135	139	35	133	36	134	52	114	57	149	38	156	32	168	25	56		
57	562	436	113	431	112			158	350	110	331	127	337	118	341	117	341	117	196	327	235	233	214	266	230	281	259	57		
58	73	60	10	58	11			30	20	25	40	13	43	13	34	19	36	19	21	43	24	41	28	38	27	39	24	41	58	
59	187	108	71	108	65			128	33	128	33	128	33	128	33	128	33	128	34	68	72	104	58	118	48	118	48	111	59	
60M	23064	13618	7207	15182	7445			3044	6432	14512	5344	13645	4338	13240	4888	13396	4347	13362	4372	10717	11080	11770	8864	12735	6342	12089	9156	11880	9487	

**From:** Shiva Ayyadurai <vashiva@vashiva.com>  
**Sent:** Thursday, February 24, 2022 10:53 AM  
**To:** rnichols@co.otero.nm.us  
**Cc:** erin hughes; Pamela Heltner; Manju Balaji  
**Subject:** Re: Audit Project Kickoff Meeting

RB,  
Great. I've let accounting know that we should be receiving our first payment. Also, thank you to your team for sending the the Thumb drive with the CVR. It was at the Post Office for pickup, which we now have. We will begin to upload the CVR into the EchoMail/DW.

Best,  
Dr. Shiva

On Feb 21, 2022, at 1:06 PM, rnichols@co.otero.nm.us wrote:

Dr. Shiva,

This works. Thank you!

v/r,  
RB

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**From:** Shiva Ayyadurai <vashiva@vashiva.com>  
**Sent:** Monday, February 21, 2022 6:54 AM  
**To:** rnichols@co.otero.nm.us  
**Cc:** erin hughes <erin\_hughes@yahoo.com>; Pamela Heltner <pheltner@co.otero.nm.us>; Manju Balaji <manju.balaji@vashiva.com>  
**Subject:** Re: Audit Project Kickoff Meeting

Dear RB,  
I hope this memo fulfills the need. Kindly let me know if anything else is needed.  
-Dr. Shiva

On Tue, Feb 15, 2022 at 3:08 PM <[rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)> wrote:

Dr. Shiva,

On official letterhead please. I made a mistake with the contract. We are not able to pay upfront on contracts. Services have to be rendered before we can make payment which is why we need the

status memo. Sorry for the delays this has caused.

Sincerely,

RB

---

**From:** Shiva Ayyadurai <[vashiva@vashiva.com](mailto:vashiva@vashiva.com)>

**Sent:** Tuesday, February 15, 2022 1:01 PM

**To:** [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)

**Cc:** erin hughes <[erin\\_hughs@yahoo.com](mailto:erin_hughs@yahoo.com)>; Pamela Heltner <[pheltner@co.otero.nm.us](mailto:pheltner@co.otero.nm.us)>; Manju Balaji <[manju.balaji@vashiva.com](mailto:manju.balaji@vashiva.com)>

**Subject:** Re: Audit Project Kickoff Meeting

Dear RB,

I'm terribly sorry I missed this. The first payment is upon signing the agreement. The second payment is on March 1, 2022. I can definitely send you a status memo of the project to date pursuant to Schedule A. Can the memo be via email or do you need something more formal on our letterhead?

-Dr. Shiva

On Tue, Feb 15, 2022 at 2:05 PM <[rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)> wrote:

Hi Dr. Shiva,

I'm following up on the request below. For my detail we need a memo or something to show that work has been performed before we can issue any payment.

Please let me know if you need more details or have questions.

Sincerely,

RB

**From:** [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us) <[rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)>  
**Sent:** Wednesday, February 9, 2022 11:41 AM  
**To:** 'Shiva Ayyadurai' <[vashiva@vashiva.com](mailto:vashiva@vashiva.com)>  
**Cc:** 'erin hughs' <[erin\\_hughs@yahoo.com](mailto:erin_hughs@yahoo.com)>, 'Pamela Heltner' <[pheltner@co.otero.nm.us](mailto:pheltner@co.otero.nm.us)>; 'Manju Balaji' <[manju.balaji@vashiva.com](mailto:manju.balaji@vashiva.com)>  
**Subject:** RE: Audit Project Kickoff Meeting

Dr. Shiva,

Thank you for the meeting today. As a follow-up can we get a short memo stating what work has already been performed by EchoMail?

Sincerely,

RB Nichols

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**From:** Shiva Ayyadurai <[vashiva@vashiva.com](mailto:vashiva@vashiva.com)>  
**Sent:** Monday, February 7, 2022 3:57 PM  
**To:** [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)  
**Cc:** erin hughs <[erin\\_hughs@yahoo.com](mailto:erin_hughs@yahoo.com)>; Pamela Heltner <[pheltner@co.otero.nm.us](mailto:pheltner@co.otero.nm.us)>; Manju Balaji <[manju.balaji@vashiva.com](mailto:manju.balaji@vashiva.com)>  
**Subject:** Re: Audit Project Kickoff Meeting

Any time on Wednesday after 12 noon EST works for me. Should we say 1pm EST on Wed 2/9 ?

Thank you.

Sent from my iPhone

On Feb 7, 2022, at 12:57 PM, [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us) wrote:

Hi Erin,

We have availability the following dates/times

Tues 2/8 – 2-3pm

Wed 2/9 – anytime between 9am and 3pm

Monday 2/14 – anytime

Let us know what works for you and Dr. Ayyadurai.

v/r,

RB

---

**From:** erin hughes <[erin\\_hughes@yahoo.com](mailto:erin_hughes@yahoo.com)>  
**Sent:** Friday, February 4, 2022 2:39 PM  
**To:** [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us), Pamela Heltner <[pheltner@co.otero.nm.us](mailto:pheltner@co.otero.nm.us)>  
**Cc:** Shiva Ayyadurai <[vashiva@vashiva.com](mailto:vashiva@vashiva.com)>  
**Subject:** Audit Project Kickoff Meeting

Dear RB and Pamela,

EchoMail would like to hold a formal kickoff meeting with the County to inform you all of the status and process of the project. Would you please propose three dates/times that would work for you and let us know who you would like to see in attendance? Dr. Ayyadurai is cc'd on this email.

Sincerely,

Erin Clements

575.680.4004

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Office of V.A. Shiva Ayyadurai, Ph.D.

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February 18, 2022

V.A. Shiva Ayyadurai, PhD  
EchoMail, Inc.  
701 Concord Avenue  
Cambridge, MA 02138  
e: [vashiva@vashiva.com](mailto:vashiva@vashiva.com)  
m: 1-617-631-6874

**RE: EchoMail® Project Update Memo As of February 21, 2022**

This memorandum provides an update on the current status of the project pursuant to Schedule A executed between EchoMail, Inc. (“EchoMail”) and Otero County, (“County”).

**February 2, 2022 – EchoMail Setup of EchoMail Data Warehouse**

EchoMail has setup the EchoMail® Data Warehouse (DW) that includes hardware and software to receive and store data that may include: County’s Voter Rolls, Participating Voter List, Cast Vote Records (CVRs), Images of the Return Ballot Envelopes, Ballot Images (from the Election Management System – EMS), Paper Ballot Scans, Door-to-Door Canvass data. Ref. Schedule A.

**February 5, 2022 – Importing of Voter Rolls into EchoMail®/DW™**

EchoMail imported Voter Rolls received from the County via EH into the EchoMail®/DW.

**February 9, 2022 – Project Kickoff Meeting Held**

EchoMail and the County held a Project Kickoff meeting pursuant to Schedule A,

**Attendees:**

Dr. Shiva Ayyadurai, EchoMail (SA)  
Robyn Holmes, County Clerk (RH)  
Pamela Heltner, County Manager (PH)  
Erin Hughes, County Commissioned Volunteer (EH)  
John Medlar, EchoMail (JM)  
R.B. Nichols, County Attorney (RBN)

The meeting involved: a. Introductions, b. Review of the EchoMail Project Plan, c. Review of the EchoMail process, d. Review of the outstanding data elements needed for EchoMail to perform the Audit, and e. Next Steps.

**February 9 – 18, 2022 – EchoMail Awaiting Additional Data**

EchoMail and EH have had various follow up meetings to get the additional data required for Audit.

**From:** erin hughs <erin\_hughs@yahoo.com>  
**Sent:** Wednesday, March 2, 2022 6:17 PM  
**To:** smaes@co.otero.nm.us; rnichols@co.otero.nm.us  
**Cc:** 'Robyn Holmes'; Denise Guerra  
**Subject:** Re: Scheduling Request  
**Attachments:** Voter Data Request Form 2-14-2022 (002) (1).pdf

Dear Selina,

Please point to the language in the IPRA guide that allows you to charge us time for reviewing documents. I certainly can't find it. Again, we are not asking the County to make or transmit copies - that is not applicable to this project. We will not be requiring any assistance for scanning the ballots from additional employees. That is an unnecessary expense that we are not requesting and are not willing to pay. If you feel like 5 additional people are needed, we will bring five additional volunteers. We are training our volunteers ahead of time, and they will be more helpful to us than five new employees who are not familiar with what we're doing and how we are planning to get this done quickly.

We will see you on March 9th at 8 am at the fairgrounds.

EchoMail has been hired by the County Commission - which is a government entity. If you prefer the request come from the county directly, we can submit a new affidavit of authorization. This is no different from public records and the voter rolls being regularly provided to the Electronic Registration Information Center, which is a private entity do work contracted on behalf of a government entity.

I assume you are on the same page about this - but we are expecting the boxes that contain the ballots and envelopes to be sealed when we arrive and unsealed in our presence so there is no question about chain-of-custody. Also, regarding chain-of-custody, we have concerns over our equipment being left in a locked building during lunch, as such we will require at least one of our people to remain with our equipment at all times.

We are asking the sheriff to send a deputy to oversee the process as I have received several threats over the last few days, including death threats, and we feel it is important for the safety of everyone. Perhaps the Sheriff's office will be willing to let his deputy remain with our representative in the room while your staff and our volunteers go to lunch between noon and 1 pm if you have any concerns over a representative of the county not being present at all times.

Mr. Nichols,

Would you please fill out the affidavit of authorization (attached) for obtaining the latest copy of the voter rolls for Otero County as well as brief statement requesting all of the chain of custody documents and digital records for when absentee ballots were requested, mailed, and received back. Selina needs the request to come directly from the county in order to approve it.

Sincerely,  
Erin Clements

On Wednesday, March 2, 2022, 06:42:15 PM CST, <smaes@co.otero.nm.us> wrote:

In accordance with IPRA, we are allowed to charge the actual cost to the public body for making and transmitting copies, including any personal time involved. There are just over 23,400 ballots and just over 5900 envelopes to be scanned. We

have 5 employees from our office and have hired 5 additional employees, which should be adequate to assist you with your request.

If you feel like one day will suffice, I have attached a new invoice. We will need to receive payment no later than Monday, March 7, 2022 by end of business day. If you need more time, please let us know and we can reschedule.

Your affidavit of authorization is denied due to the fact that EchoMail is not a governmental entity. (1-4-5.5. NMSA 1978)

We don't have specific contact information for our vendors, anyone should be able to help.

## *Selina Maes*

*Elections Coordinator*

*1104 N. White Sands Blvd. Ste C*

*Alamogordo, NM 88310*

*Phone -(575) 437-4942*

*Fax - (575)443-2922*



COUNTY OF  
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**From:** erin hughes <erin\_hughs@yahoo.com>

**Sent:** Tuesday, March 1, 2022 7:12 PM

**To:** smaes@co.otero.nm.us

**Cc:** 'Robyn Holmes' <rholmes@co.otero.nm.us>; Denise Guerra <dguerra@co.otero.nm.us>; michols@co.otero.nm.us

**Subject:** Re: Scheduling Request

Dear Selina,

We will bring 20 people to scan the ballots. We will let our volunteers know that only sealed drinks will be allowed and no writing devices.

We do not believe the invoice for time is fair, applicable, or in accordance with IPRA statutes and the Compliance Guide published by the Attorney General. We have never been charged for reviewing documents in person by any county of the 10 counties where we have reviewed any paper records in person, including paper ballots. This includes Dona Ana county where staff from the County Clerk's office met us at the election warehouse away from their regular place of work on two different occasions to review ballots and tabulator tapes for several hours at a time. Or Harding County, where we reviewed documents for most of a working day. We are not requiring any overtime from your staff as the hours are within normal working hours. Also note that we believe we can finish the work in one day, we have asked for two only to account for contingencies.

Further, the Inspection of Public Records Compliance Guide (<https://www.nmag.gov/uploads/files/Publications/ComplianceGuides/Inspection%20of%20Public%20Records%20Compliance%20Guide%202015.pdf>) lists the circumstances under which a records custodian may charge the records requestor on page 33. Note that fees can only be charged when the custodian is making copies on behalf of the requestor and there is no circumstance where the guide allows the custodian to charge the requestor time for reviewing the documents. We are not asking the County Clerk to create copies for us. EchoMail has already paid the County Clerk's office roughly \$1,000 for the production of digital files. Note that the guide states: "Downloaded copies: A custodian may charge the actual costs of downloading copies of public records to a computer disk or other storage device, including the actual cost of the storage device." You will recall that we were charged a fee *per electronic file* when the guide only allows custodians to charge for the actual cost of the storage, postage, and time to download files (which was likely not more than an hour). We believe we have already been charged excessive, unjustified fees for the records we have received to date.

