

Michigan Citizens for Election Integrity Presents



TCF Timeline The 2020 General Election in Detroit

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August 2021

"Truth will ultimately prevail where pains are taken to bring it to light."

--George Washington

Dedicated to the memory of Jim and Ken Collier, co-authors of *Votescam: the Stealing of America*, and two of the founding fathers of the election integrity movement

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Affiant Report

Executive Summary

TCF Timeline: the 2020 General Election in Detroit

While elected officials and complicit members of the media continue to parade depictions of how the 2020 election SHOULD have been conducted, this 58-page report, based on the sworn statements of poll challengers, provides a detailed timeline as to how the Detroit 2020 General Election actually WAS conducted. The report timeline lays out the true accounts of fraud, intimidation and chaos centered around Absent Voter Counting Board activities at the TCF Center in Detroit, starting with the period leading up to the election and culminating at the Board of Canvassers meeting.

Key findings highlighted in the report include:

- Illegal ballot harvesting condoned and assisted by Department of Elections employees, in front of Election Headquarters
- Absence of any chain of custody in ballot transfers from Clerk's offices to the TCF center
- Rampant, coordinated intimidation, obstruction and forced removal of Republican poll challengers
- Only 10 out of 134 allotted GOP challengers remained by the evening of the second day
- A 3 am dump of at least 16,000 ballots, after which, workers began tabulating ballots not showing up in the poll books. An attempted challenge of one group of over 5,000 of these is alleged in a sworn statement to have been refused by top officials, one of whom appears to have denied this, under oath
- Influence of former lawyer of corrupt ex-Mayor Kwame Kilpatrick and Mark Zuckerberg on conduct of the election
- Evidence of high ballot adjudication rates over 12 percent far beyond expected norms of under 1%
- Over 174,000 votes were tabulated in a counting center plagued by outright fraud or violations of
 procedure. These included: blank or incomplete ballots filled in by poll workers, the same ballots
 being tabulated multiple times, spoiled or provisional ballots being counted repeatedly, GOP
 challengers physically blocked from observing Dem-only ballot duplications, ballots being counted
 despite mismatched or missing signatures and mismatched envelope numbers, Trump ballots being
 sequestered under a table, ballot numbers appearing in sequence and ballot boxes declared insecure
 being used to store ballots
- 70% of the 134 counting boards were "out of balance" with some off by 200, 300, even 600 ballots.
- Exposure of "unlisted lists" of voters known to the State elections Director and TCF Chief, but not to the Republican Chair of the Board of Canvassers
- Wayne County Republican Chair denied access to oversight of Election Night activities at the Wayne County Elections Division
- Blatant disregard for Michigan election law, by not only individual poll workers and Democrat operatives but high-ranking election officials who deftly bent the law and got away with it
- Intimidation of Wayne County Board of Canvasser officials after they voted "No" on certification of election results

The information in this report clearly debunks the "debunkers". In sum, TCF Timeline provides a chilling glimpse of the kind of election lawlessness previously seen only in Third World countries, where the most basic principles of fairness and integrity are tossed aside — along with our constitutional republic.

Introduction

The timeline that follows was constructed in order for investigators and reform-minded citizens to have a reliable chronological account of events during the 2020 General Election in Detroit and, in particular, what happened inside the Absentee Voter Counting Board (AVCB) at the TCF Center, where all of the City of Detroit's absentee voter ballots were tabulated. Many of the events reported below are taken verbatim from sworn, notarized testimony of challengers and election volunteers.

Many in the media have claimed that the charges of election fraud are "baseless" and that there is "no evidence of fraud". However, this oft-repeated assertion is patently false, as testimony in the form of sworn, notarized affidavits alleging fraud is accepted as evidence every day in courts throughout Michigan and the United States. This report is an attempt to provide the other side of the story, which the mainstream media repeatedly suppressed and dismissed with the pat reassurance that the 2020 General Election was the most secure, accurate and honest in U.S. history.

Central to an understanding of what happened at the TCF Center is some basic knowledge of what a poll challenger does and more importantly for this discussion, what Michigan law duly authorizes them to do. Poll challengers of both parties are trained and certified observers with powers to officially object to what they see on behalf of their party and of election integrity in general. MCL 168.733 describes their rights in an election as including: inspecting ballots, poll books, and the manner in which the election inspectors (poll workers) are performing their duties, "to challenge an election procedure that is not being performed properly," to examine each ballot as it's being counted, and to "observe the recording of absentee voter ballots on voting machines."

The group of over 130 GOP and quite a few non-partisan challengers who trained for and were certified to serve inside the TCF were citizen volunteers, many of whom took days off work and left family without the ability to communicate for many hours at a time. They were assisted by uncertified observers who volunteered for hours including several weeks prior to the election, some staking out drop boxes and election building back alleys in freezing temperatures. Together, this much-maligned collection of GOP and non-partisan challengers and observers witnessed things at the Detroit election and inside the TCF Center and later swore to them under the penalty of perjury in over 150 affidavits. Their testimony was misrepresented and ridiculed by the press, dismissed by the courts, and ultimately ignored by the legislature. All of these groups, along with the State of Michigan and the City of Detroit let them down. In large part, the TCF Timeline is their story.

A CHANGE FOR THE WORSE

Affidavits from dozens of GOP and non-partisan challengers and election observers and a few poll workers are public records and can be viewed in the court documents of a variety of legal complaints filed in the days following the election. Among the first things one notices in poring

through these accounts is that many of the same irregularities were reported over and over by dozens of eyewitnesses. These include:

verbal and physical harassment of GOP challengers.

physical blocking of challengers from viewing ballot duplications.

election workers preventing the GOP challengers from seeing ballots or poll books, by flipping the ballots face down or moving poll book screens out of visual range -- actions blatantly intended to prevent GOP challengers from performing their duties.

poll workers conspiring amongst themselves and with Democrat operatives to thwart GOP challengers.

flat out refusal to allow challenges of clearly challengeable ballots or procedures.

poll workers and even election officials cheering the removal of GOP challengers for falsely alleged infractions.

selective admittance of Democrat challengers and un-credentialed operatives to the exclusion of credentialed GOP challengers.

poll workers entering ballot demographics of unregistered "voters" into the e-poll book with hundreds – possibly thousands – being subsequently assigned the implausible birth date of 1/1/1900.

Poll workers, Democrat challengers and observers routinely lacking name tags, making it impossible for GOP challengers to report their malfeasance, from verbal and even physical abuse to failure to permit challenges, election law infractions and outright fraud.

Tabulator machines jamming and operators failing to zero out the votes counted in the jammed batch prior to re-running the same ballots through the machine.

An almost complete lack of basic ballot security and chain of custody procedures in the transportation and processing of ballots, both completed and blank.

If there is a common theme running through this timeline, it is one of hostility not only to the GOP challengers, but to Michigan election law itself, which was violated on occasions too numerous to count. On the treatment of GOP challengers alone, Michigan law is clear:

(4) A person shall not threaten or intimidate a challenger while performing an activity allowed under subsection (1)

CHALLENGERS; PREVENTING PRESENCE, PENALTY

$\textbf{MICHIGAN ELECTION LAW (EXCERPT) ACT 116} \ \text{of} \ \textbf{1954} \ \text{HERE} \ (\text{MCL} \ 168.734)$

Any officer or election board who shall prevent the presence of any such challenger as above provided, shall refuse, or fail to provide such challenger with conveniences for the performance of the duties expected of him, shall, upon conviction, be punished by a fine not exceeding \$1,000.00, or by imprisonment in the state prison not exceeding 2 years, or by both such fine and imprisonment in the discretion of the court.

Nowhere does it say, "...unless the challenger fails to stand back six feet, or let's his mask slip or tries to make a challenge". It is important to note that, according to many GOP challengers,

who volunteered at the same TCF Center in the general elections of 2016, 2018 and the primary election of 2020, this overt hostility was absent at each of these earlier events. Instead, they were marked by cordial, professional relations. There were no altercations or police incidents [Sheridan, M, organizer, 2016 GOP Challengers, founder, Guard the Vote, Pers. Comm]. Instead, these three prior events inside the TCF counting board were marked by cooperation and, for the most part, mutual respect and tolerance for the duties and responsibilities of both Detroit poll workers and GOP poll challengers.

Something changed drastically on November 3rd, 2020. And, as you will see in our timeline, it would change for the worse. The cause of that change is more complex, but any understanding must consider the following events leading up to the election timeline...

A KWAMI CONNECTION?

