

**Subject:** Montgomery County Solicitor's Office - Records Request OR-2024-814 Completed  
**Date:** Friday, October 11, 2024 at 8:46:25 AM Eastern Daylight Time  
**From:** JustFOIA Notification  
**To:** AO Records  
**Attachments:** ATT00001.png

EXTERNAL SENDER

Montgomery County, PA

Dear Requestor,

The request [Request Number: OR-2024-814](#) has been completed. Please click on the request link to download the response documentation.

Thank you,  
Montgomery County Solicitor's Office  
One Montgomery Plaza  
Suite 800  
Norristown, PA 19404-0311  
610-278-3033  
[openrcrd@montgomerycountypa.gov](mailto:openrcrd@montgomerycountypa.gov)

---

*Powered by*



**From:** Dean, Francis </O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0391BC59A58C42EAA424EC6EB4F38D48-DEAN, FRANC>  
**Subject:** RE: 2% Recount + Pre-Certification Reconciliation  
**To:** MARLEEN LASKA <[REDACTED]>  
**Cc:** [REDACTED]  
**Sent:** May 2, 2024 1:00 PM (UTC-04:00)

Hi Marlene,

I'm so sorry to just be getting back to you, I'm between the different offices and my inbox got away from me. We plan to conduct both the 2% Audit and the Risk Limiting Audit at the warehouse on Monday 5/6 beginning at 9am.

Thanks,  
Frank

---

**From:** MARLEEN LASKA <[REDACTED]>  
**Sent:** Friday, April 26, 2024 3:04 PM  
**To:** Dean, Francis <Francis.Dean@montgomerycountypa.gov>  
**Cc:** [REDACTED]  
**Subject:** Fwd: 2% Recount + Pre-Certification Reconciliation

**CAUTION:** This is an external message. Please think before you click on links or attachments and report suspicious emails by using the report message button.

Just following up to see if you saw this email, Frank?

Since both activities (2% Recount & Pre-Certification Reconciliation) are time-sensitive (both will probably happen either next week or the week after), we are anxious to get feedback of their scheduling & our ability to observe.

We know this is a busy time for you & thank you in advance,  
Marleen Laska  
[REDACTED]

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

**From:** MARLEEN LASKA <[REDACTED]>  
**To:** "[francis.dean@montgomerycountypa.gov](mailto:francis.dean@montgomerycountypa.gov)" <[francis.dean@montgomerycountypa.gov](mailto:francis.dean@montgomerycountypa.gov)>  
**Cc:** "[REDACTED]" <[REDACTED]>  
**Date:** 04/23/2024 8:19 PM EDT  
**Subject:** 2% Recount + Pre-Certification Reconciliation

After the Primary Election, Francis, we're certain that you can use a vacation!

Anyway, now that L&A Testing is completed & the Primary Election is over, there are two other activities for which we have interest in observing:

- Pre-Certification Reconciliation Process (Section 3154 of Title 25)
- 2% Statistical Recount (Section 1117-A of the PA Election Code)

Please let us know when you plan on conducting these activities.

Per Section 310 of the PA Election Code, we will continue to use PA Fair Election - Montco to request observance authority.

Thank you,  
Marleen Laska

**From:** Dean, Francis </O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0391BC59A58C42EAA424EC6EB4F38D48-DEAN, FRANC> on behalf of Dean, Francis  
**Sent:** Thursday, July 18, 2024 12:47 PM EDT  
**To:** Marlatt, John <John.Marlatt@montgomerycountypa.gov>  
**Subject:** Eagle AI

[Conservative activists find errors in software they hoped would root out voter fraud \(nbcnews.com\)](https://www.nbcnews.com)

**From:** Dean, Francis </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=0391bc59a58c42eaa424ec6eb4f38d48-Dean, Franc>  
**Subject:** Re: Election Board Minutes  
**To:** McGlinchey, Colin <Colin.McGlinchey@montgomerycountypa.gov>  
**Sent:** August 16, 2024 9:01 AM (UTC-04:00)  
**Attached:** 4.22.24 Minutes.docx, 5.3.24 Election Board Minutes.pdf, 5.9.24 Election Board Minutes.pdf

Hi Colin,

Sure thing! Please see attached.

Thanks!

Frank

Sent from my mobile device

---

**From:** McGlinchey, Colin <Colin.McGlinchey@montgomerycountypa.gov>  
**Sent:** Friday, August 16, 2024 8:55:44 AM  
**To:** Dean, Francis <Francis.Dean@montgomerycountypa.gov>  
**Subject:** Election Board Minutes

Hey! When you have a free minute, can you send me the minutes that were approved yesterday and I will post to the site?

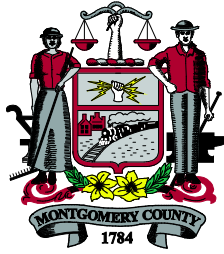
Thank you

Colin

**Colin McGlinchey**  
Digital Public Affairs Manager  
Communications Office

P: (610) 278-3024

This e-mail message, including any attachments, is for the sole use of the intended recipient(s) and may contain confidential and privileged information. Any unauthorized review, use, disclosure, forwarding, or distribution is prohibited. If you are not the intended recipient, please contact the sender by reply e-mail and destroy all copies of the original message.



**Montgomery County Election Board  
Minutes  
April 22, 2024**

**Neil K. Makhija  
Chair**

**Jamila H. Winder  
Vice Chair**

**Thomas DiBello  
Commissioner**

**Call to Order**

Chair Makhija called the April 22, 2024 meeting of the Montgomery County Election Board to order.

All three Board members were present.

**Pledge of Allegiance**

The Pledge of Allegiance was led by Frank Dean, Director of Elections.

**Election Board Comments**

**Chair Makhija:**

- ❖ Constituents please be assured that we are currently analyzing the mail in ballot process to make improvements with turnaround times in regards to receipt and return of mail in ballots by voters
- ❖ The goal is to coordinate our efforts with the state to meet these requirements
- ❖ The certification of the last election just happened a month before the current election, so it put us in a bind for mailing out ballots
- ❖ The county is working diligently to get to mailings out at least 50 days beforehand
- ❖ Our efforts include:
  - ✓ Reviewing our current contracts for any improvements
  - ✓ Discussing timelines for deliverables with vendors that are mailing ballots for us
  - ✓ Establishing specific turnaround times with accountability that we must abide by
  - ✓ Partnering with the Department of State and our legislative body
  - ✓ Finally, ensuring that our constituents have reasonable allotted time to receive and return their mail in ballots
  
- ❖ This year, the election was set on Passover which affected election day services and coordination

- ❖ We went out and spoke with synagogues and community members to address and provide best services for this election
- ❖ By fully assessing the situation the County can implement ways in which we can be more efficient in accommodating our voters with increased hours of operations satellite offices and drop boxes

**Vice Chair Winder:**

- ❖ It's the County's responsibility to deliver on our elections
- ❖ We are looking at every step in the process leading up to the Primary to reflect on improvements
- ❖ Our staff is working with County partners, vendors, the Department of State and legislature to successfully streamline the election process
- ❖ My apologies to anyone that was inconvenienced by the mail in ballot delays
- ❖ We take delivering on our elections very seriously and will make sure we have this turned around come November
- ❖ I'm confident we have the right team to do this

**Commissioner DiBello:**

- ❖ We have to work with our state legislative body to review the window for when ballots are sent to improve our process
- ❖ The Presidential Election and Passover has nothing to do with the current situation that we are in today
- ❖ Our current process needs immediate attention with further communications, recommendations, and suggestions towards running a smooth election
- ❖ I'm **not** ok with the handling of the Primary mail in ballot process, and I'm **not** doing this come November
- ❖ Our Director of Elections works extremely hard to ensure that we have a secure election, so it's incumbent upon us to partner with our legislative body to get the window of opportunity for mail in ballots solidified within a reasonable time period for voters
- ❖ If one thing goes wrong with the mail in ballot process, then we end up where we are today
- ❖ I'm not a fan of mail in ballots because it's a complex issue that needs further streamlining, but if we are going to utilize this voting option, then it has to be done correctly
- ❖ We will do an after action review to delve in deeper and come up with long term solutions to run a more efficient election in November

**General Public Comment – Limited to 3 Minutes**

*(Speakers may comment on matters that are or may be before the Board of Elections. All public comments must be relevant, or "germane," to the Election Board. This means that the subject matter of all comments must be limited to items or issues which are currently before the Election Board for consideration, or which may come before the Election Board for consideration at a future meeting. Speakers may present comments once during the meeting.)*

1. Joe Rooney commented on potential election law violations with election fraud at Willow Grove, constituents dropping off multiple ballots without valid paperwork, and not receiving a mail in ballot within a timely manner.
2. Jim Mullich commented on quality assurance for detecting fraud, implementing additional security protocols for drop boxes to ensure safe elections, requiring signature verification for

mail in ballots but not in-person, and issues with the timely delivery of mail in ballots to voters.

