



OFFICE OF THE DISTRICT ATTORNEY
Michael J. Allen, District Attorney
 Colorado's 4th Judicial District - Serving El Paso & Teller Counties

November 21, 2022

Eva Mayanja
 Paralegal
 American Oversight

Re: Open Records Act Request

Dear Ms. Mayanja

We received your Open Records Act Request on August 4, 2022, requesting “records with the potential to shed light on whether and to what extent El Paso County officials considered or attempted to conduct an “audit” of the election, including any communications between county officials and individuals advocating for such an investigation.”

Enclosed is the following:

1. A copy of email correspondence pertaining to your request

Please note that we originally quoted a fee of \$350. After obtaining and sorting through the correspondence pertaining to your request, we determined that the total accumulation of hours pertaining to your request was 9.5 at \$30 per hour (with one hour being free of charge). The total billable amount for your request is \$255. Please find enclosed a check reimbursing you \$95 for the difference in estimated versus accumulated cost.

Employee 1 (PIO)	2.5 Hours
Employee 2 (IT)	5 Hours
Employee 3 (DA)	1 Hour
Employee 4 (Assistant)	1 Hour

Should you have any questions, please send them to howardblack@elpasoco.com

Howard Black
 Sincerely,

Howard Black

Director of Communications
 Office of the District Attorney
 Fourth Judicial District of Colorado
 (719) 520-6084

Proposed amendment:

19. As an exception to CRS § 1-4-601(1.5), which requires that a candidate must provide notice at least 30 days prior to the Assembly, these Rules permit *open nominations*, whereby a candidate may be nominated from the floor on the day of Assembly, requiring no advance notification to the District 1 Chairman.

I realize it's very late in the process. However, because not rules had been previously made available, it has been my understanding that the CD1 election did allow for open nominations.

I thank you for considering the request at this late hour.

Respectfully,

Charity McPike

Division Leader HD14-A, Precinct Leader 217

719.510.8549

From: Ana Konduris <ackonduris@gmail.com>
Sent: Thursday, March 17, 2022 6:59 PM
To: Charity McPike <charitymcpike@msn.com>
Subject: Fwd: rules

Sent from my iPhone

Begin forwarded message:

From: don@wilsonforcolorado.com
Date: March 17, 2022 at 6:53:19 PM MDT

To: Ana Konduris <ackonduris@gmail.com>

Subject: rules

Hey Ana,

Here you go. these are not final, final with only minor changes should be out tonight or tomorrow morning. FYI - I will not be chairing the CCD1 meeting at assembly, Judith Jergensen (vice-chair) will be running the meeting.

I'll send you final as soon as possible.

Thanks,
Don

Chairman Wilson,

My name is Charity McPike, I am a Division Leader for HD14-A as well as Precinct Leader for 217.

Because the final rules have not yet been provided, I'd like to submit a request for a rule change to the CD1 Rules Committee modifying the CD1 Assembly Rules as follows:

Current Rule:

19. As an exception to CRS § 1-4-601(1.5), which requires that a candidate must provide notice at least 30 days prior to the Assembly, **these Rules permit a candidate to notify the District 1 Chairman of their candidacy for 20 additional days (thus, by no later than 11:59 p.m. on Wednesday, March 9).** The Chairman or Secretary will notify each candidate of the receipt of the candidacy notification within 12 hours of its receipt. Pursuant to the cited statute, **no nomination may be made for any individual that fails to comply with the notice requirement.**

Proposed amendment:

19. As an exception to CRS § 1-4-601(1.5), which requires that a candidate must provide notice at least 30 days prior to the Assembly, **these Rules permit *open nominations*, whereby a candidate may be nominated from the floor on the day of Assembly, requiring no advance notification to the District 1 Chairman.**

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I'll send you final as soon as possible.

Thanks,
Don

Commissioner District 1 Delegates and Alternates,

Attached are the Agenda and the Rules for CCD1 Assembly at Vista Ridge High School, 6888 Black Forest Road, Colorado Springs, CO. We will meet in the Main Gym, time to be announced by the County Chairman at the County Assembly.

Judith Jergensen

Vice-Chairman

Hi Vickie,

Thanks for clearing that up; that assurance is literally all I needed from you.

I don't consider having the State Party attorney (who has helped you out multiple times) call you a threat. It didn't seem like you were taking my word for it that state statute requires you to allow assembly access to any candidate who wants to proceed that way. So, I am always happy to have Chris clear up legal issues if needed.

Thankfully, you and I are now on the same page, and I appreciate your clarity.

Thanks for your hard work,

Kristi

On Wed, Feb 16, 2022 at 5:08 PM GOP Chair <chairman@gopelpaso.com> wrote:

Kristi,

I think I need to make something clear, I do not do well with threats so something may need to change with how this is presented to me.

Petition candidates are allowed to be nominated, and they will not be prevented from giving a nomination speech **IF** they wish to stand for a vote of the delegates.

However, petition candidates who choose not to stand for a vote at the assembly will not be given other opportunities by the party to promote themselves or their campaign.

This has been a long standing practice in El Paso County for decades. We are a Caucus driven organizational entity.

Thank you,



Vic

El P



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On Wed, Feb 16, 2022 at 2:25 PM Kristi Burton Brown <kristi@cologop.org> wrote:

Hi Vickie,

I need a straight answer from you. Are you going to allow candidates to go through the assembly process, even if they also plan to petition?

If your answer is no, we have a legal problem, and you will be getting a call from Chris Murray. You cannot block ballot access, and I need a straight answer from you on my question above.

Thanks,

Kristi

On Wed, Feb 16, 2022 at 2:22 PM GOP Chair <chairman@gopelpaso.com> wrote:

Candidates having access to the ballot is strictly on the candidate.

We are a caucus system and there are systems in place as well as precedence set by my predecessors. I will follow both as what was sent to me from the SoS website says little to nothing about what we "MUST" do as a party for candidates, it says what can happen.

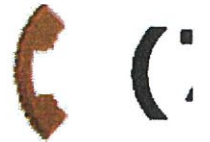
As I have stated to some on this thread before, our office will be getting information to the candidates as the candidate is the one who needs said information.

Thank you all for your patience as we work to get things done.



Vi

El P



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CONFIDENTIALITY NOTICE: This message (including any attachments) may contain confidential, proprietary, privileged, and/or private information. This information is intended to be for the use of the individual(s) designated above. If you are not the intended recipient of this message, please notify the sender immediately, and delete the message and any attachments. Any disclosure, reproduction, distribution, or other use of this message or any attachments by an individual or entity other than the intended recipient is prohibited. Copyright and any other intellectual property rights are the sole property of The El Paso County Republican Party and The El Paso County Central Committee.

On Wed, Feb 16, 2022 at 2:09 PM Kristi Burton Brown <kristi@cologop.org> wrote:

Excellent. I'm not saying you are planning to. I'm simply responding to all the questions in this thread, from you and others. Thanks for helping our candidates have access to the ballot in all the appropriate ways.

On Wed, Feb 16, 2022 at 2:07 PM GOP Chair <chairman@gopelpaso.com> wrote:

No where has any of us said we would block candidates...not sure where these lies are coming from.

Thank you,



Vic

EL P



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On Wed, Feb 16, 2022 at 2:00 PM Kristi Burton Brown <kristi@cologop.org> wrote:

Hi Vickie,

No county party can block a candidate from assembly, even if they also plan to also gather petitions. You can read the Major Political Party FAQs on the Sec of State's website here: <https://www.sos.state.co.us/pubs/elections/Candidates/FAQs/majorParty.html>. You can also read Colorado Revised Statute 1-4-801.

Thanks,

Kristi

On Wed, Feb 16, 2022 at 10:47 AM GOP Chair <chairman@gopelpaso.com> wrote:

Please send me the state law as according to documentation by previous chairs in this office, that is not necessarily allowed.

Thank you,



Vic

El P



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On Wed, Feb 16, 2022 at 10:38 AM Kristi Burton Brown <kristi@cologop.org> wrote:

Hello All,

A number of these questions are county specific, but the one I can address is whether a person seeking ballot access through petitioning can also go through the assembly, and must get 10% of the vote. This *must* be allowed; it's not optional. State law lays this out as one way to get ballot access as a candidate. Therefore, no county or district can deny this option to candidates.

Thanks,

Kristi

On Wed, Feb 16, 2022 at 10:16 AM Charity McPike <charitymcpike@msn.com> wrote:

Ladies,

Good morning. There seems to be some confusion regarding who may participate at the El Paso County Assembly and we'd appreciate clarification.

Several candidates have now shared that either Vickie, Sheryl, or both, are insisting that any candidates who submit a petition for the primary ballot, will not be allowed to participate at the March 1 County Assembly.

Of course, this makes no sense given that a candidate has always had the option of participating at Assembly, and further required to obtain a minimum of 10% of the Delegate vote.

It's critical any policy or change in by-law be adequately communicated to all candidates immediately. With that said, there has been no motion or vote by the Executive or Central Committees, meaning there is no change to the procedure.

Additionally, please advise when we can expect the updated Central Committee list. I've offered to volunteer to assist and have offered the assistance of many volunteers only to be told by Vickie that we were not allowed to help. Given that I have an NDA in place and am an active PCP, this also seems to be an unusual and unacceptable statement. Furthermore, it doesn't line up with the fact that Sheryl has invited all attendees at her GOP Caucus trainings to come to the GOP and help with input. I'm again requesting that you share this policy as to how you vet the GOP office volunteers.

And finally, to spare you both an additional and separate message, I am again requesting to understand the vote turn out from the HD14 election last weekend. Only the winners were announced. Annie McCarty and I ran for HD Vice Chair and HD Chair and insist we be provided with the calculation of all votes without further delay.

Grateful for your time and immediate attention to these urgent issues.

Respectfully,

Charity McPike

719.510.8549

--

Kristi Burton Brown

Chairwoman

Colorado State Republican Party

(720) 285-9552

--

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Chairwoman

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(720) 285-9552

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Chairwoman

Colorado State Republican Party

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--
Kristi Burton Brown

Chairwoman

Colorado State Republican Party

(720) 285-9552

----- Forwarded message -----

From: Charity McPike <charitymcpike@msn.com>

To: "donwilson1512@gmail.com" <donwilson1512@gmail.com>

Cc: "ron.stephens@live.com" <ron.stephens@live.com>, Ana Konduris <ackonduris@gmail.com>, "charitymcpike@msn.com" <charitymcpike@msn.com>

Bcc:

Date: Fri, 18 Mar 2022 09:27:52 +0000

Subject: Urgent: Request Rule Change for Open Nominations / On the Floor Nomination

Chairman Wilson,

My name is Charity McPike, I am a Division Leader for HD14-A as well as Precinct Leader for 217.

Because the final rules have not yet been provided, I'd like to submit a request for a rule change to the CD1 Rules Committee modifying the CD1 Assembly Rules as follows:

Current Rule:

19. As an exception to CRS § 1-4-601(1.5), which requires that a candidate must provide notice at least 30 days prior to the Assembly, **these Rules permit a candidate to notify the District 1 Chairman of their candidacy for 20 additional days (thus, by no later than 11:59 p.m. on Wednesday, March 9).** The Chairman or Secretary will notify each candidate of the receipt of the candidacy notification within 12 hours of its receipt. Pursuant to the cited statute, **no nomination may be made for any individual that fails to comply with the notice requirement.**

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Hey Ana,
Here you go. these ae not final, final with only minor changes should be out tonight or tomorrow morning. FYI - I will not be chairing the CCD1 meeting at a

Henry Allen



Howard Black

Subject: In-Person/Webex Meeting w/ DA Allen
Location: In-Person - 105 East Vermijo Avenue Colorado Springs, CO 80903

Start: Tue 8/24/2021 1:00 PM
End: Tue 8/24/2021 1:30 PM
Show Time As: Tentative

Recurrence: (none)

Organizer: Jessica Ramirez

-- Do not delete or change any of the following text. --

When it's time, join your Webex meeting here.

[Join meeting](#)

More ways to join:

Join from the meeting link

<https://elpasocounty.webex.com/elpasocounty/j.php?MTID=m8bb5631ef1746ec587d605696a3df7ca>

Join by meeting number

Meeting number (access code): 1466 93 3287

Meeting password: pdG9sAYVF63

Tap to join from a mobile device (attendees only)

+1-408-418-9388,,1466933287## United States Toll

+1-720-650-7664,,1466933287## United States Toll (Denver)

Join by phone

+1-408-418-9388 United States Toll

+1-720-650-7664 United States Toll (Denver)

Global call-in numbers

Join from a video system or application

Dial 1466933287@elpasocounty.webex.com

You can also dial 173.243.2.68 and enter your meeting number.

Join using Microsoft Lync or Microsoft Skype for Business

Dial 1466933287.elpasocounty@lync.webex.com

If you are a host, click here to view host information.

Need help? Go to <https://help.webex.com>

Howard Black

From: districtattorney <districtattorney@elpasoco.com>
Sent: Friday, July 23, 2021 12:03 PM
To: Michael Allen
Subject: FW: Violations of state laws
Attachments: Notification to SoS CCRs and Commissioners 210717.pdf; Notification Regarding Revocation vs Expiraton_Emmer.pdf

From: David Guest <davidguest@elpasoco.com>
Sent: Tuesday, July 20, 2021 11:13 AM
To: districtattorney <districtattorney@elpasoco.com>
Subject: FW: Violations of state laws

Here is what Neal Schuerer just sent me.

David Guest
Senior Investigator
Fourth Judicial District Attorney's Office
Colorado Springs, Colorado
(719) 520-6038



This e-mail and any attachments are confidential and intended solely for the private use of the addressee. If you are not the intended recipient, please contact the sender and immediately delete this email. Any review, copying, disclosure, alteration or reliance on the content of this email for any purpose without the named sender's express authorization is prohibited.

From: Neal Schuerer <neal@pathtoreform.org>
Sent: Tuesday, July 20, 2021 11:07 AM
To: David Guest <davidguest@elpasoco.com>
Subject: FW: Violations of state laws

CAUTION: This email originated from outside the El Paso County technology network. Do not click links or open attachments unless you recognize the sender and know the content is safe. Please call IT Customer Support at 520-6355 if you are unsure of the integrity of this message.

From: Neal Schuerer
Sent: Tuesday, July 20, 2021 9:48 AM

To: 'Robert Blaha' <rblaha@hca-leadership.com>
Subject: Violations of state laws

Neal Schuerer | President | **Path To Reform**
319-551-3231 voice or text | neal@pathtoreform.org | <https://www.pathtoreform.org>

"Supporting the legislative initiative to organize an Article V convention of states to consider constitutional amendments"

July 17, 2021

To The Colorado Secretary of State, County Clerks and Recorders

This is addressed to the Colorado Secretary of State (SoS) and the various county clerks and recorders (CCRs) in the State of Colorado. It also is relevant to the county commissioners in all counties. It relates to actions of the Colorado SoS that might have legal consequences to her, as well as to the CCRs and commissioners in regard to voting equipment for which they have various responsibilities under Colorado law. The purpose of providing this information is to alert the SoS, the CCRs and the commissioners of the apparent facts so that they might avoid taking any actions that could have negative legal consequences for them.

Relevant Provisions of the Colorado Revised Statutes

C.R.S. 1-5-608.5 is the provision of Colorado law that governs the testing and certification of voting systems statewide. It requires the SoS to use a "federally accredited laboratory" to test voting systems to be used in Colorado. It does not authorize certification of systems that have not been so tested. The provision acknowledges that the systems so certified by the SoS will be used by the CCRs throughout the state in administering elections.

The federal agency that accredits such laboratories is the United States Election Assistance Commission (USEAC). See 52 U.S.C. sec. 20971.

Various provisions of the Colorado Revised Statutes impose duties on CCRs and other county officials in regard to the acquisition and proper use of voting systems. For example, C.R.S. 1-5-617(5) (county election officials purchase voting systems based on SoS' representation that the systems have met state certification requirements); C.R.S. 1-5-603 and 1-5-613(2) (county commissioners must approve the use of voting systems only if they meet the legal requirements described above); C.R.S. 1-6-612(1) and (2) (county commissioners are responsible for insuring the voting systems and any upgrades comply with the rules described above).

C.R.S. 1-13-107 and 1-13-723 provide it is a misdemeanor offense for a public officer or election official to violate any duty under the election code.

As explained below, it appears that the SoS certified election systems for use in Colorado on the basis of testing conducted by a laboratory when that laboratory did not have an applicable accreditation from the USEAC. This would appear to violate the above Colorado statutes. The SoS also appears to have instructed teams of her staff and the various CCRs to assist representatives of the provider of the voting systems to install software into the systems, some parts of which were tested by that same laboratory at

a time when it did not have accreditation by the USEAC. That activity appears to have occurred during 2021 and continues at this time.

Relevant Facts

1. On 7 Jun 2019, CO SoS Griswold certified DVS Democracy Suite 5.11-CO (<https://www.sos.state.co.us/pubs/elections/VotingSystems/DVS-DemocracySuite511/certificationLetter.pdf>) in response to an Application for Modification of a Voting System, dated 6 June 2019 (<https://www.sos.state.co.us/pubs/elections/VotingSystems/DVS-DemocracySuite511/finalApplicationForCertification.pdf>). That certification letter cited C.R.S. 1-5-608.5, (which states that "(1) A federally accredited laboratory may test, approve, and qualify electronic and electromechanical voting systems for sale and use in the state of Colorado . . . "), appearing to confirm that SoS Griswold knew federal accreditation of the laboratory was a requirement. The certification letter stated, "Pro V&V, a federally accredited voting-system testing laboratory [VSTL], tested Democracy Suite 5.11-CO in accordance with the test plans my office approved on May 20, 2019 and May 23, 2019. My office also reviewed Pro V&V's test reports dated June 3, 2019 and June 7, 2019, and the Colorado requirements matrix completed and transmitted by Pro V&V on June 4, 2019,"
2. We are not aware of any evidence that Pro V&V was an accredited VSTL when it tested DVS D-Suite 5.11-CO (nor when it tested ClearBallot Group (CBG) ClearVote 2.1) in 2019.
 - a. The information we have obtained indicates that Pro V&V was accredited by the USEAC in February 2015; that the accreditation expired in February 2017. (https://www.eac.gov/sites/default/files/voting_system_test_lab/files/Pro_VandV_accr_education_certificate_2015.pdf).
 - b. The information we have obtained further indicates that the next time Pro V&V was accredited by the USEAC was in February 2021. (https://www.eac.gov/sites/default/files/voting_system_test_lab/files/Pro%20V%26V%20Accreditation%20Certificate.pdf)
 - c. The information we have obtained indicates that Pro V&V's accreditation could continue past its 2017 expiration date if the USEAC lacked a quorum and, therefore, could not re-accredit. However, it appears that during much if not all of the period when Pro V&V's accreditation seems to have expired, the USEAC had a quorum of commissioners. The accreditation seems to have remained expired until it was renewed

in 2021, despite the fact that the USEAC had a quorum of commissioners through the majority of that period, accrediting other VSTLs (e.g. SLI Compliance, of Colorado) and certifying voting systems with that same quorum. (

https://www.eac.gov/sites/default/files/voting_system_test_lab/files/SLI_Compliance_Certificate_of_Accreditation011018.pdf)

d. Since the initial release of this letter the SoS' office has stated that it believes Pro V&V's accreditation continued after 2017 because it was not revoked. While the accreditation does not appear to have been "revoked," it expired by its terms in 2017. The USEAC's manual on VSTL accreditation at the time stated that accreditations expired after two years (the period stated on the face of the relevant accreditation certificate). There is a separate section of the manual governing revocations. It does not appear to be applicable to the facts here.

e. We have no information indicating that the Colorado SoS made any attempt to confirm that Pro V&V's accreditation was effective after the 2017 expiration, even though it was her legal duty to insure that Colorado voting systems were tested by a federally-accredited laboratory.

3. On 26 April 2021, CO SoS Griswold certified DVS Democracy Suite 5.13 (<https://www.sos.state.co.us/pubs/elections/VotingSystems/DVS-DemocracySuite513/certificationLetter.pdf>), citing C.R.S. 1-5-608.5, and on the basis of a test report from Pro V&V, dated 23 April 2021.

4. The 23 April 2021 Pro V&V test report indicates, in Table 2.0. "D-Suite 5.13 COTS Components," that multiple components (17 of 25 components) of D-Suite 5.13 were not tested by Pro V&V in April, 2021, but that Pro V&V relied upon testing conducted on those components in the "D-Suite 5.11-CO" test campaign. The latter testing occurred during the period when Pro V&V appears not to have been accredited by the USEAC. (<https://www.sos.state.co.us/pubs/elections/VotingSystems/DVS-DemocracySuite513/testReport.pdf>)

5. During 2021 the SoS and her staff have instructed CCRs around Colorado to permit voting systems to be "upgraded" by employees or agents of the systems' vendors. For example, Jessi Romero, Voting Systems Manager in the SoS' office, engaged in communications with CCRs issuing instructions to the CCRs and otherwise driving this activity.

Conclusions

A. Pro V&V does not appear to have been a federally-accredited VSTL in 2019, when it conducted certification testing on the Dominion Voting Systems (DVS) Democracy Suite (D-Suite) 5.11-CO voting system, nor in 2020, when it conducted certification testing on Clear Ballot Group ClearVote 2.1 voting system.

B. The Colorado SoS appears to have violated C.R.S. 1-5-608.5 by certifying those two voting systems, since they had not been tested by a federally-accredited VSTL prior to her certification.

C. The Colorado SoS appears to have violated C.R.S. 1-5-608.5 by certifying D-Suite 5.13, since the certification test report states that it relied upon testing conducted by Pro V&V when they did not appear to have a valid VSTL accreditation from the USEAC.

D. CCRs and county commissioners may violate their duties under Colorado election laws if they permit the installation on voting systems of software or any other component of the systems that was not tested and certified as required by Colorado law. Any such violations might be a misdemeanor.

Sincerely,

Maurice Emmer
Aspen, Colorado
mauriceemmer@gmail.com

Shawn Smith
Colorado Springs, Colorado

Information regarding the period of accreditation of a voting system test laboratory (VSTL) from the Voting System Test Laboratory Manual (Manual) of the United States Election Assistance Commission

1. 52 U.S.C. § 20971 (relating to the United States Election Assistance Commission, or USEAC) requires the USEAC to provide for the testing, certification, decertification, and recertification of voting system hardware and software by accredited laboratories.
2. The manner whereby the USEAC promulgates standards for accreditation of VSTLs is by publishing the Manual.
3. Version 2 of the Manual effective May 31, 2015, states in para 3.8,

3.8. Expiration and Renewal of Accreditation. A grant of accreditation is valid for a period not to exceed two years. A VSTL's accreditation expires on the date annotated on the Certificate of Accreditation. VSTLs in good standing shall renew their accreditation by submitting an application package to the Program Director, consistent with the procedures of Section 3.4 of this Chapter, no earlier than 60 days before the accreditation expiration date and no later than 30 days before that date. Laboratories that timely file the renewal application package shall retain their accreditation while the review and processing of their application is pending. VSTLs in good standing shall also retain their accreditation should circumstances leave the EAC without a quorum to conduct the vote required under Section 3.5.5.

https://www.eac.gov/sites/default/files/eac_assets/1/28/VSTLManual%207%208%2015%20FINAL.pdf

4. The Colorado SoS has indicated she believes Pro V&V was an accredited lab between the February 2017 expiration of its 2015 accreditation and its 2021 re-accreditation because the 2015 accreditation had not been revoked. Because the SoS is a lawyer and is advised by lawyers, it is presumed they know the difference between a revocation and an expiration. Indeed, pars. 5.1 et seq. of the USEAC contain detailed rules regarding revocation of accreditation. These sections are distinct from the sections relating to the period of accreditation, expiration and renewal cited above.
5. Information provided by the SoS regarding revocation of accreditation is irrelevant. The relevant rules relate to expiration of the 2015 accreditation.

Howard Black

From: districtattorney <districtattorney@elpasoco.com>
Sent: Friday, July 30, 2021 12:57 PM
To: Michael Allen
Subject: FW: The importance of this mission, restoring El Paso County Citizen's confidence in the election process.
Attachments: Colorado Election Fraud Test Kitchen_Holly 210127.pdf; Electronic voting systems vulnerabilities_DH 210503.pptx; Recap RSCC Hearing 210424.docx

From: Neal Schuerer <neal@pathtoreform.org>
Sent: Wednesday, July 28, 2021 8:38 PM
To: districtattorney <districtattorney@elpasoco.com>; David Guest <davidguest@elpasoco.com>
Cc: Dennis Haugh <dennis@dhaugh.com>; hollyataltitude <hollyataltitude@protonmail.com>; Shawn Smith <luftsas@gmail.com>; mauriceemmer@gmail.com
Subject: The importance of this mission, restoring El Paso County Citizen's confidence in the election process.

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Michael and David,

This will give you background to all that has happened since the November 2020 election and the impact on the trust of Coloradans. These pieces will give you background at the Colorado State level and a nation-wide/global perspective. All of the folks I have worked with since November have a unique and professional understand of where we are today in the election integrity debate.

Shawn Smith - https://youtu.be/26_uLCmmSCY | Dennis Haugh and Shawn Smith
- https://youtu.be/GAr-u7nir_4

Thank you in advance for taking a serious look into this problem and any of the individuals copied are available to answer questions.

Neal

Neal Schuerer | President | Path To Reform
319-551-3231 voice or text | Neal@pathtoreform.org | <https://www.pathtoreform.org>

"Supporting the legislative initiative to organize an Article V convention of states to consider constitutional amendments"

Colorado: The Election Fraud Test Kitchen

Posted by [Holly at Altitude](#) | [January 27, 2021](#)

<https://hollyataltitude.com/2021/01/27/colorado-the-election-fraud-test-kitchen/>

Update version posted: *Correction: In the first publishing of this article, there was a factual inaccuracy that has now been corrected. Scott Gessler was not responsible for installing Dominion voting machines across Colorado counties as previously stated. It was Wayne Williams, the following Secretary of State that was responsible for selecting Dominion as the sole electronic voting vendor. Apologies to Scott Gessler for the error.*

The 2020 election was hardly a shining example of how to run free and fair elections. The sheer number of court cases disputing everything from electoral procedures, illegal law changes, relaxing regulations, to outright fraud should be a signal to every American regardless of election results. Given the scale, variety, and patterns of election irregularities, it's impossible that the 2020 election was the first time these activities had been executed. **The question becomes where and when were these tactics developed, tested, and perfected?**

The election fraud executed in swing states is no coincidence. All of these states have the same conditions that enabled election fraud at scale: **mass mail-in ballots, Dominion electronic voting manipulation, and weak auditing procedures.** Strange, isn't it? Six states, all equipped with the relatively same processes and equipment, resulting in the same large-scale fraud. This formula came from somewhere, but the state where all these techniques originated, tested, and perfected hasn't received any press addressing the 2020 election fraud. This state has branded itself "**The Gold Standard**" for election administration, but in reality, **Colorado is the gold standard for election fraud.**

To some, this may come as a surprise, however to Colorado voters that know this state's election history this article will lay out a clear case as to why Colorado is the birthplace of the election fraud, we now know took place during the 2020 election. In this piece we'll talk about why **Colorado is The Election Fraud Test kitchen.**

The genesis of my thesis that Colorado is the election fraud test kitchen started during my training as a 2020 election judge. I had never been even remotely involved in local politics, elections, or any type of political campaigning until this year. The only thing I vaguely remember is being a college freshman marching with a bunch of extremely angry, womynx protesting *who knows what*. It was such a critical issue, I can't remember what it was. It was so cringe, I steered clear of politics, until this election. I decided carrying out my civic duty as an election judge would be an exciting and interesting way to participate in Colorado's election process. I approached my new job with an open mind and a genuine excitement.

On the first day of training when I heard the trainers state, "**Colorado is the gold standard**" in reference to election administration at least a half a dozen times before lunch, **my branding brain was alerted.** Not only was the statement too canned, **it was always repeated verbatim.** What really caught my attention was *when* the statement was used. **It was *always* used in response to questions that were common sense challenges to election processes or rules that didn't quite make sense.** For example, we were to verify at least three pieces of a voter's personal identity e.g., voters name, birthdate, address etc. to find them in the voter database. **However, Colorado's voter ID rules are so lax it made it almost impossible to confirm a voter's identity with certainty.**

When several of us asked for clarification or pointed out obvious contradictions, we were told, **“Colorado is the gold standard for elections!”** By the end of the first training day, it was clear this was a tagline meant to sell us on trusting the system. Because of course, why would anyone dare to question *The Gold Standard*? I was completely convinced this was a branding campaign for the state after I heard it repeated over and over by County Clerks, The Secretary of State, elected officials in the State House of Representatives, Former Secretaries of State, election consultants, and other senior election officials. **Why were they relentlessly pushing this self-generated accolade?** It turns out branding is one of the key fundamentals when establishing an enticing and convincing model for others to follow. Organizations and professionals are constantly searching out best practices and to learn from “the best”. Why would election administration be any different? Bureaucratic environments are the last place anyone wants to take a risk, so it’s the perfect place to sell a fake “gold star” to the gullible, or willing buyers. Over many years, Colorado had successfully set itself up to be the perceived leader of election administration *with a slogan*. Genius.

Why was Colorado identified as the state to develop a range of election fraud techniques that could scale and be soft-pedaled to other states? The answer is because it had an unusually perfect set of natural conditions. **These conditions made the state ideal for experimentation, testing, learning, and eventually perfecting election fraud.** Let’s break down the ingredients that make Colorado the election fraud test kitchen.

Population: Enough People and Perfectly Distributed

Colorado lands almost dead center in terms of state population in the U.S. When thinking about the ideal place to test election fraud, population is a factor. Too many people and manipulation gets unwieldy. Too few and fraud is easier to detect.

The second aspect of Colorado’s population is its distribution. **Colorado has only five counties with a population between a half million and a million people.** Because the voting population is in a small handful of counties it sets up three juicy election fraud conditions. First, controlling a small number of counties election outcomes is easy to game-out, and successfully execute manipulation. Second, this small number of CO counties basically represents the state, so if the key counties are controlled, the whole state is. And finally, the number of people needed to go along with shoddy election administration is relatively easy to manage.

Culture: Laid Back, Relatively Unengaged, and Independent

Colorado, the state of Rocky Mountain “high”, world-class athletes, great weather, and an “out west vibe” make the people living in the state generally independent, outdoorsy, and laid-back. The population here is interested in other pursuits over politics. especially compared to other states. Political whistleblowers are few and far between. They’re easily identified, ignored, and ultimately silenced. **This ensures the continuation of programs designed to defraud the public can move past the initial development stages into optimization and standardization phases.**

Technology: It’s Here, We Like It, We Use It

There’s no shortage of tech in Colorado. Boulder and Denver are hotspots with telecom, aerospace, Silicon Valley corporate outposts, and a decent tech startup ecosystem. The military is scattered around the state with a strong concentration to the south with the Airforce academy and Army presence. Rural areas are also tech-forward. Agriculture has been high tech for years. Farmers and ranchers are hardly luddites. The widespread familiarity with technology creates a population that is familiar with technology, has an appetite for it, and understands the efficiency advantages that come along with tech

adoption. When it comes to injecting technology into the election process like voting machines, databases, and third-party applications it's an easy sell. It goes like this, **"the gold standard for elections" is modern, efficient, and convenient by using technology.** Never mind the nasty little issues of honesty, accountability, and transparency being sacrificed in exchange for perceived "efficiency".

Political Value: Under the National Radar

With only nine electoral votes at stake, Colorado's electoral value is mice nuts, especially in comparison to California or Florida. Being small and politically irrelevant keeps national attention off the inner workings of the state's electoral process, **who and how political influencers operate.**

Money: High ROI on Spending in Colorado

As in any state, there are some pockets of very wealthy individuals. However, most of the money rests with folks who have vacation homes in the state. Colorado is not their central focus if they're politically active. Now, with the folks with deep pockets who do consider this their primary residence, their political funding goes a long way. Colorado is cheap to buy in comparison to many other states. This extends to political money dispersed through privately held organizations. Using money to influence law changes through legislation, ballot measures, and local action hardly makes a dent in today's political budgets. When thinking about placing state candidates in all levels of Colorado state government, small to medium campaign donations have a strong ROI. This creates the environment where laws can be changed easily and funding multiple vectors for fraud hardly breaks the bank.

What Did The Election Test Kitchen Produce?

We all know that the same ingredients in a recipe can deliver completely different results. A few eggs mixed and cooked differently can yield an elegant soufflé or a pile of scrambled eggs. So, what did the election fraud test kitchen produce by mixing and cooking things differently?

Mail-in Voting

Mail-in voting or vote-by-mail (VBM) is the lynchpin to election manipulation. Colorado was the third state to adopt mail-in voting in 2013. **Since adopting VBM, Colorado has remained a blue state.** The general principle that ushered in vote by mail (vbm) was accessibility justified by the trope of increasing voter turn-out. What we know now is that the idea of "accessibility" is a trojan horse for oodles of measures and laws that have been perverted to reach nefarious ends. Colorado implemented VBM in a mid-cycle election year, after having "marketed" the idea to Coloradans. For many years prior, VBM was sold as a modern, convenient, and less expensive way to vote. It was especially appealing to voters in rural areas. **Interestingly, elected officials from both sides promoted VBM even though it was well-known before 2013 that VBM was the least secure method of casting ballots.** Today former and current Secretaries of State stand by Colorado's VBM system. Scott Gessler (R) initiated the movement, Wayne Williams (R) finished the job, and now Jenna Griswold (D) has cemented the deal. Together this group has tested, perfected and standardized VBM, to a point where Colorado, "the gold standard for elections", is now the model for other states to adopt VBM. Particularly handy for 2020 where Covid was the excuse for other states to follow Colorado's lead.