With little fanfare or media coverage, the Detroit City Council on September 22nd, 2020, approved contract #6003032 for PIE Management, LLC, a staffing firm owned and operated by William A. Phillips, the personal lawyer of disgraced former Detroit mayor, Kwami Kilpatrick. As exposed by Seamus Bruner of *Just the News*, his contract, worth \$1,053,600, permitted Phillips to hire and train up to 2,000 temporary workers to staff the election under the MiDeal



The personnel firm of the lawyer and business manager of disgraced former Mayor of Detroit, Kwami Kilpatrick (above), was given over \$1 million to oversee hiring of Detroit poll workers in the 2020 general election

Cooperative Agreement with the State of Michigan [Bruner, S. "Detroit contracted poll workers from firm owned by key figure in ex-mayor's corruption case", *Just the News*, November 13th, 2020].

Workers as young as 16 years old were permitted and each poll worker received \$600 for a 12-hour shift, or \$50 per hour, and 650 for an 8-hour overnight shift, or \$81.25 per hour, which is an enormous increase from the usual \$10-12 per hour paid to temporary election workers. Attorney Phillips, who went to high school with Kwami Kilpatrick, ran the infamous

Kilpatrick Civic Fund (cited by the FBI as the center of Kwami's illegal operations), as the fund's Secretary, Treasurer and attorney. Although he was never charged, Phillips played a central role in managing the corrupt Mayor's finances. [See Bruner, S., <u>Just the News, November 13th, 2020 video</u>

Note: Phillips' connections to the world of vote counting date back many years. In 2009, The *Detroit News* reported that, P.I.E. Management LLC, owned even then by William A. Phillips, provided "primary support personnel on the M-100 and AutoMark Voting systems" since 2006.

The report revealed that Phillips' company had 14 computer workers assigned to the Detroit Department of Elections (DOE) under a \$2 million contract with the Information Technology

Services Department. Recall the overnight sensation of Mayor Kilpatrick's "come from behind victory" back in 2005, in which his corruption was well known, and his re-election was widely believed to be in grave jeopardy. Polls showed challenger, Freeman Hendrix, running on an anti-corruption message, would coast to victory – after the polls closed, WDIV Channel 4 even declared Hendrix the winner, in a landslide. But it was not to be. Overnight, large numbers of absentee ballots appeared and by morning, Kwami had retained his mayoral seat, in what the New York Times called "a surprise re-election victory". [New York Times, November 10th, 2005] Hendrix pointed to alleged evidence of fraud: "It may be tempting for some to dismiss this as a complaint from a sore loser," Hendrix said at a news conference. "But there has been enough evidence ... to raise legitimate questions about how the election was conducted and how the ballots were counted." [Los Angeles Times, November 23rd, 2005]. The FBI even seized absentee ballots after allegations of incompetence and corruption against the sitting City Clerk. [Toledo Blade, November 11th, 2005] The Kilpatrick/Phillips Detroit election nexus has further tentacles reaching back over 20 years. According to Seamus Bruner, the Kilpatrick Civic Fund, was "set up by Kilpatrick in 1999 for 'voter education', among other purposes". [Bruner, S. Just the News, November 13th, 2020]. Education of poll workers was indeed part of the plan last November, as PIE advertised a 3-hour training session for its temporary election workers. If the actions of the trainees at TCF is any indication, they were not adequately trained in basic Michigan election law.

"ZUCK BUCKS" SHOWERED ON THE CITY OF DETROIT

Just prior to the 2020 General Election, Detroit deployed 30 ballot drop boxes around the city and added 14 new absent voter satellite locations. Both efforts were funded by a \$7.4 million grant from The Center for Tech and Civic Life (CTCL), which is financially supported by Facebook founder, Mark Zuckerberg. For the Department of Elections, which had a budget prior to the grant of \$10.5 million, this was a massive cash infusion. These funds nicknamed "Zuck Bucks," were allocated as follows: \$200,000 went toward "planning and operationalizing" the administration of the election; \$3.5 million to "expand voter education and outreach efforts" and to assist with processing mailed ballots. Another \$3.7 million went to dramatically increase pay for poll workers and "election staff working at the Receiving/Verification Boards". In addition, \$350,000 went to the purchase of 10 high speed Dominion Voting Systems tabulators for the TCF Center. [Mittelstadt, Natalia, Just the News "Zuckerberg group gave Detroit \$7.4 million to 'dramatically' expand vote in city key to Biden win", Just the News, April 13th, 2021]. The grant had so-called "claw back" provisions, allowing part or all of the grant money to be withdrawn if the CTCL, in its "sole judgment" was not happy with the manner in which it was being spent. The grant would also permit the hiring of former Michigan Bureau of Elections Director, Chris Thomas, to serve as senior advisor ["Winfrey, Benson announce partnership to support Detroit Elections" News Release, Michigan Secretary of State's Office, September 2nd, 2020].

Against a backdrop of Big Tech cash with strings attached, a rich history of City corruption and almost inconceivably bad judgment by the Detroit City Council, we present the TCF Timeline for the General Election of 2020.



Formerly Cobo Hall, the cavernous TCF Center overlooks the Detroit River at 1 Washington Boulevard.

TCF CENTER TIMELINE, FALL OF 2020

"Henceforth, timeline entries involving challengers or observers who completed affidavits (sworn, notarized statements) are referred to as "affiants". Most but not all have appeared in court cases and are matters of public record or are available on request. The author also describes some events from personal experience while serving as a GOP poll challenger at the TCF November 2^{nd} - 4^{th} and an observer in Detroit October 8^{th} – November 4^{th} .

SEPTEMBER 1ST — Over a hundred Republican volunteers begin submitting applications to work as poll workers in Detroit precincts and the TCF Center Absent Voter Counting Board (AVCB). Most are never contacted again after the initial applications. Several who persist are told that they are no longer needed as the poll worker positions have all been filled. One GOP affiant, Cynthia Cassell (The Amistad Project's 2020 Presidential Election Super-Appendix, App. 6, p,862) is hired as a poll worker and makes it to a training class only to be told that "they had hired too many people" and that she cannot work anywhere in Detroit. Later, when she serves as a poll challenger at the TCF, she will see tables with only Democrats, despite Michigan law's requirement of bipartisan representation for many election procedures, from ballot box seal placement to duplication and adjudication of ballots. [MICHIGAN ELECTION LAW Act 116 of 1954 (MCL 168.765 p.219)] GOP affiant Matt Mikolajczak and his wife apply also but are told "poll workers were no longer needed". At the same time, the city takes out radio ads featuring retired Piston's star, Isaiah Thomas asking for Detroiters to "Power the Polls" by signing up to

be a poll worker. These ads are played on small, local Detroit radio stations right up to the week prior to the election. A few GOP applicants get through the application process and become poll workers. A mere handful end up at the TCF Center AV Counting Board, where each of 134 precinct counting boards are required by law to have at least one GOP poll worker.

"IT'S FULL, WE DON'T NEED 'EM"

In the weeks before the election, the Wayne County Board of Canvassers Chair, Republican Monica Palmer, personally recruits 50 GOP volunteers to serve as poll workers at TCF, but they are told there are no positions available [Palmer, M. Pers. Comm.] In November, TCF Counting Board Chief, Daniel Baxter would be asked about "a list of 100 people, Republicans, that applied to be poll workers" at the AV Counting Board and they were told 'it's full, we don't need 'em". Baxter's response: "I'm not aware of that." [Video, Michigan Board of State Canvassers Certification Meeting, November 23rd, 2020)]. In what might be viewed as a conflict of interest, Baxter's two daughters will work under him at the TCF as "tabulator support coordinators".

SEPTEMBER 1ST - An experienced legislative aide, GOP affiant Adam de Angeli tries to apply online to be a poll worker in the City of Detroit, but finds the site isn't working (and would remain down through November 8th, 2020). He decides to apply in person at the Department of Elections (DOE). He is never contacted. Other Republicans, like affiant Lynn Mills, applied in Wayne County to work as a poll inspector at TCF. After some initial email correspondence, she is never hired by the city.

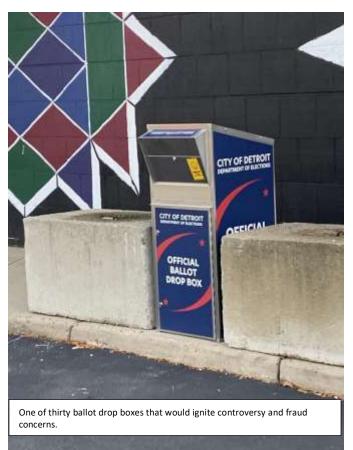
SEPTEMBER 22ND - Detroit City Council approves a contract to hire 2,000 poll workers for the November 3rd, 2020, election. The pay will be many times the customary wages paid to election workers. The work is contracted to a Detroit lawyer tainted by his famous client's corruption over many years.