3. Joanne Schweitzer commented on the mail in ballot process and not having enough time to receive and return the ballot.

*Commissioner DiBello commented that we are working on tightening up the ballot mailing procedure to make sure residents are receiving them in a timely manner for adequate turnaround to our office, and further addressing signature requirements and verification discrepancies with voting.*

4. Barbara Furman commented on her experience as a Judge of Elections, the disparity between counting in-person votes and mail in ballots, how mail in ballots are causing a month long process of counting, delays with sending out mail in ballots to voters, and streamlining the process for counting ballots so results are reported expeditiously on Election Day.
5. Winifred Hayes commented that quality assurance is key to the integrity of our elections, implementing statistically valid audits of the process, and increasing security at drop boxes.

#### **Approval of the Minutes**

Chair Makhija made a motion to approve the March 21, 2024 and April 2, 2024 minutes of the Montgomery County Board of Elections meeting.

Vice Chair Winder seconded the motion.

There was no Board comment. There was no public comment. Chair Makhija brought the motion to a vote and it was adopted with all in favor and none opposed.

#### **Appointment of Temporary Poll Workers**

Chair Makhija made a motion that the people whose names are set forth on the attached document titled “Poll Worker Appointments for the 2024 Primary Election” as non-elected poll workers are designated to serve as members of the various local boards of elections throughout Montgomery County, for the date of the 2024 Primary Election only.

Commissioner DiBello seconded the motion.

There was no Board comment. There was no public comment. Chair Makhija brought the motion to a vote and it was adopted with all in favor and none opposed.

#### **Appointment of Election Tabulators**

Chair Makhija made a motion to appoint the names set forth on the attached document titled “Election Tabulator Appointments for the 2024 Primary Election” to work as members of the Election Tabulation Board to assist in the Computation of the Primary Election, held on April 23, 2024.

Vice Chair Winder seconded the motion.



There was no Board comment. There was no public comment. Chair Makhija brought the motion to a vote and it was adopted with all in favor and none opposed.

### **Appointment of Canvass Board**

Chair Makhija made a motion to appoint the names set forth on the attached document titled “Canvasser Appointments for the 2024 Primary Election” to work as members of the mail-in and absentee ballot Canvass Board to assist in the Computation of the Primary Election, held on April 23, 2024.

Vice Chair Winder seconded the motion.

There was no Board comment. There was no public comment. Chair Makhija brought the motion to a vote and it was adopted with all in favor and none opposed.

### **Closing Board Comments**

*Commissioner DiBello expressed interest in reviewing the sequence of events from the 2023 General Election, implementing after action election reports, and exploring the idea of live streaming the drop boxes and addressing any legalities around that.*

*Chair Makhija mentioned that the drop boxes are significantly more secure than postal drop boxes and are monitored to make sure individual ballots are safe.*

*Commissioner DiBello emphasized that voting in-person is the best way to secure your vote; and that you can be prosecuted, if caught breaking election law by inappropriately utilizing a federal mail box for voting.*

### **Adjournment**

Chair Makhija made a motion to adjourn the April 22, 2024 meeting of the Montgomery County Election Board.

Commissioner DiBello seconded the motion.

There was no Board comment. There was no public comment. Chair Makhija brought the motion to a vote and the meeting was adjourned.

To watch videos of Montgomery County Board meetings and additional County content on YouTube – click the link below.

➤ [MontgomeryCountyPAChannel](#)

**Stay connected by visiting our website or following us:**

[Board of Elections](#)

[Voter Services](#)

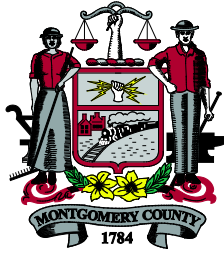
[www.montgomerycountypa.gov](http://www.montgomerycountypa.gov)

Facebook [@Montgomery.county.pa](#)

Twitter or X [@Montcopa](#)

Instagram [@Montco\\_pa](#)

[Next Door](#)



**Montgomery County Election Board  
Minutes  
May 3, 2024**

**Neil K. Makhija  
Chair**

**Jamila H. Winder  
Vice Chair**

**Thomas DiBello  
Commissioner**

**Call to Order**

Chair Makhija called the May 3, 2024 meeting of the Montgomery County Election Board to order.

All three Commissioners were present.

**Pledge of Allegiance**

The Pledge of Allegiance was led by Chair Makhija.

**Opening Election Board Comments**

**There were no comments.**

**General Public Comment – Limited to 3 Minutes**

*(Speakers may comment on matters that are or may be before the Board of Elections. All public comments must be relevant, or “germane,” to Board business. This means that the subject matter of all comments must be limited to items or issues which are currently before the Board for consideration, or which may come before the Board for consideration at a future meeting. Speakers may present comments once during the meeting.)*

1. Rose Gannon commented on the primary election ballot distribution by the county, pre and post-election day operations.
2. Joe Rooney commented on follow up to concerns with possible illegal ballot drops, clarifying and enforcing election law in regards to drop boxes to ensure free and fair elections.

*Solicitor Marlatt explained how we receive reports and information on issues pertaining to drop box security and investigations.*

**Consideration of mail-in ballots with incorrect years – John Marlatt, Senior Solicitor**

Chair Makhija made a motion that mail-in and absentee ballots where voters have written a month and day that falls between the date when the ballots were distributed and the date of the election, but where the voters have omitted the year or written an incorrect year, shall be included in the canvass, and that the Board shall adopt this as official policy for all future elections.

Vice Chair Winder seconded the motion.

*Commissioner DiBello is opposed to the language of the motion set before the Board and does not support it based on opinion; secondly, Act 77 says that mail-in ballots need to be properly dated and there's been no change to the law, so I won't support it now, didn't support it then, and won't support it in the future.*

*Chair Makhija added that if we know the voter is eligible during the reasonable time of the election period, then we shouldn't allow something that is immaterial disqualify or discount votes; furthermore, I think it's important that this Board protect the right to vote for all Montgomery County residents.*

*Vice Chair Winder noted that the average age of the voters who had difficulty filling out their mail in ballots were 72 (amongst the elderly population).*

There was no further Board comment. There was no public comment. Chair Makhija brought the motion to a vote and it was adopted 2 to 1 with Chair Makhija and Vice Chair Winder in favor and Commissioner DiBello opposed.

### **Closing Election Board Comments**

Commissioner DiBello mentioned that here, in Montgomery County, we are interpreting Act 77 at our own discretion by accepting misdated and multiple ballots being submitted at drop boxes by unverified individuals, along with reports that are not being followed up on to address this concern.

Commissioner DiBello added that we should continue to have monthly Election Board meetings to: give scheduled updates, have milestones identified and delivered on, and stay current on the process leading up to the general election.

Vice Chair Winder added that including external eyes on our elections may help us evaluate every step objectively to improve our process leading up to the General election.

Chair Makhija concluded that our goal is to ensure quality assurance, streamline our operational processes to refine any issues and enhance the voter experience as this is the first election we have overseen as a Board; in addition, I acknowledge that there will always be issues with mail in ballots from the county level to the federal (USPS) level, but we have to make sure we continuously advocate for efficient state legislature with reasonable deadlines for delivering and receiving mail in ballots.

*Thank you to the Voter Services Team, Volunteers, and Poll workers making this possible.*

**Adjournment**

Chair Makhija made a motion to adjourn the May 3, 2024 meeting of the Montgomery County Board of Elections.

Vice Chair Winder seconded the motion.

There was no further Board comment. There was no public comment. Chair Makhija brought the motion to a vote and the meeting was adjourned with all in favor and none opposed.

To watch videos of Montgomery County Board meetings and additional County content on YouTube – click the link below.

➤ [MontgomeryCountyPAChannel](#)

**Stay connected by visiting our website or following us:**

[Board of Elections](#)

[Voter Services](#)

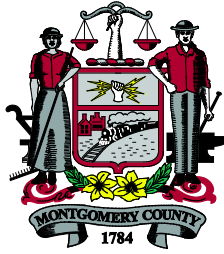
[www.montgomerycountypa.gov](http://www.montgomerycountypa.gov)

Facebook [@Montgomery.county.pa](#)

Twitter or X [@Montcopa](#)

Instagram [@Montco\\_pa](#)

[Next Door](#)



**Montgomery County Election Board  
Minutes  
May 9, 2024**

**Neil K. Makhija  
Chair**

**Jamila H. Winder  
Vice Chair**

**Thomas DiBello  
Commissioner**

**Call to Order**

Chair Makhija called the May 9, 2024 meeting of the Montgomery County Election Board to order.