Please provide further explanation on why you are rejecting the request for the voter rolls. Also, it is my understanding that the absentee ballot records we are requesting are provided to candidates and parties on a weekly basis (and even published on the SOS website) leading up to the election. We need further explanation as to why the County Clerk's office is refusing to provide this same data for this audit commissioned by the County Commissioners. As you know, the County Commissioners are expected to certify the election results based, in part, on these records that you are refusing to provide for inspection. As such, I am renewing my request for the full records related to the absentee ballots as well as the most recent copy of the voter rolls with full voter history.

Sincerely,

Erin Clements

575.680.4004

On Tuesday, March 1, 2022, 05:39:53 PM MST, <[smaes@co.otero.nm.us](mailto:smaes@co.otero.nm.us)> wrote:

## 2020 General Election Audit Procedures

- The scanning of the ballots will take place at the Otero County Fairgrounds on Wednesday, March 9<sup>th</sup> and Thursday, March 10<sup>th</sup> from 8:00 am to 5:00 pm. There will be an hour for lunch from 12:00 pm to 1:00 pm and the building will be locked at this time.

We will allow 20 people for the scanning of the ballots.

No Food or bags will be allowed beyond a certain point. Drinks will be allowed only if they have an air tight lid.

No writing devices will be allowed (pens, pencils, markers, etc.)

- Attached is an invoice for the election workers. The invoice must be paid on or before the scanning of the ballots.
- Our vendors are Automated Election services and Dominion Voting
- The Affidavit of Authorization that you have submitted is rejected pursuant to 1-4-5.5 (E2) NMSA 1978. Also, absentee records you are requesting are considered voter data which we cannot provide pursuant to 1-4-5.5(E2), NMSA 1978. We will provide the ballot tracking forms from our drop boxes.

*Selina Maes*

*Elections Coordinator*

1104 N. White Sands Blvd. Ste C

Alamogordo, NM 88310

Phone –(575) 437-4942

Fax – (575)443-2922



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**From:** erin hughes <[erin\\_hughes@yahoo.com](mailto:erin_hughes@yahoo.com)>

**Sent:** Wednesday, February 16, 2022 8:11 PM

**To:** [smaes@co.otero.nm.us](mailto:smaes@co.otero.nm.us)

**Cc:** Denise Guerra <[dguerra@co.otero.nm.us](mailto:dguerra@co.otero.nm.us)>, [rholmes@co.otero.nm.us](mailto:rholmes@co.otero.nm.us), [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us), 'Sylvia Tillbrook' <[stillbrook@co.otero.nm.us](mailto:stillbrook@co.otero.nm.us)>

**Subject:** Re: Scheduling Request

Thank you, Selina.

Regarding the chain of custody documents - I primarily mean the chain of custody regarding the absentee ballots. That would include records of when and by who they were requested, when they were mailed, when they were returned, and whatever bookkeeping forms your office used to document how many ballots were returned through drop boxes and when they were returned.

Right now, we are estimating the volunteer force needed to complete the work of scanning the ballots and envelopes within two days as approximately 40 people. Please advise as to the location that would be best for your office to do this work.

Regarding the equipment list - please provide the list of vendors used by the County along with the specific types of equipment they provided for the November 2020 election so that we can contact the individual vendors.

I attached the updated Data Request Form. Please note we are requesting all available fields to be provided that document the application date, acceptance date, and source of each registrant.

Thank you for your help with all of this.

Sincerely,

Erin Clements

575.680.4004

On Tuesday, February 15, 2022, 05:47:31 PM CST, <[smaes@co.otero.nm.us](mailto:smaes@co.otero.nm.us)> wrote:

Per the Scope of Work approved by the Otero County Commission on January 13, 2022, the Audit also includes the examination of the physical records and equipment should take no more than two working days and will be performed under the constant supervision of the county. The examination of the physical records and equipment will include:

1. Scanning of all paper ballots for hand recount offsite.

**We will be providing all ballots that were removed from the tabulators for scanning.**

2. Scanning of all absentee ballot envelopes for analysis offsite.

**We will provide absentee envelopes for scanning. They are 9x6 and one side has voter information and the other side has postage information.**

3. Scanning of paper tabulator tapes and chain of custody documents for analysis offsite.

**Per the zoom meeting, you already have copies of the tapes. Will you clarify what chain of custody documents you are requesting.**

4. Creation of forensic images of equipment used during the November 2020 election including tabulators, EMS server, routers, and poll books. The forensic images will not alter or damage the election equipment in any way.

**Please see the attached letter from the SOS.**

5. Test of select tabulators.

**Please see the attached letter from the SOS.**

Please provide a **full list of equipment used during the November 2020 election** and at least **three dates of availability to perform the physical examination of records and equipment** at your earliest possible convenience. Dates need to consist of two consecutive days for scheduling with the forensic experts who will create the forensic images of the equipment.

All equipment used in the 2020 General Election is leased out from different vendors. Please request from them. Per the zoom meeting, Wednesday March 9<sup>th</sup> and Thursday March 10<sup>th</sup>, 2022 are the dates that are set. We will need a count of volunteers, so we have enough space.

Also, it had come to our attention that the affidavit of authorization has been updated by the SOS Office. Pursuant to 1-4-5.5 (d) NMSA, we have to use the affidavit prescribed by the SOS. Attached is the new form. Please fill out and send to our office.

## *Selina Maes*

*Elections Coordinator*

*1104 N. White Sands Blvd. Ste C*

*Alamogordo, NM 88310*

*Phone –(575) 437-4942*

*Fax – (575)443-2922*



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**From:** erin hughes <[erin\\_hughs@yahoo.com](mailto:erin_hughs@yahoo.com)>

**Sent:** Tuesday, February 1, 2022 10:43 PM

**To:** [smaes@co.otero.nm.us](mailto:smaes@co.otero.nm.us), [rholmes@co.otero.nm.us](mailto:rholmes@co.otero.nm.us)

**Cc:** 'Sylvia Tillbrook' <[stillbrook@co.otero.nm.us](mailto:stillbrook@co.otero.nm.us)>, Denise Guerra <[dguerra@co.otero.nm.us](mailto:dguerra@co.otero.nm.us)>, [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)

**Subject:** Scheduling Request

Dear County Clerk Holmes,

Per the Scope of Work approved by the Otero County Commission on January 13, 2022, the Audit also includes the examination of the physical records and equipment should take no more than two working days and will be performed under the constant supervision of the county. The examination of the physical records and equipment will include:

1. Scanning of all paper ballots for hand recount offsite.
2. Scanning of all absentee ballot envelopes for analysis offsite.
3. Scanning of paper tabulator tapes and chain of custody documents for analysis offsite.
4. Creation of forensic images of equipment used during the November 2020 election including tabulators, EMS server, routers, and poll books. The forensic images will not alter or damage the election equipment in any way.
5. Test of select tabulators.

Please provide a **full list of equipment used during the November 2020 election** and at least **three dates of availability to perform the physical examination of records and equipment** at your earliest possible convenience. Dates need to consist of two consecutive days for scheduling with the forensic experts who will create the forensic images of the equipment.

Thank you for your attention to these matters and please let us know if you have any questions about the documents and schedule being requested.

Sincerely,

Erin Clements

575.680.4004

On Sunday, January 30, 2022, 06:06:08 PM CST, [smaes@co.otero.nm.us](mailto:smaes@co.otero.nm.us) <[smaes@co.otero.nm.us](mailto:smaes@co.otero.nm.us)> wrote:

Please see attached.

***Selina Maes***

***Elections Coordinator***

***1104 N. White Sands Blvd. Ste C***

***Alamogordo, NM 88310***

***Phone –(575) 437-4942***

Fax – (575)443-2922



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By signing the filled-out form, you:

1. Certify that the TIN you are giving is correct (or you are waiting for a number to be issued),
2. Certify that you are not subject to backup withholding, or
3. Claim exemption from backup withholding if you are a U.S. exempt payee. If applicable, you are also certifying that as a U.S. person, your allocable share of any partnership income from a U.S. trade or business is not subject to the withholding tax on foreign partners' share of effectively connected income, and
4. Certify that FATCA code(s) entered on this form (if any) indicating that you are exempt from the FATCA reporting, is correct. See *What is FATCA reporting*, later, for further information.

**Note:** If you are a U.S. person and a requester gives you a form other than Form W-9 to request your TIN, you must use the requester's form if it is substantially similar to this Form W-9.

**Definition of a U.S. person.** For federal tax purposes, you are considered a U.S. person if you are:

- An individual who is a U.S. citizen or U.S. resident alien;
- A partnership, corporation, company, or association created or organized in the United States or under the laws of the United States;
- An estate (other than a foreign estate); or
- A domestic trust (as defined in Regulations section 301.7701-7).

**Special rules for partnerships.** Partnerships that conduct a trade or business in the United States are generally required to pay a withholding tax under section 1446 on any foreign partners' share of effectively connected taxable income from such business. Further, in certain cases where a Form W-9 has not been received, the rules under section 1446 require a partnership to presume that a partner is a foreign person, and pay the section 1446 withholding tax. Therefore, if you are a U.S. person that is a partner in a partnership conducting a trade or business in the United States, provide Form W-9 to the partnership to establish your U.S. status and avoid section 1446 withholding on your share of partnership income.

In the cases below, the following person must give Form W-9 to the partnership for purposes of establishing its U.S. status and avoiding withholding on its allocable share of net income from the partnership conducting a trade or business in the United States.

- In the case of a disregarded entity with a U.S. owner, the U.S. owner of the disregarded entity and not the entity;
- In the case of a grantor trust with a U.S. grantor or other U.S. owner, generally, the U.S. grantor or other U.S. owner of the grantor trust and not the trust; and
- In the case of a U.S. trust (other than a grantor trust), the U.S. trust (other than a grantor trust) and not the beneficiaries of the trust.

**Foreign person.** If you are a foreign person or the U.S. branch of a foreign bank that has elected to be treated as a U.S. person, do not use Form W-9. Instead, use the appropriate Form W-8 or Form 8233 (see Pub. 515, *Withholding of Tax on Nonresident Aliens and Foreign Entities*).

**Nonresident alien who becomes a resident alien.** Generally, only a nonresident alien individual may use the terms of a tax treaty to reduce or eliminate U.S. tax on certain types of income. However, most tax treaties contain a provision known as a "saving clause." Exceptions specified in the saving clause may permit an exemption from tax to continue for certain types of income even after the payee has otherwise become a U.S. resident alien for tax purposes.

If you are a U.S. resident alien who is relying on an exception contained in the saving clause of a tax treaty to claim an exemption from U.S. tax on certain types of income, you must attach a statement to Form W-9 that specifies the following five items.

1. The treaty country. Generally, this must be the same treaty under which you claimed exemption from tax as a nonresident alien.
2. The treaty article addressing the income.
3. The article number (or location) in the tax treaty that contains the saving clause and its exceptions.
4. The type and amount of income that qualifies for the exemption from tax.
5. Sufficient facts to justify the exemption from tax under the terms of the treaty article.

**Example.** Article 20 of the U.S.-China income tax treaty allows an exemption from tax for scholarship income received by a Chinese student temporarily present in the United States. Under U.S. law, this student will become a resident alien for tax purposes if his or her stay in the United States exceeds 5 calendar years. However, paragraph 2 of the first Protocol to the U.S.-China treaty (dated April 30, 1984) allows the provisions of Article 20 to continue to apply even after the Chinese student becomes a resident alien of the United States. A Chinese student who qualifies for this exception (under paragraph 2 of the first protocol) and is relying on this exception to claim an exemption from tax on his or her scholarship or fellowship income would attach to Form W-9 a statement that includes the information described above to support that exemption.

If you are a nonresident alien or a foreign entity, give the requester the appropriate completed Form W-8 or Form 8233.

## Backup Withholding

**What is backup withholding?** Persons making certain payments to you must under certain conditions withhold and pay to the IRS 24% of such payments. This is called "backup withholding." Payments that may be subject to backup withholding include interest, tax-exempt interest, dividends, broker and barter exchange transactions, rents, royalties, nonemployee pay, payments made in settlement of payment card and third party network transactions, and certain payments from fishing boat operators. Real estate transactions are not subject to backup withholding.

You will not be subject to backup withholding on payments you receive if you give the requester your correct TIN, make the proper certifications, and report all your taxable interest and dividends on your tax return.

**Payments you receive will be subject to backup withholding if:**

1. You do not furnish your TIN to the requester,
2. You do not certify your TIN when required (see the instructions for Part II for details),
3. The IRS tells the requester that you furnished an incorrect TIN,
4. The IRS tells you that you are subject to backup withholding because you did not report all your interest and dividends on your tax return (for reportable interest and dividends only), or
5. You do not certify to the requester that you are not subject to backup withholding under 4 above (for reportable interest and dividend accounts opened after 1983 only).

Certain payees and payments are exempt from backup withholding. See *Exempt payee code*, later, and the separate Instructions for the Requester of Form W-9 for more information.

Also see *Special rules for partnerships*, earlier.

## What is FATCA Reporting?

The Foreign Account Tax Compliance Act (FATCA) requires a participating foreign financial institution to report all United States account holders that are specified United States persons. Certain payees are exempt from FATCA reporting. See *Exemption from FATCA reporting code*, later, and the Instructions for the Requester of Form W-9 for more information.