SEPTEMBER 23RD – After a friend "in the know" shows him a backdoor registration page not facing the public, Adam de Angeli applies to be a poll worker in Detroit.

OCTOBER 5TH – The City of Detroit opens 23 satellite voting centers, each open 7 days a week to allow in-person "absentee voting" or depositing of ballots in drop boxes 24/7. ["Detroit Opens 23 satellite voting centers to offer voters expanded options", *WXYZ Detroit* online report, posted 1:47pm Oct. 1, 2020]

The drop boxes have surveillance cameras placed above and behind them. This would enable monitoring of ballot drops and could potentially deter "ballot stuffers" from depositing dozens or hundreds of fake ballots into any of 30 drop boxes any time of the day or night for a month prior to the election. Despite multiple queries, city officials are vague about the monitoring of the cameras. DOE officials believe that it is General Services, and on one occasion the Director of Elections tells the author that there is no one actually watching in real time, yet three days later he states that the opposite is true [Azzouz, G. Detroit Director of Elections, Pers. Comm. Oct. 29th and November 1st, 2020]. Inexplicably, when the GOP Oversight Committees would later jointly subpoena evidence from the Detroit election and the TCF, the drop box surveillance video is not included].

OCTOBER 5TH - Voters throughout Detroit begin voting by mail, absent voting or drop box delivery, with ballots being picked up from 23 satellites and 30 drop boxes every 1-2 hours and transported to the Detroit Department of Elections (DOE) on West Grand Blvd. Chain of



custody is lacking, as there are no counts matching the number of ballots picked up with ballots delivered. No signatures of the couriers. No departure or arrival time logs [Azzouz, G., Pers. Comm]. And under the sieve that is Michigan election law, none are required.

OCTOBER 15TH

UNLESS THEY BROUGHT BINOCULARS

Poll worker trainee and GOP affiant Adam de Angeli (In Super Appendix, App. 6, p. 117) records his DOE trainer, telling the class "they [challengers] have to wear a mask and they have to stay six feet. That's important because they can come behind your table, but if you don't have six feet, they can't come back there."

When a student asks for confirmation that the challengers will not be able to see what she's doing from six feet back, the trainer jokes: "Exactly! Unless they got "reeeally" good vision or they brought

their binoculars". In what would be foreshadowing of future events at the TCF, she adds "...you are entitled to your six feet! Call 9-1-1...call the police on 'em" and "have 'em thrown up out of there".[Video, de Angeli, A. #Detroit Leaks, originally aired in late October on YouTube, then removed]

October 28th – Attorney General Dana Nessel's office sends a Cease-and-Desist notice demanding that the conservative website *Big League Politics* take down its copy of #Detroit Leaks or face criminal prosecution, due to allegedly "false and misleading information."

October 28th – When a lawsuit is filed contesting the 6-foot restriction, Judge Cynthia Stephens rules that <u>GOP challengers may breach the 6-foot separation</u> from election workers in order to perform their duties, "provided close personal interaction is as brief as possible." But thanks to Clerk Janice Winfrey, the judge's instructions will not reach the TCF AVCB poll workers.



Senior Advisor to the Clerk, Chris Thomas (left) and TCF AVCB Chief Daniel Baxter at the challenger conference inside the TCF Center AV Counting Board, October 29th, 2020

OCTOBER 29TH

9 AM – the voting machine Logic and Accuracy test is held via Zoom, due to Covid-19. Trump campaign lawyers are denied in person observation of the event [Flynn, S. Trump Campaign, Pers. Comm. c. October 28th, 2020]

11 AM - A pre-election press conference is held at the **TCF** Center. challenger conference follows at noon. In another eerie foreshadowing events to come, top election advisor, Chris **Thomas** that warns challengers will be evicted by the police in the event they cause trouble, even though the GOP has never seen such a problem in past elections. Key GOP

leaders involved in organizing challengers are not notified of or invited to the event [Sheridan, M. Guard the Vote, (the largest GOP Challenger organization for TCF), Pers. Comm.]. Democrat lawmakers will later chastise the GOP for not attending. Even District judge Timothy Kenny in an election-related lawsuit will later dismiss certain GOP allegations due in part to the fact they did not attend the walk-through (to which only a handful were invited) and thus "did not have a full understanding" of the process ["What the affidavits to stop Detroit ballot count claimed, and how they were rebutted" Detroit News, November 20th, 2020]

OCTOBER 31ST – approximately 100,000 absent voter ballots are shipped by truck from the DOE to the TCF Center [Azzouz, G. Director of Elections, Pers. Comm].

OCTOBER 31ST – It is three days after the court order allowing challengers to get as close in as needed to do their work (as long as it is as brief as possible), yet there is no guidance from Clerk Janice Winfrey or the DOE. Workers continue to believe there is a strict 6-foot rule with no exceptions, which was their original training. Detroit Polling Site Assessor Ted Dickens knew of the ruling and recalls "I was expecting to hear something from the Department of Elections clarifying how to cooperate with Poll Challengers during the pandemic – I did not receive any emails, phone calls or mail from DoE." [Dickens, T., Detroit PSA, Pers. Comm].

BACK ALLEY BLANK BALLOTS

NOVEMBER 1ST – Approximately 20,000 more ballots are transferred from DOE to TCF [DOE Supervisor, Pers. Comm November 1st, 2020].

NOVEMBER 1ST – Election inspectors (poll workers) line up in their cars in the alley behind the DOE to collect their laptops and other voting equipment. This would have been another opportunity for City Clerk Janice Winfrey to include an update about the court ruling on the 6-foot rule in a written memo. No such instruction appears to have been given.

NOVEMBER 1ST - Last day for voters to register and be placed in the electronic poll book. From 2 pm onward, all "same day" registrants will be entered onto the supplemental list that will be present at the absent voter counting boards and precincts.

NOVEMBER 2ND – The Absent Voter Counting Board (AVCB) in the basement of the TCF Center assembles the ballots at each of 134 counting boards (each one is an arrangement of tables that form one unit of ballot processing), where they are opened and the tab with the unique identifier made visible. The ballot is not exposed. It remains in the privacy sleeve and will not be removed until November 3rd.

NOVEMBER 2ND - More ballots are transferred from the DOE to the TCF Center in large Penske trucks. Poor, if any chain of custody methods are employed. No log entries with number of ballots transported, times or names of transporters. The ballots are transported in open USPS trays (or in no container at all - see below) without a lid or any way to lock the contents.

6:30 AM – GOP challenger, Jessica Jagod, connects via text with a handful of her fellow "ballot trackers" stationed nearby in their cars observing activities outside of the Detroit Department of Elections on West Grand Boulevard. The West side mother of three is part of a loose knit group of two to three dozen GOP volunteers committed to shoring up the almost non-existent chain of custody in the movement of ballots during Detroit elections.

1:44 PM -- Ballot trackers Steve Orsini and Tim Mahoney are monitoring the election proceedings from the alley behind the Department of Elections when a man comes out of the DOE carrying a stack of approximately 100 ballots openly, without any cover or container. He tells them he is bringing BLANK ballots to the Coleman A. Young Center several miles away. The man is travelling alone and is asked whether he has any transfer papers or chain of custody documents. He doesn't answer the question but tells them he has done it five times already that day and adds "I have been doing this all week". Mahoney relates the incident to GOP challenger and ballot tracker Phil O'Halloran, who drives to the Coleman A. Young Satellite Voting Center approximately two hours later. Here, he asks the supervisor if anyone had dropped off blank ballots. She responds that a young lady had come earlier with some ballots. When pressed about the man with the hundred blank ballots from DOE, she abruptly states she is too busy and asks him to leave. [Orsini, Steve, affidavit, O'Halloran, P. Author's statement].

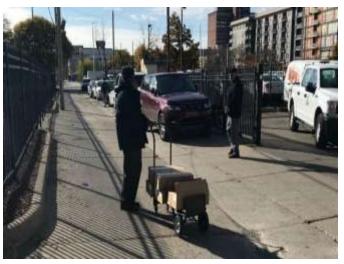




Michigan Election law states the following: 168. 716 Absent voters' and other ballots; wrapping, sealing. Sec. 716

The ballots of each kind for each election precinct shall be wrapped and secured in 2 separate packages. Each package shall be securely sealed with a red paper seal furnished by the secretary of state and shall bear on its wrapper the name and number of the precinct and a certificate signed by the county clerk or some member of the board of county election commissioners or his or its duly authorized agent, setting forth the number and kind of ballots in such package and that such ballots were counted, packaged, and sealed by himself personally, or by his duly authorized agent.