All three Commissioners were present.

**Pledge of Allegiance**

The Pledge of Allegiance was led by Vice Chair Winder.

**Opening Election Board Comments**

**Chair Makhija:**

- This meeting will be straight forward to certify the Primary Election
- Thank you to Frank Dean, all Voter services staff, poll workers and volunteers who played a vital role in this Primary election
- We plan to assess the County's process and all of our vendors' capacity by thoroughly reviewing contracts to identify any areas of improvement

**Vice Chair Winder:**

- Thank you to Frank Dean-his leadership, Voter Services and all Election-day staff
- Election operations can be very complex, so it's good to see that your team's morale is high and that they ingratiate themselves in this body of work
- We have a lot to do before November's election, so I'm looking forward to partnering with you

**Commissioner DiBello:**

- Thanks to Frank and his team for all their hard work in making sure the process went smoothly
- We still have a lot of work to do and a lot of things to review
- As we lead up to November, it's imperative that we have regular Election Board meetings documenting process and procedural milestones delivered
- We need to discuss the idea floating around of outsourcing our election services to a third party and what that means
- Moving forward, I don't want to be in the same situation we were in for the Primary so, I would like more involvement and information with the vendor selection process

### **General Public Comment – Limited to 3 Minutes**

*(Speakers may comment on matters that are or may be before the Board of Elections. All public comments must be relevant, or “germane,” to Board business. This means that the subject matter of all comments must be limited to items or issues which are currently before the Board for consideration, or which may come before the Board for consideration at a future meeting. Speakers may present comments once during the meeting.)*

**There was no public comment.**

### **Certification of the 2024 Primary Election – Francis Dean, Director of Voter Services-Elections**

Chair Makhija made a motion to certify the results of the April 23, 2024 Primary Election.

Vice Chair Winder seconded the motion.

Commissioner DiBello voted “no” because he does not support: counting improperly dated ballots, the lack of follow up on reports of multiple ballots being dropped off at drop box locations, the overall process, and will only certify elections when he is one hundred percent confident in the results.

There was no further Board comment. There was no public comment. Chair Makhija brought the motion to a vote and it was adopted 2 to 1 with Chair Makhija and Vice Chair Winder in favor and Commissioner DiBello opposed.

### **Closing Election Board Comments**

Vice Chair Winder concluded that as a Board it's important that we work together to make sure that voter services has the resources, tools and support needed to deliver on our elections; I also hear and understand Commissioner DiBello's frustrations, so we will facilitate some conversations offline to discuss the idea of bringing in an outside consultant, because we know how important this presidential election is to the residents of Montgomery County.

Commissioner DiBello responded that he agrees with Vice Chair Winder and looks forward to working through these very complex issues together, so we're

prepared, building trust in the election process, and getting it to a place that we can be proud of come November.

Chair Makhija added that we absolutely need to work together to support this process, that there are significant proposals to be made that will include resources dedicated to Voter Services; it's also important that we build confidence in the election process, which is why I'm voting to certify this one. Chair Makhija concluded that we did everything within our discretion to make the case in favor of enfranchising the voter which builds confidence in the system-not doubt and certifying this gives people finality and closure.

### **Adjournment**

Chair Makhija made a motion to adjourn the May 9, 2024 meeting of the Montgomery County Board of Elections.

Vice Chair Winder seconded the motion.

There was no Board comment. There was no public comment. Chair Makhija brought the motion to a vote and the meeting was adjourned with all in favor and none opposed.

To watch videos of Montgomery County Board meetings and additional County content on YouTube – click the link below.

➤ [MontgomeryCountyPAChannel](#)

### **Stay connected by visiting our website or following us:**

[Board of Elections](#)

[Voter Services](#)

[www.montgomerycountypa.gov](http://www.montgomerycountypa.gov)

Facebook [@Montgomery.county.pa](#)

Twitter or X [@Montcopa](#)

Instagram [@Montco\\_pa](#)

[Next Door](#)



**From:** Dean, Francis </O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0391BC59A58C42EAA424EC6EB4F38D48-DEAN, FRANC>  
**Subject:** FW: information request: Philip C. Pulley voting and registration history  
**To:** Marlatt, John <John.Marlatt@montgomerycountypa.gov>  
**Sent:** August 13, 2024 10:02 AM (UTC-04:00)  
**Attached:** BoE Request for Public Lists 2024.pdf

FYI

---

**From:** Benitz, Caroline <Caroline.Benitz@montgomerycountypa.gov>  
**Sent:** Tuesday, August 13, 2024 10:01 AM  
**To:** Alt, Megan <Megan.Alt@montgomerycountypa.gov>; Ladley, Gillian <Gillian.Ladley@montgomerycountypa.gov>; Kelly, Amanda <Amanda.Kelly@montgomerycountypa.gov>; Dean, Francis <Francis.Dean@montgomerycountypa.gov>  
**Subject:** RE: information request: Philip C. Pulley voting and registration history

Hi Megan,  
See attached. Instructions are on page 1.

Thanks,  
Caroline

**Caroline Benitz**  
Deputy Director of Elections  
Voter Services

P: [\(610\) 278-3280](tel:(610)278-3280)

This e-mail message, including any attachments, is for the sole use of the intended recipient(s) and may contain confidential and privileged information. Any unauthorized review, use, disclosure, forwarding, or distribution is prohibited. If you are not the intended recipient, please contact the sender by reply e-mail and destroy all copies of the original message.

---

**From:** Alt, Megan <[Megan.Alt@montgomerycountypa.gov](mailto:Megan.Alt@montgomerycountypa.gov)>  
**Sent:** Monday, August 12, 2024 1:49 PM  
**To:** Ladley, Gillian <[Gillian.Ladley@montgomerycountypa.gov](mailto:Gillian.Ladley@montgomerycountypa.gov)>; Kelly, Amanda <[Amanda.Kelly@montgomerycountypa.gov](mailto:Amanda.Kelly@montgomerycountypa.gov)>; Dean, Francis <[Francis.Dean@montgomerycountypa.gov](mailto:Francis.Dean@montgomerycountypa.gov)>; Benitz, Caroline <[Caroline.Benitz@montgomerycountypa.gov](mailto:Caroline.Benitz@montgomerycountypa.gov)>  
**Subject:** Fwd: information request: Philip C. Pulley voting and registration history

What's the form he needs to fill out for this?

**Megan Alt**

Communications Director  
Communications Office

P: [\(610\) 278-3061](tel:6102783061)

This e-mail message, including any attachments, is for the sole use of the intended recipient(s) and may contain confidential and privileged information. Any unauthorized review, use, disclosure, forwarding, or distribution is prohibited. If you are not the intended recipient, please contact the sender by reply e-mail and destroy all copies of the original message.

---

**From:** Scolforo, Mark <[mcolforo@ap.org](mailto:mcolforo@ap.org)>  
**Sent:** Monday, August 12, 2024 11:53 AM  
**To:** Alt, Megan <[Megan.Alt@montgomerycountypa.gov](mailto:Megan.Alt@montgomerycountypa.gov)>  
**Subject:** information request: Philip C. Pulley voting and registration history

**CAUTION:** This is an external message. Please think before you click on links or attachments and report suspicious emails by using the report message button.

Hi Megan!

Are you by any chance able to help me get the registration and voting history of Philip C. Pulley, 62, in Huntingdon Valley? As you can see from this news release, he is accused of having voted in Montco.

Please include information about which party he was registered under, and whether that has changed over time.

<https://www.justice.gov/usao-edpa/pr/montgomery-county-man-charged-election-fraud-offenses>

Please reach out to me if you have any questions, my contact information is below. Thank you very much.

Mark Scolforo



**Mark Scolforo**

Reporter  
The Associated Press  
526 "E" Floor, Main Pennsylvania Capitol  
Harrisburg, PA 17120  
[mcolforo@ap.org](mailto:mcolforo@ap.org)  
m: 610-334-7067 o: 717-238-9413

The information contained in this communication is intended for the use of the designated recipients named above. If the reader of this communication is not the intended recipient, you are hereby notified that you have received this communication in error, and that any review, dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify The Associated Press immediately by telephone at +1-212-621-1500 and delete this email. Thank you.