## Updating Your Information

You must provide updated information to any person to whom you claimed to be an exempt payee if you are no longer an exempt payee and anticipate receiving reportable payments in the future from this person. For example, you may need to provide updated information if you are a C corporation that elects to be an S corporation, or if you no longer are tax exempt. In addition, you must furnish a new Form W-9 if the name or TIN changes for the account; for example, if the grantor of a grantor trust dies.

## Penalties

**Failure to furnish TIN.** If you fail to furnish your correct TIN to a requester, you are subject to a penalty of \$50 for each such failure unless your failure is due to reasonable cause and not to willful neglect.

**Civil penalty for false information with respect to withholding.** If you make a false statement with no reasonable basis that results in no backup withholding, you are subject to a \$500 penalty.

**Criminal penalty for falsifying information.** Willfully falsifying certifications or affirmations may subject you to criminal penalties including fines and/or imprisonment.

**Misuse of TINs.** If the requester discloses or uses TINs in violation of federal law, the requester may be subject to civil and criminal penalties.

## Specific Instructions

### Line 1

You must enter one of the following on this line; **do not** leave this line blank. The name should match the name on your tax return.

If this Form W-9 is for a joint account (other than an account maintained by a foreign financial institution (FFI)), list first, and then circle, the name of the person or entity whose number you entered in Part I of Form W-9. If you are providing Form W-9 to an FFI to document a joint account, each holder of the account that is a U.S. person must provide a Form W-9.

a. **Individual.** Generally, enter the name shown on your tax return. If you have changed your last name without informing the Social Security Administration (SSA) of the name change, enter your first name, the last name as shown on your social security card, and your new last name.

**Note: ITIN applicant:** Enter your individual name as it was entered on your Form W-7 application, line 1a. This should also be the same as the name you entered on the Form 1040/1040A/1040EZ you filed with your application.

b. **Sole proprietor or single-member LLC.** Enter your individual name as shown on your 1040/1040A/1040EZ on line 1. You may enter your business, trade, or “doing business as” (DBA) name on line 2.

c. **Partnership, LLC that is not a single-member LLC, C corporation, or S corporation.** Enter the entity’s name as shown on the entity’s tax return on line 1 and any business, trade, or DBA name on line 2.

d. **Other entities.** Enter your name as shown on required U.S. federal tax documents on line 1. This name should match the name shown on the charter or other legal document creating the entity. You may enter any business, trade, or DBA name on line 2.

e. **Disregarded entity.** For U.S. federal tax purposes, an entity that is disregarded as an entity separate from its owner is treated as a “disregarded entity.” See Regulations section 301.7701-2(c)(2)(iii). Enter the owner’s name on line 1. The name of the entity entered on line 1 should never be a disregarded entity. The name on line 1 should be the name shown on the income tax return on which the income should be reported. For example, if a foreign LLC that is treated as a disregarded entity for U.S. federal tax purposes has a single owner that is a U.S. person, the U.S. owner’s name is required to be provided on line 1. If the direct owner of the entity is also a disregarded entity, enter the first owner that is not disregarded for federal tax purposes. Enter the disregarded entity’s name on line 2, “Business name/disregarded entity name.” If the owner of the disregarded entity is a foreign person, the owner must complete an appropriate Form W-8 instead of a Form W-9. This is the case even if the foreign person has a U.S. TIN.

### Line 2

If you have a business name, trade name, DBA name, or disregarded entity name, you may enter it on line 2.

### Line 3

Check the appropriate box on line 3 for the U.S. federal tax classification of the person whose name is entered on line 1. Check only one box on line 3.

IF the entity/person on line 1 is a(n) . . .	THEN check the box for . . .
• Corporation	Corporation
• Individual • Sole proprietorship, or • Single-member limited liability company (LLC) owned by an individual and disregarded for U.S. federal tax purposes.	Individual/sole proprietor or single-member LLC
• LLC treated as a partnership for U.S. federal tax purposes, • LLC that has filed Form 8832 or 2553 to be taxed as a corporation, or • LLC that is disregarded as an entity separate from its owner but the owner is another LLC that is not disregarded for U.S. federal tax purposes.	Limited liability company and enter the appropriate tax classification. (P= Partnership; C= C corporation; or S= S corporation)
• Partnership	Partnership
• Trust/estate	Trust/estate

### Line 4, Exemptions

If you are exempt from backup withholding and/or FATCA reporting, enter in the appropriate space on line 4 any code(s) that may apply to you.

#### Exempt payee code.

- Generally, individuals (including sole proprietors) are not exempt from backup withholding.
- Except as provided below, corporations are exempt from backup withholding for certain payments, including interest and dividends.
- Corporations are not exempt from backup withholding for payments made in settlement of payment card or third party network transactions.
- Corporations are not exempt from backup withholding with respect to attorneys’ fees or gross proceeds paid to attorneys, and corporations that provide medical or health care services are not exempt with respect to payments reportable on Form 1099-MISC.

The following codes identify payees that are exempt from backup withholding. Enter the appropriate code in the space in line 4.

- 1—An organization exempt from tax under section 501(a), any IRA, or a custodial account under section 403(b)(7) if the account satisfies the requirements of section 401(f)(2)
- 2—The United States or any of its agencies or instrumentalities
- 3—A state, the District of Columbia, a U.S. commonwealth or possession, or any of their political subdivisions or instrumentalities
- 4—A foreign government or any of its political subdivisions, agencies, or instrumentalities
- 5—A corporation
- 6—A dealer in securities or commodities required to register in the United States, the District of Columbia, or a U.S. commonwealth or possession
- 7—A futures commission merchant registered with the Commodity Futures Trading Commission
- 8—A real estate investment trust
- 9—An entity registered at all times during the tax year under the Investment Company Act of 1940
- 10—A common trust fund operated by a bank under section 584(a)
- 11—A financial institution
- 12—A middleman known in the investment community as a nominee or custodian
- 13—A trust exempt from tax under section 664 or described in section 4947

The following chart shows types of payments that may be exempt from backup withholding. The chart applies to the exempt payees listed above, 1 through 13.

IF the payment is for . . .	THEN the payment is exempt for . . .
Interest and dividend payments	All exempt payees except for 7
Broker transactions	Exempt payees 1 through 4 and 6 through 11 and all C corporations. S corporations must not enter an exempt payee code because they are exempt only for sales of noncovered securities acquired prior to 2012.
Barter exchange transactions and patronage dividends	Exempt payees 1 through 4
Payments over \$600 required to be reported and direct sales over \$5,000 <sup>1</sup>	Generally, exempt payees 1 through 5 <sup>2</sup>
Payments made in settlement of payment card or third party network transactions	Exempt payees 1 through 4

<sup>1</sup> See Form 1099-MISC, Miscellaneous Income, and its instructions.

<sup>2</sup> However, the following payments made to a corporation and reportable on Form 1099-MISC are not exempt from backup withholding: medical and health care payments, attorneys' fees, gross proceeds paid to an attorney reportable under section 6045(f), and payments for services paid by a federal executive agency.

**Exemption from FATCA reporting code.** The following codes identify payees that are exempt from reporting under FATCA. These codes apply to persons submitting this form for accounts maintained outside of the United States by certain foreign financial institutions. Therefore, if you are only submitting this form for an account you hold in the United States, you may leave this field blank. Consult with the person requesting this form if you are uncertain if the financial institution is subject to these requirements. A requester may indicate that a code is not required by providing you with a Form W-9 with "Not Applicable" (or any similar indication) written or printed on the line for a FATCA exemption code.

A—An organization exempt from tax under section 501(a) or any individual retirement plan as defined in section 7701(a)(37)

B—The United States or any of its agencies or instrumentalities

C—A state, the District of Columbia, a U.S. commonwealth or possession, or any of their political subdivisions or instrumentalities

D—A corporation the stock of which is regularly traded on one or more established securities markets, as described in Regulations section 1.1472-1(c)(1)(i)

E—A corporation that is a member of the same expanded affiliated group as a corporation described in Regulations section 1.1472-1(c)(1)(i)

F—A dealer in securities, commodities, or derivative financial instruments (including notional principal contracts, futures, forwards, and options) that is registered as such under the laws of the United States or any state

G—A real estate investment trust

H—A regulated investment company as defined in section 851 or an entity registered at all times during the tax year under the Investment Company Act of 1940

I—A common trust fund as defined in section 584(a)

J—A bank as defined in section 581

K—A broker

L—A trust exempt from tax under section 664 or described in section 4947(a)(1)

M—A tax exempt trust under a section 403(b) plan or section 457(g) plan

**Note:** You may wish to consult with the financial institution requesting this form to determine whether the FATCA code and/or exempt payee code should be completed.

## Line 5

Enter your address (number, street, and apartment or suite number). This is where the requester of this Form W-9 will mail your information returns. If this address differs from the one the requester already has on file, write NEW at the top. If a new address is provided, there is still a chance the old address will be used until the payor changes your address in their records.

## Line 6

Enter your city, state, and ZIP code.

## Part I. Taxpayer Identification Number (TIN)

**Enter your TIN in the appropriate box.** If you are a resident alien and you do not have and are not eligible to get an SSN, your TIN is your IRS individual taxpayer identification number (ITIN). Enter it in the social security number box. If you do not have an ITIN, see *How to get a TIN* below.

If you are a sole proprietor and you have an EIN, you may enter either your SSN or EIN.

If you are a single-member LLC that is disregarded as an entity separate from its owner, enter the owner's SSN (or EIN, if the owner has one). Do not enter the disregarded entity's EIN. If the LLC is classified as a corporation or partnership, enter the entity's EIN.

**Note:** See *What Name and Number To Give the Requester*, later, for further clarification of name and TIN combinations.

**How to get a TIN.** If you do not have a TIN, apply for one immediately. To apply for an SSN, get Form SS-5, Application for a Social Security Card, from your local SSA office or get this form online at [www.SSA.gov](http://www.SSA.gov). You may also get this form by calling 1-800-772-1213. Use Form W-7, Application for IRS Individual Taxpayer Identification Number, to apply for an ITIN, or Form SS-4, Application for Employer Identification Number, to apply for an EIN. You can apply for an EIN online by accessing the IRS website at [www.irs.gov/Businesses](http://www.irs.gov/Businesses) and clicking on Employer Identification Number (EIN) under Starting a Business. Go to [www.irs.gov/Forms](http://www.irs.gov/Forms) to view, download, or print Form W-7 and/or Form SS-4. Or, you can go to [www.irs.gov/OrderForms](http://www.irs.gov/OrderForms) to place an order and have Form W-7 and/or SS-4 mailed to you within 10 business days.

If you are asked to complete Form W-9 but do not have a TIN, apply for a TIN and write "Applied For" in the space for the TIN, sign and date the form, and give it to the requester. For interest and dividend payments, and certain payments made with respect to readily tradable instruments, generally you will have 60 days to get a TIN and give it to the requester before you are subject to backup withholding on payments. The 60-day rule does not apply to other types of payments. You will be subject to backup withholding on all such payments until you provide your TIN to the requester.

**Note:** Entering "Applied For" means that you have already applied for a TIN or that you intend to apply for one soon.

**Caution:** A disregarded U.S. entity that has a foreign owner must use the appropriate Form W-8.

## Part II. Certification

To establish to the withholding agent that you are a U.S. person, or resident alien, sign Form W-9. You may be requested to sign by the withholding agent even if item 1, 4, or 5 below indicates otherwise.

For a joint account, only the person whose TIN is shown in Part I should sign (when required). In the case of a disregarded entity, the person identified on line 1 must sign. Exempt payees, see *Exempt payee code*, earlier.

**Signature requirements.** Complete the certification as indicated in items 1 through 5 below.

**1. Interest, dividend, and barter exchange accounts opened before 1984 and broker accounts considered active during 1983.**

You must give your correct TIN, but you do not have to sign the certification.

**2. Interest, dividend, broker, and barter exchange accounts opened after 1983 and broker accounts considered inactive during 1983.**

You must sign the certification or backup withholding will apply. If you are subject to backup withholding and you are merely providing your correct TIN to the requester, you must cross out item 2 in the certification before signing the form.

**3. Real estate transactions.**

You must sign the certification. You may cross out item 2 of the certification.

**4. Other payments.** You must give your correct TIN, but you do not have to sign the certification unless you have been notified that you have previously given an incorrect TIN. "Other payments" include payments made in the course of the requester's trade or business for rents, royalties, goods (other than bills for merchandise), medical and health care services (including payments to corporations), payments to a nonemployee for services, payments made in settlement of payment card and third party network transactions, payments to certain fishing boat crew members and fishermen, and gross proceeds paid to attorneys (including payments to corporations).

**5. Mortgage interest paid by you, acquisition or abandonment of secured property, cancellation of debt, qualified tuition program payments (under section 529), ABLE accounts (under section 529A), IRA, Coverdell ESA, Archer MSA or HSA contributions or distributions, and pension distributions.** You must give your correct TIN, but you do not have to sign the certification.