2:02 pm -- In the same alley behind Election HQ, Steve Orsini and Tim Mahoney observe another man pushing a dolly with 5 boxes on it across from the loading dock. Orsini notes that he had come out of the DOE building. One of the boxes is open and the contents appear to be ballots. Orsini and Mahoney politely ask the man what is in the boxes and where he is going, after which he becomes very upset, starts yelling at them and then proceeds to turn the dolly



around and wheel the boxes back to the loading dock.

The "ballot trackers" are a group of approximately two or three dozen mostly GOP volunteers who observe at several of over 20 satellite voting centers around Detroit during the weeks leading up to and including Election Day and November 4th. This initiative has grown out of concern that there is little to no chain of custody in the transfer of ballots from drop boxes and satellite centers to the Department of Elections or from the DOE to the TCF.

A man carrying 5 boxes on a dolly in the alley behind the Department of Elections (DOE). An open box appears to have ballots visible. When questioned he becomes irate, turns around and goes back inside the DOE.

Since early October, the group has observed and documented a variety of concerning activities, including a poll worker repeatedly violating ballot secrecy, then placing the ballots in an open, accessible container, voters being enticed to vote by rewards of food, drinks and tee shirts, political activity inside 100 feet from a voting center, multiple instances of people dropping off multiple ballots and shockingly insecure ballot transfer procedures by temporary DOE ballot transporters, hired without proper background checks. They have also learned that the supervisors at several satellites are unaware of Michigan election law's prohibition of "ballot harvesting" and are under the false impression that the delivery of a large number of ballots by a single individual is perfectly legal. The hypothetical question "how would your staff handle a person arriving here with a duffle bag filled with 150 ballots?" is posed in multiple satellites. Several supervisors respond that, though unusual, this would be acceptable. More than one remarks that they would likely refer the person to the drop box outside, for convenience. In one instance, the ballot trackers attempt to educate a supervisor about the ballot harvesting law, return with information on the subject, but are physically blocked from visiting her by the supervisor's regional director. This leaves the clear impression that the Department of Elections is not open to improving its workers' poor understanding of Michigan election law. The ballot trackers would later document the above in multiple sworn affidavits and some would ultimately appear in election-related lawsuits.

2 pm-5 pm – Non-partisan Election Integrity Fund attorney Tim Griffin is personally followed around "from table to table" throughout the counting center for three hours by the same Democrat challenger [sworn testimony before the Senate Oversight Committee, December 8th, 2020]

NOVEMBER 3RD ELECTION DAY

7:00 AM – the polls open around the state. In person voting and Absent Voter Counting Board counting begins.

7:30 AM — GOP volunteer, Whitney Meyers (Exhibit 1, p.130), takes up observation outside the Detroit Department of Elections (DOE) at 2978 West Grand Blvd. She witnesses multiple drivers in cars dropping off multiple ballots (ballot harvesting is still illegal in Michigan). She also sees Detroit elections workers handing t-shirts and food to people in cars dropping off ballots.

8:00 AM Transporters move ballots from each of 30 drop boxes around Detroit to the clerk's office and then to the TCF Center. Each drop box is emptied of ballots every hour (or every two hours for less busy locations). The transporters are temporary hires by the Department of Elections, and they undergo a routine City of Detroit personnel department screening, but not a background check. There is no chain of custody during the transportation of ballots. [Azzouz, G., Baxter, D. Pers. Comm.] Multiple ballot trackers and challengers confirmed that there are no logs filled out with the number of ballots transported, departure and arrival times or names of transporters. The ballots are often transported in open USPS trays with no lid or any way to lock the container.

It is important to note that the transportation of ballots without a manifest, as shocking as it seems, appears to be an entirely legal practice under the sieve-like "chain of custody" procedure required by Michigan election law, which has been under the control of a GOP

majority for many years. Thus, there is plenty of blame to be shared, from the complacency of lazy legislators to the poor judgment of lax election officials.

10:26 AM — GOP challenger Matthew Mikolajczak (in Super Appendix, App.6,p.151) working at AVCB #41 sees a computer screen pop up window appear suddenly that reads "Microsoft has prevented a hack attempt". He reports it and alerts IT. The table supervisor, Tonya Washington, admits to seeing the same thing onscreen but surmises that it's just the firewall protecting the system. Mikolajczack wonders why these voting computers were on a non-local system. An IT staffer called to advise is unable to answer his question. Two hours earlier Mikolajczak had seen the same monitor flashing "Backup Overdue!" in red letters in the lower right-hand corner of the screen. By the end of the day, affiant Andrew Miller would estimate seeing approximately 24 computers and each one had "a red error message in the lower right-hand corner saying, "update overdue".

HELPING WITH THE (BALLOT) HARVEST



The alley behind the Detroit Department of Elections, from where ballots were loaded and transported to the TCF Center

1:00 PM – Affiant Eugene G.

Dixon (Exhibit 1, p.47)
witnesses the duplication of
two ballots, which, after
duplication, were both
placed in the "to be
tabulated" tray, thus giving
those voters a double vote.
He did not see the party
affiliation of the voters.

1:10 PM – GOP Challenger and affiant Bonnie Pettibone (Exhibit 1, p. 22) observes a ballot being duplicated at Counting Board 43 and approaches the supervisor asking if there was a Republican there to witness the

duplication. Under Michigan law ballot duplications must be performed or witnessed by at least one member of each party. Republican challengers are routinely blocked from their statutory duties of observing the duplication process throughout both days of counting. GOP <u>affiant Jennifer Seidl</u> (Exhibit 1, p.79) will later estimate that she was blocked from viewing 100 ballot duplications. GOP challenger and <u>affiant Janice Hermann</u> (in Super-Appendix,App.6 p.81) would later swear that her "polite efforts" to view the duplication process "were met with hostility. The workers would present their backs between me and the process going on, creating a 'wall'."

1:20 PM – GOP Challenger Brett Kinney (Exhibit 1, p. 28) observes a ballot being duplicated at Absent Voter Counting Board (AVCB) 37 and he approaches the supervisor and asks if there is a Republican present to supervise the duplication of the ballot. The supervisor falsely tells him "it's not required" and that he does not have to look for one. The ballot duplication continues without a Republican poll worker present in apparent violation of Michigan election law.

2:45 PM – GOP Challenger Philip O'Halloran (In Super-Appendix, App. 6, p. 66) hears a knock on the rear delivery port of the AV Counting Board room. DOE official Daniel Baxter appears and opens the door, and two people enter in a Dodge Caravan, carrying 10 USPS trays of ballots (containing approximately 350 ballots each). They bring them to the ballot receiving tables in the center of the room and unload them onto the table. There are no signatures or hand-off paperwork. No log entries describing the number of ballots, no chain of custody for the arrival of approximately 3,500 ballots.

3:25 PM – O'Halloran observes four men walking in the same delivery port with 2 USPS trays of ballots. They refuse to answer where the ballots came from [Author's affidavit, November 15th, 2020].

4:43 PM - GOP affiant and ballot tracker, Rhonda Weber (In Super-Appendix, App.6,p.43) is observing ballot drop offs outside the Department of Elections. She sees cars pulling up and voters dropping ballots into unsecure USPS collection trays held by DOE workers. She notices a woman exit a black SUV parked off West Grand Blvd. and proceed to dump a Tupperware container filled with ballots into a DOE employee's postal collection tray. The woman makes three separate trips to drop off all the ballots. On another occasion she sees multiple ballots being dropped off by another person. She notices that people who drop off ballots are being given free food, drinks and tee shirts by outside political groups.

Note in Michigan, "ballot harvesting", i.e., a third party not related to or living with a voter

Food incentive for voting. The man on the left is bringing a tray to collect the lady's ballot (center), while the young man on the right is standing by with a food packet to give to the voter. This photo was taken on November 1st in front of the Detroit Department of Elections.



(and not officially authorized as part of their duties under the law to handle ballots) is prohibited from collecting or delivering that voter's ballot. In fact, for such an unauthorized person to merely be in possession of another's ballot, is a felony. Yet, Detroit election workers were blithely accepting these illegally collected, possessed, and delivered ballots *and doing it right in front of Election Headquarters*].

5:10 PM – O'Halloran observes 5 more USPS trays, containing an estimated 1750 ballots brought in from the rear delivery port in a DOE van. Once again, no chain of custody procedure is observed.