What's even more interesting is where staffers from the Gessler and Williams administrations landed once out of office. One example of many is former Colorado Assistant Secretary of State Jerame Levato. He is now at the EAC (U.S. Election Assistance Commission) the Federal Governmental organization dedicated to dispersing HAVA federal funding. HAVA and the EAC are dedicated to

facilitating states efforts to “modernize” elections plus provide “election administration guidance”. With officials from the election fraud test kitchen moving into federal roles, election fraud standardization and scaling becomes frighteningly efficient.

Dominion Domination

Once Colorado scaled VBM, the very real downsides of actually processing mail-in ballots became overwhelmingly obvious. **It turns out, checking and verifying signatures on mail-in ballots is hard.** When states had absentee ballots, the volume was low enough to be able to cope with this issue. Once VBM hit scale, so did the signature verification issue. The only real solution was to bring in technology to solve the problem. **That’s where Dominion enters the picture.**

Optical scanners were the first Dominion machines to be installed for signature verification. At first Gessler was able to secure Dominion in about two thirds of CO counties using HAVA funding as the carrot. Williams followed, and used the stick; including lawsuits to secure the remaining Colorado counties. It was an easy transition to bring in other Dominion machines for counting etc. in order to increase efficiency and “modernize” the election process. Colorado had years to perfect these systems, processes, and procedures starting in 2013. Given the Gold Standard reputation, as Colorado learned and evangelized it’s “success”, other states willingly followed suit.

Curiously, Dominion, a Canadian company, chose Denver, Colorado for the home of it’s U.S. headquarters. When fact-checking for this article, enquiries went unanswered to find out when Dominion opened in Denver. **So, questions remain, why choose Denver for Dominion HQ?** Was it chosen to more easily serve and sell more Dominion to CO? Was CO their first major U.S. client? Was Colorado designed to be a model for other states to implement a tip-to-tail Dominion program? Without knowing for sure, on the surface it appears Colorado could have very well been selected as the place to develop a model for statewide roll-outs.

Can I use my coffee Shop Punch Card as a Voter ID?

The pattern should be coming into focus. Because of VBM, **the next thing Colorado championed was lax voter ID laws.** Colorado was an early adopter of automatic voter registration beginning in 2017. Only California and Oregon started earlier, in 2016. Automatic voter registration was another trojan horse. Everyone who gets a CO driver’s license is registered to vote in CO. **It’s an opt-out program where the burden of being honest about citizenship or residence is shifted to the individual, not the state.** Through the backdoor, the DMV was identified as the inherent arbiter of identity for voting. It’s a crack in the system that thousands of illegal voters can fall through. This program had many years to be tested in order for Colorado to lead the charge in promoting this “validated” program.

As an election judge I experienced the reality of the pitfalls of automatic voter registration first-hand. We were given a list of fifteen acceptable forms of voter IDs. Unfortunately, only a U.S. Passport covers all the requirements of proving a voter’s identity, residency, birth date, and citizenship. All other IDs only cover one of the four requirements. **In voting centers, we were not allowed to ask for other forms of ID in order to confirm with certainty a voter was indeed eligible to vote.** We were assured that if there were illegally cast ballots, that “on the back end we’ll catch them”. Election Judges from all sides were not confident this would happen in time, and with consistency. **There is no telling how many people cast fraudulent ballots.**

Audit Theater: The Risk Limiting Audit

Given Colorado had gone electronic early-on, auditing, ballot integrity, signature verification, and election results was the next aspect of the election process that was targeted for “efficiency”. In 2017 Boulder, Colorado was the first place in the U.S. to implement this “scientific” procedure to validate elections. **The RLA is based on statistical analysis, rather than auditing actual ballots or results.** Here is an explanation of how the RLA works. What’s important for this article is the date and where the RLA started. By establishing this procedure for certifying election results in 2017, that gave Colorado plenty of time to standardize the procedure and evangelize it to other states, allowing this faulty system to scale.

Now that we’ve explored the necessary conditions for Colorado to win the title of the Election Fraud Test Kitchen, and what it produces, let’s remember the goal. The aim of a test kitchen isn’t to create a one-off creation that everyone admires. That’s the Iron Chef model. **A test kitchen is designed to create, test, perfect, and ultimately standardize a recipe so that others can replicate it with certainty in their home-kitchen.** That’s exactly what Colorado did over the course of years to produce election manipulation that can be replicated. When something can be replicated with certainty for example: a marketing program, a recipe, or developing a new product that process can be *scaled*. **Scaling is the last component of being able to carry out massive election fraud that can overturn results on a county, state, and ultimately national level.**

Howard Black

From: Neal Schuerer <neal@pathtoreform.org>
Sent: Wednesday, July 14, 2021 3:14 PM
To: Jessica Ramirez
Subject: Re: Thanks for the call, I will confirm the specific time as we get closer.....

That's fine, we'll find a time and place for the meeting. Thanks for your help!

Neal Schuerer
319-551-3231

From: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Sent: Wednesday, July 14, 2021 2:49:27 PM
To: Neal Schuerer <neal@pathtoreform.org>
Subject: RE: Thanks for the call, I will confirm the specific time as we get closer.....

Great, thank you for your help. Unfortunately, Michael is unavailable to meet Sunday. I apologize for the inconvenience.

Thank you,



Jessica Ramirez
Executive Assistant

Colorado's 4th Judicial District
105 E. Vermijo Avenue
Colorado Springs, CO 80903

(719) 520-6174
jessicaRamirez@elpasoco.com

www.4thJudicialDA.com



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From: Neal Schuerer <neal@pathtoreform.org>
Sent: Wednesday, July 14, 2021 2:44 PM
To: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Subject: Re: Thanks for the call, I will confirm the specific time as we get closer.....

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Neal Schuerer
319-551-3231

From: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Sent: Wednesday, July 14, 2021 2:11:56 PM
To: Neal Schuerer <neal@pathtoreform.org>
Subject: RE: Thanks for the call, I will confirm the specific time as we get closer.....

Good Afternoon Neal,

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Thank you,



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From: Neal Schuerer <neal@pathtoreform.org>
Sent: Wednesday, July 14, 2021 1:43 PM
To: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Subject: RE: Thanks for the call, I will confirm the specific time as we get closer.....

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Thanks, talk with you soon.

From: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Sent: Wednesday, July 14, 2021 1:33 PM
To: Neal Schuerer <neal@pathtoreform.org>
Subject: RE: Thanks for the call, I will confirm the specific time as we get closer.....

Good Afternoon Neal,

I am in receipt of your email. My cell phone number is [REDACTED]. I hope you have a wonderful afternoon.

Thank you,



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From: Neal Schuerer <neal@pathtoreform.org>
Sent: Wednesday, July 14, 2021 12:45 PM
To: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Subject: Thanks for the call, I will confirm the specific time as we get closer.....

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"Supporting the legislative initiative to organize an Article V convention of states to consider constitutional amendments"

Howard Black

From: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Sent: Wednesday, July 14, 2021 3:16 PM
To: Neal Schuerer
Subject: RE: Thanks for the call, I will confirm the specific time as we get closer.....

Ok. I will be out of the office beginning this Fri. 7/16 – Thurs. 7/22. Just let me know if you can before Friday and I will make sure I get everything calendared.

Thank you!



Jessica Ramirez
Executive Assistant

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Sent: Wednesday, July 14, 2021 2:49:27 PM

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"Supporting the legislative initiative to organize an Article V convention of states to consider constitutional amendments"

Howard Black

From: Neal Schuerer <neal@pathtoreform.org>
Sent: Monday, August 23, 2021 2:07 PM
To: Jessica Ramirez; districtattorney
Subject: RE: Webex meeting with Senator Karen Fann and DA Michael Allen on Tuesday.....

That would be great I will arrive at Michael's office prior to 1pm start time. To be clear, at 1pm we will connect with Senator Fann via Webex.

See you tomorrow, when I arrive who will escort me to Michael's office?

From: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Sent: Monday, August 23, 2021 1:58 PM
To: Neal Schuerer <neal@pathtoreform.org>; districtattorney <districtattorney@elpasoco.com>
Subject: RE: Webex meeting with Senator Karen Fann and DA Michael Allen on Tuesday.....

Good Afternoon Neal,

We can definitely convert the meeting tomorrow to in-person. However, Michael has another meeting after and will need to be finished by 1:30pm.

Thanks!



Jessica Ramirez
Executive Assistant

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Colorado Springs, CO 80903

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From: Neal Schuerer <neal@pathtoreform.org>
Sent: Monday, August 23, 2021 12:30 PM
To: districtattorney <districtattorney@elpasoco.com>; Jessica Ramirez <JessicaRamirez@elpasoco.com>
Subject: Webex meeting with Senator Karen Fann and DA Michael Allen on Tuesday.....

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Michael,

For the meeting with Karen Fann on Tuesday I would like join you at your office, is that possible?

I have something to pass on to you and meet Gwen Stein, your office's volunteer director.

Neal

Neal Schuerer | President | Path To Reform

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From: Neal Schuerer <neal@pathtoreform.org>
Sent: Wednesday, July 14, 2021 2:44 PM
To: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Subject: Re: Thanks for the call, I will confirm the specific time as we get closer.....

CAUTION: This email originated from outside the El Paso County technology network. Do not click links or open attachments unless you recognize the sender and know the content is safe. Please call IT Customer Support at 520-6355 if you are unsure of the integrity of this message.

Yes, received your voicemail. Will work with Senator Fann regarding her schedule when in town. Won't know for sure till Sunday afternoon or first thing Monday morning. Could something be scheduled late Sunday afternoon at the Broadmoor?

Neal Schuerer
319-551-3231

From: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Sent: Wednesday, July 14, 2021 2:11:56 PM
To: Neal Schuerer <neal@pathtoreform.org>
Subject: RE: Thanks for the call, I will confirm the specific time as we get closer.....

Good Afternoon Neal,

I just left you a voicemail but figured it would be best to also email you. Michael Allen has quite a few back to back meetings on Tues. 7/20 and was hoping Senator Karen Fann could meet him at his office. Would this be a possibility? I apologize and appreciate your help.

Thank you,



Jessica Ramirez
Executive Assistant

Colorado's 4th Judicial District
105 E. Vermijo Avenue
Colorado Springs, CO 80903

(719) 520-6174
JessicaRamirez@elpasoco.com

www.4thJudicialDA.com



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From: Neal Schuerer <neal@pathtoreform.org>
Sent: Wednesday, July 14, 2021 1:43 PM
To: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Subject: RE: Thanks for the call, I will confirm the specific time as we get closer.....

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Thanks, talk with you soon.

From: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Sent: Wednesday, July 14, 2021 1:33 PM
To: Neal Schuerer <neal@pathtoreform.org>
Subject: RE: Thanks for the call, I will confirm the specific time as we get closer.....

Good Afternoon Neal,

I am in receipt of your email. My cell phone number is [REDACTED]. I hope you have a wonderful afternoon.

Thank you,



Jessica Ramirez
Executive Assistant

Colorado's 4th Judicial District
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From: Neal Schuerer <neal@pathtoreform.org>
Sent: Wednesday, July 14, 2021 12:45 PM
To: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Subject: Thanks for the call, I will confirm the specific time as we get closer.....

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Please confirm receipt of my email and please provide me a number I can text with you. Neal

Neal Schuerer | President | **Path To Reform**
319-551-3231 voice or text | Neal@pathtoreform.org | <https://www.pathtoreform.org>

"Supporting the legislative initiative to organize an Article V convention of states to consider constitutional amendments"

Howard Black

From: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Sent: Wednesday, July 14, 2021 3:16 PM
To: Neal Schuerer
Subject: RE: Thanks for the call, I will confirm the specific time as we get closer.....

Ok. I will be out of the office beginning this Fri. 7/16 – Thurs. 7/22. Just let me know if you can before Friday and I will make sure I get everything calendared.

Thank you!



Jessica Ramirez
Executive Assistant

Colorado's 4th Judicial District
105 E. Vermijo Avenue
Colorado Springs, CO 80903

(719) 520-6174
JessicaRamirez@elpasoco.com

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From: Neal Schuerer <neal@paththereform.org>
Sent: Wednesday, July 14, 2021 3:14 PM
To: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Subject: Re: Thanks for the call, I will confirm the specific time as we get closer.....

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That's fine, we'll find a time and place for the meeting. Thanks for your help!

Neal Schuerer
319-551-3231

From: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Sent: Wednesday, July 14, 2021 2:49:27 PM

To: Neal Schuerer <neal@pathtoreform.org>

Subject: RE: Thanks for the call, I will confirm the specific time as we get closer.....

Great, thank you for your help. Unfortunately, Michael is unavailable to meet Sunday. I apologize for the inconvenience.

Thank you,



Jessica Ramirez
Executive Assistant

Colorado's 4th Judicial District
105 E. Vermijo Avenue
Colorado Springs, CO 80903

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From: Neal Schuerer <neal@pathtoreform.org>

Sent: Wednesday, July 14, 2021 2:44 PM

To: Jessica Ramirez <JessicaRamirez@elpasoco.com>

Subject: Re: Thanks for the call, I will confirm the specific time as we get closer.....

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Neal Schuerer
319-551-3231

From: Jessica Ramirez <JessicaRamirez@elpasoco.com>

Sent: Wednesday, July 14, 2021 2:11:56 PM

To: Neal Schuerer <neal@pathtoreform.org>

Subject: RE: Thanks for the call, I will confirm the specific time as we get closer.....

Good Afternoon Neal,

I just left you a voicemail but figured it would be best to also email you. Michael Allen has quite a few back to back meetings on Tues. 7/20 and was hoping Senator Karen Fann could meet him at his office. Would this be a possibility? I apologize and appreciate your help.

Thank you,



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From: Neal Schuerer <neal@pathtoreform.org>
Sent: Wednesday, July 14, 2021 1:43 PM
To: Jessica Ramirez <jessicaRamirez@elpasoco.com>
Subject: RE: Thanks for the call, I will confirm the specific time as we get closer.....

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Thanks, talk with you soon.

From: Jessica Ramirez <jessicaRamirez@elpasoco.com>
Sent: Wednesday, July 14, 2021 1:33 PM
To: Neal Schuerer <neal@pathtoreform.org>
Subject: RE: Thanks for the call, I will confirm the specific time as we get closer.....

Good Afternoon Neal,

I am in receipt of your email. My cell phone number is [REDACTED] I hope you have a wonderful afternoon.

Thank you,



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From: Neal Schuerer <neal@pathtoreform.org>
Sent: Wednesday, July 14, 2021 12:45 PM
To: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Subject: Thanks for the call, I will confirm the specific time as we get closer.....

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Please confirm receipt of my email and please provide me a number I can text with you. Neal

Neal Schuerer | President | Path To Reform
319-551-3231 voice or text | Neal@pathtoreform.org | <https://www.pathtoreform.org>

"Supporting the legislative initiative to organize an Article V convention of states to consider constitutional amendments"

Howard Black

From: Neal Schuerer <neal@pathtoreform.org>
Sent: Monday, August 23, 2021 2:07 PM
To: Jessica Ramirez; districtattorney
Subject: RE: Webex meeting with Senator Karen Fann and DA Michael Allen on Tuesday.....

That would be great I will arrive at Michael's office prior to 1pm start time. To be clear, at 1pm we will connect with Senator Fann via Webex.

See you tomorrow, when I arrive who will escort me to Michael's office?

From: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Sent: Monday, August 23, 2021 1:58 PM
To: Neal Schuerer <neal@pathtoreform.org>; districtattorney <districtattorney@elpasoco.com>
Subject: RE: Webex meeting with Senator Karen Fann and DA Michael Allen on Tuesday.....

Good Afternoon Neal,

We can definitely convert the meeting tomorrow to in-person. However, Michael has another meeting after and will need to be finished by 1:30pm.

Thanks!



Jessica Ramirez
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105 E. Vermijo Avenue
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From: Neal Schuerer <neal@pathtoreform.org>
Sent: Monday, August 23, 2021 12:30 PM
To: districtattorney <districtattorney@elpasoco.com>; Jessica Ramirez <JessicaRamirez@elpasoco.com>
Subject: Webex meeting with Senator Karen Fann and DA Michael Allen on Tuesday.....

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Michael,

For the meeting with Karen Fann on Tuesday I would like join you at your office, is that possible?

I have something to pass on to you and meet Gwen Stein, your office's volunteer director.

Neal

Neal Schuerer | President | Path To Reform

319-551-3231 voice or text | Neal@paththereform.org | <https://www.paththereform.org>

"Supporting the legislative initiative to organize an Article V convention of states to consider constitutional amendments"

Howard Black

From: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Sent: Monday, August 23, 2021 2:26 PM
To: Neal Schuerer; districtattorney
Subject: RE: Webex meeting with Senator Karen Fann and DA Michael Allen on Tuesday.....

Got it. As soon as you arrive, check in with Reception. They will then notify me and I will bring you to Michael's office.

Thanks!



Jessica Ramirez
Executive Assistant

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105 E. Vermijo Avenue
Colorado Springs, CO 80903

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jessicaRamirez@elpasoco.com

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From: Neal Schuerer <neal@pathtoreform.org>
Sent: Monday, August 23, 2021 2:07 PM
To: Jessica Ramirez <JessicaRamirez@elpasoco.com>; districtattorney <districtattorney@elpasoco.com>
Subject: RE: Webex meeting with Senator Karen Fann and DA Michael Allen on Tuesday.....

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See you tomorrow, when I arrive who will escort me to Michael's office?

From: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Sent: Monday, August 23, 2021 1:58 PM
To: Neal Schuerer <neal@pathtoreform.org>; districtattorney <districtattorney@elpasoco.com>
Subject: RE: Webex meeting with Senator Karen Fann and DA Michael Allen on Tuesday.....

Good Afternoon Neal,

We can definitely convert the meeting tomorrow to in-person. However, Michael has another meeting after and will need to be finished by 1:30pm.

Thanks!



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From: Neal Schuerer <neal@pathtoreform.org>
Sent: Monday, August 23, 2021 12:30 PM
To: districtattorney <districtattorney@elpasoco.com>; Jessica Ramirez <JessicaRamirez@elpasoco.com>
Subject: Webex meeting with Senator Karen Fann and DA Michael Allen on Tuesday.....

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Michael,

For the meeting with Karen Fann on Tuesday I would like join you at your office, is that possible?

I have something to pass on to you and meet Gwen Stein, your office's volunteer director.

Neal

Neal Schuerer | President | Path To Reform
319-551-3231 voice or text | Neal@pathtoreform.org | <https://www.pathtoreform.org>

"Supporting the legislative initiative to organize an Article V convention of states to consider constitutional amendments"

Howard Black

From: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Sent: Friday, August 20, 2021 8:01 AM
To: Neal Schuerer
Subject: Read: Scheduling a Zoom call with Senator Karen Fann and Michael Allen.
Attachments: ATT00001

Your message

To: Jessica Ramirez
Subject: Scheduling a Zoom call with Senator Karen Fann and Michael Allen.
Sent: Friday, August 20, 2021 7:52:34 AM (UTC-07:00) Mountain Time (US & Canada)

was read on Friday, August 20, 2021 8:00:47 AM (UTC-07:00) Mountain Time (US & Canada).

Howard Black

From: Neal Schuerer <neal@pathtoreform.org>
Sent: Friday, August 20, 2021 7:53 AM
To: districtattorney; kfann@azleg.gov; karenefann@outlook.com
Cc: Jessica Ramirez; Adrian Luth
Subject: Scheduling a Zoom call with Senator Karen Fann and Michael Allen.

Good morning Senator Fann and Michael.

What does your schedule look like for setting up a 30 minute Zoom call next week , Monday, Tuesday or Wednesday. I believe the timing couldn't be better.

Let me know what could work.....Neal

Neal Schuerer | President | Path To Reform
319-551-3231 voice or text | Neal@pathtoreform.org | <https://www.pathtoreform.org>

"Supporting the legislative initiative to organize an Article V convention of states to consider constitutional amendments"

Howard Black

Subject: Tentative Webex Meeting w/ DA Allen
Location: Webex

Start: Tue 8/24/2021 1:00 PM
End: Tue 8/24/2021 1:30 PM
Show Time As: Tentative

Recurrence: (none)

Organizer: Jessica Ramirez

-- Do not delete or change any of the following text. --

When it's time, join your Webex meeting here.

[Join meeting](#)

More ways to join:

Join from the meeting link

<https://elpasocounty.webex.com/elpasocounty/j.php?MTID=ma79a68c92010da1a66270a92cef02c6a>

Join by meeting number

Meeting number (access code): 1465 57 1294

Meeting password: Mm7kwQXky67

Tap to join from a mobile device (attendees only)

+1-408-418-9388,,1465571294## United States Toll

+1-720-650-7664,,1465571294## United States Toll (Denver)

Join by phone

+1-408-418-9388 United States Toll

+1-720-650-7664 United States Toll (Denver)

Global call-in numbers

Join from a video system or application

Dial 1465571294@elpasocounty.webex.com

You can also dial 173.243.2.68 and enter your meeting number.

Join using Microsoft Lync or Microsoft Skype for Business

Dial [1465571294.elpasocounty@lync.webex.com](tel:1465571294)

If you are a host, [click here to view host information.](#)

Need help? Go to <https://help.webex.com>

Howard Black

Subject: Webex Meeting w/ DA Allen
Location: Webex

Start: Tue 8/24/2021 1:00 PM
End: Tue 8/24/2021 1:30 PM
Show Time As: Tentative

Recurrence: (none)

Organizer: Jessica Ramirez

-- Do not delete or change any of the following text. --

When it's time, join your Webex meeting here.

[Join meeting](#)

More ways to join:

Join from the meeting link

<https://elPASOCOUNTY.webex.com/elPASOCOUNTY/j.php?MTID=ma79a68c92010da1a66270a92cef02c6a>

Join by meeting number

Meeting number (access code): 1465 57 1294

Meeting password: Mm7kwQXky67

Tap to join from a mobile device (attendees only)

+1-408-418-9388,,1465571294## United States Toll

+1-720-650-7664,,1465571294## United States Toll (Denver)

Join by phone

+1-408-418-9388 United States Toll

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Global call-in numbers

Join from a video system or application

Dial 1465571294@elPASOCOUNTY.webex.com

You can also dial 173.243.2.68 and enter your meeting number.

Join using Microsoft Lync or Microsoft Skype for Business

Dial [1465571294.elpasocounty@lync.webex.com](tel:1465571294)

If you are a host, [click here to view host information.](#)

Need help? Go to <https://help.webex.com>

Howard Black

From: Neal Schuerer <neal@paththereform.org>
Sent: Monday, August 23, 2021 12:30 PM
To: districtattorney; Jessica Ramirez
Subject: Webex meeting with Senator Karen Fann and DA Michael Allen on Tuesday.....

Michael,

For the meeting with Karen Fann on Tuesday I would like join you at your office, is that possible?

I have something to pass on to you and meet Gwen Stein, your office's volunteer director.

Neal

Neal Schuerer | President | Path To Reform

319-551-3231 voice or text | Neal@paththereform.org | <https://www.paththereform.org>

"Supporting the legislative initiative to organize an Article V convention of states to consider constitutional amendments"

Howard Black

From: CauseofAmerica <causeofamerica@protonmail.com>
Sent: Thursday, March 24, 2022 7:11 PM
To: aking@jeffco.us; info@denverda.org; SolanoDA@solanocounty.com; Michael Allen; hmccollum@da5.us; dareports@co.laplata.co.us; mail@co7da.org; 8thdist-da@co.larimer.co.us; info@9daco.org; chostner@pueblocounty.us; LStanley@da11thjd.org; Apayne@coloda12jd.com; Tsides@13thda.com; routt14@14da.org; tammy.williams@southeastcolorado.net; cbullock@da16co.gov; da17media@da17.state.co.us; da18@da18.state.co.us; weldda@weldgov.com; boulder.da@bouldercounty.org; dan.rubinstein@mesacounty.us; dainfo@co.montezuma.co.us
Subject: Your Duty to Investigate: Colorado Official Admits Election Crimes and Vulnerabilities
Attachments: Matt Cranes Official Email - 3.22.2021.pdf

Colorado District Attorneys,

Please see below for the message that was sent to the Colorado General Assembly earlier today. This information is in response to Mr. Crane's defamatory March 22, 2022 email. It has been sent to the Colorado Executive Branch officials and to media across the country.

Several members of the General Assembly reported that both the original email from Mr. Crane as well as our response to his email (below) went to their "Spam" folder. It would be prudent to retrieve these communications.

To summarize, in his official capacity, Crane made a number of false assertions regarding the mounting evidence of illegality and irregularity in Colorado elections and election systems, and defamatory statements about the experts and citizens reporting that evidence.

Some of these false statements are new and they disclose new facts into the official record. Presumably inadvertently, Mr. Crane admits to knowledge of explicit violations of Colorado election law, committed by the Secretary of State and her staff and, at her direction, by county election officials in Colorado.

Each violation of Colorado law must be investigated by sworn law enforcement personnel. If Crane's explicit indictment of the Secretary of State, and the evidence in the forensic reports are validated, each of these election officials must be afforded due process.

Secretary Griswold must recuse herself and her staff from any such investigation.

Sincerely,
Ashe Epp
Holly Kasun
Shawn Smith
Jeff Young

- This is the Cause of America - www.causeofamerica.org

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

On Thursday, March 24th, 2022 at 2:31 PM, CauseofAmerica <causeofamerica@protonmail.com> wrote:

Dear Colorado General Assembly,

On Tuesday, you received an email from Matt Crane, Executive Director of the Colorado County Clerk's Association. In his official capacity, Crane made a number of false assertions regarding the mounting evidence of illegality and irregularity in Colorado elections and election systems, and defamatory statements about the experts and citizens reporting that evidence. Some of Crane's false allegations repeat his prior private and public statements, and reveal a pattern of coordination

with the public relations firm he cc'd on his message to you, his accomplices in the Colorado Secretary of State's office, and the media. Other false assertions Crane makes are new, and add to his discredit.

Purpose of Our Response

Thanks to Crane's injudicious approach to addressing his email, we citizens have the opportunity to respond directly to you, and we can assume the same privilege, as citizens, that Crane arrogates to himself in presuming the authority and knowledge to instruct you.

This message is intended to correct the record of Crane's lies and misinformation; we fear that, although multiple public officials in Colorado have had this information, it may have been kept from you.

There are two alarming aspects of Crane's official communication with you that require your immediate attention:

1. Crane admits to knowledge of explicit violations of Colorado election law, committed by the Secretary of State and her staff and, at her direction, by county election officials in Colorado. These are detailed below.
2. Crane's acknowledgment of "known vulnerabilities in the voting system" is noteworthy and significant. This acknowledgement deserves its own hearing before the General Assembly. At no previous time or place has Crane, much less the Secretary of State, acknowledged this fact which corroborates the Mesa County forensic expert reports. Secretary Griswold has also made no mention to members of the General Assembly, or to Colorado clerks, or to the public, of these facts.

Each violation of Colorado law must be investigated by sworn law enforcement personnel. If Crane's explicit indictment of the Secretary of State, and the evidence in the forensic reports are validated, each of these election officials must be afforded due process.

Given your duties under Colorado's Constitution – to pass laws to secure the purity of elections, and to guard against abuses of the elective franchise – we hope you will act with due diligence to properly inform yourselves, to consider the credibility and conflicts of interest of individuals and organizations which have been misleading you, and to act to fulfill your own sworn, lawful duties. **Now that you will have been given this information, directly, if you fail to act lawfully and diligently, the citizens will justifiably hold you accountable.**

You Have a Sworn Duty to Investigate

We have repeatedly responded to Mr. Crane, to refute his false claims and allegations, and have requested to publicly debate the CCCA Executive Director to resolve our conflicting understanding of the facts and his lack of evidence. Crane has never responded to these requests. We now respectfully request that you hold a formal hearing so we can have this debate before you, under oath and penalty of perjury.

You – and the citizens you represent – deserve to have the evidence laid before you so that you can decide for yourselves: **Who are the experts seeking the public good, and whom are the misleading, conflicted "grifters" and "bad actors."**

Sincerely -
Ashe Epp
Holly Kasun
Shawn Smith

Jeff Young
- This is the Cause of America - www.causeofamerica.org

Matt Crane's False Assertions

Our corrections to some of Crane's most egregious false assertions, with our citations.

1. "Two of these reports are related to the election security breach in Mesa County"

No "security breach" in Mesa County has been proven; the Secretary of State has alleged a security breach through profuse public statements and social media posts, without evidence, including accusing Clerk Peters of compromising voting system Basic Input/Output System (BIOS) passwords which were in the sole care and custody of Secretary Griswold and her staff. In her rhetoric, the Secretary made false and unwarranted allegations against Clerks Klotz and Schroeder, for which she has not been held accountable. District Attorney Rubinstein has been in custody of ALL Mesa County evidence, including the voting systems, for seven months, and yet no one has been charged with any "security breach."

2. "debunked as half-truths and outright falsehoods."

Neither Crane nor Griswold have addressed the substance of the Mesa County forensic reports. Rather, they have simply repeated – through cooperative, uninformed media and without evidence – their unsupported, dismissive, false claims that the evidence has been "debunked."

Further, they have engaged in attempted character assassination of Clerk Peters and the authors of these reports, such as the shockingly hypocritical labeling of the highly-credentialed experts as "grifters." Crane has a degree in Political Science and History, to complement Griswold's Bachelor of Arts and law degrees, and he is ignorantly disparaging the findings of:

- a. The former Chief Cyber Security Strategist for AT&T with a Master's degree in Electrical Engineering, Computer Science, and Computer Security, numerous cyber security certifications, and over 40 years' experience in cyber security.

- b. A full-stack software engineer with Bachelor's degrees in Computer Science and Mathematics, with 40 years' experience in "big data" analysis, database management systems, and database development in some of the largest defense and industry corporations in the United States.

- c. A computer consultant and Senior Lecturer Emeritus in Computer Science and Engineering at Texas A&M, with a Bachelor's degree in Mathematics, master's and doctor's degrees from Harvard (while attending on a Prize Fellowship from the National Science Foundation), who has consulted for major national and international firms and government agencies, who invented integrated user training within computer applications, who is the author of 26 published research articles on computer science and engineering, and who taught computer science and engineering for 37 years, including artificial intelligence, quantum computing, programming and software design, and cyber-ethics.

Crane's email epitomizes the Dunning-Kruger effect.

3. "Not a single one incident of fraud or misconduct has been proven in these reports"

This is, at very least, extraordinarily misleading, if not an outright lie, since "proof" should

come from thorough law enforcement investigation that has mysteriously and shamefully not been undertaken by either the State's Attorney General or the District Attorneys for Colorado judicial districts, all of which have been affected.

You must take interest, may see for yourselves, and should demand that Colorado's law enforcement officials investigate, evidence presented in support of the 14 major findings in the three reports:

a. [Mesa Forensic Report #1](#) major finding 1. "Election-Related data explicitly required to be preserved" (as described at [2002 Voting System Standards\(VSS\)](#), Vol 1, para 2.2.4.1, 2.2.5.3, 4.3, 4.4.3, and 6.5.5) "has been destroyed in violation of Federal and State law" (Preservation required by [52 U.S.C. § 20701](#) and [CRS § 1-7-802](#)).

Crane's claim that "...records required for retention under federal and state law come from the voting system itself, not the full computer operating system..." is, at least, stunningly (considering Crane's claim to expertise) inaccurate, likely intentionally deceptive and misleading, and demonstrably false.

Colorado's voting system vendors use self-described "COTS" hardware and software, and the 2002 VSS specifies audit log generation and retention requirements for COTS systems. The 2019 Dominion Voting Systems (DVS) [Final Application for Certification or Modification of a Voting System for Democracy Suite \(D-Suite\) 5.11-CO](#), the 2021 [Application for DVS D-Suite 5.13](#), the 2020 [Test Report for Clear Ballot Group \(CBG\) ClearVote\(CV\) 2.1](#), and the 2021 [Test Report for CBG CV 2.1.5](#), all identify "COTS" hardware and software, including computer operating systems, in our voting systems certified by the Secretary of State and used in 2020 and 2021 elections.

The [2002 VSS](#) para 2.2.5.3 explicitly states "Further requirements must be applied to COTS operating systems to ensure completeness and integrity of audit data for election software...These systems include both servers and workstations (or "PCs")...Election software running on these COTS systems is vulnerable to unintended effects from other user sessions, applications, and utilities, executing on the same platform at the same time as the election software...To counter these vulnerabilities, three operating system protections are required on all such systems on which election software is hosted... Second, operating system audit shall be enabled for all session openings and closings, for all connection openings and closings, for all process executions and terminations, and for the alteration or deletion of any memory or file object. This ensures the accuracy and completeness of election data stored on the system. It also ensures the existence of an audit record of any person or process altering or deleting system data or election data."

b. [Mesa Forensic Report #1](#) major finding 2. "Due to non-compliance with the 2002 VSS requirements, these voting systems and accompanying vendor-provided, Colorado Secretary of State-approved procedures for county use cannot have met the certification requirements of the State of Colorado, and should not have been certified for use in the state." The requirement, in the 2002 VSS, that voting systems generate and preserve all these log files, critical to the ability to audit and reproduce the conditions and details of election conduct, is mandatory under [CRS 1-5-601.5](#). Not only did the cyber expert conclude and show evidence that the DVS D-Suite 5.11-CO system did not satisfy those statutorily-mandated 2002 VSS requirements, but the Secretary of State falsely and illegally certified that it did.

c. [Mesa Forensic Report #2](#) major finding 1. The DVS D-Suite 5.11-CO voting system is not secure and protections have not been implemented in accordance with the 2002 VSS requirements. Again, the certification of a voting system which fails to comply with the requirements of the 2002 VSS is a clear violation of [CRS 1-5-601.5](#).

d. [Mesa Forensic Report #2](#) major finding 2. The combination of unauthorized software (Microsoft SQL Server Management Studio (SSMS)) installed in the DVS D-Suite 5.11-CO

Election Management System (EMS) server, the failure to employ security mechanisms built into the system and required by 2002 VSS, and the obliteration of mandatory audit logs (destruction of both election records and evidence of access to the EMS server) that Federal and State law require be preserved, create a "back-door" to the EMS server that is only partially protected by a simple password, with no preserved audit records.