**MONTGOMERY COUNTY  
BOARD OF ELECTIONS**

NEIL K. MAKHIJA, CHAIR  
JAMILA H. WINDER, VICE CHAIR  
THOMAS DIBELLO, COMMISSIONER



**VOTER SERVICES**

PO BOX 311  
NORRISTOWN, PA 19404-0311  
610-278-3280  
FAX: 610-292-4527  
WWW.MONTCOPA.ORG

**INSTRUCTIONS TO REQUEST VOTER RECORDS**

The following lists of public information are available to any qualified registered electors from the Montgomery County Board of Elections pursuant to 25 Pa.C.S. §§1403 and 1404, as well as the SURE Regulations at 4 Pa. Code §§183.13 and 183.14, relating to Street Lists and Public Information Lists.

All request forms must be accompanied by a photocopy of the requestor's government-issued identification in order to confirm registration.

If this request is being made on behalf of an official, a political party, or a candidate, please provide the name of the official, party, or candidate where requested.

Unless otherwise prescribed under the law, all requests will be responded to within ten (10) calendar days after receipt.

Requests submitted by mail should be addressed to:

Montgomery County Voter Services  
P.O. BOX 311  
Norristown, PA 19404

Requests submitted by email should be sent to:

[montcovotes@montgomerycountypa.gov](mailto:montcovotes@montgomerycountypa.gov)

**MONTGOMERY COUNTY  
BOARD OF ELECTIONS**

NEIL K. MAKHIJA, CHAIR  
JAMILA H. WINDER, VICE CHAIR  
THOMAS DIBELLO,  
COMMISSIONER



**VOTER SERVICES**

PO BOX 311  
NORRISTOWN, PA 19404-0311  
610-278-3280  
FAX: 610-292-4527  
WWW.MONTCOPA.ORG

**REQUEST FOR VOTER RECORDS**

**Name**

**Address**

**Phone**

**Email**

**Request is made on behalf of**

**Public Information List:** This is a listing of all voters in the county and contains name, residential address, mailing address, date of birth and date last voted.

**Street List:** This is a listing of all voters in the county and contain name and residential address.

**Individual Voter Information:** Please provide as much information as possible to ensure we locate the correct record.

**Name**

**Address**

**D.O.B**

**Other:** If the type of record you're looking for isn't listed above, please use the following box and describe the record you're looking for with as much detail as you can. A staff member may contact you if we require additional information.

**Affirmation**

I affirm that any information obtained from the records requested from the Montgomery County Board of Elections will not be used for commercial or other purposes, except for those related to elections, political activities and law enforcement as required by 25 Pa.C.S. §§ 1207(b) & 1404(c)(2). I further affirm that I will not publish any of the above lists on the Internet as such publication is prohibited by 4 Pa. Code §§ 183.13 (g) & 183.14 (k).

I verify that this statement is true and correct. I understand that false statements made are subject to the penalties of 18 Pa.C.S. §4904 relating to unsworn falsification to authorities.

AMERICAN  
**OVERSIGHT**  
Requestor's Signature

Date

PA-MONTGOMERY-24-1789-A-000019

**From:** Dean, Francis </O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0391BC59A58C42EAA424EC6EB4F38D48-DEAN, FRANC>  
**Subject:** FW: Maybe Not the Case?  
**To:** Marlatt, John <John.Marlatt@montgomerycountypa.gov>  
**Sent:** June 6, 2024 8:32 AM (UTC-04:00)

FYI

---

**From:** MARLEEN LASKA <[REDACTED]>  
**Sent:** Wednesday, June 5, 2024 8:17 PM  
**To:** Dean, Francis <Francis.Dean@montgomerycountypa.gov>  
**Cc:** [REDACTED]  
**Subject:** RE: Maybe Not the Case?

**CAUTION:** This is an external message. Please think before you click on links or attachments and report suspicious emails by using the report message button.

Thank you for the reply, Frank...it was very helpful!

Want to get back to you since the legal opinion we are seeking is taking much longer than expected. You have good arguments, however a counter argument is that Title 25, §3031.5 does say 2%-Recount to be done in-accordance-with the report & the report does say "This audit must be conducted via a manual count of the voter marked paper ballots exclusively", i.e., the law is driving the requirement, not the guidance.

We'll reach back out when we get the legal opinion.

Thanks again,  
Marleen Laska

On 05/24/2024 12:58 PM EDT Dean, Francis <francis.dean@montgomerycountypa.gov> wrote:

Hi Marleen,

While the Secretary's report does state the audit must be conducted via a manual count, it then goes on to say that " Counties are advised to consult the Directive Concerning the Use, Implementation and Operations of Electronic Voting Systems by the County Boards of Elections issued by the Secretary of the Commonwealth on June 9, 2011 and any future revisions or directives that may apply to audits of electronic voting systems." The Use, Implementation and Operations Directive has continued to be updated since 2018, the most recent revision being September of 2023. I'm attaching a copy here for your reference, but I believe the part you'll be most interested in is on page 5 which reads:

1. Computation and canvass of returns – random sampling. As part of the computation and canvass of returns, the county board of elections must conduct a statistical recount of a random sample of at least two percent (2%) of the ballots cast or two thousand (2,000) ballots, whichever number is fewer.
  - a. For those counties using optical scan electronic voting systems, the county board of elections shall conduct the statistical recount manually or by scanning on a scanner of a separate make and model than used originally.

I hope that answers your questions. If not, please feel free to reach back out.

Thanks,  
Frank



**Francis Dean**

Director of Elections  
Voters Services  
Montgomery County, PA

P: [\(610\) 278-3280](tel:(610)278-3280)

[www.montgomerycountypa.gov](http://www.montgomerycountypa.gov)



This e-mail message, including any attachments, is for the sole use of the intended recipient(s) and may contain confidential and privileged information. Any unauthorized review, use, disclosure, forwarding, or distribution is prohibited. If you are not the intended recipient, please contact the sender by reply e-mail and destroy all copies of the original message.

---

**From:** MARLEEN LASKA <[REDACTED]>  
**Sent:** Thursday, May 16, 2024 8:00 PM  
**To:** Dean, Francis <Francis.Dean@montgomerycountypa.gov>  
**Cc:** [REDACTED]  
**Subject:** Maybe Not the Case?

**CAUTION:** This is an external message. Please think before you click on links or attachments and report suspicious emails by using the report message button.

Frank,

Lo & behold, we came across the attached document which we got to by clicking "PA DOS Certification Document for the Dominion Democracy Suite 5.5A" at the bottom of the previous page (the previous page is at: <https://www.vote.pa.gov/readytovote/Pages/Montgomery-County-Voting-System.aspx> ).

Apparently, the document is a report produced back in 2018/2019 to help the state assess the viability of moving to electronic voting machine with paper ballots (this interpretation comes from a sentence in the Introduction paragraph reading: "Section 1105-A of the Pennsylvania Election Code, 25 P.S. § 3031.5, requires that the Secretary of the Commonwealth (Secretary) examine all electronic voting systems used in any election in Pennsylvania and that the Secretary make and file a report stating whether, in his opinion, the electronic voting system can be safely used by voters and meets all applicable requirements of the ElectionCode"). Since every county can choose it's own software/machine supplier, a map at the bottom of the page lets one pick the county which

then select the choice for that county (Montco chose Dominion).

On pg 41 of the document, in the D paragraph (I did highlight it), there is a sentence that reads: "This audit must be conducted via a manual count of the voter marked paper ballots exclusively." This sentence seems to imply that the only option for the county is a "manual" recount, i.e., not just a machine that was "...of a type different from the those used for the specific election" but an actual hand-count of the paper ballots, like what was done for the Risk Limiting Audit.

Please let us know how you would interpret this sentence...we know Montco has always believe all that was needed was a different machine but maybe that's not the case?

Thank you,  
Marleen

**From:** Dean, Francis </O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0391BC59A58C42EAA424EC6EB4F38D48-DEAN, FRANC>  
**Subject:** RE: Mollick Election Integrity Part 2  
**To:** Marlatt, John <John.Marlatt@montgomerycountypa.gov>  
**Sent:** August 6, 2024 12:49 PM (UTC-04:00)  
No not yet.

---

**From:** Marlatt, John <John.Marlatt@montgomerycountypa.gov>  
**Sent:** Tuesday, August 6, 2024 12:35 PM  
**To:** Dean, Francis <Francis.Dean@montgomerycountypa.gov>  
**Subject:** FW: Mollick Election Integrity Part 2

Has anybody sent this your way yet?