7:30 PM – GOP challenger, affiant and former Michigan State Senator, Patrick Colbeck, (Exhibit 3, p.51) witnesses "about 50% of Poll Workers" leaving the counting board prior to 8 pm. An announcement is made to call the workers back, but he estimates that most have already left the counting board. This would have been illegal until the long time and prudent rule keeping workers from leaving the counting board until after the close of polls was repealed -- by a majority GOP legislature.

BALLOT BOXES R US



EVENING OF NOVEMBER 3RD - GOP challenger and affiant, Mordechai Mendelbaum (Exhibit 1, p.107) sees a poll worker filling out a ballot without а spoiled ballot present. He asks the worker what he is doing but receives no response. He observes this 20-30 times at one table alone and provides ballot and numbers in his affidavit. When asked to inspect the ballots, he is denied. Under Michigan law he has every right to inspect this ballot but is unlawfully denied.

This ballot transfer case, cited by Wayne County was after she had alerted DOE officials to more than 30 out of 50 with a similar defect.

Throughout the day, GOP challengers attempt to lodge formal challenges for countless infractions and irregularities, but are denied by the poll workers, one of whom tells <u>affiant</u>, <u>Ulrike Sherer</u> (Exhibit 1, p. 126) "we don't do that here". Sherer is prevented from viewing the ballot duplication process by "poll workers moving in front of me to block me from watching... poll workers duplicating the ballots hovered over the ballots blocking observation".

9:00 pm – GOP Affiant Cynthia Brunell (Exhibit 1, p.35) is assigned to table 21, where she witnesses ballots not matching the poll book, ballots without signatures and voters who were not registered.

9:00 pm – Wayne County Board of Canvassers Chair, Monica Palmer arrives at the TCF and will stay until after 11 pm November 4th. She and fellow GOP Canvasser Bill Hartmann inspect the

metal transfer cases that are used to seal the ballots at the close of the election. They had reported over 30 out of 50 that were not usable and were appalled at the high percentage of defective containers. They identify and document 5 on the counting floor still not meeting security standards. As a result, in the event of a recount, those ballots would not be recountable due to the chain of custody not being maintained [Palmer, M. Pers. Comm.]

Both Palmer and her fellow GOP canvasser, Bill Hartmann, had been to the DOE in January before the elections to examine and approve 50 new ballot boxes (metal transfer cases in which ballots are stored from the election through the canvass). There, Hartmann noticed the back end of one of the boxes caved in when he pressed against it. The spot welds attaching the back end or "back beam" to the frame had failed. "Where the seams are you could shove papers right through the back of them," Palmer told a Senate Committee. Concerned, Hartmann decided to test the others. Soon the canvassers were going from box to box reaching inside and giving a good "slap" on the back end from the inside out. Hartman recalled dozens of boxes failed this simple test. He found it peculiar that "none of the boxes had any markings on them. No company name or any indication of what company manufactured them." He then examined the cardboard boxes they arrived in. Again, there was no indication of a manufacturer or even any printed wording. Since the boxes were defective and the chain of custody could easily be compromised by someone slipping ballots through the gaps at the back, the canvassers ordered them to be repaired or replaced followed by a second attempt at certification. They recommended not using the same company due to its abysmal failure rate. [Hartman, Bill, Pers. Comm.]. So, when Palmer and Hartmann arrived at the counting board floor on Election Day, they were appalled to find boxes to which they themselves had affixed and signed stickers back in January warning: "Not approved for use as a ballot container." Palmer testified to Senator Ed McBroom: "I did observe several counting boards that were using the unapproved containers." She emailed the Canvassing Board's legal counsel. Under Michigan law, a clerk using an unapproved container is guilty of a misdemeanor. She then asked the Senators: "How are these processes happening? Especially when we had the Secretary of State send oversight in there to help improve things."

9:30 PM - GOP challenger, and <u>affiant, Articia Bomer</u> (Exhibit 1,p.15) arrives for her night shift at TCF, where she begins observing at tables 123 and 120. She notices USPS boxes of ballots underneath the counting table: "I was able to observe that many of these ballots in the boxes were with straight ticket Republican or had votes for Donald Trump. These ballots seemed to be separated from the rest of the ballots being counted." She observes approximately 500 ballots with cursive writing on the top right corner and no ballot codes. Meanwhile <u>affiant Betty Tyson</u> (Exhibit 1, p. 18) views workers reviewing ballots to ensure all boxes are marked with an "X" or a check mark and observes "some added votes where there was no X or V."

11:00 PM — GOP Challenger and <u>affiant, Patrick Colbeck</u> (Exhibit 3, p.51) asks DOE election official David Nathan if any of the computers in the room are connected to the internet. He responds "No" and twice tells him "trust me". Colbeck then examines the terminal screens for all the tabulator and adjudicator computers in the room. He later states in an affidavit: "I observed the icon that indicates internet connection on each terminal." He cited witnesses to this observation, Kristina Karamo and Randy Bishop. An IT specialist before becoming a State

Senator, Colbeck proceeded to map out a network topology diagram of the cabling and other connections in the room including visible Wifi routers and an active Wifi network, perhaps aptly named "AV Connect". Notably, there was no identifiable connectivity with the counting board computers.

Internet connectivity of the electronic voting system would become a huge controversy following Mr. Colbeck's testimony before the Michigan State Board of Canvassers and his popular writings on the subject at LetsFixStuff.org. City Clerk Senior Advisor Chris Thomas would counter in a deposition stating that the tabulators were not connected to the internet, but he conceded that some computers on and adjacent to the raised platform were, but insisted that they, in turn, could not communicate with the tabulators or counting board PC's. However, in Monica Palmer's January 28th, 2021 testimony to the Michigan Senate Oversight Committee, we learned that she contacted Michigan Bureau of Elections Director, Jonathon Brater to try and reconcile the disturbing discrepancies between the vote totals of ballots received into the Qualified Voter File (QVF) and the electronic poll book, which could happen if, for example, ballots came in that were not found in the QVF (eg. ballots that are not from valid registered voters). She explained: "...the Qualified Voter File did not match the totals from the electronic poll book.



Former State Senator Pat Colbeck testifies about his experience at TCF to the Senate Oversight Committee Hearing, December 1st, 2020.

I was told that at some point during processing the electronic poll book [in the] TCF Center – that system bogged down and they switched to the Qualified Voter File." [Emphasis added]. But the electronic poll books are in the counting board computers and the Qualified Voter File is only accessible through an internet connection. If accurate, this would appear to contradict Chris Thomas' testimony. The story keeps changing from David Nathan's "trust me" assurances to Pat Colbeck that no computers in the room were connected to the `internet, to the Chris Thomas assurance that tabulator and counting board computers were not connected to the internet (but others were), now contradicted indirectly by the State Director of Elections.

As if things cannot get any murkier, the lack of transparency is so great at the DOE that Palmer, the Chair of the State Board of Canvassers has never gotten a satisfactory explanation of how the vote totals are transmitted from the TCF Counting Board to the County, state and media outlets on Election Night [Palmer, M. Pers. Comm. June 2021]. Her GOP counterpart, Bill Hartmann's understanding is that results are transferred to a memory chip that is physically transported from the TCF to the City-County building and inserted into a "master tabulator." Although he has, on occasion, seen the chips arrive at the Detroit City-County building carried in a bank bag, he does not recall if it was during the election and is unaware if chain of custody is preserved in the transfer or when exactly or how often these chip transfers take place, if done during the election, or by whom (or whether a Republican participates in the transfer). When asked how the "up-to-the-minute" real time reports are delivered to media on election night, Hartmann understood that it was likely based on exit polling [Hartmann, W. Pers. Comm, June 2021]. Although he and Palmer suspect (and some researchers believe) it could be done through a VPN (Virtual Private Network), which could make the system potentially vulnerable to hacking.

11:00 PM — Democrat challenger Jeffry Nolish is eating dinner at a friend's when his phone rings. He is told that the ACLU needs volunteers because the Republican challengers are being "disruptive", which he describes as "...not respecting the 6 feet rule and then asking questions and interfering with the process." GOP challengers counter that the 6 feet rule was overturned by Judge Stevens, they are permitted under Michigan law to ask questions and challenging improper procedures is not "interfering with the process". He is one of 90 who respond to the call to "defend our democracy". ["Get to TCF': What really happened inside Detroit's ballot counting center", Baldas, T. et. al. *Detroit Free Press*, November 6th, 2020]

DOMINION CONTRACTOR'S ACCOUNT VINDICATED.

11:43 PM — GOP challenger and affiant Articia Bomer senses the atmosphere is growing more hostile. She hears a poll worker table lead assert: "No. This is OUR house tonight." She takes it to mean the Democrats are in control. Then, in what she interprets as a reference to Republican challengers and poll watchers, the same team leader says, "they will do what we say from here on out."