Crane admits that SSMS "was not explicitly identified on the certification;" **this is tacit admission of the illegality of the installation and presence of SSMS on DVS D-Suite 5.11-CO.** He asserts, factually, that a single document, in DVS' Technical Data Package (TDP) mentions "Microsoft Sequel Server Management Studio (SSMS)." Never mind that Crane presumes to advise you regarding computer-based voting systems, when he is so ignorant that he mistakes the acronym "SQL" (Structured Query Language) for the English word "sequel." He fails to mention that the TDP comprises dozens of manuals, including eight manuals and user guides specific to the EMS, and not one of those eight mentions SSMS. More importantly, CRS § 1-5-618 explicitly requires that any modification to the certified voting system, defined by DVS' application for certification, the corresponding Test Report (neither of which list SSMS as included or tested software), and the resulting Secretary of State certification letter, be subjected to the same requirements for approval "as those prescribed by this part 6 for the initial certification of the system."

Furthermore, Crane admits to his knowledge of the Colorado Department of State's approval of a second, separate act (presumably with separate counts for each affected Colorado county) of **egregious violation of Colorado election law**, involving the installation of the "LibreOffice" freeware on Colorado voting systems. He cites, as justification, the Secretary of State's Colorado Election Rule 20.2 (8 CCR 1505-1) but, again, fails to mention that the Secretary of State, herself, is not permitted to approve any modification to Colorado voting systems except in accordance with state law. **LibreOffice software is not part of the specified or tested configuration of any voting system certified in Colorado.**

The introduction of untested, uncertified software – obtained from sources that have not been validated – by state or county officials with no cyber expertise, into Colorado voting systems, violates CRS § 1-5-601.5, CRS § 1-5-608.5, CRS § 1-5-618, and CRS § 1-5-620, causes counties to violate CRS § 1-6-612 and CRS § 1-5-613 by using an improperly certified voting system. There is no version of the LibreOffice software without at least one published Common Vulnerability and Exposure, and some versions have nine published vulnerabilities, including vulnerabilities of the most severe category.

The cavalier introduction of this software into voting systems reveals such blatant ignorance of and disregard for cyber hygiene and security that it should immediately disqualify any individual involved from every having custody or control of any election-related system. Further, the Secretary of State is in breach of her duty under CRS § 1-5-621, for her failure to prohibit the use in elections of voting systems which, by the installation of untested, uncertified software, deviated from the certified system.

These are violations of Colorado election law, committed by the Secretary of State and her staff and, at her direction, by county election officials in Colorado. Each should be investigated by sworn law enforcement personnel and, if Crane's self-incrimination and indictment of the Secretary of State, and the evidence in the forensic reports, are validated, each of these election officials must be afforded due process.

e. Mesa Forensic Report #2 major finding 3. Testing by the cyber expert demonstrated that calculated vote totals in the DVS D-Suite 5.11-CO EMS tabulated vote database could "be easily changed," "flipping the election," and violating the 2002 VSS' explicit requirement to address this specific risk. Once again, the certification of a voting system which fails to comply with the requirements of the 2002 VSS is a clear violation of CRS 1-5-601.5.

f. [Mesa Forensic Report #2](#) major finding 4. The DVS D-Suite 5.11-CO EMS server was assembled in Mexico, of parts manufactured in China, exposing the EMS server, and thus the voting system, to compromise through supply-chain attack. Despite this concept being well-understood in the Federal government, particularly within national security community personnel responsible for cyber security, the supply-chain threat is not mentioned nor in any way mitigated in the acquisition and testing of Colorado's computer-based voting systems.

g. [Mesa Forensic Report #2](#) major finding 5. Due to the demonstration of the EMS server's vulnerability and susceptibility to manipulation, the EMS server presents an immediate threat to election integrity, with potential grave consequence to Colorado and the Nation by allowing the unauthorized alteration of election results. [Mesa Forensic Report #3](#) major finding 1. There was an unauthorized creation of new election databases on the EMS server during the November 2020 General Election in Mesa County, involving the digital "reloading" of 20,346 ballot records into the new election databases, making the original voter intent recorded from the paper ballots unknown. In addition, 5,567 ballots in 58 batches did not have their digital records copied to the new database, although the votes from the ballots in those batches were recorded in the EMS server's main election database.

h. [Mesa Forensic Report #3](#) major finding 2. The same unauthorized creation of new election databases occurred during the 2021 Grand Junction Municipal Election in March 2021 in Mesa County, followed by the digital reloading of 2,974 ballot records, obscuring original voter intent for those ballots, and 4,458 ballots in 46 batches did not have their digital records copied to the new database, despite the votes from the ballots in those ballots being included in the EMS server's main election database.

i. [Mesa Forensic Report #3](#) major finding 3. Secure hash algorithm (.sha) files required for each digital ballot image were missing, making the authenticity and ballot-level records for those ballots impossible to verify.

j. [Mesa Forensic Report #3](#) major finding 4. The true total vote count in Mesa County for those two elections **cannot be accurately calculated** from records in the databases of the county's voting system.

k. [Mesa Forensic Report #3](#) major finding 5. There is no function or feature on the EMS server that could be executed inadvertently or deliberately by a local election official that would cause this combination of events to occur, especially within the time frame of the events. Given the complex sequence of data manipulations and deletions necessary to produce the digital evidence described in this report, this combination of events could not have been the result of either deliberate or inadvertent actions by those officials using documented EMS server functions.

l. [Mesa Forensic Report #3](#) major finding 6. The installation of the Trusted Build update on the EMS server in May 2021, as directed by the Colorado Secretary of State, destroyed all data on the EMS hard drive, including the batch and ballot records that evidenced the creation of new databases and reprocessing of ballot records described in Findings 1 and 2 above.

m. [Mesa Forensic Report #3](#) major finding 7. **The fact that such ballot record manipulation has been shown demonstrates a critical security failure with the DVS EMS wherever it is used.** The manipulation would not be identifiable to an election official using the voting systems, nor to an observer or judge overseeing the election conduct, much less to citizens with no access to the voting systems; without both cyber and database management system expertise, and unfettered access to database records and computer log files (many of which were destroyed by the actions of the Secretary of State) from the EMS server, the manipulation would be undetectable.

4. "Not one of these reports have shown any evidence that the results of the 2020 election or any other election were not accurate."

These reports show that the certification of our voting systems and their use in Colorado elections has been in violation of Colorado law, and that the extraordinary vulnerability of the voting systems to penetration and manipulation, coupled with the wanton destruction of election records, means that neither the results reported from these systems nor the election officials who swear to their security and integrity, can be trusted by Colorado citizens. The safeguards in CRS Title 1, which the General Assembly has presumably intended and assumed would protect the purity of Colorado elections and safeguard the elective franchise, have failed – through the ignorance and deliberate subversion of sworn election officials, and with the mute inaction of Colorado's sworn law enforcement officers, to Mr. Crane's ardent applause.

5. "Our systems specifically use redundant checks and rechecks to ensure that they are safe. Some of these protections include equipment-related security measures including restricted access and video monitoring, pre-election testing that includes community members as witnesses and post-election activities such as risk-limiting tabulation audits. Strict chain of custody, as demanded by Colorado statute/rule, adds significantly to our security posture."

These computer-based voting systems are *computers*. Assessing their security and integrity requires cyber security expertise, not the rote memorization of narrative talking points Crane regurgitates for consumption by citizens and public officials who've mistakenly trusted him. **Crane's claim belies the independent forensic assessment of cyber experts with more than 120 years' more cyber experience than Crane.** What, precisely, does Crane suppose "video monitoring" will reveal, from the outside of a computer system?

Could "watching" your smartphone – even with a "bipartisan" team – prevent the delivery of a text message, or the suspension of your "blocked caller list" through a setting change which occurs automatically when one dials "9-1-1," even after performing a "logic and accuracy test (LAT)" to ensure your phone blocked any calls from numbers on your "blocked caller list?" The same is true for our computer-based voting systems.

Both the approach to certification testing by the Voting System Testing Labs and the LAT performed by election officials are artifacts of an era when the proper function of mechanical or electromechanical voting systems could actually be verified by simple tests and the naked eye; these approaches are impossibly inadequate and ill-suited to the verification of computer-based voting system security and proper operation, because the operation, security, and integrity of a computer-based system can be radically altered with a single bit change in code or firmware.

6. "This flurry of reports is a deliberate strategy by grifters and bad actors to create the impression that something is wrong with our election systems, spread fear, and create chaos to achieve their policy goals, which include reducing voting to only one day, potentially disenfranchising our military voters and voters with a disability, and hand-counting ballots. Ironically, their "solutions" to achieve greater election integrity will actually have the opposite effect. Their solutions will decrease voter access to the ballot and make our elections less secure and less accurate." Crane veers yet again into baseless, defamatory claims, from a position of such utter and abject ignorance and hypocrisy, it beggars belief.

Speaking of grifters, Crane himself was inexplicably absolved by an ethics review of conflict of interest, related to his conduct as a sworn county election official, while his spouse was employed by the vendor of the very voting system that he was responsible for ensuring was secure and accurate. Even his curriculum vitae is "embellished," claiming that he was an elected clerk from 2013 through 2018, despite his status from 2013 through January, 2015 being "appointed," not elected. In addition to his role with the CCCA, Crane is in the employ

of the [Lafayette Group](#), a contracted crisis communications advisor to the U.S. Department of Homeland Security (DHS), the Cybersecurity and Infrastructure Security Agency (CISA), and the Election Assistance Commission (EAC), responsible, in part, for propaganda such as the ridiculous proclamation by election industry insiders that the November 2020 election was the “most secure in American history.” Crane invited his fellow Lafayette Group employee and former EAC director of testing and certification to address Colorado’s county clerks at the CCCA’s summer conference, sponsored by voting system vendors. Ryan Macias, who was caught attempting to sneak into the Maricopa County audit as an operative of Arizona Secretary of State Hobbs and, during the summer conference, informed CCCA attendees that his organization intended to discredit the Maricopa Audit before its report was released.

Now, though Crane and the CCCA pretend to represent the interest of Colorado county clerks, which pay for their CCCA membership with Colorado citizens’ tax dollars, he has funded a lobbyist, “5280 Strategies,” to lobby in support of SB22-153. This bill would strip clerks and their citizens of significant statutory authorities to oversee elections. While claiming to represent the clerks, Crane has exposed himself and his confidants as allies of Secretary of State Griswold, in her campaign to consolidate absolute power over Colorado elections – depriving citizens of transparency and stripping clerks of their First Amendment rights to even express doubts regarding voting system security.

7. “The entirely erroneous assertion that the voting system testing lab used by Colorado lost its federal accreditation and thus the voting systems used in Colorado should be decertified as a result. Any assertion that the federally accredited voting system testing lab (VSTL) used by Colorado lost its federal accreditation is absolutely not true.”

This is a lie. Colorado Department of State Elections Director Judd Choate lied to Colorado election officials in a memorandum [emailed](#) at 6:29PM on July 20, 2021, where Choate, as Crane has, claimed that “The EAC also has confirmed that Pro V&V’s accreditation did not expire at any time between February 24, 2015 and today, July 20, 2021.” His email went on to state “I have gone so far as to personally confirm this fact with the EAC Executive Director, Mona Harrington, two weeks ago (accreditation was not terminated) and again this morning (accreditation did not expire).”

In fact, at the time of Choate’s memorandum, he had not yet received ANY documentation in response to his [plea](#) in the 12:01AM, July 20, 2021 [email](#) to EAC Executive Director Mona Harrington and EAC General Counsel Kevin Rayburn, for “any document you could point us to that would clarify the Revocation v. Expiration issue?” “Better yet,” Choate continued, “could you write a letter or even an email stating what we all know – that Pro V&V was a continuously accredited VSTL since 2015?” At 10:08AM on July 20, 2021, Choate [wrote](#) “Our real concern at this point is about this idea that the accreditation ‘expired.’ The talking points seemed to have shifted from revocation of Pro V&V’s accreditation to the expiration of that accreditation. Obviously, we know this isn’t the case, but we lack the documentation to demonstrate that this talking point is in error.” At 4:12PM, July 21, 2021, nearly 22 hours after lying to Colorado election officials, Choate [wrote](#) “Hi Mona. Attached is the memo I sent the counties last night. Any update on the letter you are providing?”

To be clear: at the time that Choate asserted to Colorado election officials that he had confirmed uninterrupted, unexpired accreditation with the EAC, he had received no such confirmation from the EAC.

In fact, [Title 52 U.S.C. § 20971](#) provides that VSTLs are accredited ONLY by vote of the EAC Commissioners, and the EAC’s [Voting System Testing Laboratory Program Manual](#), para 3.8 states that “A VSTL’s accreditation expires on the date annotated on the Certificate of Accreditation. VSTLs in good standing shall renew their accreditation by submitting an application package to the Program Director, consistent with the procedures of Section 3.4 of this Chapter...Laboratories that timely file the renewal application package shall retain their accreditation while the review and processing of their application is pending...(and) should

circumstances leave the EAC without a quorum to conduct the vote required under Section 3.5.5.” This VSTL Program Manual language explicitly acknowledges that renewal of accreditation for a VSTL required, in accordance with 52 USC § 20971, **a vote by EAC Commissioners**, to be documented in the form of a written Commissioners’ Decision which “makes a clear determination as to accreditation...”

The EAC issued a Certificate of Accreditation to Pro V&V on February 24, 2015, which states that the accreditation is effective through February 24, 2017. EAC Annual Reports and Records of EAC Commissioner meetings between 2014 and 2020 show that the EAC had a quorum of Commissioners continuously, excepting from March, 2018 through January, 2019, and that **at no time did EAC Commissioners vote to renew the accreditation of Pro V&V between 2017 and the end of 2020**. By U.S. law, and in fact, Pro V&V was not an accredited VSTL in 2019 and 2020, at the time it conducted testing on the DVS D-Suite 5.11-CO and CBG CV 2.1 voting systems – which testing campaigns were also used as the partial basis of voting system standards compliance testing Pro V&V accomplished for DVS D-Suite 5.13 and CBG CV 2.1.5 in 2021, according to the test reports for those systems.

The unsigned, undated memo finally sent by EAC’s Harrington (which does not, in contradiction to Choate’s statement, mention, let alone dismiss, the question of whether Pro V&V’s accreditation had expired, nor whether EAC Commissioners voted to renew Pro V&V’s accreditation) notwithstanding, this means, undeniably, that Secretary of State Griswold’s certifications of DVS D-Suite 5.11-CO and 5.13, and CBG CV 2.1 and 2.1.5 voting systems were in violation of Colorado law.

8. “The false assertion that voting systems are built to connect to the internet. Yes, there is wireless technology on many of our voting system components. Voting systems are tested and certified for use by the federal government and the state of Colorado with these wireless components included. The mere presence of these components does not violate federal or state law. However, the wireless ability is disabled in Colorado as a part of the Trusted Build process. Counties do have the ability to validate this. Validating that wireless functionality is disabled will be a part of the Public Logic and Accuracy Test conducted before every election in every county moving forward.”

Whether by sheer ignorance or the deception of semantics, Crane pretends that the only issue with the inclusion of, for example, 36 separate wireless networking devices in a single county’s voting system is whether that voting system is connected directly to the internet.

In Mesa County Forensics Report #2, Doug Gould explains the concept of an Island-Hopping Attack, such that the connection or susceptibility to connection, e.g. through a wireless networking device, of a voting system to any external device or network exposes the voting system to attack. “Internet” or “no internet” is irrelevant. There is no amount of wireless connectivity that could be tolerable, acceptable, or safe in a system as critical as our voting systems. The inclusion of ANY wireless networking device in a voting system introduces such an extraordinary vulnerability that the fact of Crane’s dismissal of this concern reinforces the conclusion that he, and anyone who thinks as he does, cannot be trusted with our elections. **The Federal government will not allow wireless devices of any kind in its most sensitive facilities, and states explicitly that “computers with an embedded wireless system must have the radio removed before the computer is used to transfer, receive, store, or process classified information, and “simply disabling the transmit capability is...inadequate...”** But Crane insists that the “Trusted Build” and the “Logic and Accuracy Test” “validate that wireless functionality is disabled.”

In fact, Crane’s ignorance fails him, and us, once again. The presence of integrated Dell Remote Access Controllers (iDRAC) and the use of Intel chipsets with forms of “Active Management Technology(AMT)” in our voting systems means that our voting systems are, inherently and irrevocably, built for remote access and out-of-band management – even allowing the configuration of the systems remotely with no detectable indicators to personnel standing in front of or even using those computers. When paired with wireless networking

devices, inexplicably included in the voting systems by the vendor, and completely untested by the VSTL, what is clear is that we are, at best, poorly advised and, at worst, intentionally deceived by Crane and Griswold.

9. "Also issued recently by... "USEIP" is an attempt to report on what they describe as a 'voter canvass'....In general, it is impossible to respond specifically to any of its assertions because we know too little about the canvass itself."

Legislators can read the Colorado Canvassing Report and decide for themselves the value of the product of almost 8,000 volunteer hours by hundreds of their constituents, resulting in affidavits which document, conservatively, an 8% irregularity and inaccuracy rate in the Secretary of State's voting history and voter records for the November 2020 election in four large Colorado counties, indicating that the outcome of 7-12% of all election races and measures on Colorado's November 2020 ballots may be in doubt.

As to Crane's questions, which he has never directed to USEIP despite the public posting of the report and the availability of USEIP's contact information, as well as an information video answering most of these questions:

- i. "Who are the canvassers?" The canvassers were 100% volunteer, non-partisan, Colorado citizens canvassing (using the standard dictionary definition which suddenly mystifies Crane) their neighbors.
- ii. "How did the canvassers interact with the voters?" The canvassers were only allowed to canvass following their training that emphasized courtesy, honesty, and friendliness, and they worked in pairs for their own safety.
- iii. "Did the canvassers use a script? Was the script biased?" As explained in the Report, page 5, the canvassers used a script and asked five questions:
 1. Did you vote in the November 2020 elections
 2. By what means did you return your ballot (mail-in, ballot drop box, or in-person)
 3. Did you receive any extra ballots at this address
 4. Is your voter information (in the Secretary of State's information) accurate (name, address, party affiliation, etc.)
 5. Are there any other experiences you would like to share.
- iv. "What voters were surveyed?" As explained in the Report, page 6, all voters in precincts with the highest and lowest voter opportunity scores were canvassed. Additionally, as specified in a supplemental report footnoted on page 20 (and found here: <https://ln5.sync.com/dl/e817b9880/hwtchqgx-7tag86gk-r6x8yngc-sg5zimwp>), the distribution of the voter opportunity scores for voters that responded versus didn't respond were approximate, indicating that voters who responded were similar to that of the voters who did not respond.
- v. "How did they overcome the bias of talking to only one person in a house with multiple voters?" Crane here assumes, without evidence, that there IS such a bias. As noted above, the distribution of the voter opportunity scores for voters that responded versus didn't respond were very similar, indicating that voters who responded were similar to the voters who did not respond. This is important because it confirms that there was no bias in the sample selection, nor in the response rate of voters.
- vi. "Are the neighborhoods surveyed representative of the county?" Yes. When you inspect the distribution of the voter opportunity score for those neighborhoods canvassed in each county, they approximate the distribution of the voter opportunity scores for all voters in each of the counties canvassed. You can find additional information here: <https://ln5.sync.com/dl/bd2485d10/aru766hi-t322kdbn-cww7jwsj-5yf8znds>

- vii. "Are the counties surveyed representative of the state? (Obviously Douglas, El Paso, Pueblo, and Weld are not representative of the entire state)" Here, again, Crane reveals his own bias, with no evidence. Regardless, the distribution of voter opportunity scores among the four large counties canvassed approximates the distribution for all of Colorado, hence, we can infer that these counties can be used as a proxy for the state. You can find additional information here: <https://ln5.sync.com/dl/bd2485d10/aru766hi-t322kdbn-cww7jwsj-5yf8znds>
- viii. "Why were results from other counties not included in the report?" The sheer temerity of Crane – who has publicly asserted warrantless falsehoods regarding Colorado elections, and yet made no effort to canvass; who has disparaged the citizen canvassers and their results; who has pretended that the very term "canvass" is somehow deserving of skepticism – asking "Why didn't the citizens do MORE?" is shocking. Again, while no Colorado election official conducted any canvassing, of any amount, to satisfy their sworn duty, these hundreds of citizen volunteers spent nearly 8,000 hours canvassing samples populations of four counties, representing approximately one-fourth of the entire Colorado registered voting population. As noted above, given that the distribution of voter opportunity scores in these four counties approximates the distribution of the entire state, inferences can be made about discrepancies found. You can find additional information here: <https://ln5.sync.com/dl/bd2485d10/aru766hi-t322kdbn-cww7jwsj-5yf8znds>
- ix. "Furthermore," Crane continues, "it's fair to ask why USEIP has not turned over the data and/or affidavits that support their claims. If they have evidence of poor voter rolls and illegal activity, they should have turned that information over to be investigated when they released their report. If the information is accurate, having the data would allow counties to update voter rolls and pursue legal charges if warranted."

Is it, in fact, fair for Crane to ask, given his baseless claims and utter inaction to support them? The report literally states, on page 7, that "affidavits and accompanying data will be provided to officials." And so they will be. The report has already been provided to the lead counsel for plaintiff in a suit against Secretary of State Griswold concerning Colorado voter rolls. The report and affidavits will be provided directly to the Colorado Attorney General and District Attorneys, and to County Clerks, with affidavits which compel their investigation, "forthwith," under Colorado statute.

10. "One other important thing to note," Crane's claim that "USEIP members collected a list of approximately 750 deceased people who they claim had cast a ballot in the 2020 General Election. They submitted this list to authorities in El Paso County last year..." is, par for his consistently inaccurate course, completely false. USEIP volunteers did no such thing. In addition to cyber security and Colorado election law and canvassing, it appears Crane is incapable of validating even the simplest of his counter-factual claims. This man cannot possibly be a "trusted source" of information for our elected officials.

11. "We understand a new report regarding the Mesa County election security breach has just been introduced. We will study that report vigorously as well. Based on the poor assumptions/conclusions from the first two reports, it is fair to say we are cynical about any claims in this new report. "

Crane's cynicism must be a badge of honor for any recipient, given that his "vigorous study" (it's unclear who he refers to by "we") has thus far resulted in

an unbroken chain of inaccurate and deceptive assertions in every single case. Perhaps Crane will "vigorously" study Mesa Forensic Report #3 sufficiently that he will not publicly embarrass himself by asking question answered in the first five pages of the report.

12. "In closing, these reports detail known vulnerabilities in the voting system."

Crane's acknowledgment of "known vulnerabilities in the voting system" is noteworthy and significant. The acknowledgement deserves its own hearing before the General Assembly. At no previous time or place has Crane, much less the Secretary of State, acknowledged this fact. Secretary Griswold has also made no mention to members of the General Assembly, or to Colorado clerks, or to the public, of vulnerabilities discovered in Colorado's Statewide Colorado Registration and Election (SCORE) system in 2015 and 2020, nor of the explicit statement in University of Michigan Professor of Computer Science and election system security expert witness J. Alex Halderman's Declaration in a Georgia court of "numerous security vulnerabilities" in the DVS ImageCastX machines used in 16 states, including Colorado, which can be used to "steal votes cast on ICX devices. Notice of the Halderman Declaration was provided to the Colorado Secretary of State prior to the November 2021 election, but she took no action to notify the General Assembly, Colorado election officials, or the Colorado public, nor did she take any action to mitigate the identified vulnerabilities.

13. "However, they do not show any exploitation of those vulnerabilities. They do not detail any fraud or inaccurate vote counts."

Crane should have waited until after he "vigorously" read Mesa County Forensic Report #3, rather than simply after an entire career of not actually looking to see if voting system vulnerabilities have been exploited, before making this baseless assertion.

14. "Amateur and inaccurate work like this undermines public trust in our elections and hurts the integrity of our elections."

Please look at the credentials of the authors of these Reports, as noted above.

As it turns out, our elections, and the people who have been keeping these election vulnerabilities from the public, do not deserve public trust. They deserve scrutiny, and the People are entitled to demand it, and the members of the General Assembly are obligated by law and oath to provide it.

----- Original message -----

From: Matt Crane <ccaexecutivedirector@gmail.com>

Date: 3/22/22 13:51 (GMT-07:00)

To: judy.amabile.house@state.co.us, jennifer.bacon.house@state.co.us, mark.baisley.house@state.co.us, adrienne.benavidez.house@state.co.us, tracey.bernett.house@state.co.us, Shannon.bird.house@state.co.us, rod.bockenfeld.house@state.co.us, andrew.boesenecker.house@state.co.us, mary.bradfield.house@state.co.us, jeff.bridges.senate@state.co.us, janet.buckner.senate@state.co.us, yadira.caraveo.house@state.co.us, terri.carver.house@state.co.us, marc catlin house <marc.catlin.house@state.co.us>, james.coleman.senate@state.co.us, john.cooke.senate@state.co.us, don.coram.senate@state.co.us, lisa.cutter.house@state.co.us, jessie.danielson.senate@state.co.us, lindsey.daugherty.house@state.co.us, kerry.donovan.senate@state.co.us, monica.duran.house@state.co.us, daneya.esgar.house@state.co.us, tony.exum.house@state.co.us, stephen.fenberg.senate@state.co.us, rhonda.fields.senate@state.co.us, meg.froelich.house@state.co.us, leroy.garcia.senate@state.co.us, bob.gardner.senate@state.co.us, alec.garnett.house@state.co.us, tim.geitner.house@state.co.us, joann.ginal.senate@state.co.us, julie.gonzales.senate@state.co.us, serena.gonzales-gutierrez.house@state.co.us, matt@matthewgray.us, Ron.Hanks.house@state.co.us, chris.hansen.senate@state.co.us, leslie.herod.house@state.co.us, nick.hinrichsen.senate@state.co.us, dennis.hisey.senate@state.co.us, chris.holbert.senate@state.co.us, richard.holtorf.house@state.co.us, edie.hooton.house@state.co.us, dominique.jackson.house@state.co.us, sonya.jaquez.lewis.senate@state.co.us, Iman.Jodeh.house@state.co.us, chris.kennedy.house@state.co.us, cathy.kipp.house@state.co.us, barbara.kirkmeyer.senate@state.co.us, chris.kolker.senate@state.co.us, colin.larson.house@state.co.us, pete.lee.senate@state.co.us, mandy.lindsay.house@state.co.us, larry.liston.senate@state.co.us, susan.lontine.house@state.co.us, Stephanie.Luck.house@state.co.us, paul.lundeen.senate@state.co.us, Mike.Lynch.house@state.co.us, Julie.mccluskie.house@state.co.us, karen.mccormick.house@state.co.us, hugh.mckean.house@state.co.us, barbara.mclachlan.house@state.co.us, dafna.michaelson.jenet.house@state.co.us, dominick.moreno.senate@state.co.us, kyle.mullica.house@state.co.us, patrick.neville.house@state.co.us, david.ortiz.house@state.co.us, rod.pelton.house@state.co.us, brittany.petterson.senate@state.co.us, andres.pico.house@state.co.us, kpriola@gmail.com, bob.rankin.senate@state.co.us, kim.ransom.house@state.co.us, janice.rich.house@state.co.us, naquetta.ricks.house@state.co.us, dylan.roberts.house@state.co.us, robert.rodriguez.senate@state.co.us, shane.sandridge.house@state.co.us, ray.scott.senate@state.co.us, cleave.simpson.senate@state.co.us, emily.sirota.house@state.co.us, senatorsmlwood@gmail.com, marc.snyder.house@state.co.us, senatorsonnenberg@gmail.com, matthew.soper.house@state.co.us, tammy.story.senate@state.co.us, tom.sullivan.house@state.co.us, kerry.tipper.house@state.co.us, brianna.titone.house@state.co.us, donald.valdez.house@state.co.us, alex.valdez.house@state.co.us, Tonya.Van.Beber.house@state.co.us, kevin.vanwinkle.house@state.co.us, mike.weissman.house@state.co.us, perry.will.house@state.co.us, dave.williams.house@state.co.us, faith.winter.senate@state.co.us, steven.woodrow.house@state.co.us, rob.woodward.senate@state.co.us, Dan.Woog.house@state.co.us, mary.young.house@state.co.us, senatorrachelz@gmail.com

Cc: Mike Beasley <Mike@5280strategies.com>

Subject: Colorado County Clerks Association Response to "Election Integrity" Reports

Dear Colorado General Assembly,

Many of you have received form emails from your constituents asking about allegations contained in three reports claiming to detail illegal activities regarding our

election/voting systems. Two of these reports are related to the election security breach in Mesa County last year.

In general, the allegations in these reports are largely what has been alleged and debunked as half-truths and outright falsehoods for many months now. Two key points you should keep in mind when discussing these with your constituents.

First and foremost, not a single one incident of fraud or misconduct has been proven in these reports. The reports actually demonstrate how little the author(s) and contributor(s) know about election law, systems, and processes. Here is what is true:

- Not one of these reports have shown any evidence that the results of the 2020 election or any other election were not accurate.
- Our systems specifically use redundant checks and rechecks to ensure that they are safe. Some of these protections include equipment-related security measures including restricted access and video monitoring, pre-election testing that includes community members as witnesses and post-election activities such as risk-limiting tabulation audits. Strict chain of custody, as demanded by Colorado statute/rule, adds significantly to our security posture.
- This flurry of reports is a deliberate strategy by grifters and bad actors to create the impression that something is wrong with our election systems, spread fear, and create chaos to achieve their policy goals, which include reducing voting to only one day, potentially disenfranchising our military voters and voters with a disability, and hand-counting ballots. Ironically, their "solutions" to achieve greater election integrity will actually have the opposite effect. Their solutions will decrease voter access to the ballot and make our elections less secure and less accurate.

Here are the top claims repeated in "reports" from Mesa County.

1. **The false accusation that voting records required to be retained are somehow deleted during routine voting system updates, called the Trusted Build**

Records required for retention under federal and state election law are not deleted as a part of the Trusted Build process. Colorado tests voting systems to the 2002 Voting System Standards. [You can find those standards here.](#)

There, you will see that records required for retention under federal and state law come from the voting system itself, not the full computer operating system.

By design, the Trusted Build process installs the new files and removes files related to the old build. This is not a violation of federal or state election retention laws. The state retains a copy of the old Trusted Build and counties retain backups of their election projects from the voting system. These backups include access and activity logs for the voting system, in compliance with law. Furthermore, each county retains the voted paper ballots from each election for 25 months after each election as required by Colorado law. Those three components allow a

county to recreate/reconstruct the election, recount ballots again if necessary, and audit the accuracy of the system in tabulating the ballots, which ensures compliance with federal and state law.

2. The entirely erroneous assertion that the voting system testing lab used by Colorado lost its federal accreditation and thus the voting systems used in Colorado should be decertified as a result

Any assertion that the federally accredited voting system testing lab (VSTL) used by Colorado lost its federal accreditation is absolutely not true. Election Assistance Commissioner Don Palmer presented at the 2022 CCCA Winter Conference and explained that PRO V & V never had its accreditation revoked. You can read the EAC response to these false accusations. The VSTL never lost the ability under the law to test and certify voting systems for use.

3. The false assertion that voting systems are built to connect to the internet

Yes, there is wireless technology on many of our voting system components. Voting systems are tested and certified for use by the federal government and the state of Colorado with these wireless components included. The mere presence of these components does not violate federal or state law. However, the wireless ability is disabled in Colorado as a part of the Trusted Build process. Counties do have the ability to validate this. Validating that wireless functionality is disabled will be a part of the Public Logic and Accuracy Test conducted before every election in every county moving forward.

4. The false assertion that voting systems across counties contain unauthorized software that could somehow allow access from external sources

This claim is not new and has been debunked on numerous occasions, going back to grifters making the same claim in Antrim County, MI after the 2020 election. There are two components of this lie here in Colorado:

- a. Microsoft Sequel Server Management Studio (SSMS). On the Dominion system, this software plays a role in adjudication. Grifters and bad actors contend that because this part of Sequel was not explicitly identified on the Colorado application for certification, that it's use is illegal. This is more malinformation. While it was not explicitly identified on the certification, it is common knowledge that SSMS is a normal part of having Sequel installed. Furthermore, in the product documentation submitted by Dominion during the certification process, SSMS is CLEARLY identified as part of the configuration for both standard and express accounts. Here is the link to the product documentation. The reference to MSMS can be found on pages 39-40.

<https://www.sos.state.co.us/pubs/elections/VotingSystems/DVS-DemocracySuite511/documentation/2-02-SystemOverview-5-11-CO.pdf>

- b. LibreOffice. Many counties have downloaded this freeware version of Microsoft Office to their voting system. According to the grifters and bad actors, this

download is illegal and should disallow counties from using their voting system. However, Colorado Election Rule 20.2 clearly allows counties to download additional software to voting systems with the approval of the Colorado Department of State (CDOS). CDOS has approved the LibreOffice download.

Once again, either the grifters and bad actors did a poor job of research or they are purposely spreading disinformation.

Also issued recently by the group calling itself the United States Election Integrity Plan "USEIP" is an attempt to report on what they describe as a "voter canvass." [You can see that full report here.](#) In general, it is impossible to respond specifically to any of its assertions because we know too little about the canvas itself. Important questions that the report does not answer include:

- Who are the canvassers?
- How did the canvassers interact with the voters?
- Did the canvassers use a script? Was the script biased?
- What voters were surveyed?
- How did they overcome the bias of talking to only one person in a house with multiple voters?
- Are the neighborhoods surveyed representative of the county?
- Are the counties surveyed representative of the state? (Obviously Douglas, El Paso, Pueblo, and Weld are not representative of the entire state)
- Why were results from other counties not included in the report?