**What Name and Number To Give the Requester**

For this type of account:	Give name and SSN of:
1. Individual	The individual
2. Two or more individuals (joint account) other than an account maintained by an FFI	The actual owner of the account or, if combined funds, the first individual on the account <sup>1</sup>
3. Two or more U.S. persons (joint account maintained by an FFI)	Each holder of the account
4. Custodial account of a minor (Uniform Gift to Minors Act)	The minor <sup>2</sup>
5. a. The usual revocable savings trust (grantor is also trustee)	The grantor-trustee <sup>1</sup>
b. So-called trust account that is not a legal or valid trust under state law	The actual owner <sup>1</sup>
6. Sole proprietorship or disregarded entity owned by an individual	The owner <sup>3</sup>
7. Grantor trust filing under Optional Form 1099 Filing Method 1 (see Regulations section 1.671-4(b)(2)(i)(A))	The grantor*
For this type of account:	Give name and EIN of:
8. Disregarded entity not owned by an individual	The owner
9. A valid trust, estate, or pension trust	Legal entity <sup>4</sup>
10. Corporation or LLC electing corporate status on Form 8832 or Form 2553	The corporation
11. Association, club, religious, charitable, educational, or other tax-exempt organization	The organization
12. Partnership or multi-member LLC	The partnership
13. A broker or registered nominee	The broker or nominee

For this type of account:	Give name and EIN of:
14. Account with the Department of Agriculture in the name of a public entity (such as a state or local government, school district, or prison) that receives agricultural program payments	The public entity
15. Grantor trust filing under the Form 1041 Filing Method or the Optional Form 1099 Filing Method 2 (see Regulations section 1.671-4(b)(2)(i)(B))	The trust

<sup>1</sup> List first and circle the name of the person whose number you furnish. If only one person on a joint account has an SSN, that person's number must be furnished.

<sup>2</sup> Circle the minor's name and furnish the minor's SSN.

<sup>3</sup> You must show your individual name and you may also enter your business or DBA name on the "Business name/disregarded entity" name line. You may use either your SSN or EIN (if you have one), but the IRS encourages you to use your SSN.

<sup>4</sup> List first and circle the name of the trust, estate, or pension trust. (Do not furnish the TIN of the personal representative or trustee unless the legal entity itself is not designated in the account title.) Also see *Special rules for partnerships*, earlier.

\*Note: The grantor also must provide a Form W-9 to trustee of trust.

Note: If no name is circled when more than one name is listed, the number will be considered to be that of the first name listed.

**Secure Your Tax Records From Identity Theft**

Identity theft occurs when someone uses your personal information such as your name, SSN, or other identifying information, without your permission, to commit fraud or other crimes. An identity thief may use your SSN to get a job or may file a tax return using your SSN to receive a refund.

To reduce your risk:

- Protect your SSN,
- Ensure your employer is protecting your SSN, and
- Be careful when choosing a tax preparer.

If your tax records are affected by identity theft and you receive a notice from the IRS, respond right away to the name and phone number printed on the IRS notice or letter.

If your tax records are not currently affected by identity theft but you think you are at risk due to a lost or stolen purse or wallet, questionable credit card activity or credit report, contact the IRS Identity Theft Hotline at 1-800-908-4490 or submit Form 14039.

For more information, see Pub. 5027, Identity Theft Information for Taxpayers.

Victims of identity theft who are experiencing economic harm or a systemic problem, or are seeking help in resolving tax problems that have not been resolved through normal channels, may be eligible for Taxpayer Advocate Service (TAS) assistance. You can reach TAS by calling the TAS toll-free case intake line at 1-877-777-4778 or TTY/TDD 1-800-829-4059.

**Protect yourself from suspicious emails or phishing schemes.**

Phishing is the creation and use of email and websites designed to mimic legitimate business emails and websites. The most common act is sending an email to a user falsely claiming to be an established legitimate enterprise in an attempt to scam the user into surrendering private information that will be used for identity theft.

The IRS does not initiate contacts with taxpayers via emails. Also, the IRS does not request personal detailed information through email or ask taxpayers for the PIN numbers, passwords, or similar secret access information for their credit card, bank, or other financial accounts.

If you receive an unsolicited email claiming to be from the IRS, forward this message to [phishing@irs.gov](mailto:phishing@irs.gov). You may also report misuse of the IRS name, logo, or other IRS property to the Treasury Inspector General for Tax Administration (TIGTA) at 1-800-366-4484. You can forward suspicious emails to the Federal Trade Commission at [spam@uce.gov](mailto:spam@uce.gov) or report them at [www.ftc.gov/complaint](http://www.ftc.gov/complaint). You can contact the FTC at [www.ftc.gov/idtheft](http://www.ftc.gov/idtheft) or 877-IDTHEFT (877-438-4338). If you have been the victim of identity theft, see [www.IdentityTheft.gov](http://www.IdentityTheft.gov) and Pub. 5027.

Visit [www.irs.gov/IdentityTheft](http://www.irs.gov/IdentityTheft) to learn more about identity theft and how to reduce your risk.

## Privacy Act Notice

Section 6109 of the Internal Revenue Code requires you to provide your correct TIN to persons (including federal agencies) who are required to file information returns with the IRS to report interest, dividends, or certain other income paid to you; mortgage interest you paid; the acquisition or abandonment of secured property; the cancellation of debt; or contributions you made to an IRA, Archer MSA, or HSA. The person collecting this form uses the information on the form to file information returns with the IRS, reporting the above information. Routine uses of this information include giving it to the Department of Justice for civil and criminal litigation and to cities, states, the District of Columbia, and U.S. commonwealths and possessions for use in administering their laws. The information also may be disclosed to other countries under a treaty, to federal and state agencies to enforce civil and criminal laws, or to federal law enforcement and intelligence agencies to combat terrorism. You must provide your TIN whether or not you are required to file a tax return. Under section 3406, payers must generally withhold a percentage of taxable interest, dividend, and certain other payments to a payee who does not give a TIN to the payer. Certain penalties may also apply for providing false or fraudulent information.



Otero County Vendor Master Request Form - VMRF

Please submit by FAX: (575) 443-2904 or EMAIL: kreed@co.otero.nm.us
Questions on the form? Call (575) 437-7427

Vendor Details & Contact Information:
(IRS Form W9 is also required)

Vendor Name:
(As shown on your income tax return)

Doing Business As:

\*\*The TIN must match the vendor name on file with the IRS to avoid backup withholding.
For individuals this may be your social security number. \*\*

Federal Tax ID Number
OR
Social Security Number

Address:

City State Zip

Phone #: ( ) Ext: Fax #: ( )

E-mail address:

Remit Address (if different than above):

City: State: Zip:

Remit Phone # ( ) Ext: Fax #: ( )

Remit E-mail address:

Please Specify how you would like to receive Purchase Orders from Otero County:
(Choose ONLY one of the below)
Email [ ] Fax [ ] US Postal Mailing Services [ ]

Otero County Representative Date

6:25



All

Missed

Edit

# Recents

+1 (913) 486-4294 (2)

Kansas City, KS

1:06 AM



## FW: Were background checks done on volunteers for election?

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From: [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)

To: [erin\\_hughs@yahoo.com](mailto:erin_hughs@yahoo.com)

Date: Monday, February 28, 2022, 11:44 AM CST

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-----Original Message-----

From: [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us) <[rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)>

Sent: Wednesday, February 23, 2022 3:34 PM

To: '[pajoll@zianet.com](mailto:pajoll@zianet.com)' <[pajoll@zianet.com](mailto:pajoll@zianet.com)>

Cc: '[vmarquardt@co.otero.nm.us](mailto:vmarquardt@co.otero.nm.us)' <[vmarquardt@co.otero.nm.us](mailto:vmarquardt@co.otero.nm.us)>; 'Otero Commissioner Gerald Matherly' <[gmatherly@co.otero.nm.us](mailto:gmatherly@co.otero.nm.us)>; 'Pamela Heltner' <[pheltner@co.otero.nm.us](mailto:pheltner@co.otero.nm.us)>

Subject: RE: Were background checks done on volunteers for election?

Paulette,

The volunteers are not hired by or working for Otero County. So, to answer your question, no, Otero County has not performed background checks on them. The volunteers are with an organization called New Mexico Audit Force run by Erin Clements. Her number is 575-680-4004.

very respectfully,

R. B. Nichols  
Otero County Attorney  
Otero County Administration Building  
1101 New York Avenue  
Alamogordo, New Mexico 88310  
575-437-7427 (telephone)  
866-986-8376 (toll-free)  
575-443-2928 (facsimile)  
[rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)

-----Original Message-----

From: [vmarquardt@co.otero.nm.us](mailto:vmarquardt@co.otero.nm.us) <[vmarquardt@co.otero.nm.us](mailto:vmarquardt@co.otero.nm.us)>

Sent: Wednesday, February 23, 2022 9:40 AM

To: [rnichols@co.otero.nm.us](mailto:rnichols@co.otero.nm.us)

Subject: FW: Were background checks done on volunteers for election?

Hi RB,

I received this email and thought I'd better send it to you.

Thank you!

Vickie

-----Original Message-----

From: [pajoll@zianet.com](mailto:pajoll@zianet.com) <[pajoll@zianet.com](mailto:pajoll@zianet.com)>

Sent: Wednesday, February 23, 2022 8:55 AM

To: [vmarquardt@co.otero.nm.us](mailto:vmarquardt@co.otero.nm.us)

Subject: Were background checks done on volunteers for election?

My neighbor was a volunteer for CASA and she recognized someone who came to her door asking about how she voted in November 2021 as someone who either was convicted or pleaded guilty to sex with a child.

She is terrified. She has grandchildren she cares for.

Did the County perform background checks on the volunteers going to voters homes?

Paulette J

--

Sow Justice, Reap Peace.

No Justice, No Peace.



# OTERO COUNTY SHERIFFS OFFICE

Incident #: 22S-02923

Reporting Officer: SERGEANT MATTHEW MIRABAL

Report Time: 02/28/2022 14:38:43

## Incident

Incident Nature Request for Ofcr/Deputy/Sgt	Address 3208 N WHITE SANDS BLVD Alamogordo, New Mexico 88310	Occurred From 02/28/2022 14:33:12
Occurred To 02/28/2022 14:40:29	Received By DISPATCHER TERRY MACKEWICH	How Received Telephone
Contact CLEMENTS,ERIN	Disposition Active	
Disposition Date 02/28/2022	Cleared	Approval Status NO
Cleared Date	Clearance No Report	Cargo Theft Related

Responding Officer(s)  
SERGEANT MATTHEW MIRABAL

## Offenses

### All Other Offenses

Completed?	Method Of Entry	Gambling Motivated?
Premises Entered?	Location Type	Cargo Theft Related?
Statute 30-3A-2	Description HARASSMENT	Category

## Persons

## CLEMENTS, ERIN

### Victim

Address	Phone	DOB
Race N-White, Non-Hisp	Sex F	Ethnicity Non-Hispanic
Height	Weight 0	

## Property

### Audio Media

Brand DVD with Email	Model and Voicemails	Serial Number
Color	Quantity 1	Total Value \$0.00
Measurement	Amount Recovered \$0.00	Date Recovered
Status	Owner	

### Evidence

## Narratives

### Original Narrative

**03/14/2022 12:08:37**

On the 28th day of February 2022, I Sergeant M.L. Mirabal was on patrol for the Otero County Sheriff's Office and received a call via telephone in reference to harassments and or threats being made to a female identified as Erin Clements.

Mrs. Clements states she has been assisting the County Commission with an audit of the November 2020 election since they unanimously voted to pursue it in November. Mrs. Clements states she has been organizing the volunteer associated with the project. Mrs. Clements states the main task of the volunteer force is to verify whether or not the information on the voter rolls is accurate in Otero County. Mrs. Clements states voter rolls are a public document and can be obtained by anyone who applies and pays for them. They are regularly provided to county parties and candidates for free.

Mrs. Clements provided me with a Tik Tok channel identified as GroguSimp. Tik Tok is a form of social media used to post video's, music , public opinion's and things of that nature. Mrs. Clements states the owner of the Tik Tok Channel she identified as Jeny Marie Buckley, posted a video on her tik tok channel of their interaction and her concerns about Mrs. Clement's. Mrs. Clements states because of the video she posted she is now being harrassed. In the video it appears an email was posted from RB Nichols who is the Otero County Attorney. In the email it has Mrs. Clements telephone number was posted along with the email.

Mrs. Clements states since her number was posted on the video she has been received various phone calls and text messages which she believes are threatening. These text messages and voicemails were forwarded to my department email and I was able to listen to them. In these voicemails I was unable to locate a specific threat aimed directly at Mrs. Clements. I was also unable to locate in the tik tok video, where Mrs. Buckley urged her viewers to to threaten or harass Mrs. Clements and believe they

all acted independently.

This case will be forwarded to the 12th Judicial District Attorney's Office to see if charges can or will be filed.