12:00 AM – Articia Bomer hears the same team leader say, "racist remarks about black people who support Donald Trump." She believes these remarks are directed at her. She witnesses election workers open ballots marked for Donald Trump, show them to other workers and roll their eyes. She believes some of these ballots were not properly counted.

Approximately Midnight — Dominion Voting Systems contractor Mellissa Carone (In Super-Appendix, App. 6, p. 158) is called over to assist a poll worker with a paper jam and notices "his PC had a number of over 400 ballots scanned — which means one batch was counted over 8 times" [each batch has 50 ballots]. In an affidavit appearing in Constantino vs. City of Detroit, she would later attest "this happened countless times while I was at the TCF Center. I confronted my manager, Nick Ikonomakis saying how big of a problem this was, Nick told me he didn't want to hear that we have a big problem. He told me we are here to assist with IT work, not to run their election." She would also allege that the TCF tabulators were jamming at the rate of 4-5 times per hour and operators were failing to zero out the vote prior to re-inserting the jammed batch thus counting votes more than once.

Note that 3rd Circuit Court Judge Timothy M. Kinney would later reject Carone's testimony for this contention stating "Ms. Carone's description of the events at the TCF Center does not square with any of the other affidavits. There are no other reports of lost data, or tabulating machines that jammed repeatedly every hour during the count. Neither Republican nor Democrat challengers nor city officials substantiate her version of events. the allegations simply are not credible". However, GOP challenger and affiant Polly McNichol believes that Carone's allegations were actually understated: "It was rare to see a stack go through without stopping. I would estimate 1 in 10 went through without stopping and being put through again and again. Stacks that were 'jammed' were put through more than 4 times. Some as many as 6 and 7 times." [McNichol, P. Pers. Comm; Note: the author agrees with this characterization and noted similar frequent tabulator jamming problems at the TCF not only in the General Election on November 3rd, but also during the primary election on August 4th, 2020. It was actually the exception when a stack of ballots went through a tabulator without one or more ballots folding up on themselves, thus halting the process]. GOP affiant Articia Bomer added to the sworn evidence in support of Carone's account: "I observed election workers run ballots through the tabulator multiple times without first clearing the tabulator machine...no one working at the election did anything to void the additional votes...I saw one election worker run a stack of ballots through the tabulator four separate times." GOP affiant Matt Mikolajczak also witnessed multiple jams and tabulator operators not following procedure.

Finally, <u>Hima Kolanagireddy</u>, a GOP challenger who owns an IT staffing firm and was familiar with the tabulators, testified with Rudy Giuliani before the House Oversight Committee, "Yes, those tabulators were getting jammed at least, like she [Ms. Carone], said 3 or 4 times an hour". She added, "When a ballot gets jammed you have an option to go and say 'discard', then it makes it zero, but you also have an option to continue... if you say 'continue tabulating' it will add to that 24 or 25 that already got jammed and then again rescan this entire thing..." She continued: "I could clearly tell that some of those people didn't know how to discard and start again..."

A meaningful canvas might have caught miscounts caused by tabulation errors or intentional fraud, but the two GOP members of the Wayne County Board of Canvassers rescinded their certification due in part to a whopping 72 percent of precincts being out of balance (i.e. the number of votes in the tabulators didn't match the number of ballots in their containers) and a host of other irregularities that compromised the validity of the canvas. And under Michigan

law, a precinct that is out of balance cannot be subjected to a hand recount. City Clerk Janice Winfrey put out the spin that these precincts were off by a few ballots – inconsequential to the election, in other words. However, on January 28th, 2021 Monica Palmer, one of two GOP members of the Wayne County Board of Canvassers, told the Michigan Senate Oversight Committee: "What we see in Wayne County, specifically in the Detroit absentee counting



boards, is they're off by 200, by 300, by 400." She also recounted individual counting board anomalies: "There were more ballots in the box than there were names in the poll book for the Statement of Votes...and I didn't get a resolution to those." When pressed, TCF Chief Daniel Baxter admitted to the State Board of Canvassers on November 23rd, 2020 that one of the counting boards was off by 600 votes.

NOVEMBER 4TH, ELECTION DAY, PLUS ONE

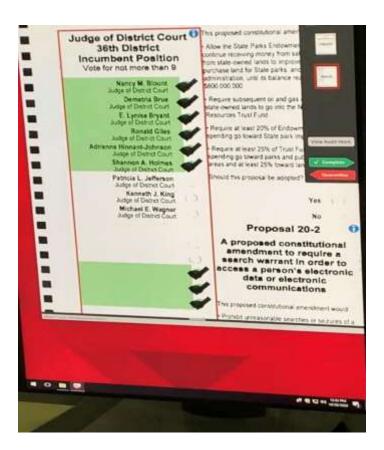
SHORTLY AFTER MIDNIGHT – GOP challenger Kristina E. Karamo (In Super-Appendix, App.6, p.60) attempts to challenge a ballot that was double voted – clear marks for both Democrat and Republican, straight ticket. The Democrat adjudicator had decided arbitrarily to make it a Democrat straight ticket. Karamo objects that, under Michigan election law, the ballot should be disqualified. Ultimately, the supervisor's supervisor gets involved and when Karamo counters, "why not give it to the Republican?" the high-ranking supervisor "began to scream at me, telling me not to talk with her. Then he instructed her to 'push it through', when the ballot legally should have been rejected." [Note: Karamo has since announced that she will seek the Republican nomination for Michigan's Secretary of State].

ADJUDICATION RATE DISCREPANCY

The adjudication computers are 12 Dominion machines ringing the AVCB's raised platform and are used to determine "voter intent" for ballots that are rejected by the tabulators. Among the reasons for ballot rejection are stray marks, double voting, light or incomplete filling in of the

"bubbles" or damaged ballots that jam the tabulators. The process is supposed to be bipartisan with one Democrat and one Republican having to agree on each voter's intent. Supervisors serve as tie breakers. Ballot images appear on large display screens with black check marks overlaying (critics say obscuring) voters' marks at areas of the ballot requiring a bipartisan decision of who the voter actually meant to vote for. Since very few Republican poll workers have been hired, the adjudication is often done by two Democrats. GOP challengers try to act as watchdogs, but, as is occurring throughout the counting board, Democrat operatives frequently block the Republican challengers' views.

What is a normal, acceptable adjudication rate? One example is provided by Erica Henry, who challenged for the GOP in Flint, Michigan during the 2020 General Election. There she noted that out of a total of 19,849 ballots counted, 150 required adjudications, yielding an adjudication rate of 0.75%. The 150 problem ballots took two adjudication computers one hour to complete. [Henry, E. Pers. Comm. June 28th, 2021]



An adjudication computer monitor at the TCF Center seen 5 days prior to the election. Voter intent on thousands of ballots is decided by two coworkers per screen, often both Democrats. The percent of absent voter ballots sent to adjudication at the TCF is shockingly high.

WHAT ABOUT THE TCF?

The Detroit AVCB adjudication rate would seem to be a readily available statistic. It is not. Wayne County Board of Canvassers Chair Monica Palmer stated that her Board is not permitted to know that figure [Palmer, M. Pers. Comm.] However, it can be estimated. Based on total ballots counted in TCF of 174,384, if the acceptable rate of 0.75 percent of total ballots requiring adjudication in Flint is used, we estimate approximately 1300 ballots should have required adjudication in the Detroit AVCB [Detroit's total AV count was rounded off to 175K

and Flint's to 20 K, yielding 175/20 = 8.75; $150 \times 8.75 = 1312$ ballots]. How long should this process have reasonably taken in Detroit? Since TCF employed 12 adjudication computers and the rate of adjudication in Flint was approximately 75 ballots per hour, an extrapolation to the TCF would yield a rough estimate of 1300 ballots completed in 1.44 hours [150/2 = 75 adjudications per computer per hour; 1300/75 = 17.33 hours of total adjudication required]. When divided amongst 12 computer stations, this calculates out to an estimated 1.44 hours total time for the TCF adjudicators to complete the ballots IF they were adjudicating the same percentage of total ballots as did Flint. But they were not.