Furthermore, it's fair to ask why USEIP has not turned over the data and/or affidavits that support their claims. If they have evidence of poor voter rolls and illegal activity, they should have turned that information over to be investigated when they released their report. If the information is accurate, having the data would allow counties to update voter rolls and pursue legal charges if warranted.

One other important thing to note. USEIP members collected a list of approximately 750 deceased people who they claim had cast a ballot in the 2020 General Election. They submitted this list to authorities in El Paso County last year. Upon investigation, they were correct about only ONE voter. However, the El Paso County Clerk and Recorder's Office had caught this attempt at fraud during signature verification, the ballot was not counted, and the matter was referred to the district attorney for further investigation.

We understand a new report regarding the Mesa County election security breach has just been introduced. We will study that report vigorously as well. Based on the poor assumptions/conclusions from the first two reports, it is fair to say we are cynical about any claims in this new report.

In closing, these reports detail known vulnerabilities in the voting system. However, they do not show any exploitation of those vulnerabilities. They do not detail any fraud or inaccurate vote counts. They also don't include any information about the other cyber and physical security steps counties employ to mitigate vulnerabilities. These reports were prepared by people who do not understand election law, systems, and processes and because of that, their conclusions are grossly incorrect. Amateur and inaccurate work like this undermines public trust in our elections and hurts the integrity of our elections.

If you have any questions, or if you would like to discuss this further, please let me know.

Best,
Matt

Matt Crane | Executive Director
Colorado County Clerks Association
Cell: 720.261.1194 | cccaexecutivedirector@gmail.com

Howard Black

From: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Sent: Friday, August 20, 2021 8:58 AM
To: Michael Allen
Subject: RE: Scheduling a Zoom call with Senator Karen Fann and Michael Allen.

Will do.



Jessica Ramirez
Executive Assistant

Colorado's 4th Judicial District
105 E. Vermijo Avenue
Colorado Springs, CO 80903

(719) 520-6174
JessicaRamirez@elpasoco.com

www.4thJudicialDA.com



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From: Michael Allen <MichaelAllen@elpasoco.com>
Sent: Friday, August 20, 2021 8:50 AM
To: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Subject: Re: Scheduling a Zoom call with Senator Karen Fann and Michael Allen.

No, go ahead and see if we can get a meeting scheduled.

Michael Allen

From: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Sent: Friday, August 20, 2021 8:01:53 AM
To: Michael Allen <MichaelAllen@elpasoco.com>
Subject: FW: Scheduling a Zoom call with Senator Karen Fann and Michael Allen.

See below. Are you interested in meeting? Neal is very persistent and I do not mind declining his request and letting him know you are busy.

-Jessica

From: Neal Schuerer <neal@pathreform.org>
Sent: Friday, August 20, 2021 7:53 AM
To: districtattorney <districtattorney@elpasoco.com>; kfann@azleg.gov; karenefann@outlook.com

Cc: Jessica Ramirez <JessicaRamirez@elpasoco.com>; Adrian Luth <ALuth@azleg.gov>

Subject: Scheduling a Zoom call with Senator Karen Fann and Michael Allen.

CAUTION: This email originated from outside the El Paso County technology network. Do not click links or open attachments unless you recognize the sender and know the content is safe. Please call IT Customer Support at 520-6355 if you are unsure of the integrity of this message.

Good morning Senator Fann and Michael.

What does your schedule look like for setting up a 30 minute Zoom call next week , Monday, Tuesday or Wednesday. I believe the timing couldn't be better.

Let me know what could work.....Neal

Neal Schuerer | President | Path To Reform

319-551-3231 voice or text | Neal@pathtoreform.org | <https://www.pathtoreform.org>

"Supporting the legislative initiative to organize an Article V convention of states to consider constitutional amendments"

Howard Black

From: henry@gregmaxwellforsheriff.com
Sent: Monday, March 21, 2022 4:30 PM
To: Joe Oltmann
Cc: charitymcpike@msn.com; chuck.broerman@gmail.com; Wayne.williams@coloradosprings.gov; karl.k.schneider@gmail.com; anniesiebermccarty@gmail.com; Rcfguy@gmail.com; RROREGAN@HOTMAIL.COM; ryan@ryangrahamhomes.com; kay.rendleman@comcast.net; jjackson@cologop.org; schleiker4elpasocounty@gmail.com; paul@paullundeen.org; cortney@numail.cc; gregmax1105@gmail.com; stevenoblittforsheriff@gmail.com; Chris.morris@LevL3.com; CASSSEBASTIAN@YAHOO.COM; chris.sorensen@levl3.com; leonkelly@mac.com; Michael Allen; kristi@cologop.org; Sherronna Bishop
Subject: Re: FW: NOTICE Challenging the CD1 Assembly Election NOTICE

Hey Folks,

Please remove my contact information from this conversation. I'm not involved, nor do I want to be.

Again, please remove my contact information from this email and all further emails pertaining to this matter.

Thanks,

Henry Allen

On 2022-03-21 19:53, Joe Oltmann wrote:

Charity,

Well, this will be a fun email to pass on. You should learn how to use spell check.... It shows just how unhinged you are, fortunately. And you attack a church? Wow. As a warning, I am going to publish this email from you to the entire state and nationally to the FEC members and I think I will mail this out to every registered Republican in the state.

This email quite possibly could be considered illegal given the collusion. Not that it matters to any of the many unethical people on this thread. But I think it is important that the community knows what and who you all are. What is even more concerning and notable is who you sent this to. Not only was this email defamatory and salacious, but as I look at the "to" list it includes Michael Allen the DA for El Paso County, and Wayne Williams at their official capacity email address. Are you stating that the

"army" will include El Paso County being weaponized? I think you are. I also think a lawsuit is in order and maybe we should include El Paso County in this as well, since you are suggesting the "army" includes the established county government apparatus. You asked those people in their official capacity including Kristi Burton Brown as State GOP chair, to conspire to hurt others who oppose your group. Not sure how you or they are going to be able to walk away from this... Frankly we will start with the official complaints. This will serve as notice to preserve all emails for all state or local officials on this chain.

KBB,

You lied about MTG. You boycotted Vickie Tonkins event. One of the only black GOP chairs in the country. You tried to have her removed not once but twice. Reminds me of what the State GOP did to Anil (another strong minority Republican Chair) up north a few years ago. Seems like the establishment you are fighting so hard to protect is rooted in racism. I say appears because that is the feeling many get in what you and others have done to Vickie, Anil, etc. Maybe it is just a coincidence, but it certainly feels like something more concerning than that. You violated your neutrality and the simple concept of innocent until proven guilty with Tina Peters. You parroted the leftist narrative about me personally and FEC United which many members worked to get you elected. The list goes on. Unfortunately, you have done little except divide the GOP since taking office. It is quite clear that you have not looked at the election fraud evidence (which is indisputable and abundant) and that your alignment is not with the people but with an agenda closely aligned with the radical left element inside of our party. You betray everything you say you represented to me privately and publicly.

You have become a mule for those people who stole our voice, and I find the entire situation embarrassing and disappointing — yet not surprising. Power and money corrupt... you're NOT an exception to the norm. Your aspirations are at odds with the moral obligation you have to those you say you represent. Not sure who you are getting your advice from, but it is obvious you are being used to further the divide. Sad... I thought you would have been more centered.

As for the rest of you... A little bit of clarity...

First thank you to the individual who forwarded this to me. I appreciate it greatly. It proves there are ethical good people in the midst of the embarrassing individuals who look to betray the American ideal. I will agree with the sentiment shared, Charity represents what can only be described as dangerous controlled opposition. I had hoped that we could set aside the differences and negotiate a way forward for the grass root Americans (frankly on both sides of the aisle) that feel betrayed by the uni-party leadership, but that ship appears to have sailed.

Happy to report that in nearly 130 different primaries we (grass roots movement Americans) have gained the majority in every state. This is not a "far right extremist" environment parroted and propagated by you liars. It is a American movement centered on the principles of constitutional integrity and God centered ethical restoration.

You want to create a narrative? Okay, we will make sure everyone knows who you are. We will make sure we walk door to door and let them know exactly what you stand for. Let's not pretend you stand for the people in the community and I will stop pretending that a vast majority of you are redeemable. God is certainly at the wheel and what you are seeing right now is called a reckoning. Yet it is only the beginning.

I pray you will all take a step back and recognize the slippery slope you are on. I pray that you will take a deep breath and dive into the election fraud information coming out of nearly a dozen states. It is in the machines (Dominion, ES&S, Smartmatic, RUNBECK) and it is massive. Not only did Wayne Williams betray this party, he betrayed all of the people in this state and around the country by perpetrating the fraud and ignoring the facts. You're doubling down on the relationships/friendships you have and not the facts you can see... that is troubling and shows all of us what you stand for and the Americans you stand against.

We look forward to the "army" assembling. Sounds ominous, but such is the evil that stands against the people I suppose. Only problem is... we know how it ends. God Wins.

Warm regards,



Joe Oltmann

President & Chairman

e: joe@fecunited.com

p: [303.502.5646](tel:303.502.5646)

w: fecunited.com

----- Forwarded message -----

From: **Charity McPike** <charitymcpike@msn.com>

Date: Monday, March 21, 2022

Subject: Challenging the CD1 Assembly Election

To: Chuck Broerman <chuck.broerman@gmail.com>, "Wayne.williams@coloradosprings.gov" <Wayne.williams@coloradosprings.gov>, Karl Schneider <karl.k.schneider@gmail.com>

Cc: Ana Konduris <ackonduris@gmail.com>, "areulost@msn.com" <areulost@msn.com>, Annie Sieber McCarty <anniesiebermccarty@gmail.com>, Rob Fountain <Rcfguy@gmail.com>, "RROREGAN@HOTMAIL.COM" <RROREGAN@hotmail.com>

, Ryan Graham <ryan@ryangrahamhomes.com>, Kay Rendleman <kay.rendleman@comcast.net>

, Joe Jackson <jjackson@cologop.org>, Stephen Schleiker <schleiker4elpasocounty@gmail.com>

, Paul Lundeen Campaign <paul@paullundeen.org>, Cortney <cortney@numail.cc>

, "gregmax1105@gmail.com" <gregmax1105@gmail.com>, "henry@gregmaxwellforsheriff.com" <henry@gregmaxwellforsheriff.com>

, "stevenoblittforsheriff@gmail.com" <stevenoblittforsheriff@gmail.com>, "CASSEBASTIAN@YAHOO.COM" <CASSEBASTIAN@yahoo.com>

, "Chris.morris@Levl3.com" <Chris.morris@levl3.com>

, "leonkelly@mac.com" <leonkelly@mac.com>, "chris.sorensen@levl3.com" <chris.sorensen@levl3.com>

, "michaelallen@elpasoco.com" <michaelallen@elpasoco.com>, Kristi Burton Brown <kristi@cologop.org>

, "charitympike@msn.com" <charitympike@msn.com>

I don't have to state that Saturday's election was corrupt, eye opening and concerning. I believe there is an extreme right wing movement in our city that is more powerful and dangerous than most any of us suspected. While all included here may not come together on every issue, I believe this is the rational and appropriate group of individuals to address the glaring threats. I also believe we must act together to combat the power and effectiveness of the Vickie Tonkins/FEC/Fervent Church movement in this primary election. Because I was a part of the FEC leadership in it's early days when I believed the mission was pure and non-threatening, stepping away in May 2021 when the behavior of both FEC top leadership and the GOP grew far too concerning, I maintain a unique perspective and potentially useful knowledge. I'm pissed off at yesterday's results and am asking to come together as a force to defeat this faction. I also have a significant number of folks in copy which I imagine might be concerning. Please feel free to respond privately, but I'd like to bring this group together and create an army.

First and foremost, how do we overturn yesterday's election(s) based on the numerous rule infractions? One of the most glaring issues, multiple candidates never received an official copy of the newly elected delegates. Nor did they ultimately receive a full accurate delegate list impairing their ability to campaign effectively and fairly. Many of us had to seek out alternate sources to piece information together. None of us can be sure we every obtained an accurate list.

Among those who did receive a list at all, they received partial and inaccurate versions after days of repeatedly requesting from GOP Chair Vickie Tonkins (VT) and her staff. Furthermore, bias was again evident where Chair VT provided the lists to her select candidates up to a week earlier. We know this because many of us as well as new delegates received campaign material from Todd Watkins, Peter Lupia and Dave Williams days prior to the lists being released to our campaigns.

Additional Concerns -

County Assembly:

During County Assembly, sometime after 10am (select?) alternate delegates not elevated to a delegate position were told they were dismissed to go home by Sheryl Glasgow and Vickie Tonkins. Those whom we were in contact with were not advised at any point in the process that they would have an opportunity to re-credential in the afternoon for HD, SD or CD openings when so many delegates would (and did) leave having sole interest in morning county races or because the day had (intentionally?) dragged on beyond the anticipated scheduled meeting times.

If I understood correctly, Chair Tonkins admitted to adding 28 unelected "at large" delegates to the list and never revealed their names. We can be certain she provided them to her Team Vick (TV) crew. It would be expected that they were chosen in prejudice from among her loyal supporters, again giving unfair advantage to multiple TV candidates, including Watkins, Lupia, Williams, Rae Anne Weber, Lindsey Moore, Lynda Wilson. Candidates deserve to know who was appointed "at large".

Sheriff's Race:

On numerous occasions between January and March, GOP Chair Tonkins was in verbal and email debate with one or more Sheriff's race candidates insisting against Colorado Revised Statute, which allows three avenues to Primary Ballot access to include Petition, Petition and 10% County Assembly Delegate Vote and/or 30% +1 delegate vote at Assembly, stating that she would not allow their participation at County Assembly if they chose to first petition on to the primary ballot. Further, she erroneously and with malice advised in writing (attached) that if they were to participate in Assembly and received less than 30% but more than 10% of the vote they could, thereafter, petition onto the primary ballot. This was a blatant misrepresentation of election standards and procedures as established by C.R.S.

She multiple candidates' access to current 2021 Central Committee and precinct leaders contact lists, and later to the 2022 delegate lists. Instead, GOP Secretary Sheryl Glasgow only provided July 2021 lists insisting it was the most updated information they had blaming Clerk and Recorder Chuck Broerman for not providing anything more current.

After multiple arguments, on February 16, Chair Tonkins conceded acknowledgement to Colorado GOP Chair Kristi Brown, in email (attached), that she would in fact allow Greg Maxwell and those who petitioned onto the primary ballot, and who also chose to participate in County Assembly, to do both. And yet, as reflected in Rule 18 of the 2022 County Assembly Rules provided to all delegates, which reads "Candidates who are petitioning on to the primary ballot shall not be allowed to address the Assembly", she once again attempted to blatantly disrupt fair election process in favor of those candidates to whom which she has continually showed preferential treatment. A motion made by a member of Greg Maxwell's campaign team, Henry Allen, was eventually heard requesting the rule be struck and petitioning candidates be allowed to participate. A yea/nay voice vote was held and Chair Tonkins called it in favor of the nays. As chaos continued, another delegate motioned that delegates take a "standing vote" rather than the "voice vote", due to bad acoustical/sound optics in the large gymnasium. The motion was adopted. A second delegate motioned for a vote in favor of a floor nomination allowing petitioning candidates to participate in the Assembly process. The motion was adopted and despite Vickie's attempts, Greg Maxwell was able to speak and was included in the Assembly vote. Things didn't turn out as well as we hoped though Team Maxwell found it to be a victory nonetheless. We learned that nearly 70 votes were cast for Joe Roybal and disregarded in the ultimate counting, meaning Todd Watkins did not realistically win 63% of the vote.

CD1 race - suspiciously set up with appearance of intentional election fraud:

- They ran out of ballots! Delegates, including myself and my husband waited in the CD1 credentialing line. After at least 30 minutes of no movement we learned that CD1 had run out of official ballots. Soon after, the credentialing team provided each of the approximately 50-60 remaining delegates with "unofficial ballots". The ballots were 2x2 in size, which appeared to be inconsistently sized pieces of white paper cut from assembly posters that contained printing on one side. When Ms. Jergensen took the mic, she blamed "the county" for not providing enough official ballots. Is this true? Who prints these and determines the required quantity and how is that number determined? There was nearly not enough space on these scrap pieces of paper to write in a candidates name, leaving the election process open to great confusion and the likelihood of numerous disqualified ballots due to the potential inability to clearly decipher the written information.
- **A delegate in line next to me, Jen McGill of Precinct 215, was handed two of these unofficial ballots by the credentialing committee**, which she walked away with. As I walked away behind her, she expressed out loud that she was shocked they handed her two, identical in size and shape, clearly stuck together during the rapid cutting process. I insisted she take one back to the committee, though I believe she would have upon her own accord. I followed her and I expressed my concern to the credentialing representative, whose response was " we

are doing our best". We must question how many others had been given more than one ballot in error (or strategically) because these unofficial ballots had only moments earlier been cut in stacks from assembly signs.

- **Rules were not provided and weren't published even 24 hours in advance.** When I was able to secure a copy of the draft working version after 9pm on 3.17.22, less than two days before the election, I sent an urgent 3am email requesting the Rule Committee review Rule 19, allowing for open floor nominations. I copied the CD1 Chair Don Wilson and Secretary Mr. Stevens. My email went without response. The following morning, 03.19 I received a final copy of the rules at 9:07am. This was less than 24 hours before the start of the GOP County Assembly. I was disappointed to see that no changes had been made to the draft rules or Rule 19. I continued to learn that countless CD1 delegates advise they never received a set of rules via email or in any form. The rules were not printed or published for anyone's review at the Assembly.
- **Both the Chair and Vice Chair implied that a floor nomination would be acceptable. VC Judith Jergensen ultimately committed to floor nominations being approved.** On the evening of Thursday, 3.17.22 a precinct leader and delegate in HD20, Ana Konduris, spoke with CD1 Chair Don Wilson. Mr. Wilson put Ms. Konduris in touch with Vice Chair Judith Jergensen. Ms. Konduris requested a copy of the CD1 Assembly Rules. She was provided with the draft version and advised via email that the rules were not yet formalized. Rule 19 concerned Ana Konduris, who was aware of an individual seeking to declare her candidacy via a floor nomination. In speaking, both the Chair and Vice Chair implied that a floor nomination would be acceptable and VC Judith Jergensen ultimately committed to floor nominations being approved.
- **Assembly rules require Delegates, Alternates and any visitors be seated in assigned areas. However, they were not which lead to a clear inability to determine the legitimacy of voice votes.** During this late day race the election room/gymnasium was full of visitors, many of whom were not part of CD1. I know this to be fact because I personally saw so many individuals who I knew to live outside my district. Further, numerous non-candidate/nomination parties and non-CD1 delegates filled the floor seating area which throughout the day had been designated as reserved seating for candidates and nominating parties. At no point did Vice Chair Jergensen, who unilaterally ran the meeting, ask that any non-CD1 delegates move to specific areas. The bleachers contained countless attendees whom were not part of CD1 and whom were scattered among the voting delegates. There was absolutely no legitimate way to determine who was allowed to vote nor who had cast a voice vote. Because the voting delegates were so widely dispersed across the open bleachers and gymnasium floor seating and standing areas, the voices Ms. Jergensen was able to hear were clearly concentrated in the candidate area 8-10 feet before her. There was no reasonable way to determine otherwise. I don't recall Ms. Jergensen giving any time for dispute after the voice vote against floor nominations and adopting the rules were called.
-
- **I contest the CD1 procedures, clear prejudice, and standing precedence against gymnasium voice votes should deem the CD1 election invalid, in part due to the above points and in addition to the following concerns.** I arrived at the County Assembly around 6:30am to assist in setting up candidate tables. Because of the conversation Ana Konduris had with CD1 Secretary Judith Jergensen, I was fully prepared to accept a floor nomination and run against and ultimately displace Lindsey Moore for a CD1 Commissioner primary candidacy. I recall the Vice Chair rapidly asking for delegate approval of the CD1 Rules. I asked those

around me if they had received the rules since they were not posted nor were they available in the room. All those around me shared that they had received no rules in any manner. Within what felt like seconds, the Vice Chair stated that the rules had been adopted and that Lindsey Moore was the uncontested Assembly candidate because the other candidate and incumbent, Holly Williams, had achieved her required petition signature certification and chose to forgo the Assembly process. Once Lindsey Moore finished speaking, the gentleman nominating me, Jay Iman approached Ms. Jergensen and stated he was making a floor nomination. Ms. Jergensen referred to the rules advising no floor nominations would be accepted. Mr. Inman argued, and Ms. Jergensen motioned for a voice vote. A voice vote was called and though it sounded to everyone I speak with as if those in favor had it, Ms. Jergensen determined those in objection were more numerous. We disagree and contest in part due to the above points and in addition to this final point below.

- **The morning County Assembly delegation had adopted a motion against voice votes due to the objectionable sound acoustics in the gymnasium which proved inadequate for such a "yea/nay" voice decision.** Yet, in the CD1 vote against the motion for floor nominations, also taking place in the gymnasium, CD Vice Chair Judith Jergensen called for a voice vote. Vice Chair Jergensen's "opinion" was that she "felt like she heard more nays". In 2022 this type of vote should require an electronic sound decibel device, rather than relying on a clearly biased party's determination with no teller committee to confirm the accuracy.
- **There was no microphone set out on the floor for discussion or debate during the CD1 election.**

I am relatively new to our local political operations. However, I am a proven activist and warrior for justice. I see nothing but injustice occurring in the local Democrat and GOP parties and we have got to call out the corruption before it's too late. We are in danger as a county with a very real and extreme far right body exhibiting their strength.

Final question, is it too late to run as an Independent?

Thoroughly exhausted,
Charity

Chairman Wilson,

My name is Charity McPike, I am a Division Leader for HD14-A as well as Precinct Leader for 217.

Because the final rules have not yet been provided, I'd like to submit a request for a rule change to the CD1 Rules Committee modifying the CD1 Assembly Rules as follows:

Current Rule:

19. As an exception to CRS § 1-4-601(1.5), which requires that a candidate must provide notice at least 30 days prior to the Assembly, these Rules permit a candidate to notify the District 1 Chairman of their candidacy for 20 additional days (thus, by no later than 11:59 p.m. on Wednesday, March 9). The Chairman or Secretary will notify each candidate of the receipt of the candidacy notification within 12 hours of its receipt. Pursuant to the cited statute, **no nomination may be made for any individual that fails to comply with the notice requirement.**

Proposed amendment:

19. As an exception to CRS § 1-4-601(1.5), which requires that a candidate must provide notice at least 30 days prior to the Assembly, **these Rules permit *open nominations*, whereby a candidate may be nominated from the floor on the day of Assembly, requiring no advance notification to the District 1 Chairman.**

I realize it's very late in the process. However, because not rules had been previously made available, it has been my understanding that the CD1 election did allow for open nominations.

I thank you for considering the request at this late hour.

Respectfully,

Charity McPike

Division Leader HD14-A, Precinct Leader 217

719.510.8549

From: Ana Konduris <ackonduris@gmail.com>
Sent: Thursday, March 17, 2022 6:59 PM
To: Charity McPike <charitymcpike@msn.com>
Subject: Fwd: rules

Sent from my iPhone

Begin forwarded message:

From: don@wilsonforcolorado.com
Date: March 17, 2022 at 6:53:19 PM MDT
To: Ana Konduris <ackonduris@gmail.com>
Subject: rules

Hey Ana,

Here you go. these are not final, final with only minor changes should be out tonight or tomorrow morning. FYI - I will not be chairing the CCD1 meeting at assembly, Judith Jergensen (vice-chair) will be running the meeting.

I'll send you final as soon as possible.

Thanks,
Don

Chairman Wilson,

Good morning. I have not received a response to the below message which I sent at 3am where I had requested that the Rules Committee review the possibility of amending Rule 19 allowing for open nominations from the floor.

Last evening, before 7pm, Ana Konduris requested a copy of the CD1 Assembly Rules as they had not yet been provided to the district. She was advised they were not yet formalized and was provided a copy of the working version. At that time, I sent an email advising Chairman Wilson that I had intended to run on a floor nomination. The fact that the final version had not yet been completed, nor any standing rules shared with the district, gave me cause to believe I could still submit a request for Rule 19 review. I was disappointed to receive the finalized version sent from Mr. Jergens this morning, with no response to my request.

I may be mistaken but believe the delegates will be given the opportunity to debate the rules before they are ratified at tomorrow's Assembly. However, because there are only two candidates who have announced their intention to run, many delegates are planning to leave the Assembly following the morning county races unless they know there will potentially be other candidates nominated. I am aware of numerous individuals who intend to participate at the CD1 election only if this allowance for unannounced floor nominations.

I do not have a copy of the 2018 rules. I'd like to review those as my understanding is that those rules remain in effect until the new rules are voted on at assembly. Would anyone be able to provide a copy of the 2018 CD1 Assembly Rules?

I'd greatly appreciate review and reconsideration - with Respect,

Charity McPike

HD14-A Division Leader, Precinct 217 Precinct Leader

Potential Candidate for Commissioner District 1

719.510.8549

From: Charity McPike <charitymcpike@msn.com>
Sent: Friday, March 18, 2022 8:38 AM
To: donwilson1512@gmail.com <donwilson1512@gmail.com>
Cc: ron.stephens@live.com <ron.stephens@live.com>; Ana Konduris <ackonduris@gmail.com>; charitymcpike@msn.com <charitymcpike@msn.com>
Subject: Urgent: Request Rule Change for Open Nominations / On the Floor Nomination

Chairman Wilson,

My name is Charity McPike, I am a Division Leader for HD14-A as well as Precinct Leader for 217.

Because the final rules have not yet been provided, I'd like to submit a request for a rule change to the CD1 Rules Committee modifying the CD1 Assembly Rules as follows:

Current Rule:

19. As an exception to CRS § 1-4-601(1.5), which requires that a candidate must provide notice at least 30 days prior to the Assembly, **these Rules permit a candidate to notify the District 1 Chairman of their candidacy for 20 additional days (thus, by no later than 11:59 p.m. on Wednesday, March 9).** The Chairman or Secretary will notify each candidate of the receipt of the candidacy notification within 12 hours of its receipt. Pursuant to the cited statute, **no nomination may be made for any individual that fails to comply with the notice requirement.**



CO Election System – What We Know


System Vulnerabilities (1/10)

- U.S. Elections are the biggest cybersecurity target in the world
 - no prize is worth more
 - Convenience vs. Accuracy
- Are voting systems connected to the Internet? Yes.
 - Verifications of WiFi present in at least Georgia and Arizona
- Security or anonymity, cannot have security AND anonymity
- Engineering is meeting requirements and assessing failures to do so
 - Commercial systems compete on features and performance
 - Probability reduces severity of failure
 - Mission critical systems must not fail
 - “If the probability isn’t zero, it’s 100%”
 - Voting systems should be treated as mission critical system
 - Deep space missions – which can endanger 10s of people
 - Well below engineering for human flight – which can endanger 100s of people
 - Voting systems affect the entire population (~330 million)
- EAC Certifications granted despite known VVSG violations



CO Election System – What We Know

System Vulnerabilities (2/10)

- Dominion Specifics:
 - Millions of line of C/C++ *will* have memory leak(s)
 - ALWAYS security exposures
 - Coding conventions extremely lax
 - Version 4 (@sec) was certified despite 
 - Encryption key violations (hard-coded, unencrypted on disk, weak selections)
 - Mixed-mode arithmetic
 - Complex branching – reviewer admitted couldn't tell if there was a problem
 - Privilege escalation – means a perpetrator would “own” the machine
 - Version 5 (Pro V&V)
 - Only documented code review via automated tools
 - only enforce convention/best practices – CAN'T find security risks directly
 - Certified despite known SQL injection exposure
 - It is questionable whether problems are ever fixed after certification

Recap from The Republican Study Committee of Colorado Hearing 4/24/21. RSCC is composed of conservative leaders within the Republican caucus of the Colorado legislature.

The hearing, conducted by the RSCC, which raised serious concerns about election systems in Colorado and other states is now available online in several forms. The idea that Colorado is the “gold standard” for election systems was thoroughly de-bunked.

Clips from RSCC Elections hearing <https://youtu.be/G5VKj8sHQ5E>

The first half of the hearing can be found at <https://www.youtube.com/watch?v=UIPmEsDKs00>.
The second half is at <https://www.youtube.com/watch?v=YeA4zy4n9dY>.

The entire hearing was about three hours long, which is a very long video, so I also broke it down to half-hour programs of the four major presentations and a 15-minute reel of highlight clips shown in the above graphic. Everyone in Colorado needs to know about the concerns there are for the integrity of our voting systems. Please pass this on to anyone who may not have carefully considered these troubling facts.

Dr. Eastman - <https://youtu.be/k7n27iZFKRw>

Dr. Frank - <https://youtu.be/DvcPNuo8uN8>

Shawn Smith - https://youtu.be/26_uLCmmSCY

Haugh and Smith - https://youtu.be/GAr-u7nir_4

There is a **lot of information packed into these videos** that will take some effort to digest, but I urge everyone to **spend some serious time** checking this out and please **pass this around** to others. There is still much to be done to get to the bottom of how accurate and reliable Colorado’s voting system are, but for a **current update of what we know so far**, this hearing provided the best information available.

Howard Black

From: Nathan Whitney <NathanWhitney@elpasoco.com>
Sent: Monday, March 21, 2022 4:26 PM
To: Michael Allen
Subject: Re: NOTICE Challenging the CD1 Assembly Election NOTICE

Thanks for forwarding. I'll take a look to see if our office needs to send out a litigation hold notice or not. Looks like a bunch of rambling at first glance.

Get [Outlook for iOS](#)

From: Michael Allen <MichaelAllen@elpasoco.com>
Sent: Monday, March 21, 2022 4:10:00 PM
To: Nathan Whitney <NathanWhitney@elpasoco.com>
Subject: FW: NOTICE Challenging the CD1 Assembly Election NOTICE

Good afternoon Nate,

I received this email from Joe Oltmann of FEC United this afternoon, and it sounds like some saber rattling with threats of a lawsuit. Interestingly, it doesn't appear that I received the email from the original sender that he references in his email so I have no idea if the original sender even included me, or if Oltmann added me in on his own. From looking at the recipient list, it appears he included several other elected officials but used their private emails instead of their official office email addresses.

Michael

From: Joe Oltmann <joe@fecunited.com>
Sent: Monday, March 21, 2022 1:53 PM
To: charitymcpike@msn.com; chuck.broerman@gmail.com; Wayne.williams@coloradosprings.gov; karl.k.schneider@gmail.com; anniesiebermccarty@gmail.com; Rcfguy@gmail.com
Cc: RROREGAN@HOTMAIL.COM; ryan@ryangrahamhomes.com; kay.rendleman@comcast.net; jjackson@cologop.org; schleiker4elpasocounty@gmail.com; paul@paullundeen.org; cortney@numail.cc; gregmax1105@gmail.com; henry@gregmaxwellforsheriff.com; stevenoblittforsheriff@gmail.com; Chris.morris@Levl3.com; CASSEBASTIAN@YAHOO.COM; chris.sorensen@levl3.com; leonkelly@mac.com; Michael Allen <MichaelAllen@elpasoco.com>; kristi@cologop.org; Sherronna Bishop <sherronna7@gmail.com>
Subject: FW: NOTICE Challenging the CD1 Assembly Election NOTICE

CAUTION: This email originated from outside the El Paso County technology network. Do not click links or open attachments unless you recognize the sender and know the content is safe. Please call IT Customer Support at 520-6355 if you are unsure of the integrity of this message.

Charity,

Well, this will be a fun email to pass on. You should learn how to use spell check.... It shows just how unhinged you are, fortunately. And you attack a church? Wow. As a warning, I am going to publish

this email from you to the entire state and nationally to the FEC members and I think I will mail this out to every registered Republican in the state.

This email quite possibly could be considered illegal given the collusion. Not that it matters to any of the many unethical people on this thread. But I think it is important that the community knows what and who you all are. What is even more concerning and notable is who you sent this to. Not only was this email defamatory and salacious, but as I look at the "to" list it includes Michael Allen the DA for El Paso County, and Wayne Williams at their official capacity email address. Are you stating that the "army" will include El Paso County being weaponized? I think you are. I also think a lawsuit is in order and maybe we should include El Paso County in this as well, since you are suggesting the "army" includes the established county government apparatus. You asked those people in their official capacity including Kristi Burton Brown as State GOP chair, to conspire to hurt others who oppose your group. Not sure how you or they are going to be able to walk away from this... Frankly we will start with the official complaints. This will serve as notice to preserve all emails for all state or local officials on this chain.

KBB,

You lied about MTG. You boycotted Vickie Tonkins event. One of the only black GOP chairs in the country. You tried to have her removed not once but twice. Reminds me of what the State GOP did to Anil (another strong minority Republican Chair) up north a few years ago. Seems like the establishment you are fighting so hard to protect is rooted in racism. I say appears because that is the feeling many get in what you and others have done to Vickie, Anil, etc. Maybe it is just a coincidence, but it certainly feels like something more concerning than that. You violated your neutrality and the simple concept of innocent until proven guilty with Tina Peters. You parroted the leftist narrative about me personally and FEC United which many members worked to get you elected. The list goes on. Unfortunately, you have done little except divide the GOP since taking office. It is quite clear that you have not looked at the election fraud evidence (which is indisputable and abundant) and that your alignment is not with the people but with an agenda closely aligned with the radical left element inside of our party. You betray everything you say you represented to me privately and publicly.

You have become a mule for those people who stole our voice, and I find the entire situation embarrassing and disappointing — yet not surprising. Power and money corrupt... you're NOT an exception to the norm. Your aspirations are at odds with the moral obligation you have to those you say you represent. Not sure who you are getting your advice from, but it is obvious you are being used to further the divide. Sad... I thought you would have been more centered.