Sergeant M.L. Mirabal #5



# OTERO COUNTY SHERIFFS OFFICE

## Deputy Report for Incident 22S-02923

**Nature:** Req Ofcr/Deputy  
**Location:** NORTH

**Address:** 3208 N WHITE SANDS BLVD  
Alamogordo NM 88310

**Offense Codes:** 90Z

**Received By:** MACKEWICH T

**How Received:** T

**Agency:** OCSO

**Responding Officers:** MIRABAL M

**Responsible Officer:** MIRABAL M

**Disposition:** ACT 02/28/22

**When Reported:** 14:38:43 02/28/22

**Occurred Between:** 14:33:12 02/28/22 and 14:40:29 02/28/22

**Assigned To:**

**Detail:**

**Date Assigned:** \*\*/\*\*/\*\*

**Status:**

**Status Date:** \*\*/\*\*/\*\*

**Due Date:** \*\*/\*\*/\*\*

### Complainant:

**Last:**

**First:**

**Mid:**

**DOB:** \*\*/\*\*/\*\*

**Dr Lic:**

**Address:**

**Race:**

**Sex:**

**Phone:**

**City:** ,

### Offense Codes

**Reported:**

**Observed:**

**Additional Offense:** 90Z All Other Offenses

### Circumstances

**Responding Officers:**

**Unit :**

MIRABAL M

O05

**Responsible Officer:** MIRABAL M

**Agency:** OCSO

**Received By:** MACKEWICH T

**Last Radio Log:** \*\*:\*.\*\*:\*\* \*\*/\*\*/\*\*

**How Received:** T Telephone

**Clearance:** NR No Report

**When Reported:** 14:38:43 02/28/22

**Disposition:** ACT **Date:** 02/28/22

**Judicial Status:** NO

**Occurred between:** 14:33:12 02/28/22

**Misc Entry:**

**and:** 14:40:29 02/28/22

**Modus Operandi:**

**Description :**

**Method :**

### Involvements

**Date**

**Type**

**Description**

**Relationship**

03/14/22

Name

CLEMENTS, ERIN

Victim

04/04/22

---

02/28/22	Cad Call	14:38:43 02/28/22 Req Ofcr/Deputy	Initiating Call
03/14/22	Property	Audio Media DVD with Email and Voicemails	0Evidence
03/14/22	Evidence	Email & Voicemails	Evidence Incident

---

**Narrative**

On the 28th day of February 2022, I Sergeant M.L. Mirabal was on patrol for the Otero County Sheriff's Office and received a call via telephone in reference to harassments and or threats being made to a female identified as Erin Clements.

Mrs. Clements states she has been assisting the County Commission with an audit of the November 2020 election since they unanimously voted to pursue it in November. Mrs. Clements states she has been organizing the volunteer associated with the project. Mrs. Clements states the main task of the volunteer force is to verify whether or not the information on the voter rolls is accurate in Otero County. Mrs. Clements states voter rolls are a public document and can be obtained by anyone who applies and pays for them. They are regularly provided to county parties and candidates for free.

Mrs. Clements provided me with a Tik Tok channel identified as GroguSimp. Tik Tok is a form of social media used to post video's, music , public opinion's and things of that nature. Mrs. Clements states the owner of the Tik Tok Channel she identified as Jeny Marie Buckley, posted a video on her tik tok channel of their interaction and her concerns about Mrs. Clement's. Mrs. Clements states because of the video she posted she is now being harrassed. In the video it appears an email was posted from RB Nichols who is the Otero County Attorney. In the email it has Mrs. Clements telephone number was posted along with the email.

Mrs. Clements states since her number was posted on the video she has been received various phone calls and text messages which she believes are threatening. These text messages and voicemails were forwarded to my department email and I was able to listen to them. In these voicemails I was unable to locate a specific threat aimed directly at Mrs. Clements. I was also unable to locate in the tik tok video, where Mrs. Buckley urged her viewers to to threaten or harass Mrs. Clements and believe they all acted independently.

This case will be forwarded to the 12th Judicial District Attorney's Office to see if charges can or will be filed.

Sergeant M.L. Mirabal #5

---

Responsible LEO:

---

Approved by:

---

Date

### Property

<b>Property Number:</b> 15187	<b>Owner Applied Nmbr:</b>
<b>Item:</b> Audio Media	
<b>Brand:</b> DVD with Email	<b>Model:</b> and Voicemails
<b>Year:</b> 0	<b>Quantity:</b> 1
<b>Meas:</b>	<b>Serial Nmbr:</b>
<b>Total Value:</b> \$0.00	<b>Color:</b>
<b>Owner:</b>	
<b>Agency:</b> OCSO OTERO COUNTY SHERIFFS OFFICE	<b>Tag Number:</b>
<b>Accum Amt Recov:</b> \$0.00	<b>Officer:</b> MIRABAL M
<b>UCR:</b> CD Compact Discs	<b>UCR Status:</b>
<b>Local Status:</b>	<b>Storage Location:</b>
<b>Crime Lab Number:</b>	<b>Status Date:</b> **/**/**
<b>Date Released:</b> **/**/**	<b>Date Recov/Rcvd:</b> **/**/**
<b>Released By:</b>	<b>Amt Recovered:</b> \$0.00
<b>Released To:</b>	<b>Custody:</b> **:**:** **/**/**
<b>Reason:</b>	
<b>Comments:</b>	

---

**Name Involvements:**

**Victim :** 76181

**Last:** CLEMENTS

**DOB:** \*\*/\*\*/\*\*

**Race:** W

**Sex:** F

**First:** ERIN

**Dr Lic:**

**Phone:**

**Mid:**

**Address:**

**City:** ,

**From:** dblack@co.otero.nm.us  
**Sent:** Monday, February 28, 2022 2:58 PM  
**To:** SJett  
**Subject:** FW: Harassment of audit canvassers

**From:** erin hughes <erin\_hughes@yahoo.com>  
**Sent:** Sunday, February 27, 2022 11:01 PM  
**To:** dblack@co.otero.nm.us  
**Subject:** Re: Harassment of audit canvassers

One more thing - I think this person is the 202-496-7212 number. And she doxed me in this video: [Grogusimp \(@grogusimp\) TikTok | Watch Grogusimp's Newest TikTok Videos](#)

On Sunday, February 27, 2022, 11:33:36 PM CST, erin hughes <erin\_hughes@yahoo.com> wrote:

Dear Sheriff Black,

Update from my email this morning - the harassment kept up all day long from all different numbers. I think this might be local people tied to that woman who first contacted me and yelled at our recruiters at Lowes Market because they all use similar talking points. Their numbers show up as being from all over the country - but I think they're spoofing their phone numbers.

Here's the full list of numbers:

575-446-8583 - Local woman called me from a landline on Thursday and harassed our volunteer recruiters in local market.

512-970-5388 - hung up

206-496-7212 - left voice message (attached)

No Caller ID - left voice message (attached)

717-475-8963 - hung up

806-470-0151 - left voice message (attached)

530-919-9192 - hung up

571-423-8112 - left voice message and sounds a lot like the woman who called me on Thursday (attached)

325-212-3977 - left voice message (attached)

805-302-1384 - text message (attached)

805-295-4289 - text message (attached)

I'm hoping there's a way to trace who they're from.

Sincerely,

Erin Clements  
575.680.4004

On Sunday, February 27, 2022, 10:17:10 AM CST, erin hughes <[erin\\_hughes@yahoo.com](mailto:erin_hughes@yahoo.com)> wrote:

Dear Sheriff Black,

On Thursday, 2/24, I got a phone call from an Alamogordo resident (I think she said her first name is Leslie - but I could be wrong). Her number is 575-446-8583. She was asking me if we were doing background checks on our canvass volunteers. I let her know that we're not doing formal background checks and that's not typical for the type of work we're doing, but that we train all our volunteers, and we work in pairs so that there is accountability. She claimed that a friend of hers opened the door one day and a known pedophile was at her door - by himself presumably. I asked for the name of this pedophile. It wasn't one of our volunteers. I suspect she's making up the whole story, but I was very clear this person wasn't working with us.

Yesterday, two of our volunteers set up a table at Lowes Market to recruit volunteers for our canvass and this same woman happened to be there and started yelling at them in public and accusing our volunteers of being pedophiles. They felt threatened and harassed.

Then throughout the night and this morning I've gotten several phone calls from out of state or unknown numbers (screen shot of these numbers is below). Three of them left threatening messages. I think this same woman may have handed out my number to operatives of some kind to harass me.

Just wanted to let you know in case there is something you can do. There have been a lot of accusations about verifying the information on the voter rolls as being "intimidation," but so far, the only intimidation that has occurred has been directed at our canvassers.

Thank you so much.

Sincerely,  
Erin Clements  
575.680.4004

**+1 (806) 470-0151**

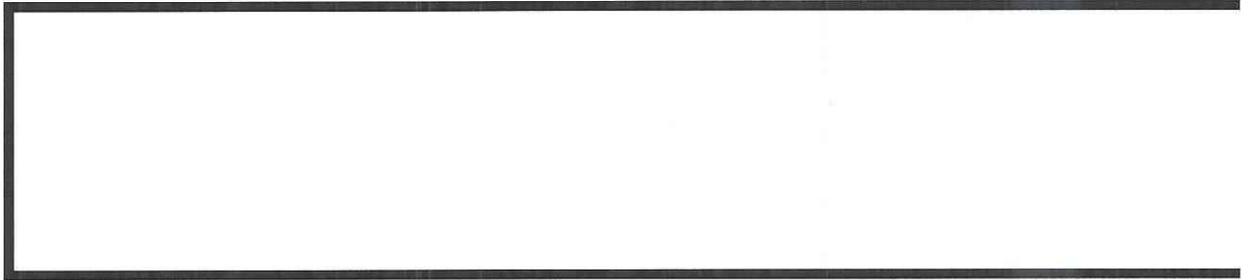
Lubbock, TX

---

**+1 (717) 475-8963**

Lancaster, PA

---



**No Caller ID**

unknown

---

**+1 (206) 496-7212**

Seattle, WA

---

**From:** erin hughes <erin\_hughes@yahoo.com>  
**Sent:** Monday, February 28, 2022 9:38 PM EST  
**To:** mmirabal@co.otero.nm.us <mmirabal@co.otero.nm.us>  
**Subject:** Re: Email

Sergeant Mirabal,

We figured out who the blue haired owner of the Tick Tock channel who doxed me is - it's Jeny Marie Buckley. She lives at 2985 Birdie Loop. I shared that video with our canvassers and one of them recognized her and remembered their interaction.

Sincerely,  
Erin

On Monday, February 28, 2022, 07:43:24 PM CST, erin hughes <erin\_hughes@yahoo.com> wrote:

Thank you, Sergeant Mirabal.

I attached all the voicemails, screenshots of when they were received, and screenshots of the text messages I've gotten. And a pdf document of an email exchange that was used to dox me and the reason I'm getting all these calls.

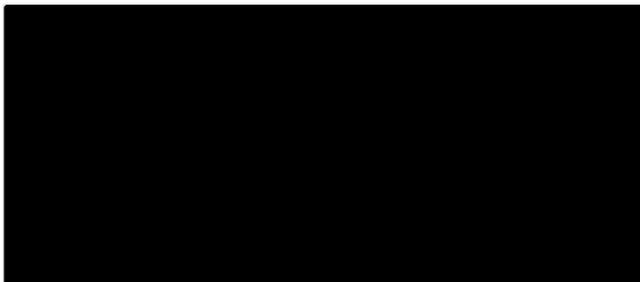
A little more documentation on the timeline: I have been assisting the County Commission with this audit of the November 2020 election since they unanimously voted to pursue it in November. I have been organizing the volunteer effort that is associated with the project. Our volunteers are primarily Otero County residents. The main task of the volunteer force is to verify whether or not the information on the voter rolls is accurate in Otero County. The voter rolls are a public document and can be obtained by anyone who applies and pays for them. They are regularly provided to county parties and candidates for free.

On Wednesday 2/25, RB Nichols (the County Attorney) reached out to me to ask if we were doing background checks on our canvassers as prompted by the attached email from "Paulette J." I answered his question and gave him permission to give this person my phone number so that she could reach out to me with any concerns she had. We are being open and transparent about this audit with the public and have made ourselves available to answer all questions made in good faith. Someone did call me on Thursday from 575-446-8583 and I answered the same question they had asked RB. They were trying to claim that someone had recognized a known pedophile at their door. I asked who this known pedophile was, but the name was not one of our canvassers. I suspect they are making it up. I also suspect that the voicemail I got from 571-423-8112 was the same person I talked to on Thursday. So, I think at least some of them are spoofing their numbers so they look like they come from out of state when they're really in Otero County. According to a search conducted by someone I'm working with, "Paulette J's" email address appears to be associated with Denise Lang-Browne who is an Otero County resident and former Democrat candidate for various offices.

Also, on Saturday afternoon (2/26), two of our volunteers set up a table at Lowes Market (with permission from the manager) to recruit additional volunteers. A grey haired, thin woman, wearing a mask harassed them at the top of her voice in front of a lot of people accusing them of letting pedophiles participate in the canvass. I sent them the voicemail from the 571-423-8112 number and Denise Lang-Browne's fb profile ([\(4\) Denise Lang-Browne | Facebook](#)) and they thought it could be the same person. They weren't completely sure because the person was masked and looked like they'd just rolled out of bed. Perhaps the store's security footage could help identify her for certain.

Paulette - or Denise - appears to have given my contact information provided in good faith to this crazy person with a Tick Tock channel: [Grogusimp \(@grogusimp\) TikTok | Watch Grogusimp's Newest TikTok Videos](#)

"Grogusimp" made this video where she doxes me at the end: [Grogusimp \(@grogusimp\) TikTok | Watch Grogusimp's Newest TikTok Videos](#)



#### Grogusimp on TikTok

so 60 unvetted ppl are roaming around with peoples private info, harassing them. all the info they asked for is ...

