



THOMAS A. CLARE, P.C.

CLARE LOCKE
LLP

MEGAN L. MEIER

December 22, 2020

Via Email

Joe Oltmann

Email: [REDACTED]

Re: Notice of Obligation to Preserve Documents Related to Dominion

Dear Mr. Oltmann:

Our firm is defamation counsel to US Dominion Inc.¹

You have published patently false accusations that Dominion has somehow rigged or otherwise improperly influenced the recent U.S. presidential election. Facts in the public record demonstrate the implausibility of your claims, but you have chosen to recklessly disregard the truth despite knowing all along that there is no evidence to support your story.

Last week we sent letters to Sidney Powell and various media entities, demanding retraction of their myriad false and conspiratorial claims about Dominion. We are writing to you now because you have positioned yourself as a leader in the ongoing misinformation campaign by making up, out of whole cloth, the outlandish story that you “infiltrate[d] Antifa” and overheard a conference call detailing Dominion’s improper conduct. Conveniently, you failed to record the call or provide any corroborating evidence of any kind to support your version of events.

Litigation regarding these issues is imminent. Based on these facts, Dominion formally demands that you (1) cease and desist making defamatory claims against Dominion² and (2) preserve and retain all documents relating to Dominion and your smear campaign against the company.

With this letter you are on notice of your ongoing obligations to preserve documents related to Dominion’s claims for defamation based on allegations that the company conducted itself improperly or somehow rigged the November 2020 presidential election in favor of President-Elect Joe Biden. Consequently, you must ensure that you and your principals, your agents, your subcontractors, any agents or employees under your supervision, and all sources of information upon which you relied are preserving and retaining all emails, text messages (including messages sent over messaging platforms such as WhatsApp), audiovisual recordings, voice mails, drafts, notes,

¹ We also represent and write on behalf of its subsidiaries, Dominion Voting Systems, Inc. and Dominion Voting Systems Corporation (collectively, “Dominion”).

² For the avoidance of all doubt, this is a retraction demand pursuant to relevant state statutes and applicable rules of court.



communications, documents, data, and electronically stored information of any kind that relate in any way to these matters. Without any limitation, this requires you to preserve all notes, notepads, folders, files, recordings, outlines, and any other documents related in any way to your alleged “infiltrate[ion]” of “Antifa”; all notes, notepads, folders, files, recordings, outlines, and any other documents related in any way to your alleged participation in a conference call with “Antifa”; all research and due diligence you conducted or instructed others to conduct relating to Dominion and your allegations of alleged voting improprieties; and all research and due diligence you conducted or instructed others to conduct relating to any of your public statements regarding Dominion.

In addition, you must preserve, without limitation, all communications with:

- Any member, volunteer, staff, or employee of the Trump campaign;
- Sidney Powell, Rudy Giuliani, Jenna Ellis, L. Lin Wood, and each of their partners, associates, and paralegals;
- Every individual who assisted you in researching or conducting due diligence on any claim you have made related to Dominion or the November 2020 presidential election;
- Every reporter, editor, blogger, host, or other member of the media with whom you communicated about Dominion or the November 2020 presidential election, regardless of whether they published any of your claims; and
- Every individual who has compensated you or any related entity in any manner for making public statements about, submitting affidavits or declarations in litigation related to, or undertaking any other related actions related to Dominion and/or the November 2020 presidential election.

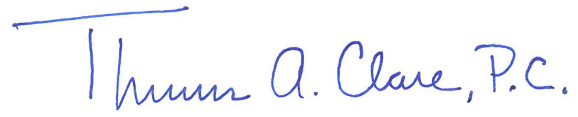
The laws and rules prohibiting destruction of evidence apply to electronically stored information in the same manner that they apply to other evidence. Due to its format, electronic information is easily deleted, modified, or corrupted. Accordingly, you must take every reasonable step to preserve this information until this matter is resolved. This may include, but would not be limited to, an obligation to discontinue all data destruction and backup recycling policies and procedures on any and all devices within your possession, custody, or control. Your obligation to preserve documents applies both to you individually, and to any entities that you control.

Confirm receipt of this letter and that you intend to adhere to our request to retain documents as set forth above. This is not a complete recitation of Dominion’s rights and remedies, all of which are expressly reserved.

We look forward to your prompt response.

Regards,





Thomas. A. Clare, P.C.



Megan L. Meier