As for the rest of you... A little bit of clarity...

First thank you to the individual who forwarded this to me. I appreciate it greatly. It proves there are ethical good people in the midst of the embarrassing individuals who look to betray the American ideal. I will agree with the sentiment shared, Charity represents what can only be described as dangerous controlled opposition. I had hoped that we could set aside the differences and negotiate a way forward for the grass root Americans (frankly on both sides of the aisle) that feel betrayed by the uni-party leadership, but that ship appears to have sailed.

Happy to report that in nearly 130 different primaries we (grass roots movement Americans) have gained the majority in every state. This is not a "far right extremist" environment parroted and propagated by you liars. It is a American movement centered on the principles of constitutional integrity and God centered ethical restoration.

You want to create a narrative? Okay, we will make sure everyone knows who you are. We will make sure we walk door to door and let them know exactly what you stand for. Let's not pretend you stand for the people in the community and I will stop pretending that a vast majority of you are redeemable. God is certainly at the wheel and what you are seeing right now is called a reckoning. Yet it is only the beginning.

I pray you will all take a step back and recognize the slippery slope you are on. I pray that you will take a deep breath and dive into the election fraud information coming out of nearly a dozen states. It is in the machines (Dominion, ES&S, Smartmatic, RUNBECK) and it is massive. Not only did Wayne Williams betray this party, he betrayed all of the people in this state and around the country by perpetrating the fraud and ignoring the facts. You're doubling down on the relationships/friendships you have and not the facts you can see... that is troubling and shows all of us what you stand for and the Americans you stand against.

We look forward to the "army" assembling. Sounds ominous, but such is the evil that stands against the people I suppose. Only problem is... we know how it ends. God Wins.

Warm regards,



Joe Oltmann
President & Chairman
e: joe@fecunited.com
p: 303.502.5646
w: fecunited.com

----- Forwarded message -----

From: **Charity McPike** <charitymcpike@msn.com>

Date: Monday, March 21, 2022

Subject: Challenging the CD1 Assembly Election

To: Chuck Broerman <chuck.broerman@gmail.com>, "Wayne.williams@coloradosprings.gov" <Wayne.williams@coloradosprings.gov>, Karl Schneider <karl.k.schneider@gmail.com>

Cc: Ana Konduris <akonduris@gmail.com>, "areulost@msn.com" <areulost@msn.com>, Annie Sieber McCarty <anniesiebermccarty@gmail.com>, Rob Fountain <Rcfguy@gmail.com>, "RROREGAN@HOTMAIL.COM" <RROREGAN@hotmail.com>, Ryan Graham <ryan@ryangrahamhomes.com>, Kay Rendleman

<kay.rendleman@comcast.net>, Joe Jackson <jjackson@cologop.org>, Stephen Schleiker <schleiker4elpasocounty@gmail.com>, Paul Lundeen Campaign <paul@paullundeen.org>, Cortney

<cortney@numail.cc>, "gregmax1105@gmail.com" <gregmax1105@gmail.com>, "henry@gregmaxwellforsheriff.com" <henry@gregmaxwellforsheriff.com>, "stevenoblittforsheriff@gmail.com" <stevenoblittforsheriff@gmail.com>, "CASSEBASTIAN@YAHOO.COM" <CASSEBASTIAN@yahoo.com>, "Chris.morris@Levl3.com"

<Chris.morris@levl3.com>, "chris.sorensen@levl3.com" <chris.sorensen@levl3.com>, "leonkelly@mac.com" <leonkelly@mac.com>, "michaelallen@elpasoco.com" <michaelallen@elpasoco.com>, Kristi Burton Brown

<kristi@cologop.org>, "charitympike@msn.com" <charitympike@msn.com>

I don't have to state that Saturday's election was corrupt, eye opening and concerning. I believe there is an extreme right wing movement in our city that is more powerful and dangerous than most any of us suspected. While all included here may not come together on every issue, I believe this is the rational and appropriate group of individuals to address the glaring threats. I also believe we must act together to combat the power and effectiveness of the Vickie Tonkins/FEC/Fervent Church movement in this primary election. Because I was a part of the FEC leadership in it's early days when I believed

the mission was pure and non-threatening, stepping away in May 2021 when the behavior of both FEC top leadership and the GOP grew far too concerning, I maintain a unique perspective and potentially useful knowledge. I'm pissed off at yesterday's results and am asking to come together as a force to defeat this faction. I also have a significant number of folks in copy which I imagine might be concerning. Please feel free to respond privately, but I'd like to bring this group together and create an army.

First and foremost, how do we overturn yesterday's election(s) based on the numerous rule infractions? One of the most glaring issues, multiple candidates never received an official copy of the newly elected delegates. Nor did they ultimately receive a full accurate delegate list impairing their ability to campaign effectively and fairly. Many of us had to seek out alternate sources to piece information together. None of us can be sure we every obtained an accurate list.

Among those who did receive a list at all, they received partial and inaccurate versions after days of repeatedly requesting from GOP Chair Vickie Tonkins (VT) and her staff. Furthermore, bias was again evident where Chair VT provided the lists to her select candidates up to a week earlier. We know this because many of us as well as new delegates received campaign material from Todd Watkins, Peter Lupia and Dave Williams days prior to the lists being released to our campaigns.

Additional Concerns -

County Assembly:

During County Assembly, sometime after 10am (select?) alternate delegates not elevated to a delegate position were told they were dismissed to go home by Sheryl Glasgow and Vickie Tonkins. Those whom we were in contact with were not advised at any point in the process that they would have an opportunity to re-credential in the afternoon for HD, SD or CD openings when so many delegates would (and did) leave having sole interest in morning county races or because the day had (intentionally?) dragged on beyond the anticipated scheduled meeting times.

If I understood correctly, Chair Tonkins admitted to adding 28 unelected "at large" delegates to the list and never revealed their names. We can be certain she provided them to her Team Vick (TV) crew. It would be expected that they were chosen in predjudice from among her loyal supporters, again giving unfair advantage to multiple TV candidates, including Watkins, Lupia, Williams, Rae Anne Weber, Lindsey Moore, Lynda Wilson. Candidates deserve to know who was appointed "at large".

Sheriff's Race:

On numerous occasions between January and March, GOP Chair Tonkins was in verbal and email debate with one or more Sheriff's race candidates insisting against Colorado Revised Statute, which allows three avenues to Primary Ballot access to include Petition, Petition and 10% County Assembly Delegate Vote and/or 30% +1 delegate vote at Assembly, stating that she would not allow their participation at County Assembly if they chose to first petition on to the primary ballot. Further, she erroneously and with malice advised in writing (attached) that if they were to participate in Assembly and received less than 30% but more than 10% of the vote they could, thereafter, petition onto the primary ballot. This was a blatant misrepresentation of election standards and procedures as established by C.R.S.

She multiple candidates' access to current 2021 Central Committee and precinct leaders contact lists, and later to the 2022 delegate lists. Instead, GOP Secretary Sheryl Glasgow only provided July 2021 lists insisting it was the most updated information they had blaming Clerk and Recorder Chuck Broerman for not providing anything more current.

After multiple arguments, on February 16, Chair Tonkins conceded acknowledgement to Colorado GOP Chair Kristi Brown, in email (attached), that she would in fact allow Greg Maxwell and those who petitioned onto the primary ballot, and who also chose to participate in County Assembly, to do both. And yet, as reflected in Rule 18 of the 2022 County Assembly Rules provided to all delegates, which

reads "Candidates who are petitioning on to the primary ballot shall not be allowed to address the Assembly", she once again attempted to blatantly disrupt fair election process in favor of those candidates to whom which she has continually showed preferential treatment. A motion made by a member of Greg Maxwell's campaign team, Henry Allen, was eventually heard requesting the rule be struck and petitioning candidates be allowed to participate. A yea/nay voice vote was held and Chair Tonkins called it in favor of the nays. As chaos continued, another delegate motioned that delegates take a "standing vote" rather than the "voice vote", due to bad acoustical/sound optics in the large gymnasium. The motion was adopted. A second delegate motioned for a vote in favor of a floor nomination allowing petitioning candidates to participate in the Assembly process. The motion was adopted and despite Vickie's attempts, Greg Maxwell was able to speak and was included in the Assembly vote. Things didn't turn out as well as we hoped though Team Maxwell found it to be a victory nonetheless. We learned that nearly 70 votes were cast for Joe Roybal and disregarded in the ultimate counting, meaning Todd Watkins did not realistically win 63% of the vote.

CD1 race - suspiciously set up with appearance of intentional election fraud:

- They ran out of ballots! Delegates, including myself and my husband waited in the CD1 credentialing line. After at least 30 minutes of no movement we learned that CD1 had run out of official ballots. Soon after, the credentialing team provided each of the approximately 50-60 remaining delegates with "unofficial ballots". The ballots were 2x2 in size, which appeared to be inconsistently sized pieces of white paper cut from assembly posters that contained printing on one side. When Ms. Jergensen took the mic, she blamed "the county" for not providing enough official ballots. Is this true? Who prints these and determines the required quantity and how is that number determined? There was nearly not enough space on these scrap pieces of paper to write in a candidates name, leaving the election process open to great confusion and the likelihood of numerous disqualified ballots due to the potential inability to clearly decipher the written information.
- **A delegate in line next to me, Jen McGill of Precint 215, was handed two of these unofficial ballots by the credentialing committee**, which she walked away with. As I walked away behind her, she expressed out loud that she was shocked they handed her two, identical in size and shape, clearly stuck together during the rapid cutting process. I insisted she take one back to the committee, though I believe she would have upon her own accord. I followed her and I expressed my concern to the credentialing representative, whose response was " we are doing our best". We must question how many others had been given more than one ballot in error (or strategically) because these unofficial ballots had only moments earlier been cut in stacks from assembly signs.
- **Rules were not provided and weren't published even 24 hours in advance.** When I was able to secure a copy of the draft working version after 9pm on 3.17.22, less than two days before the election, I sent an urgent 3am email requesting the Rule Committee review Rule 19, allowing for open floor nominations. I copied the CD1 Chair Don Wilson and Secretary Mr. Stevens. My email went without response. The following morning, 03.19 I received a final copy of the rules at 9:07am. This was less than 24 hours before the start of the GOP County Assembly. I was disappointed to see that no changes had been made to the draft rules or Rule 19. I continued to learn that countless CD1 delegates advise they never received a set of rules via email or in any form. The rules were not printed or published for anyone's review at the Assembly.
- **Both the Chair and Vice Chair implied that a floor nomination would be acceptable. VC Judith Jergensen ultimately committed to floor nominations being approved.** On the evening of Thursday, 3.17.22 a precinct leader and delegate in HD20, Ana Konduris, spoke with CD1 Chair Don Wilson. Mr. Wilson put Ms. Konduris in touch with Vice Chair Judith Jergensen. Ms. Konduris requested a copy of the CD1 Assembly Rules. She was provided

with the draft version and advised via email that the rules were not yet formalized. Rule 19 concerned Ana Konduris, who was aware of an individual seeking to declare her candidacy via a floor nomination. In speaking, both the Chair and Vice Chair implied that a floor nomination would be acceptable and VC Judith Jergensen ultimately committed to floor nominations being approved.

- **Assembly rules require Delegates, Alternates and any visitors be seated in assigned areas. However, they were not which lead to a clear inability to determine the legitimacy of voice votes.** During this late day race the election room/gymnasium was full of visitors, many of whom were not part of CD1. I know this to be fact because I personally saw so many individuals who I knew to live outside my district. Further, numerous non-candidate/nomination parties and non-CD1 delegates filled the floor seating area which throughout the day had been designated as reserved seating for candidates and nominating parties. At no point did Vice Chair Jergensen, who unilaterally ran the meeting, ask that any non-CD1 delegates move to specific areas. The bleachers contained countless attendees whom were not part of CD1 and whom were scattered among the voting delegates. There was absolutely no legitimate way to determine who was allowed to vote nor who had cast a voice vote. Because the voting delegates were so widely dispersed across the open bleachers and gymnasium floor seating and standing areas, the voices Ms. Jergensen was able to hear were clearly concentrated in the candidate area 8-10 feet before her. There was no reasonable way to determine otherwise. I don't recall Ms. Jergensen giving any time for dispute after the voice vote against floor nominations and adopting the rules were called.
-
- **I contest the CD1 procedures, clear prejudice, and standing precedence against gymnasium voice votes should deem the CD1 election invalid, in part due to the above points and in addition to the following concerns.** I arrived at the County Assembly around 6:30am to assist in setting up candidate tables. Because of the conversation Ana Konduris had with CD1 Secretary Judith Jergensen, I was fully prepared to accept a floor nomination and run against and ultimately displace Lindsey Moore for a CD1 Commissioner primary candidacy. I recall the Vice Chair rapidly asking for delegate approval of the CD1 Rules. I asked those around me if they had received the rules since they were not posted nor were they available in the room. All those around me shared that they had received no rules in any manner. Within what felt like seconds, the Vice Chair stated that the rules had been adopted and that Lindsey Moore was the uncontested Assembly candidate because the other candidate and incumbent, Holly Williams, had achieved her required petition signature certification and chose to forgo the Assembly process. Once Lindsey Moore finished speaking, the gentleman nominating me, Jay Inman approached Ms. Jergensen and stated he was making a floor nomination. Ms. Jergensen referred to the rules advising no floor nominations would be accepted. Mr. Inman argued, and Ms. Jergensen motioned for a voice vote. A voice vote was called and though it sounded to everyone I speak with as if those in favor had it, Ms. Jergensen determined those in objection were more numerous. We disagree and contest in part due to the above points and in addition to this final point below.
- **The morning County Assembly delegation had adopted a motion against voice votes due to the objectionable sound acoustics in the gymnasium which proved inadequate for such a "yea/nay" voice decision.** Yet, in the CD1 vote against the motion for floor nominations, also taking place in the gymnasium, CD Vice Chair Judith Jergensen called for a voice vote. Vice Chair Jergensen's "opinion" was that she "felt like she heard more nays". In 2022 this type of vote should require an electronic sound decibel device, rather than relying on a clearly biased party's determination with no teller committee to confirm the accuracy.

- **There was no microphone set out on the floor for discussion or debate during the CD1 election.**

I am relatively new to our local political operations. However, I am a proven activist and warrior for justice. I see nothing but injustice occurring in the local Democrat and GOP parties and we have got to call out the corruption before it's too late. We are in danger as a county with a very real and extreme far right body exhibiting their strength.

Final question, is it too late to run as an Independent?

Thoroughly exhausted,
Charity

Chairman Wilson,

My name is Charity McPike, I am a Division Leader for HD14-A as well as Precinct Leader for 217.

Because the final rules have not yet been provided, I'd like to submit a request for a rule change to the CD1 Rules Committee modifying the CD1 Assembly Rules as follows:

Current Rule:

19. As an exception to CRS § 1-4-601(1.5), which requires that a candidate must provide notice at least 30 days prior to the Assembly, **these Rules permit a candidate to notify the District 1 Chairman of their candidacy for 20 additional days (thus, by no later than 11:59 p.m. on Wednesday, March 9)**. The Chairman or Secretary will notify each candidate of the receipt of the candidacy notification within 12 hours of its receipt. Pursuant to the cited statute, **no nomination may be made for any individual that fails to comply with the notice requirement.**

Proposed amendment:

19. As an exception to CRS § 1-4-601(1.5), which requires that a candidate must provide notice at least 30 days prior to the Assembly, **these Rules permit *open nominations*, whereby a candidate may be nominated from the floor on the day of Assembly, requiring no advance notification to the District 1 Chairman.**

I realize it's very late in the process. However, because not rules had been previously made available, it has been my understanding that the CD1 election did allow for open nominations.

I thank you for considering the request at this late hour.

Respectfully,

Charity McPike
Division Leader HD14-A, Precinct Leader 217

719.510.8549

From: Ana Konduris <ackonduris@gmail.com>
Sent: Thursday, March 17, 2022 6:59 PM
To: Charity McPike <charitymcpike@msn.com>
Subject: Fwd: rules

Sent from my iPhone

Begin forwarded message:

From: don@wilsonforcolorado.com
Date: March 17, 2022 at 6:53:19 PM MDT
To: Ana Konduris <ackonduris@gmail.com>
Subject: rules

Hey Ana,

Here you go. these are not final, final with only minor changes should be out tonight or tomorrow morning. FYI - I will not be chairing the CCD1 meeting at assembly, Judith Jergensen (vice-chair) will be running the meeting.

I'll send you final as soon as possible.

Thanks,
Don
Chairman Wilson,

Good morning. I have not received a response to the below message which I sent at 3am where I had requested that the Rules Committee review the possibility of amending Rule 19 allowing for open nominations from the floor.

Last evening, before 7pm, Ana Konduris requested a copy of the CD1 Assembly Rules as they had not yet been provided to the district. She was advised they were not yet formalized and was provided a copy of the working version. At that time, I sent an email advising Chairman Wilson that I had intended to run on a floor nomination. The fact that the final version had not yet been completed, nor any standing rules shared with the district, gave me cause to believe I could still submit a request for Rule 19 review. I was disappointed to receive the finalized version sent from Mr. Jergens this morning, with no response to my request.

I may be mistaken but believe the delegates will be given the opportunity to debate the rules before they are ratified at tomorrow's Assembly. However, because there are only two candidates who have announced their intention to run, many delegates are planning to leave the Assembly following the morning county races unless they know there will potentially be other candidates nominated. I am aware of numerous individuals who intend to participate at the CD1 election only if this allowance for unannounced floor nominations.

I do not have a copy of the 2018 rules. I'd like to review those as my understanding is that those rules remain in effect until the new rules are voted on at assembly. Would anyone be able to provide a copy of the 2018 CD1 Assembly Rules?

I'd greatly appreciate review and reconsideration - with Respect,

Charity McPike

HD14-A Division Leader, Precinct 217 Precinct Leader
Potential Candidate for Commissioner District 1
719.510.8549

From: Charity McPike <charitymcpike@msn.com>
Sent: Friday, March 18, 2022 8:38 AM
To: donwilson1512@gmail.com <donwilson1512@gmail.com>
Cc: ron.stephens@live.com <ron.stephens@live.com>; Ana Konduris <ackonduris@gmail.com>; charitymcpike@msn.com<charitymcpike@msn.com>
Subject: Urgent: Request Rule Change for Open Nominations / On the Floor Nomination Chairman Wilson,

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I'll send you final as soon as possible.

Thanks,
Don

Commissioner District 1 Delegates and Alternates,

Attached are the Agenda and the Rules for CCD1 Assembly at Vista Ridge High School, 6888 Black Forest Road, Colorado Springs, CO. We will meet in the Main Gym, time to be announced by the County Chairman at the County Assembly.

Judith Jergensen

Vice-Chairman

Hi Vickie,

Thanks for clearing that up; that assurance is literally all I needed from you.

I don't consider having the State Party attorney (who has helped you out multiple times) call you a threat. It didn't seem like you were taking my word for it that state statute requires you to allow assembly access to any candidate who wants to proceed that way. So, I am always happy to have Chris clear up legal issues if needed.

Thankfully, you and I are now on the same page, and I appreciate your clarity.

Thanks for your hard work,
Kristi

On Wed, Feb 16, 2022 at 5:08 PM GOP Chair <chairman@gopelpaso.com> wrote:

Kristi,

I think I need to make something clear, I do not do well with threats so something may need to change with how this is presented to me.

Petition candidates are allowed to be nominated, and they will not be prevented from giving a nomination speech **IF** they wish to stand for a vote of the delegates.

However, petition candidates who choose not to stand for a vote at the assembly will not be given other opportunities by the party to promote themselves or their campaign.

This has been a long standing practice in El Paso County for decades. We are a Caucus driven organizational entity.

Thank you,



Vic

El P



C



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On Wed, Feb 16, 2022 at 2:25 PM Kristi Burton Brown <kristi@cologop.org> wrote:
Hi Vickie,

I need a straight answer from you. Are you going to allow candidates to go through the assembly process, even if they also plan to petition?

If your answer is no, we have a legal problem, and you will be getting a call from Chris Murray. You cannot block ballot access, and I need a straight answer from you on my question above.

Thanks,
Kristi

On Wed, Feb 16, 2022 at 2:22 PM GOP Chair <chairman@gopelpaso.com> wrote:

Candidates having access to the ballot is strictly on the candidate.

We are a caucus system and there are systems in place as well as precedence set by my predecessors. I will follow both as what was sent to me from the SoS website says little to nothing about what we "MUST" do as a party for candidates, it says what can happen.

As I have stated to some on this thread before, our office will be getting information to the candidates as the candidate is the one who needs said information.

Thank you all for your patience as we work to get things done.



Vic

El P



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On Wed, Feb 16, 2022 at 2:09 PM Kristi Burton Brown <kristi@cologop.org> wrote:
Excellent. I'm not saying you are planning to. I'm simply responding to all the questions in this thread, from you and others. Thanks for helping our candidates have access to the ballot in all the appropriate ways.

On Wed, Feb 16, 2022 at 2:07 PM GOP Chair <chairman@gopelpaso.com> wrote:

No where has any of us said we would block candidates...not sure where these lies are coming from.

Thank you,



Vic

El P



C



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On Wed, Feb 16, 2022 at 2:00 PM Kristi Burton Brown <kristi@cologop.org> wrote:

Hi Vickie,

No county party can block a candidate from assembly, even if they also plan to also gather petitions. You can read the Major Political Party FAQs on the Sec of State's website here: <https://www.sos.state.co.us/pubs/elections/Candidates/FAQs/majorParty.html>. You can also read Colorado Revised Statute 1-4-801.

Thanks,
Kristi

On Wed, Feb 16, 2022 at 10:47 AM GOP Chair <chairman@gopelpaso.com> wrote:

Please send me the state law as according to documentation by previous chairs in this office, that is not necessarily allowed.

Thank you,



Vic

El P



Y

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On Wed, Feb 16, 2022 at 10:38 AM Kristi Burton Brown <kristi@cologop.org> wrote:
Hello All,

A number of these questions are county specific, but the one I can address is whether a person seeking ballot access through petitioning can also go through the assembly, and must get 10% of the vote. This *must* be allowed; it's not optional. State law lays this out as one way to get ballot access as a candidate. Therefore, no county or district can deny this option to candidates.

Thanks,
Kristi

On Wed, Feb 16, 2022 at 10:16 AM Charity McPike <charitymcpike@msn.com> wrote:
Ladies,

Good morning. There seems to be some confusion regarding who may participate at the El Paso County Assembly and we'd appreciate clarification.

Several candidates have now shared that either Vickie, Sheryl, or both, are insisting that any candidates who submit a petition for the primary ballot, will not be allowed to participate at the March 1 County Assembly.

Of course, this makes no sense given that a candidate has always had the option of participating at Assembly, and further required to obtain a minimum of 10% of the Delegate vote.

It's critical any policy or change in by-law be adequately communicated to all candidates immediately. With that said, there has been no motion or vote by the Executive or Central Committees, meaning there is no change to the procedure.

Additionally, please advise when we can expect the updated Central Committee list. I've offered to volunteer to assist and have offered the assistance of many volunteers only to be told by Vickie that we were not allowed to help. Given that I have an NDA in place and am an active PCP, this also seems to be an unusual and unacceptable statement. Furthermore, it doesn't line up with the fact that Sheryl has invited all attendees at her GOP Caucus trainings to come to the GOP and help with input. I'm again requesting that you share this policy as to how you vet the GOP office volunteers.

And finally, to spare you both an additional and separate message, I am again requesting to understand the vote turn out from the HD14 election last weekend. Only the winners were announced. Annie McCarty and I ran for HD Vice Chair and HD Chair and insist we be provided with the calculation of all votes without further delay.

Grateful for your time and immediate attention to these urgent issues.

Respectfully,

Charity McPike
719.510.8549

--
Kristi Burton Brown
Chairwoman
Colorado State Republican Party
(720) 285-9552

--
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Chairwoman
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----- Forwarded message -----
From: Charity McPike <charitymcpike@msn.com>
To: "donwilson1512@gmail.com" <donwilson1512@gmail.com>
Cc: "ron.stephens@live.com" <ron.stephens@live.com>, Ana Konduris <ackonduris@gmail.com>, "charitymcpike@msn.com" <charitymcpike@msn.com>
Bcc:
Date: Fri, 18 Mar 2022 09:27:52 +0000
Subject: Urgent: Request Rule Change for Open Nominations / On the Floor Nomination
Chairman Wilson,

My name is Charity McPike, I am a Division Leader for HD14-A as well as Precinct Leader for 217.

Because the final rules have not yet been provided, I'd like to submit a request for a rule change to the CD1 Rules Committee modifying the CD1 Assembly Rules as follows:

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I realize it's very late in the process. However, because not rules had been previously made available, it has been my understanding that the CD1 election did allow for open nominations.

I thank you for considering the request at this late hour.

Respectfully,

Charity McPike
Division Leader HD14-A, Precinct Leader 217
719.510.8549

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Sent from my iPhone

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Subject: rules

Hey Ana,

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Howard Black

From: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Sent: Friday, August 20, 2021 8:02 AM
To: Michael Allen
Subject: FW: Scheduling a Zoom call with Senator Karen Fann and Michael Allen.

See below. Are you interested in meeting? Neal is very persistent and I do not mind declining his request and letting him know you are busy.

-Jessica

From: Neal Schuerer <neal@pathtoreform.org>
Sent: Friday, August 20, 2021 7:53 AM
To: districtattorney <districtattorney@elpasoco.com>; kfann@azleg.gov; karenefann@outlook.com
Cc: Jessica Ramirez <JessicaRamirez@elpasoco.com>; Adrian Luth <ALuth@azleg.gov>
Subject: Scheduling a Zoom call with Senator Karen Fann and Michael Allen.

CAUTION: This email originated from outside the El Paso County technology network. Do not click links or open attachments unless you recognize the sender and know the content is safe. Please call IT Customer Support at 520-6355 if you are unsure of the integrity of this message.

Good morning Senator Fann and Michael.

What does your schedule look like for setting up a 30 minute Zoom call next week , Monday, Tuesday or Wednesday. I believe the timing couldn't be better.

Let me know what could work.....Neal

Neal Schuerer | President | **Path To Reform**
319-551-3231 voice or text | Neal@pathtoreform.org | <https://www.pathtoreform.org>

"Supporting the legislative initiative to organize an Article V convention of states to consider constitutional amendments"

Howard Black

From: Howard Black <HowardBlack@elpasoco.com>
Sent: Thursday, August 4, 2022 2:37 PM
To: records@americanoversight.org
Subject: FW: Open Records Act Request (CO-ELPASO-22-0785)
Attachments: CO-ELPASO-22-0785.pdf

Eva,

Your request has been received.

Howard

Howard Black

Director of Communications
Office of the District Attorney
Fourth Judicial District of Colorado
(719) 520-6084

www.4thJudicialDA.com



From: AO Records <records@americanoversight.org>
Sent: Thursday, August 4, 2022 2:23 PM
To: Howard Black <HowardBlack@elpasoco.com>
Subject: Open Records Act Request (CO-ELPASO-22-0785)

CAUTION: This email originated from outside the El Paso County technology network. Do not click links or open attachments unless you recognize the sender and know the content is safe. Please call IT Customer Support at 520-6355 if you are unsure of the integrity of this message.

Dear Open Records Officer:

Please find attached a request for records under Colorado's open records laws.

Sincerely,

Eva Mayanja
Paralegal
American Oversight
records@americanoversight.org
www.americanoversight.org | @weareoversight
Open Records Act Request: CO-ELPASO-22-0785



August 4, 2022

VIA EMAIL

Howard Black
Information Officer, District Attorney's Office
El Paso County Office
105 E. Vermijo Ave.
Colorado Springs, CO 80903
howardblack@elpasoco.com

Re: Open Records Act Request

Dear Custodian of Records:

Pursuant to the Colorado Open Records Act, C.R.S. § 24-72-201 et seq., American Oversight makes the following request for records.

Records produced to American Oversight by the Arizona Senate indicate that individuals advocating for an "audit" of the November 2020 election in El Paso County attempted to coordinate a meeting between the District Attorney and members of the Arizona legislature.¹

American Oversight seeks records with the potential to shed light on whether and to what extent El Paso County officials considered or attempted to conduct an "audit" of the election, including any communications between county officials and individuals advocating for such an investigation.

Requested Records

American Oversight requests that your office produce the following records within three working days:

All email communications (including emails, email attachments, complete email chains, calendar invitations, and calendar invitation attachments) and text messages or messages on messaging platforms (such as Slack, GChat or Google Hangouts, Lync, Skype, Twitter direct messages, Facebook messages, WhatsApp, Signal, Telegram, or Parler) between, (A) El Paso County District Attorney Michael Allen or Jessica Ramirez, and (B) any of the external individuals or entities listed below, including but not limited to communications with the email addresses or domains provided below.

¹ Records obtained by American Oversight from the Arizona Senate are included as Exhibit A to aid in your search.



1030 15th Street NW, Suite B255, Washington, DC 20005 | AmericanOversight.org

Specified Individuals and Entities:

1. Anyone communicating from an email address ending in @azleg.gov
2. Arizona Representative Mark Finchem (markfinchem@azleg.gov, markfinchem@me.com, markfinchem@protonmail.com)
3. Arizona Senator Karen Fann (karenefann@outlook.com, fannm@cableone.net, kfann@azleg.gov)
4. Arizona Senator Kelly Townsend (kellyjtownsend@yahoo.com, ktownsend@azleg.gov, kune_fish@yahoo.com)
5. Ashe Epp (asheinamerica@protonmail.com)
6. Draza Smith (drazasmith@protonmail.com, drazasmith@gmail.com)
7. Dennis Haugh (dennis@dhaugh.com)
8. Joe Oltmann (joe@fecunited.com, joe@pinbn.com)
9. Neal Schuerer (neal@paththereform.org, nschuerer@outlook.com)
10. Colorado Representative Ron Hanks (ronhanksforhd60@gmail.com, ron.hanks.house@state.co.us)
11. Randy Corporon (milehighlaw@gmail.com)
12. Sherronna Bishop (sherronna7@gmail.com, contactamericasmom@gmail.com)
13. Shawn Smith (luftsas@gmail.com, ratioinvictus@protonmail.com)
14. Tina Peters (tina.peters@mesacounty.us)
15. Todd Watkins (toddwatkinsforsheriff@gmail.com, info@toddwatkinsforsheriff.com)

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

Please notify American Oversight of any anticipated fees or costs in excess of \$100 prior to incurring such costs or fee.

Fee Waiver Request

In accordance with C.R.S. § 24-72-205(4), American Oversight requests a waiver of fees associated with processing this request for records. Disclosure of the requested records will further a “public purpose”² because it will likely contribute to a better understanding of relevant government procedures by the general public in a significant way. Moreover, the request is primarily and fundamentally for non-commercial purposes.

The public has a significant interest in attempts to cast doubt on elections in Colorado.³ Records with the potential to shed light on this matter would contribute significantly to public understanding of operations of the government, including whether or to what extent individuals reportedly seeking to undermine the election

² C.R.S. § 24-72-205(4).

³ Chase Woodruff, *Far-Right Election Deniers Gather for ‘Emergency’ Castle Rock Meeting After Tina Peters’ Arrest*, Colo. Newline (Feb. 11, 2022, 9:32 AM), <https://coloradonewline.com/2022/02/11/far-right-election-deniers-gather-for-emergency-castle-rock-meeting-after-tina-peters-arrest/>.

have contacted El Paso County 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.

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. 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 Twitter.⁴

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.⁵ Examples reflecting this commitment to the public disclosure of documents and the creation of editorial content include the posting of records related to the organization's investigations into misconduct and corruption in state governments;⁶ posting records and analysis of federal and state governments' responses to the Coronavirus pandemic;⁷ 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;⁸ and the posting of records related

⁴ American Oversight currently has approximately 16,000 followers on Facebook and 117,800 followers on Twitter. American Oversight, Facebook, <https://www.facebook.com/weareoversight/> (last visited July 12, 2022); American Oversight (@weareoversight), Twitter, <https://twitter.com/weareoversight> (last visited July 12, 2022).

⁵ See generally *News*, American Oversight, <https://www.americanoversight.org/blog>.

⁶ *State Investigations*, American Oversight, <https://www.americanoversight.org/states>.

⁷ See e.g. *The Trump Administration's Response to Coronavirus*, American Oversight, <https://www.americanoversight.org/investigation/the-trump-administrations-response-to-coronavirus>; *Tulsa Health Officials Initially Estimated Trump Rally Would Directly Lead to 2 to 9 Deaths*, American Oversight, <https://www.americanoversight.org/tulsa-health-officials-initially-estimated-trump-rally-would-directly-lead-to-2-to-9-deaths>; *Wisconsin Documents Offer Window into Early Uncertainty over COVID-19*, American Oversight, <https://www.americanoversight.org/wisconsin-documents-offer-window-into-early-uncertainty-over-covid-19>; *In the Documents: Florida Health Department Efforts to Suppress Release of Coronavirus Records*, American Oversight, <https://www.americanoversight.org/in-the-documents-florida-health-department-efforts-to-suppress-release-of-coronavirus-records>.

⁸ See generally *Audit the Wall*, American Oversight, <https://www.americanoversight.org/investigation/audit-the-wall>; see, e.g., *Border Wall Investigation Report: No Plans, No Funding, No Timeline, No Wall*, American Oversight,

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.⁹

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.
- 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. 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.

<https://www.americanoversight.org/border-wall-investigation-report-no-plans-no-funding-no-timeline-no-wall>.

⁹ *DOJ Records Relating to Solicitor General Noel Francisco's Recusal*, American Oversight, <https://www.americanoversight.org/document/doj-civil-division-response-noel-francisco-compliance>; *Francisco & the Travel Ban: What We Learned from the DOJ Documents*, American Oversight, <https://www.americanoversight.org/francisco-the-travel-ban-what-we-learned-from-the-doj-documents>.