One of the texts I received contained a link to this video and a screenshot at the end with my name and number have also been shared on other channels, which is how I figured out where all these people are getting my name and number. One of the voicemails admits that my number is being shared around with the intent to bully and harass me and telling me I better change my number.

The one that says that someone might blow our f\*\*\*ing brains out and that we need to be exterminated like nazi vermin is particularly bad (obviously). I'm asking that you please investigate this, figure out who these people are, who leaked my information with the intent to harass me and our canvassers, and I'd would like to press charges on any and all of them that might live in Otero County. I'm very worried for our canvassers who are doing absolutely nothing wrong and are serving the county with so much of their free time these last several weeks.

Please don't refer this to the State Police. I don't think they would do anything to protect us. Please feel free to call me if you have any questions or need further information.

Sincerely,  
Erin Clements  
575.680.4004

On Monday, February 28, 2022, 06:55:21 PM CST, <mmirabal@co.otero.nm.us> wrote:

Case# 22S-02923  
Sergeant M.L. Mirabal

AMERICAN  
OVERSIGHT

NM-OTERO-22-0305-A-000358

Otero County Sheriff's Office  
Alamogordo NM 88310  
575-437-2210

Get [Outlook for Android](#)

**From:** erin hughes <erin\_hughes@yahoo.com>  
**Sent:** Tuesday, March 01, 2022 8:29 AM EST  
**To:** mmirabal@co.otero.nm.us <mmirabal@co.otero.nm.us>  
**Subject:** Re: Email  
**Attachment(s):** "22D50BF7-1669-4C01-949D-5CBA427E96E8.jpeg"

That Kansas City number called me twice at 1:00 am this morning (screenshot attached). Didn't leave any messages this time.

On Monday, February 28, 2022, 08:38:11 PM CST, erin hughes <erin\_hughes@yahoo.com> wrote:

Sergeant Mirabal,

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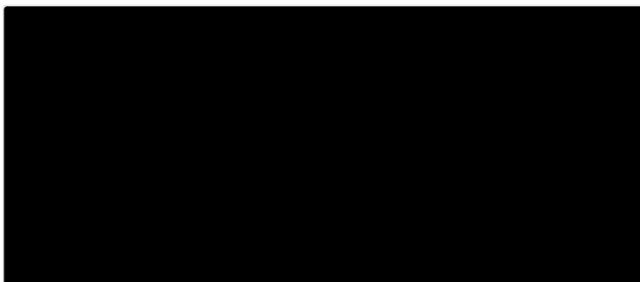
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575.680.4004

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Case# 22S-02923  
Sergeant M.L. Mirabal  
Otero County Sheriff's Office  
Alamogordo NM 88310  
575-437-2210

Get [Outlook for Android](#)

6:25



All

Missed

Edit

# Recents

+1 (913) 486-4294 (2)

Kansas City, KS

1:06 AM



5:58



Greeting

Voicemail

Edit

+1 (541) 218-1887  
Medford, OR 00:27 ⓘ

+1 (512) 632-3539  
Austin, TX 1:05 PM 00:49 ⓘ

+1 (208) 585-7666  
Boise, ID 12:05 PM 00:08 ⓘ

+1 (913) 486-4294  
Kansas City, KS 7:47 AM 00:04 ⓘ

+1 (913) 486-4294  
Kansas City, KS 7:27 AM 00:23 ⓘ

+1 (913) 486-4294  
Kansas City, KS 7:03 AM 00:28 ⓘ

+1 (913) 486-4294  
Kansas City, KS 7:02 AM 00:09 ⓘ

+1 (325) 212-3977  
San Angelo, TX Yesterday 00:44 ⓘ

+1 (571) 423-8112  
Falls Church, VA Yesterday 00:54 ⓘ

+1 (806) 470-0151  
Lubbock, TX Yesterday 00:12 ⓘ

Unknown  
unknown Yesterday 00:59 ⓘ

+1 (206) 496-7212  
Seattle, WA Saturday 00:18 ⓘ



Favorites



Recents



Contacts



Keypad



Voicemail

Greeting

Edit

# Voicemail

**+1 (607) 205-0275** 2:17 PM ⓘ  
 Endicott, NY 00:05

**+1 (808) 493-7188** 2:15 PM ⓘ  
 Hilo, HI 00:40

**+1 (541) 210-1357** 1:41 PM ⓘ  
 Medford, OR 00:27

**+1 (512) 632-3539** 1:05 PM ⓘ  
 Austin, TX 00:49

**+1 (208) 585-7666** 12:05 PM ⓘ  
 Boise, ID 00:08

**+1 (913) 486-4294** 7:47 AM ⓘ  
 Kansas City, KS 00:04

**+1 (913) 486-4294** 7:27 AM ⓘ  
 Kansas City, KS 00:23

**+1 (913) 486-4294** 7:03 AM ⓘ  
 Kansas City, KS 00:28

**+1 (913) 486-4294** 7:02 AM ⓘ  
 Kansas City, KS 00:09

**+1 (325) 212-3977** Yesterday ⓘ  
 San Angelo, TX 00:44

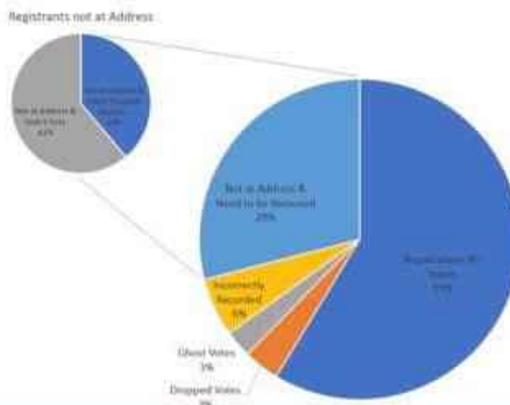
**+1 (571) 423-8112** Yesterday ⓘ  
 Falls Church, VA 00:54



+1 (512) 632-3539 >

iMessage  
Today 1:07 PM

Canvass Results - Total Complete to Date



Your voice sounded pretty shaky. Does this make you nervous? Don't contact me again.

Now passing my phone number around with intent to harass really is against the law.  
Can I please have your name and address and I'll make sure our canvassers avoid your toxic dwelling as we finish our canvass. And we will finish it.

And I said don't contact me again. So go ahead and dig yourself into an actual chargeable offense. It doesn't bother me.

Not harassment when he government



5:53



+1 (512) 632-3539 >

So your name and phone number has already given your. Name and number out to multiple persons. So make your empty threats to them!

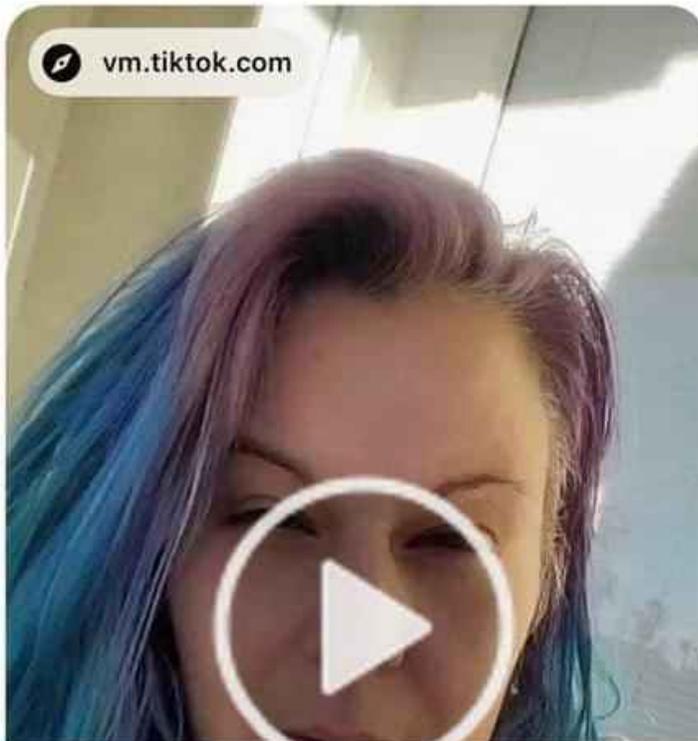
Keep digging.

Delivered



GIF Keyboard via #images

Today 3:09 PM



vm.tiktok.com



iMessage

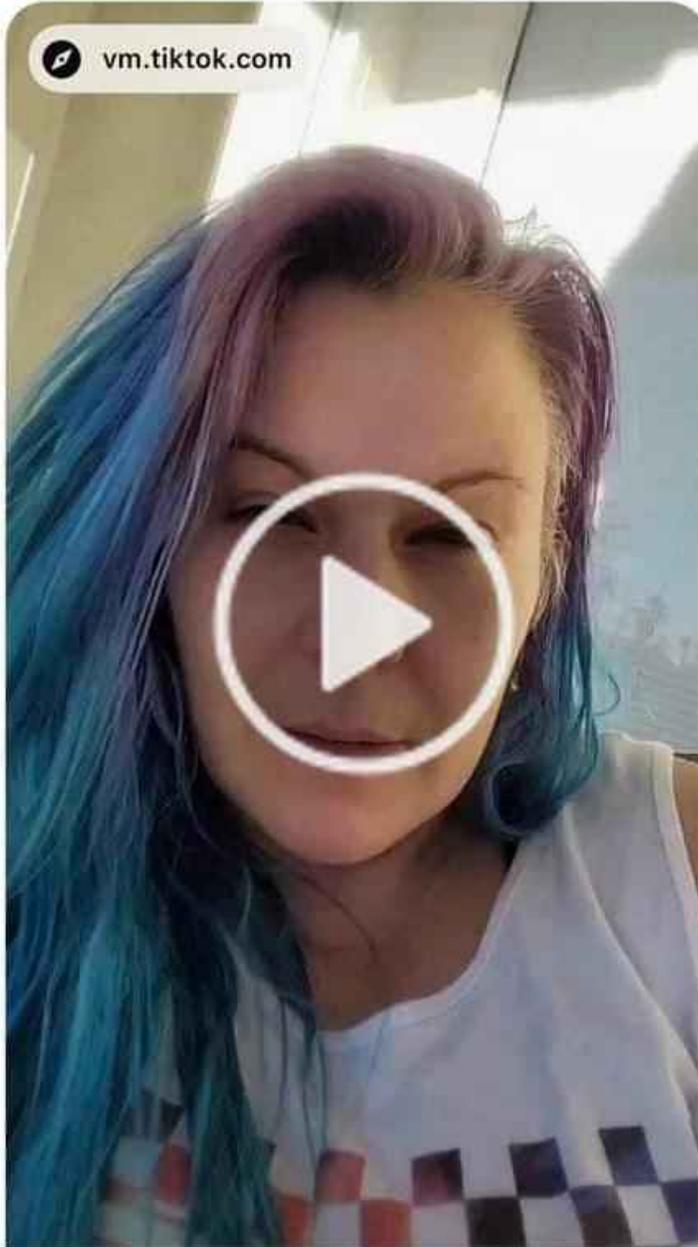


5:54



+1 (512) 632-3539 >

Today 3:09 PM



GroguSimp on  
TikTok

It starts on TikTok

Open



iMessage



5:45



+1 (575) 446-8583 >

iMessage  
Today 2:52 PM

Contradicting what was reported in Alamogordo Daily News in January 18, 2022, "...We would introduce ourselves as 'New Mexico Audit Force' and not mention the county at all.." the sign on table asking for volunteers clearly states 'Assist with Otero County Forensic Audit..' and doesn't mention Audit Force at all. R.B Nichols gave me your number for questions

Is this Denise Lang?

Would your answer vary depending upon who's asking?

How many names do you have, Denise?

My name is not Denise Lang.

Ok. What is it?

What is your answer?

I don't answer anonymous bullies. Tell me who you are or stop texting me.



iMessage



5:56



+1 (575) 446-8583 >

Would your answer vary depending upon who's asking?

How many names do you have, Denise?

My name is not Denise Lang.

Ok. What is it?

What is your answer?

I don't answer anonymous bullies. Tell me who you are or stop texting me.

Why are volunteers using 'Otero County' instead of Audit Force?

Simple enough question

Have it your way, coward. Stop texting me now.

Delivered

No

Answer the question. Why did you lie about not using the 'Otero County'?

Quit lying



iMessage



8:51



+1 (805) 295-4289 >

Text Message  
Today 8:16 PM

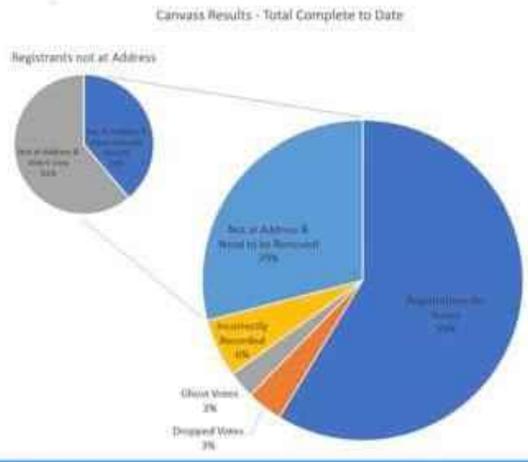
Curious oh these pollsters got my voting information??