Instead, as challengers will attest, the TCF adjudication screens were running almost non-stop from the opening of the polls on Election Day through to the following late evening. The AVCB was in continuous operation for about 47 hours, from 7am on 11/3 to approximately 6 am on 11/5. Even if we discount the early morning hours, low volume and slow down periods, and estimate a conservative 24 hours of active adjudication, this is still almost 17 times the 0.75 percent adjudication rate reported in Flint. It calculates to an estimated 12-13 percent of all TCF ballots requiring adjudication. Confounding factors that need to be considered are that the populations of both voters and workers between Detroit and Flint are different, the machines were not the same brand (although they operate on the same basic principles and human decision-making is the rate-limiting step). But by almost any measure, the adjudication rate in Detroit's TCF was an order of magnitude above that in Flint. Since each TCF adjudication risks votes being overridden by pairs of adjudicators inconsistently subject to bi-partisan monitoring, the potential for fraud cannot be overstated.

[Note: new data is now available from the August 3rd, 2021, Detroit Primary Election held at TCF Center. At 4:51 pm, Daniel Baxter announced that 46,500 absent voter ballots had been counted. At the same time, at the request of a non-partisan challenger, Andre Gilbert, Assistant to Detroit Clerk Janice Winfrey, provided the total number of adjudicated ballots: 7,729. This calculates out to more than our estimation for last November: an astronomical adjudication rate of 16.6% [DiMattia, K; Pers. Comm. August 3rd, 2021]

LATE NIGHT BALLOT DROP

3:11 AM – a black sports car arrives outside the sally port directly adjacent to the AVCB room and a man walks out of the AVCB, approaches the car and appears to exchange something with the driver at 3:17 am. The car then turns around and drives off at 3:18 am.

EXCLUSIVE VIDEO OF THE EVENT PROVIDED BY THE GATEWAY PUNDIT: (VIEW HERE)

3:25 AM — A white van now arrives at the same port and men get out and unload an estimated 50-60 boxes of what appear to be thousands of ballots and bring them inside the TCF room on a dolly. Multiple GOP challengers on scene would later report them as being positively identified as ballots. Former State Elections Director Chris Thomas, who was assigned to the TCF center as Senior Advisor to City Clerk Janice Winfrey, will later state in a deposition: "No absentee ballots received after the deadline of 8:00 p.m. on November 3, 2020, were received by or processed at the TCF Center." [Hicks, M. "What the affidavits to stop Detroit ballot count claimed, and how they were rebutted", Detroit News, November 11th, 2020 (VIEW HERE) More on Thomas' position below] Non-partisan challenger, affiant John McGrath (In Super-Appendix, App.6,

p.134) is present and would later corroborate the above evidence stating: "At around 3:00 am, tens of thousands of absentee ballots arrived from Wayne County. Upon information and belief, these ballots were received after the election deadline of 8 pm on November 3rd, 2020."

APPROXIMATELY 4:00 AM – GOP <u>affiant William Carzon</u> (In Super-Appendix, App. 6, p.139) notices the white City of Detroit van, which is marked "Vote Mobile," arriving at the AVCB's rear entrance sally port. He watches an estimated 60 postal boxes with cardboard sleeves being unloaded and taken to the receiving tables. When the sleeves are removed, he identifies the manila envelopes containing absentee ballots.

4:30 AM – Affiant Articia Bomer hears a poll worker announce that 50 boxes of ballots are on their way to the TCF [apparently, they have already arrived but are still in the rear of the room]. Election workers cheer loudly. Her affidavit later stated: "What struck me was that election workers were cheering instead of complaining about having to process the new ballots. I found this odd."

4:30 AM GOP Affiant Andrew Sitto (Exhibit 3, p. 40) watches as "tens of thousands of ballots" are brought in and "placed on eight long tables". He notes that they are brought from the rear of the room, which is where the van entered outside the sally port.

4:40 AM – Articia Bomer witnesses a man "spraying a chemical on a ballot counting machine. He then placed twenty-seven ballots into the machine, and I noticed tape on the top of a ballot, where a number would normally be. Throughout the night I witnessed him insert these same 27 ballots at least five times."

5:00 AM – GOP Canvasser for Wayne County, Monica Palmer becomes alarmed at the dearth of Republican challengers – she counts only 11 scheduled for the morning shift and having seen the large number of ballots in the 3:30 am drop, she puts out a "Hail Mary" call to GOP faithful to round up more challengers, ASAP. [Palmer, M. Pers. Comm.]. Emails warning of the "all-hands-on-deck" situation at TCF go out across GOP challenger networks. After noting that it took one hour to bring the ballots from the rear sally port to the receiving tables, Palmer notices that despite the influx of thousands of ballots to be processed, only about half of the 134 counting boards – Numbers 1-69 -- receive any ballots to count. Similar inexplicable slowdowns seem to plague the AVCB on both days, which drag out the counting process, necessitating extended shifts for not only the poll workers, but the unpaid challengers.

Palmer later recalled: "Election inspectors at counting board tables 1-69 were doing NOTHING from 11pm until 4:30am. Tables 70-134 didn't do anything from 11 pm until the end of their shift. Some slept, some read, some played on their phones, as polls were closed." She also remembers an announcement at 9 pm on Election Day that 127,000 ballots had been counted [Palmer, M., Pers. Comm.] This was a huge number and suggested that the count may be over by morning. As a result, although there was a large contingent of GOP challengers on the overnight shift that ran until 5 am, only 11 had signed up for the next day, Wednesday. The slowdown in the count effectively shifted the process into Wednesday the 4th, when GOP challengers' ranks were expected to be thin. What was unexpected, was the massive response to the all-hands-on-deck alerts, which set the stage for a confrontation with the Dems on the counting room floor...

5:30 AM – Ms. Bomer hears supervisors announce that "all the ballots that just came in had been counted and that everyone could start cleaning off their tables. It would have been impossible to count that many ballots in approximately 1 hour." (Especially when only half the boards received any ballots).

"SOMETHING IS NOT RIGHT HERE"

APPROXIMATELY 6:00 AM - a new shift of poll workers arrives inside the counting board. Most of the new ballots will be counted by this group, which did not witness the 3:30 am ballot dump.

6:30 AM --- Challenger and affiant Ulrike Sherer returns and, throughout the morning, observes numerous ballots being "verified" despite their not being present in the e-poll book or the absentee voter lists. She describes these ballots as "sequential, highly suggestive of fraud." This disturbing observation would later be echoed in detail at the House Oversight Committee testimony by GOP challenger Hima Kolanagireddy, who described taking notes on ballots at Table 57 that were being manually entered into the system:

"When I started writing down the ballot numbers and the last names of the person whose name was on the ballot, they were all in sequence. These are absentee ballots – mail in ballots – they cannot be in sequence. 2232 cannot have 2233 next to it 'cuz, if they're mailed in they come in all different numbers. When I started noticing that these numbers are almost next to each other ... my antennas went up. That's exactly when I thought 'something is not right here'. Then I asked the supervisor – there was not even a date on those envelopes. They said 'November-zero-dash-2020 – there was no second number there. Then I said, 'what is the date on this one?' Then they got really mad at me - they said 'you're not letting us do our job'... not only that, but these sequence ballot numbers were also all from the same area – like Goddard Street in downtown Detroit"

She and fellow challengers did not challenge the ballots due to fear of being kicked out. She concluded: "Goddard Street, sequential ballots, signatures were all alike, they had no date stamp – like, it was empty after zero there was no [November] 3rd or 2nd or 1st or nothing ...none of them were coming up in the system they were all being entered manually. They even knew that none of these details would be in the poll book or in the system."

7:30 AM -- GOP challenger and affiant Bob Cushman (Exhibit 3, p.44) notices that none of the voters on the ballots he is observing are being found in the electronic poll book. All the names are being located on the supplemental sheets. Curious, he begins writing down the names of the voters. Soon a supervisor appears and tells him to view the monitor screen instead of over the poll worker's shoulder. He tries this but the ballots only appear on the screen for a fraction of a second so he cannot accurately record the information. He resumes his original position behind the poll worker but finds that they are now turning the ballots face down, preventing him from seeing anything. He complains to a Supervisor Browner, who states that the ballots are "just fine the way they were" and leaves the area.

His observations were later supported by Hima Kolanagireddy in her House testimony. The GOP challenger with an IT background, recalled that at Counting Board #2, she observed "this big stack of ballots that came in with a note saying, "Not in EPB/S' which is 'not in election poll book or system'. I didn't even know that that can even happen — that you can actually have ballots that are not in the poll book or in the system and still be fed into the system" She described poll workers entering the ballots "manually feeding it with a birthdate of 1900

something". When she asked the supervisor why they were manually being fed they replied that they did not know and that they were only doing their jobs.