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 Hart Wood at records@americanoversight.org or (202) 873-1743. Also, if American Oversight's request for a fee waiver is not granted in full, please contact us immediately upon making such a determination.

Sincerely,

/s/ Hart Wood
Hart Wood
on behalf of
American Oversight

Howard Black

From: Michael Allen <MichaelAllen@elpasoco.com>
Sent: Monday, March 21, 2022 4:10 PM
To: Nathan Whitney
Subject: FW: NOTICE Challenging the CD1 Assembly Election NOTICE

Good afternoon Nate,

I received this email from Joe Oltmann of FEC United this afternoon, and it sounds like some saber rattling with threats of a lawsuit. Interestingly, it doesn't appear that I received the email from the original sender that he references in his email so I have no idea if the original sender even included me, or if Oltmann added me in on his own. From looking at the recipient list, it appears he included several other elected officials but used their private emails instead of their official office email addresses.

Michael

From: Joe Oltmann <joe@fecunited.com>
Sent: Monday, March 21, 2022 1:53 PM
To: charitymcpike@msn.com; chuck.broerman@gmail.com; Wayne.williams@coloradosprings.gov; karl.k.schneider@gmail.com; anniesiebermccarty@gmail.com; Rcfguy@gmail.com
Cc: RROREGAN@HOTMAIL.COM; ryan@ryangrahamhomes.com; kay.rendleman@comcast.net; jjackson@cologop.org; schleiker4elpasocounty@gmail.com; paul@paullundeen.org; cortney@numail.cc; gregmax1105@gmail.com; henry@gregmaxwellforsheriff.com; stevenoblittforsheriff@gmail.com; Chris.morris@Levl3.com; CASSSEBASTIAN@YAHOO.COM; chris.sorensen@levl3.com; leonkelly@mac.com; Michael Allen <MichaelAllen@elpasoco.com>; kristi@cologop.org; Sherronna Bishop <sherronna7@gmail.com>
Subject: FW: NOTICE Challenging the CD1 Assembly Election NOTICE

CAUTION: This email originated from outside the El Paso County technology network. Do not click links or open attachments unless you recognize the sender and know the content is safe. Please call IT Customer Support at 520-6355 if you are unsure of the integrity of this message.

Charity,

Well, this will be a fun email to pass on. You should learn how to use spell check.... It shows just how unhinged you are, fortunately. And you attack a church? Wow. As a warning, I am going to publish this email from you to the entire state and nationally to the FEC members and I think I will mail this out to every registered Republican in the state.

This email quite possibly could be considered illegal given the collusion. Not that it matters to any of the many unethical people on this thread. But I think it is important that the community knows what and who you all are. What is even more concerning and notable is who you sent this to. Not only was this email defamatory and salacious, but as I look at the "to" list it includes Michael Allen the DA for El Paso County, and Wayne Williams at their official capacity email address. Are you stating that the "army" will include El Paso County being weaponized? I think you are. I also think a lawsuit is in order and maybe we should include El Paso County in this as well, since you are suggesting the "army"

includes the established county government apparatus. You asked those people in their official capacity including Kristi Burton Brown as State GOP chair, to conspire to hurt others who oppose your group. Not sure how you or they are going to be able to walk away from this... Frankly we will start with the official complaints. This will serve as notice to preserve all emails for all state or local officials on this chain.

KBB,

You lied about MTG. You boycotted Vickie Tonkins event. One of the only black GOP chairs in the country. You tried to have her removed not once but twice. Reminds me of what the State GOP did to Anil (another strong minority Republican Chair) up north a few years ago. Seems like the establishment you are fighting so hard to protect is rooted in racism. I say appears because that is the feeling many get in what you and others have done to Vickie, Anil, etc. Maybe it is just a coincidence, but it certainly feels like something more concerning than that. You violated your neutrality and the simple concept of innocent until proven guilty with Tina Peters. You parroted the leftist narrative about me personally and FEC United which many members worked to get you elected. The list goes on. Unfortunately, you have done little except divide the GOP since taking office. It is quite clear that you have not looked at the election fraud evidence (which is indisputable and abundant) and that your alignment is not with the people but with an agenda closely aligned with the radical left element inside of our party. You betray everything you say you represented to me privately and publicly.

You have become a mule for those people who stole our voice, and I find the entire situation embarrassing and disappointing — yet not surprising. Power and money corrupt... you're NOT an exception to the norm. Your aspirations are at odds with the moral obligation you have to those you say you represent. Not sure who you are getting your advice from, but it is obvious you are being used to further the divide. Sad... I thought you would have been more centered.

As for the rest of you... A little bit of clarity...

First thank you to the individual who forwarded this to me. I appreciate it greatly. It proves there are ethical good people in the midst of the embarrassing individuals who look to betray the American ideal. I will agree with the sentiment shared, Charity represents what can only be described as dangerous controlled opposition. I had hoped that we could set aside the differences and negotiate a way forward for the grass root Americans (frankly on both sides of the aisle) that feel betrayed by the uni-party leadership, but that ship appears to have sailed.

Happy to report that in nearly 130 different primaries we (grass roots movement Americans) have gained the majority in every state. This is not a "far right extremist" environment parroted and propagated by you liars. It is a American movement centered on the principles of constitutional integrity and God centered ethical restoration.

You want to create a narrative? Okay, we will make sure everyone knows who you are. We will make sure we walk door to door and let them know exactly what you stand for. Let's not pretend you stand for the people in the community and I will stop pretending that a vast majority of you are redeemable. God is certainly at the wheel and what you are seeing right now is called a reckoning. Yet it is only the beginning.

I pray you will all take a step back and recognize the slippery slope you are on. I pray that you will take a deep breath and dive into the election fraud information coming out of nearly a dozen states. It is in the machines (Dominion, ES&S, Smartmatic, RUNBECK) and it is massive. Not only did Wayne Williams betray this party, he betrayed all of the people in this state and around the country by

perpetrating the fraud and ignoring the facts. You're doubling down on the relationships/friendships you have and not the facts you can see... that is troubling and shows all of us what you stand for and the Americans you stand against.

We look forward to the "army" assembling. Sounds ominous, but such is the evil that stands against the people I suppose. Only problem is... we know how it ends. God Wins.

Warm regards,



Joe Oltmann
President & Chairman
e: joe@fecunited.com
p: 303.502.5646
w: fecunited.com

----- Forwarded message -----

From: **Charity McPike** <charitymcpike@msn.com>

Date: Monday, March 21, 2022

Subject: Challenging the CD1 Assembly Election

To: Chuck Broerman <chuck.broerman@gmail.com>, "Wayne.williams@coloradosprings.gov" <Wayne.williams@coloradosprings.gov>, Karl Schneider <karl.k.schneider@gmail.com>

Cc: Ana Konduris <ackonduris@gmail.com>, "areulost@msn.com" <areulost@msn.com>, Annie Sieber McCarty <anniesiebermccarty@gmail.com>, Rob Fountain <Rcfguy@gmail.com>, "RROREGAN@HOTMAIL.COM" <RROREGAN@hotmail.com>, Ryan Graham <ryan@ryangrahamhomes.com>, Kay Rendleman

<kay.rendleman@comcast.net>, Joe Jackson <jjackson@cologop.org>, Stephen Schleiker <schleiker4elpasocounty@gmail.com>, Paul Lundeen Campaign <paul@paullundeen.org>, Cortney

<cortney@numail.cc>, "gregmax1105@gmail.com" <gregmax1105@gmail.com>, "henry@gregmaxwellforsheriff.com" <henry@gregmaxwellforsheriff.com>, "stevenoblittforsheriff@gmail.com" <stevenoblittforsheriff@gmail.com>, "CASSEBASTIAN@YAHOO.COM" <CASSEBASTIAN@yahoo.com>, "Chris.morris@LevL3.com" <Chris.morris@levl3.com>, "chris.sorensen@levl3.com" <chris.sorensen@levl3.com>, "leonkelly@mac.com" <leonkelly@mac.com>, "michaelallen@elpasoco.com" <michaelallen@elpasoco.com>, Kristi Burton Brown

<kristi@cologop.org>, "charitymcpike@msn.com" <charitymcpike@msn.com>

I don't have to state that Saturday's election was corrupt, eye opening and concerning. I believe there is an extreme right wing movement in our city that is more powerful and dangerous than most any of us suspected. While all included here may not come together on every issue, I believe this is the rational and appropriate group of individuals to address the glaring threats. I also believe we must act together to combat the power and effectiveness of the Vickie Tonkins/FEC/Fervent Church movement in this primary election. Because I was a part of the FEC leadership in its early days when I believed the mission was pure and non-threatening, stepping away in May 2021 when the behavior of both FEC top leadership and the GOP grew far too concerning, I maintain a unique perspective and potentially useful knowledge. I'm pissed off at yesterday's results and am asking to come together as a force to defeat this faction. I also have a significant number of folks in copy which I imagine might be concerning. Please feel free to respond privately, but I'd like to bring this group together and create an army.

First and foremost, how do we overturn yesterday's election(s) based on the numerous rule infractions? One of the most glaring issues, multiple candidates never received an official copy of the newly elected delegates. Nor did they ultimately receive a full accurate delegate list impairing their

ability to campaign effectively and fairly. Many of us had to seek out alternate sources to piece information together. None of us can be sure we every obtained an accurate list.

Among those who did receive a list at all, they received partial and inaccurate versions after days of repeatedly requesting from GOP Chair Vickie Tonkins (VT) and her staff. Furthermore, bias was again evident where Chair VT provided the lists to her select candidates up to a week earlier. We know this because many of us as well as new delegates received campaign material from Todd Watkins, Peter Lupia and Dave Williams days prior to the lists being released to our campaigns.

Additional Concerns -

County Assembly:

During County Assembly, sometime after 10am (select?) alternate delegates not elevated to a delegate position were told they were dismissed to go home by Sheryl Glasgow and Vickie Tonkins. Those whom we were in contact with were not advised at any point in the process that they would have an opportunity to re-credential in the afternoon for HD, SD or CD openings when so many delegates would (and did) leave having sole interest in morning county races or because the day had (intentionally?) dragged on beyond the anticipated scheduled meeting times.

If I understood correctly, Chair Tonkins admitted to adding 28 unelected "at large" delegates to the list and never revealed their names. We can be certain she provided them to her Team Vick (TV) crew. It would be expected that they were chosen in prejudice from among her loyal supporters, again giving unfair advantage to multiple TV candidates, including Watkins, Lupia, Williams, Rae Anne Weber, Lindsey Moore, Lynda Wilson. Candidates deserve to know who was appointed "at large".

Sheriff's Race:

On numerous occasions between January and March, GOP Chair Tonkins was in verbal and email debate with one or more Sheriff's race candidates insisting against Colorado Revised Statute, which allows three avenues to Primary Ballot access to include Petition, Petition and 10% County Assembly Delegate Vote and/or 30% +1 delegate vote at Assembly, stating that she would not allow their participation at County Assembly if they chose to first petition on to the primary ballot. Further, she erroneously and with malice advised in writing (attached) that if they were to participate in Assembly and received less than 30% but more than 10% of the vote they could, thereafter, petition onto the primary ballot. This was a blatant misrepresentation of election standards and procedures as established by C.R.S.

She multiple candidates' access to current 2021 Central Committee and precinct leaders contact lists, and later to the 2022 delegate lists. Instead, GOP Secretary Sheryl Glasgow only provided July 2021 lists insisting it was the most updated information they had blaming Clerk and Recorder Chuck Broerman for not providing anything more current.

After multiple arguments, on February 16, Chair Tonkins conceded acknowledgement to Colorado GOP Chair Kristi Brown, in email (attached), that she would in fact allow Greg Maxwell and those who petitioned onto the primary ballot, and who also chose to participate in County Assembly, to do both. And yet, as reflected in Rule 18 of the 2022 County Assembly Rules provided to all delegates, which reads "Candidates who are petitioning on to the primary ballot shall not be allowed to address the Assembly", she once again attempted to blatantly disrupt fair election process in favor of those candidates to whom which she has continually showed preferential treatment. A motion made by a member of Greg Maxwell's campaign team, Henry Allen, was eventually heard requesting the rule be struck and petitioning candidates be allowed to participate. A yea/nay voice vote was held and Chair Tonkins called it in favor of the nays. As chaos continued, another delegate motioned that delegates take a "standing vote" rather than the "voice vote", due to bad acoustical/sound optics in the large gymnasium. The motion was adopted. A second delegate motioned for a vote in favor of a floor nomination allowing petitioning candidates to participate in the Assembly process. The motion was adopted and despite Vickie's attempts, Greg Maxwell was able to speak and was included in the Assembly vote. Things didn't turn out as well as we hoped though Team Maxwell found it to be a

victory nonetheless. We learned that nearly 70 votes were cast for Joe Roybal and disregarded in the ultimate counting, meaning Todd Watkins did not realistically win 63% of the vote.

CD1 race - suspiciously set up with appearance of intentional election fraud:

- They ran out of ballots! Delegates, including myself and my husband waited in the CD1 credentialing line. After at least 30 minutes of no movement we learned that CD1 had run out of official ballots. Soon after, the credentialing team provided each of the approximately 50-60 remaining delegates with "unofficial ballots". The ballots were 2x2 in size, which appeared to be inconsistently sized pieces of white paper cut from assembly posters that contained printing on one side. When Ms. Jergensen took the mic, she blamed "the county" for not providing enough official ballots. Is this true? Who prints these and determines the required quantity and how is that number determined? There was nearly not enough space on these scrap pieces of paper to write in a candidates name, leaving the election process open to great confusion and the likelihood of numerous disqualified ballots due to the potential inability to clearly decipher the written information.
- **A delegate in line next to me, Jen McGill of Precint 215, was handed two of these unofficial ballots by the credentialing committee**, which she walked away with. As I walked away behind her, she expressed out loud that she was shocked they handed her two, identical in size and shape, clearly stuck together during the rapid cutting process. I insisted she take one back to the committee, though I believe she would have upon her own accord. I followed her and I expressed my concern to the credentialing representative, whose response was " we are doing our best". We must question how many others had been given more than one ballot in error (or strategically) because these unofficial ballots had only moments earlier been cut in stacks from assembly signs.
- **Rules were not provided and weren't published even 24 hours in advance.** When I was able to secure a copy of the draft working version after 9pm on 3.17.22, less than two days before the election, I sent an urgent 3am email requesting the Rule Committee review Rule 19, allowing for open floor nominations. I copied the CD1 Chair Don Wilson and Secretary Mr. Stevens. My email went without response. The following morning, 03.19 I received a final copy of the rules at 9:07am. This was less than 24 hours before the start of the GOP County Assembly. I was disappointed to see that no changes had been made to the draft rules or Rule 19. I continued to learn that countless CD1 delegates advise they never received a set of rules via email or in any form. The rules were not printed or published for anyone's review at the Assembly.
- **Both the Chair and Vice Chair implied that a floor nomination would be acceptable. VC Judith Jergensen ultimately committed to floor nominations being approved.** On the evening of Thursday, 3.17.22 a precinct leader and delegate in HD20, Ana Konduris, spoke with CD1 Chair Don Wilson. Mr. Wilson put Ms. Konduris in touch with Vice Chair Judith Jergensen. Ms. Konduris requested a copy of the CD1 Assembly Rules. She was provided with the draft version and advised via email that the rules were not yet formalized. Rule 19 concerned Ana Konduris, who was aware of an individual seeking to declare her candidacy via a floor nomination. In speaking, both the Chair and Vice Chair implied that a floor nomination would be acceptable and VC Judith Jergensen ultimately committed to floor nominations being approved.
- **Assembly rules require Delegates, Alternates and any visitors be seated in assigned areas. However, they were not which lead to a clear inability to determine the legitimacy of voice votes.** During this late day race the election room/gymnasium was full of visitors, many of whom were not part of CD1. I know this to be fact because I personally saw so many individuals who I knew to live outside my district. Further, numerous non-candidate/nomination

parties and non-CD1 delegates filled the floor seating area which throughout the day had been designated as reserved seating for candidates and nominating parties. At no point did Vice Chair Jergensen, who unilaterally ran the meeting, ask that any non-CD1 delegates move to specific areas. The bleachers contained countless attendees whom were not part of CD1 and whom were scattered among the voting delegates. There was absolutely no legitimate way to determine who was allowed to vote nor who had cast a voice vote. Because the voting delegates were so widely dispersed across the open bleachers and gymnasium floor seating and standing areas, the voices Ms. Jergensen was able to hear were clearly concentrated in the candidate area 8-10 feet before her. There was no reasonable way to determine otherwise. I don't recall Ms. Jergensen giving any time for dispute after the voice vote against floor nominations and adopting the rules were called.

-
- **I contest the CD1 procedures, clear prejudice, and standing precedence against gymnasium voice votes should deem the CD1 election invalid, in part due to the above points and in addition to the following concerns.** I arrived at the County Assembly around 6:30am to assist in setting up candidate tables. Because of the conversation Ana Konduris had with CD1 Secretary Judith Jergensen, I was fully prepared to accept a floor nomination and run against and ultimately displace Lindsey Moore for a CD1 Commissioner primary candidacy. I recall the Vice Chair rapidly asking for delegate approval of the CD1 Rules. I asked those around me if they had received the rules since they were not posted nor were they available in the room. All those around me shared that they had received no rules in any manner. Within what felt like seconds, the Vice Chair stated that the rules had been adopted and that Lindsey Moore was the uncontested Assembly candidate because the other candidate and incumbent, Holly Williams, had achieved her required petition signature certification and chose to forgo the Assembly process. Once Lindsey Moore finished speaking, the gentleman nominating me, Jay Iman approached Ms. Jergensen and stated he was making a floor nomination. Ms. Jergensen referred to the rules advising no floor nominations would be accepted. Mr. Inman argued, and Ms. Jergensen motioned for a voice vote. A voice vote was called and though it sounded to everyone I speak with as if those in favor had it, Ms. Jergensen determined those in objection were more numerous. We disagree and contest in part due to the above points and in addition to this final point below.
- **The morning County Assembly delegation had adopted a motion against voice votes due to the objectionable sound acoustics in the gymnasium which proved inadequate for such a "yea/nay" voice decision.** Yet, in the CD1 vote against the motion for floor nominations, also taking place in the gymnasium, CD Vice Chair Judith Jergensen called for a voice vote. Vice Chair Jergensen's "opinion" was that she "felt like she heard more nays". In 2022 this type of vote should require an electronic sound decibel device, rather than relying on a clearly biased party's determination with no teller committee to confirm the accuracy.
- **There was no microphone set out on the floor for discussion or debate during the CD1 election.**

I am relatively new to our local political operations. However, I am a proven activist and warrior for justice. I see nothing but injustice occurring in the local Democrat and GOP parties and we have got to call out the corruption before it's too late. We are in danger as a county with a very real and extreme far right body exhibiting their strength.

Final question, is it too late to run as an Independent?

Thoroughly exhausted,

Charity

Chairman Wilson,

My name is Charity McPike, I am a Division Leader for HD14-A as well as Precinct Leader for 217.

Because the final rules have not yet been provided, I'd like to submit a request for a rule change to the CD1 Rules Committee modifying the CD1 Assembly Rules as follows:

Current Rule:

19. As an exception to CRS § 1-4-601(1.5), which requires that a candidate must provide notice at least 30 days prior to the Assembly, **these Rules permit a candidate to notify the District 1 Chairman of their candidacy for 20 additional days (thus, by no later than 11:59 p.m. on Wednesday, March 9).** The Chairman or Secretary will notify each candidate of the receipt of the candidacy notification within 12 hours of its receipt. Pursuant to the cited statute, **no nomination may be made for any individual that fails to comply with the notice requirement.**

Proposed amendment:

19. As an exception to CRS § 1-4-601(1.5), which requires that a candidate must provide notice at least 30 days prior to the Assembly, **these Rules permit *open nominations*, whereby a candidate may be nominated from the floor on the day of Assembly, requiring no advance notification to the District 1 Chairman.**

I realize it's very late in the process. However, because not rules had been previously made available, it has been my understanding that the CD1 election did allow for open nominations.

I thank you for considering the request at this late hour.

Respectfully,

Charity McPike
Division Leader HD14-A, Precinct Leader 217
719.510.8549

From: Ana Konduris <ackonduris@gmail.com>
Sent: Thursday, March 17, 2022 6:59 PM
To: Charity McPike <charitymcpike@msn.com>
Subject: Fwd: rules

Sent from my iPhone

Begin forwarded message:

From: don@wilsonforcolorado.com
Date: March 17, 2022 at 6:53:19 PM MDT
To: Ana Konduris <ackonduris@gmail.com>
Subject: rules

Hey Ana,

Here you go. these are not final, final with only minor changes should be out tonight or tomorrow morning. FYI - I will not be chairing the CCD1 meeting at assembly, Judith Jergensen (vice-chair) will be running the meeting.

I'll send you final as soon as possible.

Thanks,
Don
Chairman Wilson,

Good morning. I have not received a response to the below message which I sent at 3am where I had requested that the Rules Committee review the possibility of amending Rule 19 allowing for open nominations from the floor.

Last evening, before 7pm, Ana Konduris requested a copy of the CD1 Assembly Rules as they had not yet been provided to the district. She was advised they were not yet formalized and was provided a copy of the working version. At that time, I sent an email advising Chairman Wilson that I had intended to run on a floor nomination. The fact that the final version had not yet been completed, nor any standing rules shared with the district, gave me cause to believe I could still submit a request for Rule 19 review. I was disappointed to receive the finalized version sent from Mr. Jergens this morning, with no response to my request.

I may be mistaken but believe the delegates will be given the opportunity to debate the rules before they are ratified at tomorrow's Assembly. However, because there are only two candidates who have announced their intention to run, many delegates are planning to leave the Assembly following the morning county races unless they know there will potentially be other candidates nominated. I am aware of numerous individuals who intend to participate at the CD1 election only if this allowance for unannounced floor nominations.

I do not have a copy of the 2018 rules. I'd like to review those as my understanding is that those rules remain in effect until the new rules are voted on at assembly. Would anyone be able to provide a copy of the 2018 CD1 Assembly Rules?

I'd greatly appreciate review and reconsideration - with Respect,

Charity McPike
HD14-A Division Leader, Precinct 217 Precinct Leader
Potential Candidate for Commissioner District 1
719.510.8549

From: Charity McPike <charitymcpike@msn.com>
Sent: Friday, March 18, 2022 8:38 AM
To: donwilson1512@gmail.com <donwilson1512@gmail.com>
Cc: ron.stephens@live.com <ron.stephens@live.com>; Ana Konduris <ackonduris@gmail.com>; charitymcpike@msn.com <charitymcpike@msn.com>
Subject: Urgent: Request Rule Change for Open Nominations / On the Floor Nomination
Chairman Wilson,

My name is Charity McPike, I am a Division Leader for HD14-A as well as Precinct Leader for 217.

Because the final rules have not yet been provided, I'd like to submit a request for a rule change to the CD1 Rules Committee modifying the CD1 Assembly Rules as follows:

Current Rule:

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I realize it's very late in the process. However, because not rules had been previously made available, it has been my understanding that the CD1 election did allow for open nominations.

I thank you for considering the request at this late hour.

Respectfully,

Charity McPike
Division Leader HD14-A, Precinct Leader 217
719.510.8549

From: Ana Konduris <ackonduris@gmail.com>
Sent: Thursday, March 17, 2022 6:59 PM
To: Charity McPike <charitymcpike@msn.com>
Subject: Fwd: rules

Sent from my iPhone

Begin forwarded message:

From: don@wilsonforcolorado.com
Date: March 17, 2022 at 6:53:19 PM MDT
To: Ana Konduris <ackonduris@gmail.com>
Subject: rules

Hey Ana,
Here you go. these ae not final, final with only minor changes should be out tonight or tomorrow morning. FYI - I will not be chairing the CCD1 meeting at assembly, Judith Jergensen (vice-chair) will be running the meeting.

I'll send you final as soon as possible.

Thanks,
Don
Chairman Wilson,

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I'll send you final as soon as possible.

Thanks,
Don

Commissioner District 1 Delegates and Alternates,

Attached are the Agenda and the Rules for CCD1 Assembly at Vista Ridge High School, 6888 Black Forest Road, Colorado Springs, CO. We will meet in the Main Gym, time to be announced by the County Chairman at the County Assembly.

Judith Jergensen

Vice-Chairman

Hi Vickie,

Thanks for clearing that up; that assurance is literally all I needed from you.

I don't consider having the State Party attorney (who has helped you out multiple times) call you a threat. It didn't seem like you were taking my word for it that state statute requires you to allow assembly access to any candidate who wants to proceed that way. So, I am always happy to have Chris clear up legal issues if needed.

Thankfully, you and I are now on the same page, and I appreciate your clarity.

Thanks for your hard work,
Kristi

On Wed, Feb 16, 2022 at 5:08 PM GOP Chair <chairman@gopelpaso.com> wrote:

Kristi,

I think I need to make something clear, I do not do well with threats so something may need to change with how this is presented to me.

Petition candidates are allowed to be nominated, and they will not be prevented from giving a nomination speech **IF** they wish to stand for a vote of the delegates.

However, petition candidates who choose not to stand for a vote at the assembly will not be given other opportunities by the party to promote themselves or their campaign.

This has been a long standing practice in El Paso County for decades. We are a Caucus driven organizational entity.

Thank you,



Vic

El P



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W



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On Wed, Feb 16, 2022 at 2:25 PM Kristi Burton Brown <kristi@cologop.org> wrote:
Hi Vickie,

I need a straight answer from you. Are you going to allow candidates to go through the assembly process, even if they also plan to petition?

If your answer is no, we have a legal problem, and you will be getting a call from Chris Murray. You cannot block ballot access, and I need a straight answer from you on my question above.

Thanks,
Kristi

On Wed, Feb 16, 2022 at 2:22 PM GOP Chair <chairman@gopelpaso.com> wrote:

Candidates having access to the ballot is strictly on the candidate.

We are a caucus system and there are systems in place as well as precedence set by my predecessors. I will follow both as what was sent to me from the SoS website says little to nothing about what we "MUST" do as a party for candidates, it says what can happen.

As I have stated to some on this thread before, our office will be getting information to the candidates as the candidate is the one who needs said information.

Thank you all for your patience as we work to get things done.



Vic

El P



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On Wed, Feb 16, 2022 at 2:09 PM Kristi Burton Brown <kristi@cologop.org> wrote:
Excellent. I'm not saying you are planning to. I'm simply responding to all the questions in this thread, from you and others. Thanks for helping our candidates have access to the ballot in all the appropriate ways.

On Wed, Feb 16, 2022 at 2:07 PM GOP Chair <chairman@gopelpaso.com> wrote:

No where has any of us said we would block candidates...not sure where these lies are coming from.

Thank you,



Vic

El P



Y

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On Wed, Feb 16, 2022 at 2:00 PM Kristi Burton Brown <kristi@cologop.org> wrote:

Hi Vickie,

No county party can block a candidate from assembly, even if they also plan to also gather petitions. You can read the Major Political Party FAQs on the Sec of State's website here: <https://www.sos.state.co.us/pubs/elections/Candidates/FAQs/majorParty.html>. You can also read Colorado Revised Statute 1-4-801.

Thanks,
Kristi

On Wed, Feb 16, 2022 at 10:47 AM GOP Chair <chairman@gopelpaso.com> wrote:

Please send me the state law as according to documentation by previous chairs in this office, that is not necessarily allowed.

Thank you,



Vic

El P



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W



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On Wed, Feb 16, 2022 at 10:38 AM Kristi Burton Brown <kristi@cologop.org> wrote:
Hello All,

A number of these questions are county specific, but the one I can address is whether a person seeking ballot access through petitioning can also go through the assembly, and must get 10% of the vote. This *must* be allowed; it's not optional. State law lays this out as one way to get ballot access as a candidate. Therefore, no county or district can deny this option to candidates.

Thanks,
Kristi

On Wed, Feb 16, 2022 at 10:16 AM Charity McPike <charitymcpike@msn.com> wrote:
Ladies,

Good morning. There seems to be some confusion regarding who may participate at the El Paso County Assembly and we'd appreciate clarification.

Several candidates have now shared that either Vickie, Sheryl, or both, are insisting that any candidates who submit a petition for the primary ballot, will not be allowed to participate at the March 1 County Assembly.

Of course, this makes no sense given that a candidate has always had the option of participating at Assembly, and further required to obtain a minimum of 10% of the Delegate vote.

It's critical any policy or change in by-law be adequately communicated to all candidates immediately. With that said, there has been no motion or vote by the Executive or Central Committees, meaning there is no change to the procedure.

Additionally, please advise when we can expect the updated Central Committee list. I've offered to volunteer to assist and have offered the assistance of many volunteers only to be told by Vickie that we were not allowed to help. Given that I have an NDA in place and am an active PCP, this also seems to be an unusual and unacceptable statement. Furthermore, it doesn't line up with the fact that Sheryl has invited all attendees at her GOP Caucus trainings to come to the GOP and help with input. I'm again requesting that you share this policy as to how you vet the GOP office volunteers.

And finally, to spare you both an additional and separate message, I am again requesting to understand the vote turn out from the HD14 election last weekend. Only the winners were announced. Annie McCarty and I ran for HD Vice Chair and HD Chair and insist we be provided with the calculation of all votes without further delay.

Grateful for your time and immediate attention to these urgent issues.

Respectfully,

Charity McPike
719.510.8549

--
Kristi Burton Brown
Chairwoman
Colorado State Republican Party
(720) 285-9552

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Chairwoman
Colorado State Republican Party
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Chairwoman
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----- Forwarded message -----
From: Charity McPike <charitymcpike@msn.com>
To: "donwilson1512@gmail.com" <donwilson1512@gmail.com>
Cc: "ron.stephens@live.com" <ron.stephens@live.com>, Ana Konduris <ackonduris@gmail.com>, "charitymcpike@msn.com" <charitymcpike@msn.com>
Bcc:
Date: Fri, 18 Mar 2022 09:27:52 +0000
Subject: Urgent: Request Rule Change for Open Nominations / On the Floor Nomination
Chairman Wilson,

My name is Charity McPike, I am a Division Leader for HD14-A as well as Precinct Leader for 217.

Because the final rules have not yet been provided, I'd like to submit a request for a rule change to the CD1 Rules Committee modifying the CD1 Assembly Rules as follows:

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Howard Black

From: districtattorney <districtattorney@elpasoco.com>
Sent: Monday, April 18, 2022 1:13 PM
To: Michael Allen; David Guest
Subject: FW: Hebrews 12 - lest we forget
Attachments: Minority Report - 2021 El Paso County.pdf; PI_Legal_Eastman 210503.pdf; BOCC_exclusive authority to appoint election official 220406.pdf

From: Neal Schuerer <neal@pathtoreform.org>
Sent: Thursday, April 14, 2022 10:30 AM
To: districtattorney <districtattorney@elpasoco.com>
Subject: Fwd: Hebrews 12 - lest we forget

CAUTION: This email originated from outside the El Paso County technology network. Do not click links or open attachments unless you recognize the sender and know the content is safe. Please call IT Customer Support at 520-6355 if you are unsure of the integrity of this message.

Michael,

I sent this to Longinos and Steve Schleiker last week, this is the basis of our conversation today. I'll plan on coming over to your office after lunch and provide you with the delivery documentation and a brief of our conversation.
Neal

Neal Schuerer
319-551-3231

From: Neal Schuerer <neal@pathtoreform.org>
Sent: Thursday, April 7, 2022 6:00 AM
To: schleiker4elpasocounty@gmail.com <schleiker4elpasocounty@gmail.com>; Steve King (sk.skiron@gmail.com) <sk.skiron@gmail.com>; Mark Braunlich <mbraunlich@protonmail.com>; pprentice100@protonmail.com <pprentice100@protonmail.com>; airforce_fly.girl@yahoo.com <airforce_fly.girl@yahoo.com>; Longinos Gonzalez (longinosjr@gmail.com) <longinosjr@gmail.com>; Michelle Malkin (MichelleMalkinInvestigates@protonmail.com) <MichelleMalkinInvestigates@protonmail.com>; Russ Cotten <russcotten@yahoo.com>; Jeremy Ueberrorth (ubwankinoby@gmail.com) <ubwankinoby@gmail.com>; Marcus Costantino <marcus@pathtoreform.org>; mauriceemmer@gmail.com <mauriceemmer@gmail.com>; RatioInvictus@protonmail.com <ratioinvictus@protonmail.com>; riffology@protonmail.com <riffology@protonmail.com>; lindabt@me.com <lindabt@me.com>; Pambrown630@gmail.com <pambrown630@gmail.com>
Subject: Hebrews 12 - lest we forget

What happened in El Paso County Colorado November 2021 and November 2020.....

[Elections | PTR Rev1 \(pathtoreform.org\)](https://www.pathtoreform.org/elections-ptr-rev1)

Neal Schuerer, Citizen@Large LLC, El Paso County, Colorado, USA
719-357-6354

"America! America! God shed His grace on thee, And crown thy good with brotherhood, From sea to shining sea." America the Beautiful

Minority Report: El Paso County Canvass Board

November 19, 2021

TO:

Chuck Broerman
Clerk and Recorder
El Paso County

FROM:

Paul Prentice
Canvass Board Member
El Paso County

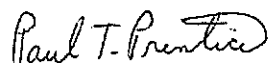
This is the Minority Report regarding my vote not to certify the 2021 El Paso County election. I found the Clerk and Recorder's office and staff to be extremely professional -- competent, helpful, and respectful. My findings below are largely directed at the Colorado Secretary of State (SOS).