+1 (805) 302-1384 >

iMessage  
Today 9:58 AM

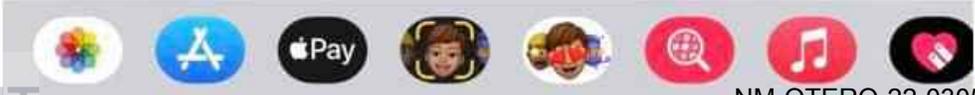
Hi Erin, I'm just letting you know that I am personally turn you in for voter intimidation which is a federal crime.



Ok doofus. Make sure you turn this in too.

That data is actually not admissible since it was collected illegally and it's not to be believed. 😂 You need to find something better to do with your time perhaps open up a book

Me find something better to do with my time? I'm not the one stalking strangers - which is a federal crime.  
  
It's not illegal, dear. It was commissioned by the county government and its all perfectly legal.



# Unable to Process

**Summary for Roy Nichols: 575-520-5335**  
**ATTORNEY**

**Your Plan**

**Nationwide Talk & Text UNL**

\$89.99 monthly charge  
 Unlimited monthly minutes

**UNL Night & Weekend Min**

Unlimited OFFPEAK

**UNL Text Messaging**

Unlimited M2M Text  
 Unlimited Text Message

**CORP Email & Data Unlim**

\$44.99 monthly charge  
 Unlimited monthly kilobyte

**Beginning on 01/26/21:**

**22% Access Discount**

**Beginning on 02/05/21:**

**22% - Feature Discount**

**M2M National Unlimited**

Unlimited monthly Mobile to Mobile

**UNL Picture/Video MSG**

Unlimited monthly Picture & Video

Have more questions about your charges?  
 Get details for usage charges at  
[b2b.verizonwireless.com](http://b2b.verizonwireless.com).

**Monthly Charges**

Nationwide Talk & Text UNL	12/13 - 01/12	89.99
22% Access Discount	12/13 - 01/12	-19.80
CORP Email & Data Unlim	12/13 - 01/12	44.99
22% - Feature Discount	12/13 - 01/12	-9.90
Detail Billing		.00
		<b>\$105.28</b>

**Usage and Purchase Charges**

Voice	Allowance	Used	Billable	Cost
Calling Plan <i>minutes</i>	unlimited	65	---	---
Mobile to Mobile <i>minutes</i>	unlimited	20	---	---
Total Voice				\$0.00

Messaging	Allowance	Used	Billable	Cost
Text <i>messages</i>	unlimited	75	---	---
Unlimited M2M Text <i>messages</i>	unlimited	9	---	---
Picture & Video - Rcv'd <i>messages</i>	unlimited	5	---	---
Total Messaging				\$0.00

Data	Allowance	Used	Billable	Cost
Kilobyte Usage <i>kilobytes</i>	unlimited	384,110	---	---
Total Data				\$0.00

**Total Usage and Purchase Charges \$0.00**

**Surcharges**

Fed Universal Service Charge	5.98
Regulatory Charge	.16
Alamogordo City Tele G/R Surch	1.54
Otero Cnty Tele G/R Surchg	.57
NM Telecom G/R Surchg	3.61
	<b>\$11.86</b>

**Taxes, Governmental Surcharges and Fees**

NM State 911 Fee	.51
NM State TRS Surchg	.25
	<b>\$0.76</b>

**Total Current Charges for 575-520-5335 \$117.90**



**Detail for Roy Nichols: 575-520-5335**

**Voice**

Date	Time	Number	Rate	Usage Type	Origination	Destination	Min.	Airtime Chrgs	LD/Other Chrgs	Total
11/16	3:47P	115-752-3269	Peak	PlanAllow	Alamogordo NM	Incoming CL	1	---	---	---
11/22	11:45A	575-491-7977	Peak	M2MAllow	Alamogordo NM	Incoming CL	6	---	---	---
11/22	12:12P	575-528-9676	Peak	M2MAllow	Alamogordo NM	Las Cruces NM	1	---	---	---
11/22	2:09P	505-620-2085	Peak	PlanAllow	Alamogordo NM	Albuquerque NM	1	---	---	---
11/22	2:19P	505-620-2085	Peak	PlanAllow	Alamogordo NM	Incoming CL	10	---	---	---
11/22	4:44P	505-620-2085	Peak	PlanAllow	Alamogordo NM	Incoming CL	51	---	---	---
12/07	12:36P	575-921-1862	Peak	M2MAllow	Alamogordo NM	Incoming CL	2	---	---	---
12/07	3:20P	575-446-8109	Peak	PlanAllow	Alamogordo NM	Incoming CL	2	---	---	---
12/10	3:11P	575-491-7977	Peak	M2MAllow	Alamogordo NM	Incoming CL	11	---	---	---

**Summary for Roy Nichols: 575-520-5335**  
**ATTORNEY**

**Your Plan**

**Nationwide Talk & Text UNL**

\$89.99 monthly charge  
 Unlimited monthly minutes

**UNL Night & Weekend Min**

Unlimited OFFPEAK

**UNL Text Messaging**

Unlimited M2M Text  
 Unlimited Text Message

**CORP Email & Data Unlim**

\$44.99 monthly charge  
 Unlimited monthly kilobyte

**Beginning on 01/26/21:**

**22% Access Discount**

**Beginning on 02/05/21:**

**22% - Feature Discount**

**M2M National Unlimited**

Unlimited monthly Mobile to Mobile

**UNL Picture/Video MSG**

Unlimited monthly Picture & Video

Have more questions about your charges?  
 Get details for usage charges at  
[b2b.verizonwireless.com](http://b2b.verizonwireless.com).

**Monthly Charges**

Nationwide Talk & Text UNL	01/13 - 02/12	89.99
22% Access Discount	01/13 - 02/12	-19.80
CORP Email & Data Unlim	01/13 - 02/12	44.99
22% - Feature Discount	01/13 - 02/12	-9.90
Detail Billing		.00
		<b>\$105.28</b>

**Usage and Purchase Charges**

Voice	Allowance	Used	Billable	Cost
Calling Plan <i>minutes</i>	unlimited	9	---	---
Mobile to Mobile <i>minutes</i>	unlimited	8	---	---
<b>Total Voice</b>				<b>\$0.00</b>

Messaging	Allowance	Used	Billable	Cost
Text <i>messages</i>	unlimited	57	---	---
Unlimited M2M Text <i>messages</i>	unlimited	15	---	---
<b>Total Messaging</b>				<b>\$0.00</b>

Data	Allowance	Used	Billable	Cost
Kilobyte Usage <i>kilobytes</i>	unlimited	296,293	---	---
<b>Total Data</b>				<b>\$0.00</b>

**Total Usage and Purchase Charges \$0.00**

**Surcharges**

Fed Universal Service Charge	5.21
Regulatory Charge	.16
Alamogordo City Tele G/R Surch	1.54
Otero Cnty Tele G/R Surchg	.57
NM Telecom G/R Surchg	3.61
	<b>\$11.09</b>

**Taxes, Governmental Surcharges and Fees**

NM State 911 Fee	.51
NM State TRS Surchg	.25
	<b>\$.76</b>

**Total Current Charges for 575-520-5335 \$117.13**



**Detail for Roy Nichols: 575-520-5335**

**Voice**

Date	Time	Number	Rate	Usage Type	Origination	Destination	Min.	Airtime Chrgs	LD/Other Chrgs	Total
12/13	11:38A	575-237-1488	Peak	PlanAllow	Alamogordo NM	Incoming CL	1	---	---	---
12/29	11:28A	575-993-2676	Peak	M2MAllow	Alamogordo NM	Las Cruces NM	3	---	---	---
12/29	12:24P	575-680-4004	Peak	PlanAllow	Alamogordo NM	Las Cruces NM	8	---	---	---
12/30	3:14P	575-491-5363	Peak	M2MAllow	Alamogordo NM	Incoming CL	3	---	---	---
1/05	12:00P	575-430-4978	Peak	M2MAllow	Alamogordo NM	Alamogordo NM	2	---	---	---

**Summary for Roy Nichols: 575-520-5335**  
**ATTORNEY**

**Your Plan**

**Nationwide Talk & Text UNL**

\$89.99 monthly charge  
 Unlimited monthly minutes

**UNL Night & Weekend Min**

Unlimited OFFPEAK

**UNL Text Messaging**

Unlimited M2M Text  
 Unlimited Text Message

**CORP Email & Data Unlim**

\$44.99 monthly charge  
 Unlimited monthly kilobyte

**Beginning on 01/26/21:**

**22% Access Discount**

**Beginning on 02/05/21:**

**22% - Feature Discount**

**M2M National Unlimited**

Unlimited monthly Mobile to Mobile

**UNL Picture/Video MSG**

Unlimited monthly Picture & Video

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[b2b.verizonwireless.com](http://b2b.verizonwireless.com).

**Monthly Charges**

Nationwide Talk & Text UNL	02/13 - 03/12	89.99
22% Access Discount	02/13 - 03/12	-19.80
CORP Email & Data Unlim	02/13 - 03/12	44.99
22% - Feature Discount	02/13 - 03/12	-9.90
Detail Billing		.00
		<b>\$105.28</b>

**Usage and Purchase Charges**

Voice	Allowance	Used	Billable	Cost
Calling Plan <i>minutes</i>	unlimited	32	---	---
Mobile to Mobile <i>minutes</i>	unlimited	15	---	---
<b>Total Voice</b>				<b>\$0.00</b>

Messaging	Allowance	Used	Billable	Cost
Text <i>messages</i>	unlimited	23	---	---
Unlimited M2M Text <i>messages</i>	unlimited	34	---	---
<b>Total Messaging</b>				<b>\$0.00</b>

Data	Allowance	Used	Billable	Cost
Kilobyte Usage <i>kilobytes</i>	unlimited	453,109	---	---
<b>Total Data</b>				<b>\$0.00</b>

**Total Usage and Purchase Charges** **\$0.00**

**Surcharges**

Fed Universal Service Charge	5.21
Regulatory Charge	.16
Alamogordo City Tele G/R Surch	1.54
Otero Cnty Tele G/R Surchg	.57
NM Telecom G/R Surchg	3.61
<b>\$11.09</b>	

**Taxes, Governmental Surcharges and Fees**

NM State 911 Fee	.51
NM State TRS Surchg	.25
<b>\$0.76</b>	

**Total Current Charges for 575-520-5335** **\$117.13**

**Detail for Roy Nichols: 575-520-5335**

**Voice**

Date	Time	Number	Rate	Usage Type	Origination	Destination	Min.	Airtime Chrgs	LD/Other Chrgs	Total
1/13	2:59P	505-983-2101	Peak	PlanAllow	Alamogordo NM	Santa Fe NM	3	---	---	---
1/13	3:02P	505-797-0105	Peak	PlanAllow	Alamogordo NM	Albuquerque NM	7	---	---	---
1/14	8:47A	575-524-8812	Peak	PlanAllow	Alamogordo NM	Las Cruces NM	12	---	---	---
1/14	9:40A	703-927-4139	Peak	M2MAllow	Alamogordo NM	Alexandria VA	2	---	---	---
1/14	9:46A	575-443-2631	Peak	PlanAllow	Alamogordo NM	Alamogordo NM	2	---	---	---
1/18	2:30P	609-710-2894	Peak	PlanAllow	Santa Fe NM	Incoming CL	1	---	---	---
1/19	2:08P	575-232-4232	Peak	PlanAllow	Santa Fe NM	Incoming CL	1	---	---	---
1/24	4:25P	575-636-5398	Peak	M2MAllow	Alamogordo NM	Las Cruces NM	8	---	---	---
1/24	6:32P	575-491-4836	Peak	M2MAllow	Alamogordo NM	Alamogordo NM	1	---	---	---
1/27	8:50A	575-491-5383	Peak	M2MAllow	Alamogordo NM	Alamogordo NM	1	---	---	---
1/28	4:00P	575-680-4004	Peak	PlanAllow	Alamogordo NM	Las Cruces NM	2	---	---	---
2/03	9:36A	575-528-9676	Peak	M2MAllow	Alamogordo NM	Las Cruces NM	1	---	---	---
2/08	3:08P	575-680-4004	Peak	PlanAllow	Alamogordo NM	Las Cruces NM	4	---	---	---
2/09	5:29P	575-491-5383	Peak	M2MAllow	Alamogordo NM	Alamogordo NM	2	---	---	---

**Summary for Roy Nichols: 575-520-5335**  
**ATTORNEY**

**Your Plan**

**Nationwide Talk & Text UNL**

\$89.99 monthly charge  
 Unlimited monthly minutes

**UNL Night & Weekend Min**

Unlimited OFFPEAK

**UNL Text Messaging**

Unlimited M2M Text  
 Unlimited Text Message

**CORP Email & Data Unlim**

\$44.99 monthly charge  
 Unlimited monthly kilobyte

**Beginning on 01/26/21:**

**22% Access Discount**

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**22% - Feature Discount**

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Unlimited monthly Mobile to Mobile

**UNL Picture/Video MSG**

Unlimited monthly Picture & Video

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[b2b.verizonwireless.com](http://b2b.verizonwireless.com).