**John Marlatt**  
Senior Solicitor  
Solicitor's Office

P: [\(610\) 278-3033](tel:(610)278-3033)  
X: [5136](tel:5136)

This e-mail message, including any attachments, is for the sole use of the intended recipient(s) and may contain confidential and privileged information. Any unauthorized review, use, disclosure, forwarding, or distribution is prohibited. If you are not the intended recipient, please contact the sender by reply e-mail and destroy all copies of the original message.

---

**From:** Tyrrell, Rebecca <[Rebecca.Tyrrell@montgomerycountypa.gov](mailto:Rebecca.Tyrrell@montgomerycountypa.gov)>  
**Sent:** Friday, August 2, 2024 10:50 AM  
**To:** Field, Benjamin <[Benjamin.Field@montgomerycountypa.gov](mailto:Benjamin.Field@montgomerycountypa.gov)>  
**Cc:** Marlatt, John <[John.Marlatt@montgomerycountypa.gov](mailto:John.Marlatt@montgomerycountypa.gov)>  
**Subject:** Fw: Mollick Election Integrity Part 2

Hi Ben,

Sending over a second message from Jim Mollick for review. Please let me know if you need any follow up from me.

Thanks,  
Becca

**Rebecca Tyrrell**  
Executive Administrator  
Commissioners Office

P: [\(610\) 278-3026](tel:(610)278-3026)  
X: [3026](tel:3026)





This e-mail message, including any attachments, is for the sole use of the intended recipient(s) and may contain confidential and privileged information. Any unauthorized review, use, disclosure, forwarding, or distribution is prohibited. If you are not the intended recipient, please contact the sender by reply e-mail and destroy all copies of the original message.

---

**From:** jim mollick <[REDACTED]>  
**Sent:** Friday, August 2, 2024 10:39 AM  
**To:** Neil Makhija <[Neil.Makhija@montgomerycountypa.gov](mailto:Neil.Makhija@montgomerycountypa.gov)>  
**Cc:** Commissioner Thomas DiBello <[thomas@montgomerycountypa.gov](mailto:thomas@montgomerycountypa.gov)>; Commissioner Jamila Winder <[Jamila@montgomerycountypa.gov](mailto:Jamila@montgomerycountypa.gov)>  
**Subject:** Mollick Election Integrity Part 2

**CAUTION:** This is an external message. Please think before you click on links or attachments and report suspicious emails by using the report message button.

Commissioners,  
Board of Commissioners  
One Montgomery Plaza,  
425 Swede Street, 8th Floor  
Norristown, PA 19401

8/2/24

RE: PART 2 Voter/Voter Roll Integrity Challenge.

Commissioners,

This is my second submission to the Board regarding election integrity and/or integrity of your voter rolls. The information provided is a list of potentially ineligible voter records, submitted for your review and reconciliation. See Data Specification and Excel Spreadsheet attached.

I have expressed my concerns to you on numerous occasions regarding the integrity of our voter rolls in Montgomery County.

I have been told that there is no evidence of election/voter fraud in Montgomery County and the Chair of the Election Board has encouraged me and others to provide him with evidence.

My reading of the PA election code indicates that challenges to voters and/or the voter rolls can be done by registered voters and/or the Commissioners themselves. It appears that the Commission and/or Commissioners are responsible for correcting errors.

**Title 25, § 1204. Commission staff.**

**(b) Counties of the second through eighth classes.--** (5) Any insertion or removal of names or other information in registers and the amendment of registration records done by any employee of a commission or by order of a commission shall be construed to have been done by the commission. The commission shall be responsible for the correction of errors.

**Title 25, § 1329.Challenges.**

**(a) Standing.--**An individual claiming the right to be registered may be challenged by a commissioner, registrar or clerk or by a qualified elector of the municipality.

**(b) Complaint.--**To make a challenge, a complainant must file a challenge affidavit in a form prescribed by the secretary containing the following information:

- (1) Name of challenged individual.
- (2) Address of challenged individual.

- (3) Name of complainant.
- (4) Address of complainant.
- (5) Date of affidavit.
- (6) Reason for challenge.

Most recently, I asked Mr. Dean the following in an email,

“According to the Election Code, it appears that I can present challenges to the Commissioners who have standing to make challenges. Can I present voter challenges to the Commissioners or do I have to go through a process. If so, what process do I need to follow?”

Mr. Dean responded that “If you believe you have sufficient grounds for a challenge, I recommend that you speak with an election attorney.”

I would prefer a path forward where I work with the County to assure the integrity and accuracy of our voter rolls by providing evidence to you and allowing you to conduct an investigation and/or challenge.

I present more data for your review.

If you are not interested than I can proceed down the path suggested by Mr. Dean but I don't think it will be enjoyable. Please let me know.

The spreadsheet attached has multiple tabs at the bottom dealing with challenges to the voter rolls.

- Challenges August of 2024.
- Voters that used P.O Boxes as their registered address.
- Voters who have moved outside the County.
- Voters who have moved out of State.
- The use of non-valid addresses including invalid, vacant, or commercial addresses as the address of a voter's residence.

Please review and let me know how you would like to proceed.

I would suggest the following,

- Review of the Voters who allegedly used P.O Boxes and/or invalid, vacant and/or commercial addresses for their registration and if verified they should be purged from the rolls.
- Review of Voters who have moved out of the County and/or out of the State. Purge the rolls if confirmed.
- Review Rolls for Non-Citizen and/or illegal alien registration and/or history of voting. If non-citizen status confirmed, purge from rolls.
- Review of the lists of deceased voters provided to the County at regular intervals by the Health Department and/or others and purge voters who are on the rolls that are deceased.

I present the attached records to you for your review, investigation, challenge and/or reconciliation.

If you do not intend to investigate the data presented relative to potentially ineligible voter records or to challenge the voters listed in the spreadsheet, please let me know so that these can be challenged by a voter.

I believe the deadline is approaching.

Thanks

Jim Mollick

The information you have been provided is a list of potentially ineligible voter records, submitted for your review and reconciliation. See Data specifications attached.

**From:** Dean, Francis </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=0391bc59a58c42eaa424ec6eb4f38d48-Dean, Franc>  
**Subject:** Fwd: More Prohibited Votes at Willow Grove Annex  
**To:** Marlatt, John <John.Marlatt@montgomerycountypa.gov>; Field, Benjamin <Benjamin.Field@montgomerycountypa.gov>  
**Sent:** April 22, 2024 7:23 AM (UTC-04:00)  
FYI

Thanks!

Frank

Sent from my mobile device

---

**From:** Joseph Rooney <[REDACTED]>  
**Sent:** Sunday, April 21, 2024 9:24:19 PM  
**To:** Dean, Francis <Francis.Dean@montgomerycountypa.gov>  
**Cc:** Christian Nacimiento <[REDACTED]>; Giana DePaul <giana@montgomerycountygop.com>; Tom DiBello <[REDACTED]>; Neil Makhija <Neil.Makhija@montgomerycountypa.gov>; Commissioner Jamila Winder <Jamila@montgomerycountypa.gov>  
**Subject:** More Prohibited Votes at Willow Grove Annex

**CAUTION:** This is an external message. Please think before you click on links or attachments and report suspicious emails by using the report message button.

Mr. Dean,

Following your disappointing email on Friday, I decided to check the drop box in Willow Grove again on Sunday. I sat near the drop box for approx. one hour between 1600 and 1711.

I observed another 10+ prohibited votes during that hour.

1601 KNS3906 Red Subaru 2 ballots deposited  
1633 GMN1095 Grey Kia Sportage 2 ballots deposited  
1634 KMY3761 Grey Toyota 2+ ballots deposited  
1640 LWW8366 Subaru 2 ballots deposited  
1711 KVT1645 Black Mercedes 2 ballots deposited.

Another person during that hour told me that they deposited the ballot for another person.

I watched many people deposit ballots into the box in accordance with the law: it is an insult to all PA residents and undermines our faith in fair elections when local government ignores abuse of our election laws.

My goal is not to get anyone in trouble, but rather to document that Montco Voter Services is not managing our elections in accordance with PA State Law. Our election law is very specific about who may deliver another person's ballot. I have witnessed at least 20 votes that were in violation of PA Election Law. In previous elections a uniformed guard at the drop box informed people that they were only permitted to deposit their personal ballot unless they had official documentation. This provision of our law is routinely being ignored. **Our Commissioners are aware of this illegal action and have decided to turn a blind eye to this issue.** Where do they get the authority to violate election law?