1. On election night, 11/2, we uploaded our data to the SOS reporting website. Upon noticing that the reported total vote was more than 20% higher than what we uploaded, we refused to publish the data. After being allowed to manually overwrite what showed on the SOS website, we did publish the data. Subsequently the error was fixed and our uploaded data did match what was shown on the SOS website. We later received the explanation from SOS that there had been a software update during the election, an update of which SOS was unaware. This is unacceptable. It raises questions about the integrity of the entire voting system. What other software might have been updated without notice, but was not discovered?
2. The Risk Limiting Audit (RLA) is entirely controlled through SOS. We were directed which ballot issue and which electoral race to audit, and even which individual votes within those to audit. I believe it is more appropriate to have County control of the RLA, including direct citizen oversight.
3. There are several pending litigations around the country, regarding the rigor and acceptability of the certifications of election hardware and software. Until these are resolved the integrity of the El Paso County vote cannot be ensured.

4. (The following data are approximate) On election day, 11/2, El Paso County received 60,000 ballots. This is more than one-third of the total ballots received, and is almost twice what a major Presidential election typically receives on the last day of the election. Given that 2021 was a minor off-year election and that the total ballots received was about one-half of a Presidential election, the percentage of votes received on the last day was about four times what would be considered normal. This is an anomaly that calls for further investigation.
5. The voter rolls cannot be verified as to voter eligibility. Eligibility, and even Citizenship, are largely self-reported. The El Paso County Clerk and Recorder has made a verbal commitment to cleaning the voter rolls. This would be most welcome and make the vote more likely to be certified.

It was not possible for me, in good conscience, to certify that the 2021 election accurately reflected the will of El Paso County voters.

Respectfully,



Paul T. Prentice
Canvass Board Member
El Paso County

Date: May 3, 2021

To: Dr. John C. Eastman, Director Public Interest Legal Foundation

Reference: Access to El Paso County (EPC), Colorado 2020 election artifacts from the County Clerk and Recorder

Since the November 2020 election a group of us have been concerned about the results, plus the nation-wide reporting of election fraud and looking at what has been happening in Colorado over the years has brought us to a place of something is wrong in Colorado elections.

A group of us met with Republican El Paso County Clerk and Recorder Chuck Broerman November 2020 and again with Chuck December 2020 and former Colorado Secretary of State Wayne Williams, now on Colorado Springs City Council with his sights on becoming Mayor in 2023.

<https://clerkandrecorder.elpasoco.com/meet-your-clerk-and-chief-deputy/>
<https://coloradosprings.gov/city-council/page/wayne-williams-large>
[https://ballotpedia.org/Wayne W. Williams \(Colorado\)](https://ballotpedia.org/Wayne_W._Williams_(Colorado))

All we have gotten from them is complete defense of the county and state-wide election system, always claiming it to be the "Gold Standard." We completely disagree and have extensively researched the election process, the electronic voting systems, and the state-wide voter registration data base. We have no confidence in the system because of what we have learned.

Many EPC citizens have joined our effort and contacted Chuck requesting election information and access to the 2020 election artifacts. All we are getting are legal reasons why Chuck can't or won't help us get to what happened in EPC and Colorado.

Here is what we believe:

Over-inflated voter rolls in EPC has led to the potential of 20,000 phantom ballots counted in the 2020 election (compiled from voter registration records and ballot returned data). The end result being EPC strong Republican election turnout is watered down by a large increase in Unaffiliated Voter registrations and ballots cast, thus minimizing El Paso County and Colorado Springs' impact in state-wide elections.

Here is what we are asking you and the Public Interest Legal Foundation assist us with:

Determining who has jurisdiction over the El Paso County Paper Ballots and signed ballot envelopes? (referred to as the paper trail of the "Gold Standard" election process)

Does the EPC Clerk and Recorder have final authority over these artifacts?

If at some point in time El Paso County, through our elected Board of County Commissioners, determine that EPC wants to reclaim our voter registration and maintain precinct poll books, who is to stop us? Plus, conduct in-person voting on election day and very limited early or absentee voting. Can EPC go it alone in Colorado?

The bottom-line is that "We the People" of Colorado have been let down by the Colorado Legislature; Article 7, Section 11(Colorado Constitution) clearly states: "*Purity of elections - The general assembly shall pass laws to secure the purity of elections, and guard against abuses of the elective franchise.*"

Please advise how we might move forward with the Public Interest Legal Foundation.

Respectfully Submitted,

Jerry Biggs
(719) 661-1202
jbiggs@proterrace.com

Mark Braunlich
(719) 338-6470
mbraunlich@gmail.com

Charlie Stowell
(720) 724-5176
chafra59@comcast.net

Neal Schuerer
(719) 357-6354
nschuerer@gmail.com

SUMMARY OF REMARKS TO PHILLIPS COUNTY COMMISSIONERS

6 APRIL 2022

MAURICE EMMER

[statutes cited are reproduced below]

1. The BOCC has the exclusive authority to appoint the designated election official for its county. CRS 1-1-104(8); CRS 1-1-111; but see CRS 1-1-110(3)
 2. The BOCC has the exclusive authority to decide whether and which electronic system to use. CRS 1-5-603
 3. Electronic voting system chosen by BOCC must comply with state statute and Federal Election Commission 2002 Voting System Standards. CRS 1-5-601.5; CRS 1-5-603
 4. The electronic voting system must have been tested by a federally accredited laboratory. CRS 1-5-608.5
 5. No system in use complies with 2002 VSS
 - a. See Mesa County reports demonstrate failure to maintain trackable system logs to enable audits, unexplained creation of "extra" data bases during vote tabulation, inability to reconcile data bases with final vote counts, presence of numerous wireless devices, systematic deletion of records before the state and federal mandatory retention periods, and so forth)
 6. No system in use has been tested by a federally accredited laboratory.
 - a. Pro V&V (the lab used by Colorado and many other states, permitted its accreditation to expire in Feb, 2017. Its next accreditation was granted in Feb, 2021.
 - b. Systems used in Colorado were at least partially tested by Pro V&V during its 4-year lapse period.
 - c. Documentation of all this can be provided.
6. BOCC is violating law by approving use of existing system. Violation might be a misdemeanor. CRS 1-13-107; CRS 1-13-111

1-1-104. Definitions.

As used in this code, unless the context otherwise requires:

1-1-104(8) "**Designated election official**" means the member of a governing board, secretary of the board, county clerk and recorder, **or other person designated by the governing body as the person who is responsible for the running of an election.**

1-1-111. Powers and duties of governing boards

(1) In addition to any other duties prescribed by law, **the governing board of a political subdivision** entitled to call elections shall have the following duties:

(a) To **supervise the conduct of regular and special elections which it is authorized or required to call**; and

(b) Where appropriate, to consult and coordinate with the county clerk and recorder of the county in which the political subdivision is located and with the secretary of state in regard to conducting elections and rendering decisions and interpretations under this code.

(2) All powers and authority granted to the governing board of a political subdivision may be exercised by an election official designated by the board. The governing body may also contract with the county clerk and recorder of the county in which the political subdivision is organized to perform all or part of the required duties in conducting the election.

1-5-603. Adoption and payment for voting machines

The governing body of any political subdivision may adopt for use at elections any kind of voting machine fulfilling the requirements for voting machines set forth in this part 6. These voting machines may be used at any or all elections held in the political subdivision for casting, registering, and counting votes. The governing body of any political subdivision which adopts and purchases or leases voting machines shall provide for the payment of the purchase price or the rent in such manner as may be in the best interest of the political subdivision and may for that purpose provide for the issuance of interest-bearing bonds, certificates of indebtedness, or other obligations, which shall be a charge upon the county. The bonds, certificates of indebtedness, or other obligations may be made payable at such times, not exceeding ten years from the date of issue, as may be determined by the governing body but shall not be issued or sold at less than par.

1-1-110. Powers of county clerk and recorder and deputy - communication to electors

(3) As the chief election official for the county, the county clerk and recorder shall be the chief designated election official for all coordinated elections.

[NOTE THIS CONFLICTS WITH CRS 1-1-104(8)]

1-5-601.5. Compliance with federal requirements (Effective until July 1, 2022)

All voting systems and voting equipment offered for sale on or after May 28, 2004, **shall meet the voting systems standards that were promulgated in 2002 by the federal election commission.** At his or her discretion, the secretary of state may require by rule that voting systems and voting equipment satisfy voting systems standards promulgated after January 1, 2008, by the federal election assistance commission as long as such standards meet or exceed those promulgated in 2002 by the federal election commission. Subject to section 1-5-608.2, nothing in this section shall be construed to require any political subdivision to replace a voting system that is in use prior to May 28, 2004.

[NOTE THAT A REVISED VERSION GOES INTO EFFECT IN JULY, 2022; THE CHANGES ARE IMMATERIAL TO THE MATTERS DISCUSSED HERE]

1-5-608.5. Electronic and electromechanical voting systems - testing by federally accredited labs -

certification and approval of purchasing of electronic and electromechanical voting systems by secretary of state - conditions of use by secretary of state - testing.

(1) **A federally accredited laboratory** may test, approve, and qualify electronic and electromechanical voting systems for sale and use in the state of Colorado.

(2) (Deleted by amendment, L. 2009, (HB 09-1335), ch. 260, p. 1190, § 4, effective May 15, 2009.)

(3)

(a) **If the electronic and electromechanical voting systems tested pursuant to this section satisfy the requirements of this part 6**, the secretary of state shall certify such systems and approve the purchase, installation, and use of such systems by political subdivisions and establish standards for certification.

(b) The secretary of state may promulgate conditions of use in connection with the use by political subdivisions of electronic and electromechanical voting systems as may be appropriate to mitigate deficiencies identified in the certification process.

(c) In undertaking the certification required by this section, the secretary of state may consider either procedures used or adopted by county clerk and recorders or best practices recommended by equipment vendor

1-13-107. Violation of duty. (Effective March 1, 2022)

Any public officer, election official, or other person upon whom any duty is imposed by this code who violates, neglects, or fails to perform such duty or is guilty of corrupt conduct in the discharge of the same or any notary public or other officer authorized by law to administer oaths who administers any oath knowing it to be false or who knowingly makes a false certificate in regard to a matter connected with any election provided by law upon conviction shall be punished as provided in section 1-13-111.

1-13-111. Penalties for election offenses. (Effective March 1, 2022)

In all cases in which an offense denominated in this code has no penalty specified, the offender commits a class 2 misdemeanor.

Howard Black

From: David Guest <davidguest@elpasoco.com>
Sent: Tuesday, August 3, 2021 2:41 PM
To: Michael Allen
Cc: Bret Poole
Subject: FW: Citizen Communication to Colorado Sectary of State, County Commissioners and County clerks and Recorders.
Attachments: Notes regarding County Commissioners_SAS 210722.docx; Notification to SoS CCRs and Commissioners 210717.pdf; Comments on SoS July 20 2021 memo_2.pdf

Michael,

This was one of the more recent e-mails from Neal Schuerer. I highlighted the portion in yellow below where he is stating he wants to schedule a Zoom meeting between you and Karen Fann.

David Guest
Senior Investigator
Fourth Judicial District Attorney's Office
Colorado Springs, Colorado
(719) 520-6038



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From: Neal Schuerer <neal@paththereform.org>
Sent: Wednesday, July 28, 2021 5:02 PM
To: David Guest <davidguest@elpasoco.com>
Cc: Shawn Smith <luftsas@gmail.com>; mauriceemmer@gmail.com
Subject: Citizen Communication to Colorado Sectary of State, County Commissioners and County clerks and Recorders.

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There are many factors within this claim, Shawn Smith and Maurice Emmer are citizen issue experts. They stand ready to meet with you to advance this investigation. What is your availability to meet the week of August 2nd?

Also, have you requested from the El Paso County Clerk and Recorder the actual signed ballot envelopes associated with "dead voter" roll I sent to you on July 14th? **I will be meeting with Arizona Senate President Karen Fann this week at the ALEC Conference in Salt Lake City and will schedule a time for her to meet with Michael via Zoom.**

Please let me know what information you need to continue the investigation.

Respectfully, Neal Schuerer

Neal Schuerer | President | Path To Reform

319-551-3231 voice or text | Neal@pathtoreform.org | <https://www.pathtoreform.org>

"Supporting the legislative initiative to organize an Article V convention of states to consider constitutional amendments"

Howard Black

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Michael,
Please see Neal Schuerer's e-mail to me below. He's asking me for additional meetings and an update regarding the deceased voter list. I'll wait for your green light for a response.
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Notes regarding County Commissioners' responsibilities and authority with respect to the conduct of elections, audit of elections, and use of specific election equipment for elections within their respective counties.

1. County commissioners, like county clerks, are sworn public servants; their oaths of office testify to their intent and obligation to support the constitutions of the United States and the State of Colorado, and the laws of the state of Colorado, in that order. The oath makes no mention of rules, but Colorado laws do, and it follows that neither rules nor elected or appointed officials may violate the laws which legitimate and bind them, nor may officials and laws violate the Constitution of the State of Colorado, nor may officials, rules, laws, or the Constitution of the State of Colorado violate the Constitution of the United States. It also follows that public officials are not only prohibited from taking action which violates legitimate rules, laws, and the two Constitutions, but are obligated to action when inaction would constitute neglect of their duties.
2. In a separate document, we have provided the evidence and rationale for the assertion that the Colorado Secretary of State may have violated Colorado law (and therefore the Colorado and U.S. Constitutions) by certifying voting machines (both Dominion Voting Systems Democracy Suite 5.11-CO and Clear Ballot Group ClearVote 2.1, as well as DVS DS 5.13) for use in Colorado elections (and thereby effecting their use in Colorado elections, including the November, 2020 general election), due to the CRS requirement that voting machines be tested by a Federally-accredited lab prior to certification and the non-accredited status of the lab (Pro V&V) used by the Co SecState.
3. If the voting machines were not tested, as required by CRS, by a Federally-accredited lab, it may also be true that the voting machines were not secured against unauthorized access or improper/unauthorized operation when used in Colorado elections, in which case the civil, Constitutional rights of Colorado citizens may have been violated both by the use of non-secure voting machines, and by the improper certification of an election conducted on those machines.
4. If the CO SecState committed such crime, then any public official who failed to take action to which they were obligated, or who acted or failed to act, with the intent to "hinder, delay, or prevent the discovery, detection, apprehension, prosecution, conviction or punishment of another for the commission of" that crime may have rendered assistance to the individual committing the crime, thereby establishing themselves as accessories to the crime.
5. If such crimes were committed, then allowing the alteration, adulteration, or modification of the voting machines themselves, including both their software and hardware states, and the state or condition of peripherals and accessories such as removable media, may destroy evidence of the crimes.
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accreditation of the testing lab and the legitimacy of the certification of voting machines are deceitful, then they may have committed this additional felony, in multiple counts, and a clerk or other public official who repeats or distributes the deceitful statement may, again, be an accessory to the crime.

8. 18-8-114 CRS states that a person commits a class 1 misdemeanor if that person knowingly makes a false entry in or falsely alters any public effort, or knowingly destroys, mutilates, conceals, removes, or impairs the availability of any public record. In addition to the certification statement for the voting machines, and the certification of the Nov 2020 General Election, if the clerks or other public officials knowingly concealed a public record (e.g. the schedule for modification of voting machines" from the public, they may, again, be an accessory to the crime.
9. 1-5-603 CRS, Adoption and payment for voting machines, states that "The governing body of any political subdivision may adopt for use at elections any kind of voting machine fulfilling the requirements for voting machines set forth in this part 6. These voting machines may be used at any or all elections held in the political subdivision for casting, registering, and counting votes..."
10. 1-5-605.5 CRS states that county clerk and recorders or designated election officials shall be the custodian of the voting system in a political subdivision..."
11. 1-5-612 CRS states that "The governing body of any political subdivision may, upon consultation with the designated election official, adopt an electronic or electromechanical voting system, including any upgrade in hardware, firmware, or software, for use at the polling locations in the political subdivision. The system may be used for recording, counting, and tabulating votes at all elections held by the political subdivision.(2) An electronic or electromechanical voting system may be used only if the system has been certified by the secretary of state in accordance with this part 6."
12. 1-5-618 CRS states that "(1) After an electronic or electromechanical voting system has been certified by the secretary of state, a political subdivision may not adopt any modification of the system until the modification is certified or approved in accordance with the provisions of subsection (1.5) of this section by the secretary of state."
13. The county commission is, by law, the governing body of the "political subdivision" of a county.
14. 1-1-111 CRS states "(1) In addition to any other duties prescribed by law, the governing board of a political subdivision entitled to call elections shall have the following duties: (a) To supervise the conduct of regular and special elections which it is authorized or required to call; and(b) Where appropriate, to consult and coordinate with the county clerk and recorder of the county in which the political subdivision is located and with the secretary of state in regard to conducting elections and rendering decisions and interpretations under this code."

I.e.

1. County Commissions are the governing body for a county; they can elect and direct that the county conduct its elections without any electronic voting machine, whatsoever.
2. County Commissioners, like clerks, have a positive duty to uphold the U.S. and Colorado Constitutions, Colorado law, and rules issued to execute Colorado law, in that order; all public officials, including commissioners and clerks, have a positive duty to report suspected crimes, to refrain from assisting the commission or obstruction of detection and investigation of crimes.

3. Not only the violation of laws, but the neglect of positive duty to uphold law and report crimes, may constitute crimes by public officials, in and of themselves. Any public official acting in good faith is presumably immune to prosecution for those actions taken in good faith, but public officials that do not discharge their duty faithfully (e.g. by ignoring evidence of crimes and dismissing the complaints of citizens without proper investigation by competent law enforcement) may be personally liable, under both criminal and civil statute.

Maurice Emmer
Aspen, Colorado

Shawn Smith
Colorado Springs, Colorado

July 17, 2021

To The Colorado Secretary of State, County Clerks and Recordors

This is addressed to the Colorado Secretary of State (SoS) and the various county clerks and recordors (CCRs) in the State of Colorado. It also is relevant to the county commissioners in all counties. It relates to actions of the Colorado SoS that might have legal consequences to her, as well as to the CCRs and commissioners in regard to voting equipment for which they have various responsibilities under Colorado law. The purpose of providing this information is to alert the SoS, the CCRs and the commissioners of the apparent facts so that they might avoid taking any actions that could have negative legal consequences for them.

Relevant Provisions of the Colorado Revised Statutes

C.R.S. 1-5-608.5 is the provision of Colorado law that governs the testing and certification of voting systems statewide. It requires the SoS to use a “federally accredited laboratory” to test voting systems to be used in Colorado. It does not authorize certification of systems that have not been so tested. The provision acknowledges that the systems so certified by the SoS will be used by the CCRs throughout the state in administering elections.

The federal agency that accredits such laboratories is the United States Election Assistance Commission (USEAC). See 52 U.S.C. sec. 20971.

Various provisions of the Colorado Revised Statutes impose duties on CCRs and other county officials in regard to the acquisition and proper use of voting systems. For example, C.R.S. 1-5-617(5) (county election officials purchase voting systems based on SoS’ representation that the systems have met state certification requirements); C.R.S. 1-5-603 and 1-5-613(2) (county commissioners must approve the use of voting systems only if they meet the legal requirements described above); C.R.S. 1-6-612(1) and (2) (county commissioners are responsible for insuring the voting systems and any upgrades comply with the rules described above).

C.R.S. 1-13-107 and 1-13-723 provide it is a misdemeanor offense for a public officer or election official to violate any duty under the election code.

As explained below, it appears that the SoS certified election systems for use in Colorado on the basis of testing conducted by a laboratory when that laboratory did not have an applicable accreditation from the USEAC. This would appear to violate the above Colorado statutes. The SoS also appears to have instructed teams of her staff and the various CCRs to assist representatives of the provider of the voting systems to install software into the systems, some parts of which were tested by that same laboratory at

a time when it did not have accreditation by the USEAC. That activity appears to have occurred during 2021 and continues at this time.

Relevant Facts

1. On 7 Jun 2019, CO SoS Griswold certified DVS Democracy Suite 5.11-CO (<https://www.sos.state.co.us/pubs/elections/VotingSystems/DVS-DemocracySuite511/certificationLetter.pdf>) in response to an Application for Modification of a Voting System, dated 6 June 2019 (<https://www.sos.state.co.us/pubs/elections/VotingSystems/DVS-DemocracySuite511/finalApplicationForCertification.pdf>). That certification letter cited C.R.S. 1-5-608.5, (which states that "(1) A federally accredited laboratory may test, approve, and qualify electronic and electromechanical voting systems for sale and use in the state of Colorado"), appearing to confirm that SoS Griswold knew federal accreditation of the laboratory was a requirement. The certification letter stated, "Pro V&V, a federally accredited voting-system testing laboratory [VSTL], tested Democracy Suite 5.11-CO in accordance with the test plans my office approved on May 20, 2019 and May 23, 2019. My office also reviewed Pro V&V's test reports dated June 3, 2019 and June 7, 2019, and the Colorado requirements matrix completed and transmitted by Pro V&V on June 4, 2019,"

2. We are not aware of any evidence that Pro V&V was an accredited VSTL when it tested DVS D-Suite 5.11-CO (nor when it tested ClearBallot Group (CBG) ClearVote 2.1) in 2019.

a. The information we have obtained indicates that Pro V&V was accredited by the USEAC in February 2015; that the accreditation expired in February 2017. (https://www.eac.gov/sites/default/files/voting_system_test_lab/files/Pro_VandV_accr_education_certificate_2015.pdf).

b. The information we have obtained further indicates that the next time Pro V&V was accredited by the USEAC was in February 2021. (https://www.eac.gov/sites/default/files/voting_system_test_lab/files/Pro%20V%26V%20Accreditation%20Certificate.pdf)

c. The information we have obtained indicates that Pro V&V's accreditation could continue past its 2017 expiration date if the USEAC lacked a quorum and, therefore, could not re-accredit. However, it appears that during much if not all of the period when Pro V&V's accreditation seems to have expired, the USEAC had a quorum of commissioners. The accreditation seems to have remained expired until it was renewed

in 2021, despite the fact that the USEAC had a quorum of commissioners through the majority of that period, accrediting other VSTLs (e.g. SLI Compliance, of Colorado) and certifying voting systems with that same quorum. (

[https://www.eac.gov/sites/default/files/voting_system_test_lab/files/SLI Compliance Certificate of Accreditation011018.pdf](https://www.eac.gov/sites/default/files/voting_system_test_lab/files/SLI_Compliance_Certificate_of_Accreditation011018.pdf))

d. We have no information indicating that the Colorado SoS made any attempt to confirm that Pro V&V's accreditation was effective after the 2017 expiration, even though it was her legal duty to insure that Colorado voting systems were tested by a federally-accredited laboratory.

3. On 26 April 2021, CO SoS Griswold certified DVS Democracy Suite 5.13 (<https://www.sos.state.co.us/pubs/elections/VotingSystems/DVS-DemocracySuite513/certificationLetter.pdf>), citing C.R.S. 1-5-608.5, and on the basis of a test report from Pro V&V, dated 23 April 2021.

4. The 23 April 2021 Pro V&V test report indicates, in Table 2.0. "D-Suite 5.13 COTS Components," that multiple components (17 of 25 components) of D-Suite 5.13 were not tested by Pro V&V in April, 2021, but that Pro V&V relied upon testing conducted on those components in the "D-Suite 5.11-CO" test campaign. The latter testing occurred during the period when Pro V&V appears not to have been accredited by the USEAC. (<https://www.sos.state.co.us/pubs/elections/VotingSystems/DVS-DemocracySuite513/testReport.pdf>)

5. During 2021 the SoS and her staff have instructed CCRs around Colorado to permit voting systems to be "upgraded" by employees or agents of the systems' vendors. For example, Jessi Romero, Voting Systems Manager in the SoS' office, engaged in communications with CCRs issuing instructions to the CCRs and otherwise driving this activity.

Conclusions

A. Pro V&V does not appear to have been a federally-accredited VSTL in 2019, when it conducted certification testing on the Dominion Voting Systems (DVS) Democracy Suite (D-Suite) 5.11-CO voting system, nor in 2020, when it conducted certification testing on Clear Ballot Group ClearVote 2.1 voting system.

B. The Colorado SoS appears to have violated C.R.S. 1-5-608.5 by certifying those two voting systems, since they had not been tested by a federally-accredited VSTL prior to her certification.

C. The Colorado SoS appears to have violated C.R.S. 1-5-608.5 by certifying D-Suite 5.13, since the certification test report states that it relied upon testing conducted by Pro V&V when they did not appear to have a valid VSTL accreditation from the USEAC.

D. CCRs and county commissioners may violate their duties under Colorado election laws if they permit the installation on voting systems of software or any other component of the systems that was not tested and certified as required by Colorado law. Any such violations might be a misdemeanor.

Sincerely,

Maurice Emmer
Aspen, Colorado
mauriceemmer@gmail.com

Shawn Smith
Colorado Springs, Colorado

Neal Schuerer

From: Maurice Emmer <mauriceemmer@gmail.com>
Sent: Tuesday, July 20, 2021 11:22 PM
To: Neal Schuerer
Subject: Re: Development re accreditation of voting systems

FYI, I have turned this into a Word doc and have been refining it. Found some very interesting misquotes and lies by the SoS in her memo. Will go over the Word doc with Shawn tomorrow.

On Tuesday Jul 20, 2021, at 8:46 PM MDT, Maurice Emmer <mauriceemmer@gmail.com> wrote:

Begin forwarded message:

From: Maurice Emmer <mauriceemmer@gmail.com>
Subject: Development re accreditation of voting systems
Date: July 20, 2021 at 8:43:05 PM MDT
To: Tom and Anne Baker <bakeassociates@aol.com>, Betty Benson <Betty.Benson@outlook.com>, Dave Bradford <stirruphigh53@gmail.com>, Jack Canterbury <ranchrealtor@outlook.com>, Jane Chaney <JChaney@q.com>, John Doose <Johndooscolorado@gmail.com>, Kaye Ferry <kaye@kayeferry.com>, Spencer Hamner <sthamner@yahoo.com>, Rob Leverington <rob@leveringtonassociates.net>, Allen Maez <allen.maez10@gmail.com>, Kevin McCarney <kmccarney@mesacountyqop.org>, Charli Oswald <Charlioswald@reagan.com>, Dave Peters <David.Ptrs1@gmail.com>, Doug Winters <dougwinters1@q.com>, Pete Wood <sportn@me.com>

Today the SoS issued a statement to all county clerks in response to the letter we have been circulating pointing out the use of voting systems not tested by a federally accredited laboratory. The statement is attached. Below are my comments on the statement.

This is very interesting for at least three reasons. One is that, not surprisingly, we got their attention and the matter now is in the public domain. Second, it once again documents that they are aware of the issues and haven't fixed them; they only deny them. Third, the statement asserts that the USEAC "has confirmed that Pro V&V's accreditation did not expire at any time between February 24, 2015 and today, July 20, 2021." The statement cites sources and authority for virtually all other factual assertions in the statement, but cites no source or authority for that quoted statement other than to claim the USEAC said so. Where is the letter from the USEAC? Where is the accreditation certificate covering the lapsed period? The page referred to on the USEAC website contains links to the accreditation certificates for Pro V&V. No link for a certificate covering the lapsed period.

Note that the statement posted on the USEAC website about Pro V&V does not say that an accreditation was in effect during that period.

The statement also asserts that the USEAC lacked a quorum from 2015 to 2021 so it could not have approved a new accreditation. Among much other evidence, see USEAC Public Meeting 081617, from August 16, 2017, showing three USEAC Commissioners (Hicks, Masterson, and McCormick; a quorum) present, refuting the suggestion that Pro V&V's accreditation was continued in good standing, due to U.S. EAC's Commission lacking a quorum, beyond its February, 2017 expiration through the time period in which Pro V&V tested Colorado voting systems (DVS DS 5.11-CO and CBG CV 2.1) in 2019 and 2020. In fact, at 0:44 into the video Chairman Masterson states explicitly that the Commission has a quorum. (<https://www.eac.gov/media/video-player-us-eac-public-meeting-081617>). Similarly, the USEAC held a public meeting on April 4, 2017, with a quorum of commissioners present (as indicated by Chairman Masterson's roll call at ~5:45) (<https://www.eac.gov/media/public-meeting-webcasts>).

One wonders why the SoS would publish a public statement containing what can only charitably be characterized as sloppy assertions. Can she not find the documentation we have found? It's right there on the USEAC website, for gosh sakes. We have produced documentary evidence that unequivocally indicates Pro V&V did not have an active federal accreditation during the period stated. The SoS' response has cited 1. Revocation, which is irrelevant because it never happened, and 2. A lack of quorum, which appears to be false. She further claims the USEAC says the accreditation remained in effect, yet she produces no documentary evidence of that, only a bald claim.

Best regards,

Maurice Emmer
(Ted Cruz: "Republicans; they waste a little less")
(typos by Applle)

<SoS Memo to Clerks - Certification of DVS's Democracy Live 5.13 software 7.20.21.docx>

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 9. 1-5-603 CRS, Adoption and payment for voting machines, states that "The governing body of any political subdivision may adopt for use at elections any kind of voting machine fulfilling the requirements for voting machines set forth in this part 6. These voting machines may be used at any or all elections held in the political subdivision for casting, registering, and counting votes..."
 10. 1-5-605.5 CRS states that county clerk and recorders or designated election officials shall be the custodian of the voting system in a political subdivision..."
 11. 1-5-612 CRS states that "The governing body of any political subdivision may, upon consultation with the designated election official, adopt an electronic or electromechanical voting system, including any upgrade in hardware, firmware, or software, for use at the polling locations in the political subdivision. The system may be used for recording, counting, and tabulating votes at all elections held by the political subdivision.(2) An electronic or electromechanical voting system may be used only if the system has been certified by the secretary of state in accordance with this part 6."
 12. 1-5-618 CRS states that "(1) After an electronic or electromechanical voting system has been certified by the secretary of state, a political subdivision may not adopt any modification of the system until the modification is certified or approved in accordance with the provisions of subsection (1.5) of this section by the secretary of state."
 13. The county commission is, by law, the governing body of the "political subdivision" of a county.
 14. 1-1-111 CRS states "(1) In addition to any other duties prescribed by law, the governing board of a political subdivision entitled to call elections shall have the following duties: (a) To supervise the conduct of regular and special elections which it is authorized or required to call; and(b) Where appropriate, to consult and coordinate with the county clerk and recorder of the county in which the political subdivision is located and with the secretary of state in regard to conducting elections and rendering decisions and interpretations under this code."

i.e.

1. County Commissions are the governing body for a county; they can elect and direct that the county conduct its elections without any electronic voting machine, whatsoever.
2. County Commissioners, like clerks, have a positive duty to uphold the U.S. and Colorado Constitutions, Colorado law, and rules issued to execute Colorado law, in that order; all public officials, including commissioners and clerks, have a positive duty to report suspected crimes, to refrain from assisting the commission or obstruction of detection and investigation of crimes.

3. Not only the violation of laws, but the neglect of positive duty to uphold law and report crimes, may constitute crimes by public officials, in and of themselves. Any public official acting in good faith is presumably immune to prosecution for those actions taken in good faith, but public officials that do not discharge their duty faithfully (e.g. by ignoring evidence of crimes and dismissing the complaints of citizens without proper investigation by competent law enforcement) may be personally liable, under both criminal and civil statute.

Maurice Emmer
Aspen, Colorado

Shawn Smith
Colorado Springs, Colorado

July 17, 2021

To The Colorado Secretary of State, County Clerks and Recordors

This is addressed to the Colorado Secretary of State (SoS) and the various county clerks and recordors (CCRs) in the State of Colorado. It also is relevant to the county commissioners in all counties. It relates to actions of the Colorado SoS that might have legal consequences to her, as well as to the CCRs and commissioners in regard to voting equipment for which they have various responsibilities under Colorado law. The purpose of providing this information is to alert the SoS, the CCRs and the commissioners of the apparent facts so that they might avoid taking any actions that could have negative legal consequences for them.

Relevant Provisions of the Colorado Revised Statutes

C.R.S. 1-5-608.5 is the provision of Colorado law that governs the testing and certification of voting systems statewide. It requires the SoS to use a “federally accredited laboratory” to test voting systems to be used in Colorado. It does not authorize certification of systems that have not been so tested. The provision acknowledges that the systems so certified by the SoS will be used by the CCRs throughout the state in administering elections.

The federal agency that accredits such laboratories is the United States Election Assistance Commission (USEAC). See 52 U.S.C. sec. 20971.

Various provisions of the Colorado Revised Statutes impose duties on CCRs and other county officials in regard to the acquisition and proper use of voting systems. For example, C.R.S. 1-5-617(5) (county election officials purchase voting systems based on SoS’ representation that the systems have met state certification requirements); C.R.S. 1-5-603 and 1-5-613(2) (county commissioners must approve the use of voting systems only if they meet the legal requirements described above); C.R.S. 1-6-612(1) and (2) (county commissioners are responsible for insuring the voting systems and any upgrades comply with the rules described above).

C.R.S. 1-13-107 and 1-13-723 provide it is a misdemeanor offense for a public officer or election official to violate any duty under the election code.

As explained below, it appears that the SoS certified election systems for use in Colorado on the basis of testing conducted by a laboratory when that laboratory did not have an applicable accreditation from the USEAC. This would appear to violate the above Colorado statutes. The SoS also appears to have instructed teams of her staff and the various CCRs to assist representatives of the provider of the voting systems to install software into the systems, some parts of which were tested by that same laboratory at

a time when it did not have accreditation by the USEAC. That activity appears to have occurred during 2021 and continues at this time.