**Monthly Charges**

Nationwide Talk & Text UNL	03/13 - 04/12	89.99
22% Access Discount	03/13 - 04/12	-19.80
CORP Email & Data Unlim	03/13 - 04/12	44.99
22% - Feature Discount	03/13 - 04/12	-9.90
Detail Billing		.00
		<b>\$105.28</b>

**Usage and Purchase Charges**

Voice	Allowance	Used	Billable	Cost
Calling Plan <i>minutes</i>	unlimited	9	---	---
Mobile to Mobile <i>minutes</i>	unlimited	17	---	---
Total Voice				\$.00

Messaging	Allowance	Used	Billable	Cost
Text <i>messages</i>	unlimited	13	---	---
Unlimited M2M Text <i>messages</i>	unlimited	24	---	---
Picture & Video - Rcv'd <i>messages</i>	unlimited	1	---	---
Total Messaging				\$.00

Data	Allowance	Used	Billable	Cost
Kilobyte Usage <i>kilobytes</i>	unlimited	339,693	---	---
Total Data				\$.00

**Total Usage and Purchase Charges** **\$0.00**

**Surcharges**

Fed Universal Service Charge	5.21
Regulatory Charge	.16
Alamogordo City Tele G/R Surch	1.54
Otero Cnty Tele G/R Surchg	.57
NM Telecom G/R Surchg	3.61
<b>\$11.09</b>	

**Taxes, Governmental Surcharges and Fees**

NM State 911 Fee	.51
NM State TRS Surchg	.25
<b>\$.76</b>	

**Total Current Charges for 575-520-5335** **\$117.13**



**Detail for Roy Nichols: 575-520-5335**

**Voice**

Date	Time	Number	Rate	Usage Type	Origination	Destination	Min.	Airtime Chrgs	LD/Other Chrgs	Total
2/15	10:48A	575-491-4836	Peak	M2MAllow	Alamogordo NM	Incoming CL	2	---	---	---
2/16	8:54A	575-491-5383	Peak	M2MAllow	Alamogordo NM	Alamogordo NM	11	---	---	---
2/25	2:27P	575-528-9676	Peak	M2MAllow	Alamogordo NM	Incoming CL	1	---	---	---
2/28	1:36P	575-812-1746	Peak	PlanAllow	Alamogordo NM	Incoming CL	1	---	---	---
3/03	9:01A	575-524-8812	Peak	PlanAllow	Alamogordo NM	Incoming CL	6	---	---	---
3/04	3:53P	575-680-4004	Peak	PlanAllow	Alamogordo NM	Las Cruces NM	2	---	---	---
3/11	9:09A	575-551-4980	Peak	M2MAllow	Alamogordo NM	Incoming CL	3	---	---	---

< **E** Erin Clements ▾



Wednesday, December 29, 2021

12:33 PM

[RNICHOLS@CO.OTERO.NM.US](mailto:RNICHOLS@CO.OTERO.NM.US)

Just sent you an email. It will come from [Erin\\_hughs@yahoo.com](mailto:Erin_hughs@yahoo.com). Please let me know if you have any questions.

12:48 PM

1:04 PM

Got it. Thanks!

Just thinking about the caveat we discussed - maybe you'd want to word it to say the County won't be liable for specific line items in Schedule A (rather than the entire contract) that aren't able to be performed if access to certain items can't be obtained.

I think we have good justification to g

View all



1:26 PM

I agree. I don't know if the county exported the ballot



image export. Based on the  
some information regarding with





# Erin Clements

1:26 PM, Dec 29

Just thinking about the caveat we discussed - maybe you'd want to word it to say the County won't be liable for specific line items in Schedule A (rather than the entire contract) that aren't able to be performed if access to certain items can't be obtained.

I think we have good justification to get everything we're asking for according to the law, the evidence and the county's authority. But even if we're not successful in getting everything, there is still there is still a lot we could do with just the data we've obtained in several counties which shouldn't be a problem to get in Otero according to precedent already set by the SOS.



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I agree. I don't know if the county exported the ballot images or not. Based on the emails some counties did and some didn't. I'm checking with our clerk.

1:30 PM

I hope she did. They are required to be maintained for 22 months following a federal election. They should be transferred from the tabulators to the Election Management System (EMS) when the files are loaded in for reporting to the SOS on election night.

1:34 PM

Is echomail willing to change the language of agreement to reflect basically what you stated above? If you prefer I can reach out to them directly.

3:49 PM

Yes - I'm sure they are. I will get in touch with them. It won't hold you up if it's not done until tomorrow, will it? They're on the east coast and it's already after hours there.



< **E Erin Clements** v



Yes - I'm sure they are. I will get in touch with them. It won't hold you up if it's not done until tomorrow, will it? They're on the east coast and it's already after hours there.

It seems like it would make the most sense to put that language in the cover letter. Is that ok with you?

3:51 PM

Yes that works

3:53 PM

Monday, January 3, 2022

Happy New Year, Mr. Nichols! Just wanted to check in and make sure you have everything you need from us to move forward with the contract from Echomail? I emailed you their revised cover letter last week - I hope that came through alright.

11:31 AM



> Enter message



have it on the agenda. it

Paste



< **E** Erin Clements v



11:33 AM

Happy New Year to you you!  
Yes we are good now and  
have it on the agenda. If  
anything comes up i will let  
you know.

Perfect. Thank you so much.

11:41 AM

Friday, January 21, 2022

2:28 PM

Hi Erin do you know of  
Echomail performing audits  
anywhere besides AZ.

They assisted with the audit  
in both Pima and Maricopa  
Counties. And I believe  
they have done work in  
Massachusetts also.

3:12 PM

3:56 PM

OK thanks!

Monday, January 24, 2022

> Enter message



sign a copy of the contract

Paste



< E Erin Clements v



Monday, January 24, 2022

11:03 AM

Erin can you have echomail sign a copy of the contract and cover letter and email it to me?

I sure can.

11:05 AM

11:20 AM

Thanks. Any progress with getting documents/materials from clerks office?

Not yet. She sent an email saying she would need an extension past the three days allowed by IPRA. But she didn't specify how long.

11:22 AM

11:32 AM

OK I'll follow up

Thank you so much.

11:32 AM

Tuesday, January 25, 2022



Enter message



today to help answer some



Paste



< **E** Erin Clements v



Tuesday, January 25, 2022

7:40 AM

Hi Erin do you have some time today to help answer some questions from a concerned citizen wanting to know details about the audit?

Yes - of course. What time is good for you?

7:41 AM

7:43 AM

I'll forward them to you in about an hour when I get to the office. After you look at them my schedule is open to discuss.

Sounds good.

7:43 AM

9:31 AM

Email sent. Let me know when you have some time to discuss

I've been typing up answers and am on the last one. I'll



> se  
m

Enter message



me anytime this morning to

Paste



< **E** Erin Clements v



Email sent. Let me know when you have some time to discuss

9:31 AM

I've been typing up answers and am on the last one. I'll send it back to you in a few minutes, then please call me anytime this morning to discuss.

9:32 AM

Sounds good.

9:32 AM

Thanks for the answers.

1:24 PM

Sure thing.

1:25 PM

I just forwarded the signed contract documents. Please let me know if they don't come through.

4:00 PM

Received. Thanks.

4:03 PM



Enter message



Paste



< E Erin Clements v



4:03 PM

Wednesday, February 23, 2022

Erin got a question from a resident. Is audit force doing background checks on volunteers?

10:07 AM

No - we're not doing formal background checks. Please have this person call me if they'd like to discuss any concerns they have.

2:53 PM

3:06 PM

OK thanks

Monday, February 28, 2022

Good morning RB. As an ILRA request - can I please have a copy of the email you sent to that person who was asking about background checks for our canvassers so I can give it to the sheriff? She wasn't acting in good faith and just used it to dox me on a tick tock channel which has resulted in me ge



View all icons: photo, gallery, add, text input, emoji, voice recording

\*IPRA (not ILRA)

 **Erin Clements**

10:09 AM, Feb 28

Good morning RB. As an ILRA request - can I please have a copy of the email you sent to that person who was asking about background checks for our canvassers so I can give it to the sheriff? She wasn't acting in good faith and just used it to dox me on a tick tock channel which has resulted in me getting threatening messages every few hours all weekend long from people all over the country. She also accosted two of our volunteers in Lowes Market.



Copy text



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<  **Erin Clements** v



Monday, February 28, 2022

Good morning RB. As an ILRA request - can I please have a copy of the email you sent to that person who was asking about background checks for our canvassers so I can give it to the sheriff? She wasn't acting in good faith and just used it to dox me on a tick tock channel which has resulted in me ge

View all >

\*IPRA (not ILRA)

10:09 AM

Yes I forwarded now. I am sorry they did that. I regret providing your number.

10:38 AM

Thank you so much, RB. Its not your fault at all - I asked you to share it. I want the (real) community to know that we're being open and transparent with our process and data. Neither of us knew this person had bad intentions.

10:40 AM



Our canvassers have been

< **E** Erin Clements ▾



Thank you so much, RB. Its not your fault at all - I asked you to share it. I want the (real) community to know that we're being open and transparent with our process and data. Neither of us knew this person had bad intentions.

10:40 AM

Our canvassers have been introducing themselves this way: "I am a volunteer assisting Otero County who recently commissioned an audit of their elections, including the voter rolls. Would you have a couple minutes to help us verify the information on the voter rolls for this address?"

We're trying t

**View all**



3:19 PM

I see the distinction but it's confusing people and the ones that want to complain are latching on to the mention of Otero County. It would be better I think to say volunteer with NM Audit Force



 **Erin Clements**

3:19 PM, Feb 28

Our canvassers have been introducing themselves this way: "I am a volunteer assisting Otero County who recently commissioned an audit of their elections, including the voter rolls. Would you have a couple minutes to help us verify the information on the voter rolls for this address?"

We're trying to explain why we're there as simply as possible.

Is that language ok?



Copy text



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< **E** Erin Clements v



View all >

3:19 PM

I see the distinction but it's confusing people and the ones that want to complain are latching on to the mention of Otero County. It would be better I think to say volunteers with NM Audit Force conducting an election audit.

3:22 PM

The ones sending me death threats don't like Audit Force either. They're claiming intimidation, which is ironic.

How about "I am a volunteer helping verify the information on the voter rolls. The results of this survey will be submitted to the Otero County Commission as part of their recently commi

View all >

3:36 PM

I think that is better. The upset people are clinging to your response in the county meeting that the volunteers wouldn't say they were with the county. At least that's the

3:40 PM

complaints I've received



Yes. I know. We're careful not



# Erin Clements

3:36 PM, Feb 28

The ones sending me death threats don't like Audit Force either. They're claiming intimidation, which is ironic.

How about "I am a volunteer helping verify the information on the voter rolls. The results of this survey will be submitted to the Otero County Commission as part of their recently commissioned audit of their elections. Would you have a few minutes to help me verify the information on the voter rolls for this address?"



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< **E** Erin Clements ▾



on the voter rolls. The results of this survey will be submitted to the Otero County Commission as part of their recently commi

View all



3:36 PM

I think that is better. The upset people are clinging to your response in the county meeting that the volunteers wouldn't say they were with the county. At least that's the complaints I've received.

3:40 PM

Yes, I know. We're careful not to say that we're working for the county. I'm not sure how to communicate that there is interest from the county in determining the state of the rolls through this canvassing effort and that it's (a free) part of the audit the county is conducting without saying 'Count

View all



3:47 PM

Ya they are going to be angry no matter what

3:48 PM





# Erin Clements

3:47 PM, Feb 28

Yes, I know. We're careful not to say that we're working for the county. I'm not sure how to communicate that there is interest from the county in determining the state of the rolls through this canvassing effort and that it's (a free) part of the audit the county is conducting without saying 'County.'

I know that they would be equally mad if we were completely disconnected from the county and just going out as citizens gathering information with no apparent audience. We have a bunch of trolls attacking an effort like that in NC.



Copy text



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< E Erin Clements v



Tuesday, March 22

Hi Erin do you know anything about our meeting with echomail? Haven't heard from them since setting the meeting we were supposed to have last Friday.

1:59 PM

I haven't heard either. I think Dr Shiva may have gone out of town. I'll leave him a message and ask.

5:54 PM

OK thanks!

6:39 PM

Friday, March 25

Any lucky getting in touch with Dr Shiva?

10:42 AM

Not yet. I tried his staff as well. I'll keep trying.

11:16 AM

Thanks

11:21 AM



My car is still not operational.

< E Erin Clements v



Thursday, March 31

My car is still not operational, so I'm not going to make it before you all shut down for the day. I'll stop by first thing in the morning instead to pick up the jump drive.

4:16 PM

4:17 PM



I'll plan to get there right at 8 if that's alright.

4:20 PM

4:20 PM

Sure.

Friday, April 1

7:46 AM

I'm running a few minutes late

No worries.

7:48 AM

Maybe a conference call with you, David and Shiva's attorney is what's needed. Since David can represent Fight Back and their position

on the other schedule



< E Erin Clements v



Friday, April 1

7:46 AM

I'm running a few minutes late

No worries.

7:48 AM

Maybe a conference call with you, David and Shiva's attorney is what's needed. Since David can represent Fight Back and their position on the other schedules.

10:08 AM

10:24 AM

I'm open to that

Ok. Please call us when you have a chance and David can share his thoughts before we put anything in writing with Shiva's attorney.

11:28 AM

Monday, April 4

Please send Tim's email when you have a chance.

10:12 AM