According to the PA DOS: 3) provide a statement that the voter should return only his or her own ballot and that third-party return of ballots is prohibited unless the person is officially authorized to return another person's ballot;

Respectfully submitted

Joe Rooney  
[REDACTED]

---

**From:** Dean, Francis <Francis.Dean@montgomerycountypa.gov>  
**Sent:** Friday, April 19, 2024 2:23 PM  
**To:** josephrooney@hotmail.com <[REDACTED]>  
**Subject:** RE: WG Annex Drop Box Illegal Votes Today

Mr. Rooney,

I'm writing to respond to your April 17 email. To answer your initial questions, the camera monitoring the box is operational and is on 24 hours a day. We retain the footage and have the ability to check it if any issues are reported to the Board of Elections. We are working on an alternative placement for the instructions that make them more visible to voters and plan to have that in place for the General Election. The clocks on the side of the box were used when the drop boxes were manned by voter education staff in previous elections. They have been removed.

You also reported a few instances of voters who may have deposited multiple ballots. We have reviewed the video for each of these ballot drop offs and did not see evidence of voter activity that would necessitate a referral to the District Attorney's office.

Very truly yours,

Francis Dean



**Francis Dean**

Director of Elections  
Voters Services  
Montgomery County, PA

P: (610) 278-3280

[www.montgomerycountypa.gov](http://www.montgomerycountypa.gov)

[REDACTED]

This e-mail message, including any attachments, is for the sole use of the intended recipient(s) and may contain confidential and privileged information. Any unauthorized review, use, disclosure, forwarding, or distribution is prohibited. If you are not the intended recipient, please contact the sender by reply e-mail and destroy all copies of the original message.

---

**From:** Joseph Rooney <[REDACTED]>  
**Sent:** Wednesday, April 17, 2024 5:44 PM  
**To:** Voter Services <[Voterserv@montgomerycountypa.gov](mailto:Voterserv@montgomerycountypa.gov)>  
**Cc:** Giana DePaul <[giana@montgomerycountygop.com](mailto:giana@montgomerycountygop.com)>; Tom DiBello <[REDACTED]>; Makhija, Neil

PA-MONTGOMERY-24-1789-A-000027

<[Neil.Makhija@montgomerycountypa.gov](mailto:Neil.Makhija@montgomerycountypa.gov)>; Commissioner Jamila Winder <[Jamila@montgomerycountypa.gov](mailto:Jamila@montgomerycountypa.gov)>;

Christian Nascimento <[REDACTED]>

**Subject:** WG Annex Drop Box Illegal Votes Today

**CAUTION:** This is an external message. Please think before you click on links or attachments and report suspicious emails by using the report message button.

Today between 3:00 and 4:00 I observed the operation of the drop box in WG.

I called Voter services and spoke with Page at 3:06. I initially had a couple questions about this drop box:

- a. Is the camera operational and is it monitored?
- b. Why are the instructions on the top of the box and upside down if people try to read them?
- c. How are drivers supposed to see these instructions from their car?
- d. What is the purpose of the clock diagram which states a time and will be back? It confused several people.

While I was talking with Page a man drove up and dropped multiple ballots in the box. I told this to Page and he told me he dropped 5 ballots into the box. The plate was DHG5603

Another car drove up and dropped at least 2 ballots into the box, its plate was HNM 4531

Another man in a BMW drove up and dropped multiple ballots in the box. plate FVX 5196

Next, a woman in a Tesla with NJ tag M49LGW dropped off a ballot. Why is a NJ driver voting in Willow Grove?

This is insane. This is the chaos I witnessed at this location in 2020. Ask Josh Stein he was there. Watch the video for WG annex drop box between 1500 - 1600 today. Please tell me how many votes cast during that timeframe had the proper form attached to the vote.

I was told by the president of the board of elections that there is no evidence of illegal votes in Montco. Well, I know that there are 9 illegal votes in the drop box at WG annex right now. Will those votes be counted?

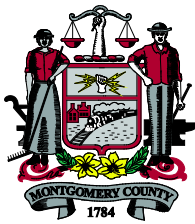
This cannot go on in the general election. These drop boxes should be eliminated. These boxes must be monitored and only open between 0800 - 2000 at the most. Of course, this is assuming you are actually interested in a free and fair election. What do you think is going on between 2300 - 0600 every night if this is what is going on during a work-day afternoon?

I witnessed repeated violations of PA Election Law and Montco Voter Services and Montco Commissioners are not doing their job.

Joe Rooney  
[REDACTED]

**MONTGOMERY COUNTY  
BOARD OF COMMISSIONERS**

JAMILA H. WINDER, JR., CHAIR  
NEIL MAKHIJA, VICE CHAIR  
THOMAS DIBELLO, COMMISSIONER



**OFFICE OF THE SOLICITOR**

MONTGOMERY COUNTY COURTHOUSE • PO Box 311  
NORRISTOWN, PA 19404-0311

610-278-3033  
FAX: 610-278-3069

WWW.MONTGOMERYCOUNTYPA.GOV

BENJAMIN H. FIELD  
SOLICITOR

October 11, 2024

**VIA E-MAIL**

Loree Stark  
American Oversight  
1030 15<sup>th</sup> Street NW  
Suite B2255  
Washington, DC 20005  
[records@americanoversight.org](mailto:records@americanoversight.org)

**Re: Right-to-Know Request No. OR-2024-814**

Dear Loree:

On September 4, 2024, the open-records officer of Montgomery County received your written request for information. The County is responding to your request under the Pennsylvania Right-To-Know Law, 65 P.S. §§ 67.101 *et seq.* (RTKL). You asked for the following:

"PA-MONTGOMERY-24-1789

September 4, 2024

VIA ONLINE PORTAL

Montgomery County  
P.O. Box 311  
Norristown, PA 19404  
Via Online Portal

Re: Right-to-Know Law Request

Dear Open Records Officer:

Pursuant to the Right-to-Know Law (RTKL), as codified at 65 P.S. §§ 67.101 *et seq.*, American Oversight makes the following request for records.

Requested Records

American Oversight requests that your office produce the following records within five business days:

1. All email communications (including emails, email attachments, complete email chains, calendar invitations, and calendar invitation attachments) between (a) any of the officials listed below, and (b) any of the external entities and individuals listed below, and anyone communicating on their behalf (including, but not limited to, at the listed email addresses and domains).

Montgomery County Officials:

- i. Thomas DiBello, Commissioner
- ii. Frank Dean, Director of Elections

External Entities and Individuals:

- a. America First Policy Institute ([americafirstpolicy.com](http://americafirstpolicy.com))
- b. Audit the Vote PA ([auditthevotepa.com](http://auditthevotepa.com))
- c. Catherine Engelbrecht ([catherine@truethevote.org](mailto:catherine@truethevote.org)), and anyone communicating on behalf of True the Vote ([truethevote.org](http://truethevote.org))
- d. Cleta Mitchell ([cleta@cletamitchell.com](mailto:cleta@cletamitchell.com))
- e. Conservative Partnership Institute ([cpi.org](http://cpi.org), [conservativepartnership.org](http://conservativepartnership.org))
- f. Dave Daubenmire
- g. Dave Giordano
- h. David Burnett ([dburnett@pasen.gov](mailto:dburnett@pasen.gov))
- i. Douglas Frank ([drdouglasgfrank@protonmail.com](mailto:drdouglasgfrank@protonmail.com), [drdouglasgfrank@outlook.com](mailto:drdouglasgfrank@outlook.com))
- j. Election Integrity Network ([electionintegrity.network](http://electionintegrity.network), [whoscounting.us](http://whoscounting.us))
- k. Election Research Institute ([election-institute.com](http://election-institute.com))
- l. Gina Swoboda ([ginaswoboda@hotmail.com](mailto:ginaswoboda@hotmail.com), [ginaswo@asu.edu](mailto:ginaswo@asu.edu), [gs@voterreferencefoundation.com](mailto:gs@voterreferencefoundation.com), [gswoboda@azleg.gov](mailto:gswoboda@azleg.gov))
- m. Haystack Investigations ([haystackinvestigations.com](http://haystackinvestigations.com))
- n. Heather Honey ([heather@verityvote.us](mailto:heather@verityvote.us), [hhoney@haystackinvestigations.com](mailto:hhoney@haystackinvestigations.com), [h2osint@protonmail.com](mailto:h2osint@protonmail.com))
- o. Heritage Foundation ([heritage.org](http://heritage.org), [heritageaction.com](http://heritageaction.com))
- p. Jamie Sheffield ([jls@protonmail.com](mailto:jls@protonmail.com))
- q. Karen DiSalvo ([kd@election-institute.com](mailto:kd@election-institute.com), [kstapp@pct.edu](mailto:kstapp@pct.edu))
- r. Karen Taylor ([karenataylor84@protonmail.com](mailto:karenataylor84@protonmail.com))
- s. Linda Kerns ([linda@lindakernslaw.com](mailto:linda@lindakernslaw.com))
- t. Mercer County Patriots ([mercercountypatriots.com](http://mercercountypatriots.com))
- u. Mohrman, Kaardal & Erickson, P.A. ([mklaw.com](http://mklaw.com))
- v. PA Fair Elections ([pafairelections.com](http://pafairelections.com))
- w. Patriots 4 Action ([patriots4action.com](http://patriots4action.com))
- x. Patriots of PA ([patriotsofpa@gmail.com](mailto:patriotsofpa@gmail.com))
- y. Pennsylvania Integrity Network ([paintegrity.org](http://paintegrity.org))
- z. Pennsylvania Patriot Coalition
- aa. Public Interest Legal Foundation ([publicinterestlegal.org](http://publicinterestlegal.org))
- bb. Rachel Zupanc ([rzupanc@protonmail.com](mailto:rzupanc@protonmail.com))