Relevant Facts

1. On 7 Jun 2019, CO SoS Griswold certified DVS Democracy Suite 5.11-CO (<https://www.sos.state.co.us/pubs/elections/VotingSystems/DVS-DemocracySuite511/certificationLetter.pdf>) in response to an Application for Modification of a Voting System, dated 6 June 2019 (<https://www.sos.state.co.us/pubs/elections/VotingSystems/DVS-DemocracySuite511/finalApplicationForCertification.pdf>). That certification letter cited C.R.S. 1-5-608.5, (which states that "(1) A federally accredited laboratory may test, approve, and qualify electronic and electromechanical voting systems for sale and use in the state of Colorado . . . "), appearing to confirm that SoS Griswold knew federal accreditation of the laboratory was a requirement. The certification letter stated, "Pro V&V, a federally accredited voting-system testing laboratory [VSTL], tested Democracy Suite 5.11-CO in accordance with the test plans my office approved on May 20, 2019 and May 23, 2019. My office also reviewed Pro V&V's test reports dated June 3, 2019 and June 7, 2019, and the Colorado requirements matrix completed and transmitted by Pro V&V on June 4, 2019,"
2. We are not aware of any evidence that Pro V&V was an accredited VSTL when it tested DVS D-Suite 5.11-CO (nor when it tested ClearBallot Group (CBG) ClearVote 2.1) in 2019.
 - a. The information we have obtained indicates that Pro V&V was accredited by the USEAC in February 2015; that the accreditation expired in February 2017. (https://www.eac.gov/sites/default/files/voting_system_test_lab/files/Pro_VandV_accr_education_certificate_2015.pdf).
 - b. The information we have obtained further indicates that the next time Pro V&V was accredited by the USEAC was in February 2021. (https://www.eac.gov/sites/default/files/voting_system_test_lab/files/Pro%20V%26V%20Accreditation%20Certificate.pdf)
 - c. The information we have obtained indicates that Pro V&V's accreditation could continue past its 2017 expiration date if the USEAC lacked a quorum and, therefore, could not re-accredit. However, it appears that during much if not all of the period when Pro V&V's accreditation seems to have expired, the USEAC had a quorum of commissioners. The accreditation seems to have remained expired until it was renewed

in 2021, despite the fact that the USEAC had a quorum of commissioners through the majority of that period, accrediting other VSTLs (e.g. SLI Compliance, of Colorado) and certifying voting systems with that same quorum. (

[https://www.eac.gov/sites/default/files/voting_system_test_lab/files/SLI Compliance Certificate of Accreditation011018.pdf](https://www.eac.gov/sites/default/files/voting_system_test_lab/files/SLI_Compliance_Certificate_of_Accreditation011018.pdf))

d. We have no information indicating that the Colorado SoS made any attempt to confirm that Pro V&V's accreditation was effective after the 2017 expiration, even though it was her legal duty to insure that Colorado voting systems were tested by a federally-accredited laboratory.

3. On 26 April 2021, CO SoS Griswold certified DVS Democracy Suite 5.13 (<https://www.sos.state.co.us/pubs/elections/VotingSystems/DVS-DemocracySuite513/certificationLetter.pdf>), citing C.R.S. 1-5-608.5, and on the basis of a test report from Pro V&V, dated 23 April 2021.

4. The 23 April 2021 Pro V&V test report indicates, in Table 2.0. "D-Suite 5.13 COTS Components," that multiple components (17 of 25 components) of D-Suite 5.13 were not tested by Pro V&V in April, 2021, but that Pro V&V relied upon testing conducted on those components in the "D-Suite 5.11-CO" test campaign. The latter testing occurred during the period when Pro V&V appears not to have been accredited by the USEAC. (<https://www.sos.state.co.us/pubs/elections/VotingSystems/DVS-DemocracySuite513/testReport.pdf>)

5. During 2021 the SoS and her staff have instructed CCRs around Colorado to permit voting systems to be "upgraded" by employees or agents of the systems' vendors. For example, Jessi Romero, Voting Systems Manager in the SoS' office, engaged in communications with CCRs issuing instructions to the CCRs and otherwise driving this activity.

Conclusions

A. Pro V&V does not appear to have been a federally-accredited VSTL in 2019, when it conducted certification testing on the Dominion Voting Systems (DVS) Democracy Suite (D-Suite) 5.11-CO voting system, nor in 2020, when it conducted certification testing on Clear Ballot Group ClearVote 2.1 voting system.

B. The Colorado SoS appears to have violated C.R.S. 1-5-608.5 by certifying those two voting systems, since they had not been tested by a federally-accredited VSTL prior to her certification.

C. The Colorado SoS appears to have violated C.R.S. 1-5-608.5 by certifying D-Suite 5.13, since the certification test report states that it relied upon testing conducted by Pro V&V when they did not appear to have a valid VSTL accreditation from the USEAC.

D. CCRs and county commissioners may violate their duties under Colorado election laws if they permit the installation on voting systems of software or any other component of the systems that was not tested and certified as required by Colorado law. Any such violations might be a misdemeanor.

Sincerely,

Maurice Emmer
Aspen, Colorado
mauriceemmer@gmail.com

Shawn Smith
Colorado Springs, Colorado

Neal Schuerer

From: Maurice Emmer <mauriceemmer@gmail.com>
Sent: Tuesday, July 20, 2021 11:22 PM
To: Neal Schuerer
Subject: Re: Development re accreditation of voting systems

FYI, I have turned this into a Word doc and have been refining it. Found some very interesting misquotes and lies by the SoS in her memo. Will go over the Word doc with Shawn tomorrow.

On Tuesday Jul 20, 2021, at 8:46 PM MDT, Maurice Emmer <mauriceemmer@gmail.com> wrote:

Begin forwarded message:

From: Maurice Emmer <mauriceemmer@gmail.com>
Subject: Development re accreditation of voting systems
Date: July 20, 2021 at 8:43:05 PM MDT
To: Tom and Anne Baker <bakeassociates@aol.com>, Betty Benson <Betty.Benson@outlook.com>, Dave Bradford <stirruphigh53@gmail.com>, Jack Canterbury <ranchrealtor@outlook.com>, Jane Chaney <JChaney@q.com>, John Doose <Johndoosecolorado@gmail.com>, Kaye Ferry <kaye@kayeferry.com>, Spencer Hamner <sthamner@yahoo.com>, Rob Leverington <rob@leveringtonassociates.net>, Allen Maez <allen.maez10@gmail.com>, Kevin McCarney <kmccarney@mesacountygop.org>, Charli Oswald <Charlioswald@reagan.com>, Dave Peters <David.Ptrs1@gmail.com>, Doug Winters <dougwinters1@q.com>, Pete Wood <sportn@me.com>

Today the SoS issued a statement to all county clerks in response to the letter we have been circulating pointing out the use of voting systems not tested by a federally accredited laboratory. The statement is attached. Below are my comments on the statement.

This is very interesting for at least three reasons. One is that, not surprisingly, we got their attention and the matter now is in the public domain. Second, it once again documents that they are aware of the issues and haven't fixed them; they only deny them. Third, the statement asserts that the USEAC "has confirmed that Pro V&V's accreditation did not expire at any time between February 24, 2015 and today, July 20, 2021." The statement cites sources and authority for virtually all other factual assertions in the statement, but cites no source or authority for that quoted statement other than to claim the USEAC said so. Where is the letter from the USEAC? Where is the accreditation certificate covering the lapsed period? The page referred to on the USEAC website contains links to the accreditation certificates for Pro V&V. No link for a certificate covering the lapsed period.

Note that the statement posted on the USEAC website about Pro V&V does not say that an accreditation was in effect during that period.

The statement also asserts that the USEAC lacked a quorum from 2015 to 2021 so it could not have approved a new accreditation. Among much other evidence, see USEAC Public Meeting 081617, from August 16, 2017, showing three USEAC Commissioners (Hicks, Masterson, and McCormick; a quorum) present, refuting the suggestion that Pro V&V's accreditation was continued in good standing, due to U.S. EAC's Commission lacking a quorum, beyond its February, 2017 expiration through the time period in which Pro V&V tested Colorado voting systems (DVS DS 5.11-CO and CBG CV 2.1) in 2019 and 2020. In fact, at 0:44 into the video Chairman Masterson states explicitly that the Commission has a quorum. (<https://www.eac.gov/media/video-player-us-eac-public-meeting-081617>). Similarly, the USEAC held a public meeting on April 4, 2017, with a quorum of commissioners present (as indicated by Chairman Masterson's roll call at ~5:45) (<https://www.eac.gov/media/public-meeting-webcasts>).

One wonders why the SoS would publish a public statement containing what can only charitably be characterized as sloppy assertions. Can she not find the documentation we have found? It's right there on the USEAC website, for gosh sakes. We have produced documentary evidence that unequivocally indicates Pro V&V did not have an active federal accreditation during the period stated. The SoS' response has cited 1. Revocation, which is irrelevant because it never happened, and 2. A lack of quorum, which appears to be false. She further claims the USEAC says the accreditation remained in effect, yet she produces no documentary evidence of that, only a bald claim.

Best regards,

Maurice Emmer
(Ted Cruz: "Republicans; they waste a little less")
(typos by Applle)

<SoS Memo to Clerks - Certification of DVS's Democracy Live 5.13 software 7.20.21.docx>

Best regards,

Maurice Emmer
(Ted Cruz: "Republicans; they waste a little less")
(typos by Applle)

Best regards,

Maurice Emmer
(Ted Cruz: "Republicans; they waste a little less")
(typos by Applle)

Howard Black

From: Chuck Broerman <ChuckBroerman@elpasoco.com>
Sent: Tuesday, March 15, 2022 11:48 AM
To: Michael Allen
Subject: FW: [2]Evidence of Wrongdoing by the Secretary of State; You Have an Obligation to Investigate!

From: US Election Integrity Plan
Sent: Tuesday, March 15, 2022 11:44 AM
To: regina.obrien@eaglecounty.us; Chuck Broerman <ChuckBroerman@elpasoco.com>; Dallas.Schroeder@elbertcounty-co.gov; justin.grantham@fremontco.com; jalberico@garfield-county.com; smccormick@gilpincounty.org; srosene@co.grand.co.us; ksimillion@gunnisoncounty.org; clerk@hinsdalecountycolorado.us; nancy@huerfano.us; jc_clerk@hotmail.com; gstern@jeffco.us; delisa.weeks@state.co.us; susan.corliss@kitcarsoncounty.org; pberger@co.lake.co.us; tiffany.parker@co.laplata.co.us; myersag@larimer.org; peach.vigil@lasanimascounty.org; clengel@lincolncountyco.us; baconp@logancountyco.gov; tina.peters@mesacounty.us; mineralcountyclerk@hotmail.com; traschke@moffatcounty.net; kpercell@co.montezuma.co.us; tguynes@montrosecounty.net; sbailey@co.morgan.co.us; lscott@otterogov.org; mnauer@ouraycountyco.gov; dgreen@parkco.us; beth.zilla@phillipscounty.co; janice.vos@pitkincounty.com; jcoen@prowerscounty.net; ortiz@co.pueblo.co.us; boots.campbell@rbc.us; clerk@riograndecounty.org; kbonner@co.routt.co.us; tgilbert@saguachecounty-co.gov; clerk@sanjuancountycolorado.us; clerkandrecorder@sanmiguelcountyco.gov; cbeckman@sedgwickcountygov.net; kathyn@co.summit.co.us; brownk@co.teller.co.us; akuntz@co.washington.co.us; ckoppes@weldgov.com; yumacountyclerk@co.yuma.co.us; CCCAExecutiveDirector@gmail.com
Subject: [2]Evidence of Wrongdoing by the Secretary of State; You Have an Obligation to Investigate!

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Dear County Clerks and Commissioners,

There is overwhelming evidence that Secretary of State Jena Griswold directed efforts to illegally destroy election records in Colorado. Federal and State law require those election records be preserved, as critical evidence in any prospective audit or investigation of election conduct. As an elected representative of the People of Colorado, you have an obligation to investigate this evidence and take the appropriate actions..

Linked in this email are three reports:

1. Mesa Forensic Image Analysis 1 (MR1) <https://useipdotus.files.wordpress.com/2021/09/21.09.21-amended-exhibit-f-ex-f-1.pdf>
2. Mesa Forensic Image Analysis 2 (MR2) <https://useipdotus.files.wordpress.com/2022/03/mesa-county-forensic-report-no.-2.pdf>
3. Colorado Canvassing Report (CCR) <https://useipdotus.files.wordpress.com/2022/03/useip-colorado-canvassing-report.pdf>

PLEASE NOTE: Each bullet is a separate violation and/or offense, so please read the full list:

Destruction of Evidence

- Thousands of election records were destroyed by the SOS and vendor – records that are required to be preserved under Federal and State law.

(MR1)

- The destroyed election records eliminate the possibility of a complete forensic election audit and impede any investigation or conclusions regarding conduct of elections on those affected voting systems. (MR1, MR2)
- The Dominion Voting System was configured, in accordance with vendor manuals mandated by the SOS, to automatically delete election records comprised of voting system log files. Furthermore, the SOS destroyed election records, including system log files, during the "Trusted Build." (MR1, MR2)

Unauthorized Connectivity of Voting Systems

- The electronic voting systems contained 36 separate wireless devices that might allow unauthorized, undetected (due to system configuration and deletion of log files) connections to the internet and/or other external devices. (MR2)
- Electronic voting systems used in Colorado elections have been demonstrated to be insecure and non-compliant with Colorado's minimum statutory standards, including the testing and certification requirements intended to ensure the purity of Colorado elections and safeguard the elective franchise of Colorado citizens. (MR2)

Law Violations

- The election system was illegally certified. (MR1)
- Uncertified software was illegally installed on the Mesa County election server. (MR2)
- Canvassing data indicate between 5% – 11% of voters (and votes) are tainted by anomalies and irregularities, and 42.5% of these irregularities are violations of the Colorado Revised Statutes (CCR). These inaccuracies in Colorado voter rolls and voter history reflect the failure of the Colorado Secretary of State to ensure the technological security of the Statewide
- Colorado Registration and Election (SCORE) system in accordance with Federal law, 1 or the violation of numerous Colorado election-related statutes, or both. Of the 42.5%:
 - 55%: The voter did not live at the address at the time of the 2020 election, but a ballot was cast in their name from that address (55%). Violation of CRS 1-2-2282, 1-13-709.53
 - 12%: Party affiliation changed without authorization. Violation of CRS 1-2-218.54
 - 09%: Voter did not cast a ballot, but records indicate a ballot was cast in their name Violation of CRS 1-13-112,5 1-13-7056
 - 08%: The voter did cast a ballot, but records do not indicate a ballot was cast. Violation of CRS 1-13-704,7 1-13-107,8 1-13-112,9 1-13-72310

You have an obligation and duty to investigate this evidence. Specifically, we request that you:

1. Direct a comprehensive, independent forensic investigation of the Colorado 2020 elections in your county in collaboration with local law enforcement.
2. Resolve to cease use of electronic voting equipment in your county and return to hand-counting ballots locally at the precinct level.
3. Reclaim local control over elections by returning administration and management of elections conducted in your county from the state-level to the county and precinct levels.

Sincerely,
Concerned Citizens of USEIP

Howard Black

From: Karen Fann <KFann@azleg.gov>
Sent: Friday, August 20, 2021 10:36 AM
To: Jessica Ramirez
Subject: Accepted: Tentative Webex Meeting w/ DA Allen

AMERICAN
OVERSIGHT

Howard Black

From: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Sent: Friday, August 20, 2021 10:41 AM
To: Adrian Luth; Neal Schuerer; Karen Fann; karenefann@outlook.com
Subject: RE: Scheduling a Zoom call with Senator Karen Fann and Michael Allen.

Great, thank you Adrian. I hope you have a wonderful day.

Thanks,



Jessica Ramirez
Executive Assistant

Colorado's 4th Judicial District
105 E. Vermijo Avenue
Colorado Springs, CO 80903

(719) 520-6174
JessicaRamirez@elpasoco.com

www.4thJudicialDA.com



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From: Adrian Luth <ALuth@azleg.gov>
Sent: Friday, August 20, 2021 10:38 AM
To: Jessica Ramirez <JessicaRamirez@elpasoco.com>; Neal Schuerer <neal@pathtoreform.org>; Karen Fann <KFann@azleg.gov>; karenefann@outlook.com
Subject: RE: Scheduling a Zoom call with Senator Karen Fann and Michael Allen.

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Works for President Fann. I have accepted the calendar invite.

From: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Sent: Friday, August 20, 2021 8:02 AM
To: Neal Schuerer <neal@pathtoreform.org>; Karen Fann <KFann@azleg.gov>; karenefann@outlook.com
Cc: Adrian Luth <ALuth@azleg.gov>
Subject: RE: Scheduling a Zoom call with Senator Karen Fann and Michael Allen.

Good Morning Neal,

I apologize for my delayed response. I have been out of the office sick this week. Will you and Senator Fann be available for a Webex meeting with Michael Allen on Tues. 8/24 @ 1pm?

Thanks,



Jessica Ramirez
Executive Assistant

Colorado's 4th Judicial District
105 E. Vermijo Avenue
Colorado Springs, CO 80903

(719) 520-6174
jessicaramirez@elpasoco.com

www.4thJudicialDA.com



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From: Neal Schuerer <neal@pathtoreform.org>
Sent: Friday, August 20, 2021 7:53 AM
To: districtattorney <districtattorney@elpasoco.com>; kfann@azleg.gov; karenefann@outlook.com
Cc: Jessica Ramirez <jessicaramirez@elpasoco.com>; Adrian Luth <ALuth@azleg.gov>
Subject: Scheduling a Zoom call with Senator Karen Fann and Michael Allen.

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Good morning Senator Fann and Michael.

What does your schedule look like for setting up a 30 minute Zoom call next week, Monday, Tuesday or Wednesday. I believe the timing couldn't be better.

Let me know what could work.....Neal

Neal Schuerer | President | Path To Reform
319-551-3231 voice or text | Neal@pathtoreform.org | <https://www.pathtoreform.org>

"Supporting the legislative initiative to organize an Article V convention of states to consider constitutional amendments"

Howard Black

From: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Sent: Friday, August 20, 2021 8:58 AM
To: Michael Allen
Subject: RE: Scheduling a Zoom call with Senator Karen Fann and Michael Allen.

Will do.



Jessica Ramirez
Executive Assistant

Colorado's 4th Judicial District
105 E. Vermijo Avenue
Colorado Springs, CO 80903

(719) 520-6174
JessicaRamirez@elpasoco.com

www.4thJudicialDA.com



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From: Michael Allen <MichaelAllen@elpasoco.com>
Sent: Friday, August 20, 2021 8:50 AM
To: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Subject: Re: Scheduling a Zoom call with Senator Karen Fann and Michael Allen.

No, go ahead and see if we can get a meeting scheduled.

Michael Allen

From: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Sent: Friday, August 20, 2021 8:01:53 AM
To: Michael Allen <MichaelAllen@elpasoco.com>
Subject: FW: Scheduling a Zoom call with Senator Karen Fann and Michael Allen.

See below. Are you interested in meeting? Neal is very persistent and I do not mind declining his request and letting him know you are busy.

-Jessica

From: Neal Schuerer <neal@pathreform.org>
Sent: Friday, August 20, 2021 7:53 AM
To: districtattorney <districtattorney@elpasoco.com>; kfann@azleg.gov; karenefann@outlook.com

Cc: Jessica Ramirez <JessicaRamirez@elpasoco.com>; Adrian Luth <ALuth@azleg.gov>
Subject: Scheduling a Zoom call with Senator Karen Fann and Michael Allen.

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319-551-3231 voice or text | Neal@paththereform.org | <https://www.paththereform.org>

"Supporting the legislative initiative to organize an Article V convention of states to consider constitutional amendments"

Howard Black

From: Neal Schuerer <neal@pathtoreform.org>
Sent: Friday, August 20, 2021 9:21 AM
To: Jessica Ramirez
Subject: Re: Scheduling a Zoom call with Senator Karen Fann and Michael Allen.

Let's see what we hear from Senator Fann.....right now let's save the date.

Neal Schuerer
319-551-3231

From: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Sent: Friday, August 20, 2021 9:01:34 AM
To: Neal Schuerer <neal@pathtoreform.org>; kfann@azleg.gov <kfann@azleg.gov>; karenefann@outlook.com <karenefann@outlook.com>
Cc: Adrian Luth <ALuth@azleg.gov>
Subject: RE: Scheduling a Zoom call with Senator Karen Fann and Michael Allen.

Good Morning Neal,

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Jessica Ramirez
Executive Assistant

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From: Neal Schuerer <neal@pathtoreform.org>
Sent: Friday, August 20, 2021 7:53 AM
To: districtattorney <districtattorney@elpasoco.com>; kfann@azleg.gov; karenefann@outlook.com
Cc: Jessica Ramirez <JessicaRamirez@elpasoco.com>; Adrian Luth <ALuth@azleg.gov>
Subject: Scheduling a Zoom call with Senator Karen Fann and Michael Allen.

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Good morning Senator Fann and Michael.

What does your schedule look like for setting up a 30 minute Zoom call next week , Monday, Tuesday or Wednesday. I believe the timing couldn't be better.

Let me know what could work.....Neal

Neal Schuerer | President | Path To Reform

319-551-3231 voice or text | Neal@pathtoreform.org | <https://www.pathtoreform.org>

"Supporting the legislative initiative to organize an Article V convention of states to consider constitutional amendments"

Howard Black

From: Adrian Luth <ALuth@azleg.gov>
Sent: Friday, August 20, 2021 10:38 AM
To: Jessica Ramirez; Neal Schuerer; Karen Fann; karenefann@outlook.com
Subject: RE: Scheduling a Zoom call with Senator Karen Fann and Michael Allen.

Works for President Fann. I have accepted the calendar invite.

From: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Sent: Friday, August 20, 2021 8:02 AM
To: Neal Schuerer <neal@pathtoreform.org>; Karen Fann <KFann@azleg.gov>; karenefann@outlook.com
Cc: Adrian Luth <ALuth@azleg.gov>
Subject: RE: Scheduling a Zoom call with Senator Karen Fann and Michael Allen.

Good Morning Neal,

I apologize for my delayed response. I have been out of the office sick this week. Will you and Senator Fann be available for a Webex meeting with Michael Allen on Tues. 8/24 @ 1pm?

Thanks,



Jessica Ramirez
Executive Assistant

Colorado's 4th Judicial District
105 E. Vermijo Avenue
Colorado Springs, CO 80903

(719) 520-6174
jessicaramirez@elpasoco.com

www.4thJudicialDA.com



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From: Neal Schuerer <neal@pathtoreform.org>
Sent: Friday, August 20, 2021 7:53 AM
To: districtattorney <districtattorney@elpasoco.com>; kfann@azleg.gov; karenefann@outlook.com
Cc: Jessica Ramirez <JessicaRamirez@elpasoco.com>; Adrian Luth <ALuth@azleg.gov>
Subject: Scheduling a Zoom call with Senator Karen Fann and Michael Allen.

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What does your schedule look like for setting up a 30 minute Zoom call next week , Monday, Tuesday or Wednesday. I believe the timing couldn't be better.

Let me know what could work.....Neal

Neal Schuerer | President | **Path To Reform**

319-551-3231 voice or text | Neal@pathtoreform.org | <https://www.pathtoreform.org>

"Supporting the legislative initiative to organize an Article V convention of states to consider constitutional amendments"

Howard Black

From: Karen Fann <KFann@azleg.gov>
Sent: Tuesday, August 24, 2021 10:03 AM
To: Neal Schuerer
Cc: districtattorney; Jessica Ramirez; Adrian Luth
Subject: Re: Looking forward to our meeting today.....

Yes and that is noon Arizona time

Sent from my iPad

On Aug 24, 2021, at 9:00 AM, Neal Schuerer <neal@pathtoreform.org> wrote:

Good morning,

To confirm I will be with DA Allen at his office for the meeting today at 1pm MDT and we will connect with Senator Fann via Webex Noon Arizona time (AZ does not change to daylight savings time).

See you all soon, Neal

Neal Schuerer | President | Path To Reform
319-551-3231 voice or text | Neal@pathtoreform.org | <https://www.pathtoreform.org>

"Supporting the legislative initiative to organize an Article V convention of states to consider constitutional amendments"

Howard Black

From: Charity McPike <charitymcpike@msn.com>
Sent: Wednesday, August 10, 2022 11:25 AM
To: Jessica Ramirez
Cc: charitymcpike@msn.com; Neal Schuerer
Subject: Re: Appointment Request - Mike Allen

Hi Jessica,

I've not received a response back from you. Would appreciate setting up a short meeting per Mike Allen's availability.

Respectfully,

Charity McPike

From: Charity McPike <charitymcpike@msn.com>
Sent: Monday, August 8, 2022 11:21 AM
To: jessicaramirez@elpasoco.com <jessicaramirez@elpasoco.com>
Cc: charitymcpike@msn.com <charitymcpike@msn.com>; Neal Schuerer <neal@pathtoreform.org>
Subject: Appointment Request - Mike Allen

Jessica,

Hello. I'd like to request a brief appointment with Mike Allen to present evidence of potential voter fraud. The evidence includes 115 sworn affidavits collected during an El Paso County voter verification canvassing effort.

Neal Schurer will accompany me. If possible, we'd like to meet in his office after 2pm in the next several days.

I look forward to hearing from you.

Respectfully,

Charity McPike
charitymcpike@msn.com
719.510.8549

Howard Black

Subject: In-Person/Webex Meeting w/ DA Allen
Location: In-Person - 105 East Vermijo Avenue Colorado Springs, CO 80903
Start: Tue 8/24/2021 1:00 PM
End: Tue 8/24/2021 1:30 PM
Show Time As: Tentative
Recurrence: (none)
Organizer: Jessica Ramirez

-- Do not delete or change any of the following text. --

When it's time, join your Webex meeting here.

Join meeting

More ways to join:

Join from the meeting link

<https://elpasocounty.webex.com/elpasocounty/j.php?MTID=m8bb5631ef1746ec587d605696a3df7ca>

Join by meeting number

Meeting number (access code): 1466 93 3287

Meeting password: pdG9sAYVF63

Tap to join from a mobile device (attendees only)

+1-408-418-9388,,1466933287## United States Toll

+1-720-650-7664,,1466933287## United States Toll (Denver)

Join by phone

+1-408-418-9388 United States Toll

+1-720-650-7664 United States Toll (Denver)

Global call-in numbers

Join from a video system or application

Dial 1466933287@elpasocounty.webex.com

You can also dial 173.243.2.68 and enter your meeting number.

Join using Microsoft Lync or Microsoft Skype for Business

Dial [1466933287.elpasocounty@lync.webex.com](tel:1466933287)

If you are a host, [click here](#) to view host information.

Need help? Go to <https://help.webex.com>

Howard Black

From: Neal Schuerer <neal@paththereform.org>
Sent: Tuesday, August 24, 2021 10:01 AM
To: districtattorney; kfann@azleg.gov
Cc: Jessica Ramirez; Adrian Luth
Subject: Looking forward to our meeting today.....

Good morning,

To confirm I will be with DA Allen at his office for the meeting today at 1pm MDT and we will connect with Senator Fann via Webex Noon Arizona time (AZ does not change to daylight savings time).

See you all soon, Neal

Neal Schuerer | President | Path To Reform
319-551-3231 voice or text | Neal@paththereform.org | <https://www.paththereform.org>

"Supporting the legislative initiative to organize an Article V convention of states to consider constitutional amendments"

Howard Black

Subject: In-Person Meeting w/ DA Allen
Location: In-Person - 105 East Vermijo Avenue Colorado Springs, CO 80903
Start: Tue 8/24/2021 1:00 PM
End: Tue 8/24/2021 1:30 PM
Show Time As: Tentative
Recurrence: (none)
Organizer: Jessica Ramirez

Howard Black

From: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Sent: Thursday, July 15, 2021 11:10 AM
To: Erik Hillman
Subject: FW: Thanks for the call, I will confirm the specific time as we get closer.....

Here is Neal Scheurer's info.

-Jessica

From: Jessica Ramirez
Sent: Wednesday, July 14, 2021 3:16 PM
To: Neal Schuerer <neal@pathtoreform.org>
Subject: RE: Thanks for the call, I will confirm the specific time as we get closer.....

Ok. I will be out of the office beginning this Fri. 7/16 – Thurs. 7/22. Just let me know if you can before Friday and I will make sure I get everything calendared.

Thank you!



Jessica Ramirez
Executive Assistant

Colorado's 4th Judicial District
105 E. Vermijo Avenue
Colorado Springs, CO 80903

(719) 520-6174
JessicaRamirez@elpasoco.com

www.4thJudicialDA.com



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From: Neal Schuerer <neal@pathtoreform.org>
Sent: Wednesday, July 14, 2021 3:14 PM
To: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Subject: Re: Thanks for the call, I will confirm the specific time as we get closer.....

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That's fine, we'll find a time and place for the meeting. Thanks for your help!

Neal Schuerer
319-551-3231

From: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Sent: Wednesday, July 14, 2021 2:49:27 PM
To: Neal Schuerer <neal@pathtoreform.org>
Subject: RE: Thanks for the call, I will confirm the specific time as we get closer.....

Great, thank you for your help. Unfortunately, Michael is unavailable to meet Sunday. I apologize for the inconvenience.

Thank you,



Jessica Ramirez
Executive Assistant

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Colorado Springs, CO 80903

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From: Neal Schuerer <neal@pathtoreform.org>
Sent: Wednesday, July 14, 2021 2:44 PM
To: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Subject: Re: Thanks for the call, I will confirm the specific time as we get closer.....

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Yes, received your voicemail. Will work with Senator Fann regarding her schedule when in town. Won't know for sure till Sunday afternoon or first thing Monday morning. Could something be scheduled late Sunday afternoon at the Broadmoor?

Neal Schuerer
319-551-3231

From: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Sent: Wednesday, July 14, 2021 2:11:56 PM
To: Neal Schuerer <neal@pathtoreform.org>
Subject: RE: Thanks for the call, I will confirm the specific time as we get closer.....

Good Afternoon Neal,

I just left you a voicemail but figured it would be best to also email you. Michael Allen has quite a few back to back meetings on Tues. 7/20 and was hoping Senator Karen Fann could meet him at his office. Would this be a possibility? I apologize and appreciate your help.

Thank you,



Jessica Ramirez
Executive Assistant

Colorado's 4th Judicial District
105 E. Vermijo Avenue
Colorado Springs, CO 80903

(719) 520-6174
jessicaRamirez@elpasoco.com

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From: Neal Schuerer <neal@pathtoreform.org>
Sent: Wednesday, July 14, 2021 1:43 PM
To: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Subject: RE: Thanks for the call, I will confirm the specific time as we get closer.....

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Thanks, talk with you soon.

From: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Sent: Wednesday, July 14, 2021 1:33 PM

To: Neal Schuerer <neal@pathtoreform.org>

Subject: RE: Thanks for the call, I will confirm the specific time as we get closer.....

Good Afternoon Neal,

I am in receipt of your email. My cell phone number is [REDACTED]. I hope you have a wonderful afternoon.

Thank you,



Jessica Ramirez
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From: Neal Schuerer <neal@pathtoreform.org>

Sent: Wednesday, July 14, 2021 12:45 PM

To: Jessica Ramirez <JessicaRamirez@elpasoco.com>

Subject: Thanks for the call, I will confirm the specific time as we get closer.....

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Please confirm receipt of my email and please provide me a number I can text with you. Neal

Neal Schuerer | President | Path To Reform

319-551-3231 voice or text | Neal@pathtoreform.org | <https://www.pathtoreform.org>

"Supporting the legislative initiative to organize an Article V convention of states to consider constitutional amendments"

Howard Black

From: Neal Schuerer <neal@paththereform.org>
Sent: Friday, August 20, 2021 3:07 PM
To: Jessica Ramirez
Subject: Accepted: Webex Meeting w/ DA Allen

Howard Black

From: Charity McPike <charitymcpike@msn.com>
Sent: Monday, August 8, 2022 11:22 AM
To: Jessica Ramirez
Cc: charitymcpike@msn.com; Neal Schuerer
Subject: Appointment Request - Mike Allen

Jessica,

Hello. I'd like to request a brief appointment with Mike Allen to present evidence of potential voter fraud. The evidence includes 115 sworn affidavits collected during an El Paso County voter verification canvassing effort.

Neal Schurer will accompany me. If possible, we'd like to meet in his office after 2pm in the next several days.

I look forward to hearing from you.

Respectfully,

Charity McPike
charitymcpike@msn.com
719.510.8549

Howard Black

From: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Sent: Friday, August 20, 2021 9:21 AM
To: Neal Schuerer
Subject: Automatic reply: Scheduling a Zoom call with Senator Karen Fann and Michael Allen.

I am out of the office until Mon. 8/23 and will respond to your email as soon as I return. For immediate assistance, please contact the main reception line at (719) 520-6000.

Jessica Ramirez
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Colorado's 4th Judicial District
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Colorado Springs, CO 80903
(719) 520-6174
JessicaRamirez@elpasoco.com
www.4thJudicialDA.com

Howard Black

From: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Sent: Friday, August 20, 2021 10:36 AM
To: Karen Fann
Subject: Automatic reply: Tentative Webex Meeting w/ DA Allen

I am out of the office until Mon. 8/23 and will respond to your email as soon as I return. For immediate assistance, please contact the main reception line at (719) 520-6000.

Jessica Ramirez
Executive Assistant
Colorado's 4th Judicial District
105 E. Vermijo Avenue
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(719) 520-6174
JessicaRamirez@elpasoco.com
www.4thJudicialDA.com

Howard Black

From: Jessica Ramirez <JessicaRamirez@elpasoco.com>
Sent: Friday, August 20, 2021 8:02 AM
To: Michael Allen
Subject: FW: Scheduling a Zoom call with Senator Karen Fann and Michael Allen.

See below. Are you interested in meeting? Neal is very persistent and I do not mind declining his request and letting him know you are busy.

-Jessica

From: Neal Schuerer <neal@pathtoreform.org>
Sent: Friday, August 20, 2021 7:53 AM
To: districtattorney <districtattorney@elpasoco.com>; kfann@azleg.gov; karenefann@outlook.com
Cc: Jessica Ramirez <JessicaRamirez@elpasoco.com>; Adrian Luth <ALuth@azleg.gov>
Subject: Scheduling a Zoom call with Senator Karen Fann and Michael Allen.

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