- cc. Randy Dufford (redufford@gmail.com)
- dd. Restoration of America (restorationofamerica.com, restorationpac.com)
- ee. Right 2 Liberty (Right2Liberty@protonmail.com, redpillimage@protonmail.com)
- ff. State Senator Cris Dush (cdush@pasen.gov)
- gg. State Senator Doug Mastriano (dmastriano@pasen.gov)
- hh. Toni Shuppe
- ii. UnAuthorized (authorized.us)
- jj. Venango County Tea Party Patriots (vctpp.org)
- kk. Verity Vote (verityvote.us)
- ll. Virginia Institute of Public Policy (virginia institute.org)
- mm. Voter Reference Foundation (voteref.com, voterreferencefoundation.com)

For part 1 of this request, please note that American Oversight does not seek, and that this request specifically excludes, the initial mailing of news clips or other mass-distribution emails. However, subsequent communications responding to or forwarding such emails are responsive to this request. In other words, for example, if an official received a mass-distribution news clip email from the Election Integrity Network, that initial email would not be responsive to this request. However, if the official forwarded that email to another listed individual with their own commentary, that subsequent message would be responsive to this request and should be produced.

2. All email communications (including emails, email attachments, complete email chains, calendar invitations, and calendar invitation attachments) sent by any of the officials listed above in part 1 and containing any of the key terms listed below.

Key Terms:

- i. "election fraud"
- ii. "election audit"
- iii. "election certification"
- iv. "certify election"
- v. "certify results"
- vi. "certify the election"
- vii. "voting fraud"
- viii. "voter fraud"
- ix. "vote fraud"
- x. recount
- xi. re-count
- xii. "hand count"
- xiii. hand-count
- xiv. handcount
- xv. "audit the vote"
- xvi. "fair election"
- xvii. patriot



In an effort to accommodate your office and reduce the number of potentially responsive records to be processed and produced, American Oversight has limited part 2 of this request to emails sent by the specified individuals. However, American Oversight requests that complete email chains be produced, displaying both sent and received messages. This means that both an individual's response to an email and the initial received message are responsive to this request and should be produced.

For both parts of this request, please provide all responsive records from January 1, 2024, through the date the search is conducted.

If American Oversight's request for a fee waiver, is not granted in full, please contact us immediately upon making such a determination. Please notify us of any anticipated fees or costs in excess of \$100 prior to incurring such costs or fee.

#### Fee Waiver Request

In accordance with 65 P.S. § 67.1307(f)(2), American Oversight requests a waiver of fees associated with processing this request for records, because disclosure of the requested information is "in the public interest."

The public has a significant interest in communications between public officials and election integrity activists. Records with the potential to shed light on this matter would contribute significantly to public understanding of operations of the government, including whether and to what extent election integrity activists have influenced officials.

American Oversight is committed to transparency and makes the responses agencies provide to open records requests publicly available, and the public's understanding of the government's activities would be enhanced through American Oversight's analysis and publication of these records. American Oversight's mission is to promote transparency in government, to educate the public about government activities, and to ensure the accountability of government officials. American Oversight uses the information gathered, and its analysis of it, to educate the public through reports, press releases, or other media. American Oversight also makes materials it gathers available on its public website and promotes their availability on social media platforms, such as Facebook and X (formerly Twitter).

American Oversight has also demonstrated its commitment to the public disclosure of documents and creation of editorial content through regular substantive analyses posted to its website. Examples reflecting this commitment to the public disclosure of documents and the creation of editorial content include the posting of records and analysis related to the organization's investigations into misconduct and corruption in state governments; posting records and analysis of federal and state governments' responses to the coronavirus pandemic; posting records received as part of American Oversight's "Audit the Wall" project to gather and analyze information

related to the Trump administration's proposed construction of a barrier along the U.S.-Mexico border, and analyses of what those records reveal; and the posting of records related to an ethics waiver received by a senior Department of Justice attorney and an analysis of what those records demonstrated regarding the Department's process for issuing such waivers.

Finally, this request is primarily and fundamentally for non-commercial purposes. As a 501(c)(3) nonprofit, American Oversight does not have a commercial purpose and the release of the information requested is not in American Oversight's financial interest.

Accordingly, American Oversight qualifies for a fee waiver.

#### Guidance Regarding the Search & Processing of Requested Records

In connection with its request for records, American Oversight provides the following guidance regarding the scope of the records sought and the search and processing of records:

- Please search all locations and systems likely to have responsive records, regardless of format, medium, or physical characteristics.
- Our request for records includes any attachments to those records or other materials enclosed with those records when they were previously transmitted. To the extent that an email is responsive to our request, our request includes all prior messages sent or received in that email chain, as well as any attachments to the email.
- Please search all relevant records or systems containing records regarding agency business. Do not exclude records regarding agency business contained in files, email accounts, or devices in the personal custody of your officials, such as personal email accounts or text messages. Records of official business conducted using unofficial systems or stored outside of official files are subject to the Right-to-Know Law.
- In the event some portions of the requested records are properly exempt from disclosure, please disclose any reasonably segregable non-exempt portions of the requested records under 65 P.S. § 67.706. If a request is denied in whole, please state specifically why it is not reasonable to segregate portions of the record for release.
- Please take appropriate steps to ensure that records responsive to this request are not deleted by the agency before the completion of processing for this request. If records potentially responsive to this request are likely to be located on systems where they are subject to potential deletion, including on a scheduled basis, please take steps to prevent that deletion, including, as appropriate, by instituting a litigation hold on those records.

Conclusion

If you have any questions regarding how to construe this request for records or believe that further discussions regarding search and processing would facilitate a more efficient production of records of interest to American Oversight, please do not hesitate to contact American Oversight to discuss this request. American Oversight welcomes an opportunity to discuss its request with you before you undertake your search or incur search or duplication costs. By working together at the outset, American Oversight and your agency can decrease the likelihood of costly and time-consuming litigation in the future.

Where possible, please provide responsive material in an electronic format by email. Alternatively, please provide responsive material in native format or in PDF format on a USB drive. Please send any responsive material being sent by mail to American Oversight, 1030 15th Street NW, Suite B255, Washington, DC 20005. If it will accelerate release of responsive records to American Oversight, please also provide responsive material on a rolling basis.

We share a common mission to promote transparency in government. American Oversight looks forward to working with your agency on this request. If you do not understand any part of this request, please contact Loree Stark at [records@americanoversight.org](mailto:records@americanoversight.org) or 304.913.6114. Also, if American Oversight's request for a fee waiver is not granted in full, please contact us immediately upon making such a determination."

Under the RTKL, a written response to your request was due on or before September 11, 2024. On September 10, 2024, the County requested a 30-day extension of time in which to respond to your Request.

Please be advised that the County does not have any records responsive to Item 1 of your request in its possession, custody, or control.

Pursuant to the Office of Open Records Final Decision in *Jenkins vs. Pennsylvania Department of State*, OOR Dkt. AP 2009-065, it should be noted that: "It is not a denial of access when an agency does not possess records and [there is no] legal obligation to obtain them (*see, e.g.* Section 67.506 (d)(1))." Further, an agency is not required "to create a record which does not currently exist or to compile, maintain, format or organize a record in a manner in which the agency does not currently compile, maintain, format or organize the record." 65 P.S. § 67.705.

Item 2 of your request is **granted in part**. Responsive records are attached hereto. No fee has been charged, in accordance with Agency policy.

Item 2 of your request is **denied in part** to the extent that responsive records have been redacted to protect the personal phone numbers and personal email addresses of individuals. The RTKL specifically exempts "home, cellular or personal telephone numbers [and] personal email addresses" from disclosure. 65 P.S. § 67.708(b)(6)(i)(A).

Item 2 of your Request is also **denied in part** as to the responsive records in the possession of the County which reflect the internal, predecisional deliberations of the agency or predecisional deliberations between agency officials. See 65 P.S. § 67.708(b)(10)(i). The OOR has previously set forth the three factors that an agency must satisfy to invoke this exception under the RTKL: (1) the affected deliberations must be "internal" to the agency; (2) the deliberations reflected are predecisional, *i.e.*, before a decision on an action; and (3) the contents are deliberative in character, *i.e.*, pertaining to proposed

action/policy-making. See *PHFA v. Sansoni*, OOR Dkt. AP 2010-0405; *Kyle v. DCED*, OOR Dkt. AP 2009-0801.

Finally, Item 2 of your request is **denied in part** as to the responsive records that fall under the protection of the attorney-client privilege and/or the attorney work product privilege, and are thus not considered "Public Records" as defined by the RTKL. See 65 P.S. § 67.102.

You have a right to appeal this denial of information in writing to Elizabeth Wagenseller, Executive Director, Office of Open Records (OOR), 333 Market Street, 16th Floor, Harrisburg, PA 17101-2234. If you choose to file an appeal you must do so within 15 business days of the mailing date of this response and send to the OOR: 1) this response; 2) your request; and 3) the reason why you think the agency is wrong in its reasons for saying that the record is not public (a statement that addresses any ground stated by the agency for the denial). If the agency gave several reasons why the record is not public, state which ones you think were wrong. Also, the OOR has an appeal form available on the OOR website at: <https://www.openrecords.pa.gov/Appeals/AppealForm.cfm>.

Very truly yours,



Joshua C. Wertheimer, Esquire  
Agency Open Records Officer  
Montgomery County Solicitor's Office  
One Montgomery Plaza  
Suite 800  
Norristown, PA 19404-0311  
Phone: 610-278-3033  
Fax: 610-278-3069  
[openrcrd@montgomerycountypa.gov](mailto:openrcrd@montgomerycountypa.gov)

JCW/lar  
Enclosures

**From:** Commissioner Thomas DiBello <thomas@montgomerycountypa.gov>  
**Subject:** FW: Registration of PA Fair Elections, Montgomery County  
**To:** DiBello, Thomas <Thomas.DiBello@montgomerycountypa.gov>; Henderson, Kim <Kim.Henderson@montgomerycountypa.gov>  
**Sent:** February 13, 2024 3:20 PM (UTC-05:00)

---

**From:** MARLEEN LASKA <[REDACTED]>  
**Sent:** Friday, February 9, 2024 11:00 AM  
**To:** Makhija, Neil <Neil.Makhija@montgomerycountypa.gov>; Commissioner Jamila Winder <Jamila@montgomerycountypa.gov>; Commissioner Thomas DiBello <thomas@montgomerycountypa.gov>; COO <COO@montgomerycountypa.gov>; Dean, Francis <Francis.Dean@montgomerycountypa.gov>  
**Cc:** Earl Coleman <[REDACTED]>; [REDACTED]  
**Subject:** Registration of PA Fair Elections, Montgomery County

**CAUTION:** This is an external message. Please think before you click on links or attachments and report suspicious emails by using the report message button.

Dear Montgomery County (Montco) Board of Elections (BOE),

PA Fair Elections, Montco, is an organization that has among its purposes the ongoing investigation of election fraud.

This email serves as the official registration with the Montco BOE of the intent for PA Fair Elections, Montco, to **observe** the "...preparation of the system and its components [i.e., all voting equipment] for use in the several election districts in the county...", as required by Section 1110-A(d) of the PA Election Code, 25 P.S. § 3031.10(d), and also as captured by the Secretary of the Commonwealth in Directive 3. Directive 3 also includes the preparation of voting equipment at Montco's central tabulation center.

According to the above references, our registration must be done at least fifty (50) days before the 23 Apr 2024 PA primary (i.e., either 4Mar24 (calendar days) or 13Feb24 (working days)). Note: Please advise if there is a standardized form that must be filled out in lieu of email (25 P.S. § 1105(a)).

PA Fair Elections, Montgomery County, authorizes the following people as its representatives to observe election equipment testing: 1) Earl Coleman; 2) Jeanne White; and 3) Marleen Laska. We understand only one person may be allowed to observe at any one time.

Thank you,  
Marleen Laska  
PA Fair Elections, Montgomery County  
c/o 1142 Egypt Rd, PO Box 842  
Oaks, PA 19456-0842  
[REDACTED]

P.S.: I will also be sending, via USPS, a hardcopy version of this email postmarked today, 9Feb24.

**From:** Dean, Francis </O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0391BC59A58C42EAA424EC6EB4F38D48-DEAN, FRANC>  
**Subject:** RE: WG Annex Drop Box Illegal Votes Today  
**To:** [REDACTED]  
**Sent:** April 19, 2024 2:24 PM (UTC-04:00)  
Mr. Rooney,

I'm writing to respond to your April 17 email. To answer your initial questions, the camera monitoring the box is operational and is on 24 hours a day. We retain the footage and have the ability to check it if any issues are reported to the Board of Elections. We are working on an alternative placement for the instructions that make them more visible to voters and plan to have that in place for the General Election. The clocks on the side of the box were used when the drop boxes were manned by voter education staff in previous elections. They have been removed.

You also reported a few instances of voters who may have deposited multiple ballots. We have reviewed the video for each of these ballot drop offs and did not see evidence of voter activity that would necessitate a referral to the District Attorney's office.

Very truly yours,

Francis Dean

---

**From:** Joseph Rooney <[REDACTED]>  
**Sent:** Wednesday, April 17, 2024 5:44 PM  
**To:** Voter Services <[Voterserv@montgomerycountypa.gov](mailto:Voterserv@montgomerycountypa.gov)>  
**Cc:** Giana DePaul <[giana@montgomerycountygop.com](mailto:giana@montgomerycountygop.com)>; Tom DiBello <[REDACTED]>; Makhija, Neil <[Neil.Makhija@montgomerycountypa.gov](mailto:Neil.Makhija@montgomerycountypa.gov)>; Commissioner Jamila Winder <[Jamila@montgomerycountypa.gov](mailto:Jamila@montgomerycountypa.gov)>; Christian Nascimento <[REDACTED]>  
**Subject:** WG Annex Drop Box Illegal Votes Today

**CAUTION:** This is an external message. Please think before you click on links or attachments and report suspicious emails by using the report message button.

Today between 3:00 and 4:00 I observed the operation of the drop box in WG.

I called Voter services and spoke with Page at 3:06. I initially had a couple questions about this drop box:

- a. Is the camera operational and is it monitored?
- b. Why are the instructions on the top of the box and upside down if people try to read them?
- c. How are drivers supposed to see these instructions from their car?
- d. What is the purpose of the clock diagram which states a time and will be back? It confused several people.

While I was talking with Page a man drove up and dropped multiple ballots in the box. I told this to Page and he told me he dropped 5 ballots into the box. The plate was DHG5603

Another car drove up and dropped at least 2 ballots into the box, its plate was HNM 4531

Another man in a BMW drove up and dropped multiple ballots in the box. plate FVX 5196

PA-MONTGOMERY-24-1789-A-000037

Next, a woman in a Tesla with NJ tag M49LGW dropped off a ballot. Why is a NJ driver voting in Willow Grove?

This is insane. This is the chaos I witnessed at this location in 2020. Ask Josh Stein he was there. Watch the video for WG annex drop box between 1500 - 1600 today. Please tell me how many votes cast during that timeframe had the proper form attached to the vote.

I was told by the president of the board of elections that there is no evidence of illegal votes in Montco. Well, I know that there are 9 illegal votes in the drop box at WG annex right now. Will those votes be counted?

This cannot go on in the general election. These drop boxes should be eliminated. These boxes must be monitored and only open between 0800 - 2000 at the most. Of course, this is assuming you are actually interested in a free and fair election. What do you think is going on between 2300 - 0600 every night if this is what is going on during a work-day afternoon?

I witnessed repeated violations of PA Election Law and Montco Voter Services and Montco Commissioners are not doing their job.

Joe Rooney