8:00 AM – Emily A. Steffans (Exhibit 1, p.44) arrives at the TCF Center to challenge for the GOP. She tries to observe ballot duplications, but two workers purposely use their bodies to "block seeing the duplication process." She is told she can never come closer than 6 feet even though she cannot see the screen well enough to do her job and Judge Stevens ruling permits her to get as close as necessary, as long as it is brief. She notes Democrat observers are permitted to walk freely around the table and that these Democrats are verbally aggressive to her. One accuses her of being "part of a 'cult' for my support for Trump". Later, she witnesses this same Democrat volunteer putting large pieces of cardboard over the window to the counting board so that GOP challengers trying to get in could not see what was happening inside. In addition, she sees three people "swarm" a Republican challenger trying to observe ballot duplication to block his view of what is happening. When GOP challengers insist on viewing the process two are removed by the police at poll workers' request.

"A PATTERN OF INTIMIDATION"

8:30 AM — GOP Challenger and <u>affiant Beverly Ballew</u>, (Exhibit 1,p.20) while observing from approximately 6 feet at Table 50, witnesses "several irregularities where ballot numbers did not match what was in the voter files." As she takes notes, a floor supervisor immediately approaches her and tells her she is not social distancing. He threatens her with ejection from the counting board. In several instances poll workers use their bodies to prevent her from observing the counting process. She would later describe under oath "a pattern of intimidation, secrecy and hostility by the poll workers", who cheered, jeered and clapped when poll challengers were escorted from the center. She would also write "there seemed to be collaboration between the [D]emocratic poll challengers and the City of Detroit poll workers."

8:30 AM – 12 noon --- Affiant Stephanie Krause (Exhibit 1, p.123) arrives at TCF and notes "intimidation the entire time" in attempting to perform her duties as a GOP challenger: "any time I would approach a table to observe, Democratic poll challengers would block the viewing.".

10:30 AM -- Affiant Articia Bomer returns to TCF Center. She is not permitted to enter. GOP challenger, <u>affiant Braden Giacobazzi</u> (Exhibit 1, p.23) sees a worker doing temperature checks wearing a Black Lives Matter mask.

10:30 AM — Non-partisan challenger <u>Christopher Schornak</u> (Exhibit 1, p.30) arrives at approximately 10:30 am and begins working at AVCB's 88 and 89, where he sustains verbal abuse and intimidation by "not only the Democratic poll challengers but the ACLU and other organizations." He observes ballots that were not in the electronic poll book or the paper supplemental log. Instead of these ballots being taken out of the count and marked as a "provisional ballot", Schornak watches as they are counted like any other ballot.



GOP challenger Hima Kolanagireddy gives testimony on December 2nd, 2020 before the MI House Oversight Committee. Her account supports that of Mellissa Carone regarding the jamming of the tabulators and workers' failure to zero out the vote counts prior to re-insertion.

10 AM — **3:30PM** — during the course of her shift, GOP <u>affiant Alexandra Seely</u> (Exhibit 1, p.2) challenges 10 votes at table 23 but poll workers "would not take out the log to record my challenges." She also asks to make incident reports for ballot numbers that did not match ballot envelopes but is denied. Later she is "harassed and threatened to be thrown out multiple times". Workers falsely accuse Seely of taking photos.

"YOU 'BOUT TO GET AN ELBOW!"

11:00 AM – GOP challenger, affiant Philip O'Halloran is leaning in momentarily to view ballot numbers, then swiftly stepping back to a 6-foot separation, using "extreme deference" to the poll worker. A heavy-set man comes at him fast and yells "get back six feet!" The seated poll worker, a large man in his thirties, thanks the other man and states "I was about to ELBOW him!" while making a threatening arm motion to the challenger, to whom he then turns menacingly and sneers: "you 'bout to get an elbow!" [The author's affidavit, c. November 15th, 2020]

11:30 AM -- GOP affiant Matt Mikolajczak notices a change in the tone at TCF to a "new hostile attitude by most poll workers". Democrat lawyers are "everywhere" harassing his attempts to read the tabulator counts. Un-credentialed poll watchers begin to say he and other GOP challengers are "spreading Covid". He notes in general, they are "ramming jammed ballots and just continuing on with the runs". He understands that procedure calls for removing the jam, resetting the tabulator, and running the entire stack. But as he will later allege in an affidavit: "that was not the procedure that was being followed at TCF – either day I worked there at any tabulator site I watched."

11:35 AM — At AVCB #88, Christopher Schornak views a mismatch between the ballot number and the electronic record for that voter. He sees Ballot #7909 reassigned to Ballot #0976. He follows the actions of one poll worker, in particular, who puts the spoiled ballots into a separate pile, leaves for 20-30 minutes, and returns, at which time she places them in the pile to be counted, in apparent violation of Michigan election law. "I observed this same poll worker do this same process over many tables and over many hours," Schornak swore in his affidavit.



Rhonda Weber photographs man in front of the DOE picking up postal trays inside the USPS at Noon on November 4th.

When he challenges these ballots, he is told by a supervisor, "We are not talking to you, you cannot challenge this." With the help of GOP lawyers, he ultimately succeeds in logging challenges. GOP affiant Abby Helminen also observes his challenges.

11:38 AM – GOP affiant Matthew Mikolajczak viewing computer screens sees a flashing message "Backup Overflow" on "most [counting] board monitors".

APPROXIMATELY 12 NOON — GOP affiant Terry Poplawski (Exhibit 1, p. 125) arrives to perform poll challenger duties but is "prohibited from entry to the counting floor". He is told to wait as they are "already over capacity." This will become a major problem for GOP challengers within the hour.

12:00 NOON — Outside the Department of Elections on West Grand Boulevard, ballot tracker Rhonda Weber is alerted by a fellow observer, GOP affiant and ballot tracker Thad Lambiris, that a man wearing a hooded sweatshirt and red trousers has just placed what appear to be boxes of ballots in the back seat of a car in the alley behind the DOE. She spots the car on 2nd Avenue and follows it to the US Post Office at 60 E. Milwaukee St., where she observes

him load two USPS trays into the backseat of the car. He notices her taking pictures and pulls up "aggressively" alongside her car blocking her briefly and staring at her, before accelerating rapidly and driving West on Milwaukee.

POPULAR BIRTHDATE: 01/01/1900

12:30 PM – Affiant David Langer (Exhibit 1, p. 39) enters the TCF Center but is prohibited entry to the AVCB. He waits for 10 hours outside the counting board and is never permitted to enter. He leaves at approximately 10:30pm. Dozens more credentialed GOP challengers like him are also denied access. Meanwhile, dozens of observers from Democrat and allied groups, many not wearing any visible credentials, are allowed to remain inside the counting board.

12:30 PM — While challenging at AVCB 58, affiant Francis Cizmar (Exhibit 1, p.48) observes provisional ballots being placed by poll workers into a box labelled "to be tabulated", in apparent violation of Michigan election law. He files a report with the GOP lawyers, since provisional ballots are not permitted to be counted until after the election. Cizmar then views a poll worker scanning an envelope and finding no record of that voter in the electronic poll book. The worker then begins typing the voter's name directly into the electronic poll book. The date of birth field is blank, but, as did so many other poll workers at TCF, she types in the cryptic "01/01/1900", indicating that the voter was 120 years old. As had been reported all morning, hundreds, more likely thousands of ballots will later appear with the same birthdate.

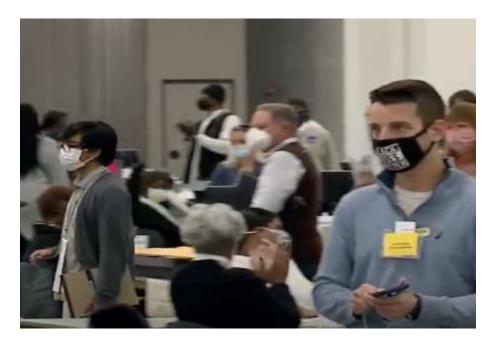
The official explanation for the use of this deliberately implausible birthdate is to "flag" the late-registering voter for later demographic updating in the system. Sounds perfectly reasonable. However, as we will see, this does not explain the propriety of using this flag when entering what appear to be thousands of ballots into the system, which are present in *neither the electronic poll book nor the supplemental lists*. (Note: In a fraud scenario, the use of a bizarre birthdate could just as easily serve as a tool for flagging fake ballots introduced into the system to be "assigned" to actual registered voters who had sat out the election. Flagging the birthdates on such hypothetical ballots could assist fraudsters in locating and manipulating the fraudulent ballots).

1:00 PM — DOE officials close the doors to the AV Counting Board barring challengers from entry due to Covid-related "overcrowding" concerns. Credentialed GOP challengers are not allowed in. Even those who have just left on lunch breaks are turned away. The counting room is filled with dozens of un-credentialed Democrat operatives from several leftist groups including the ACLU, Detroit will Breathe, Detroit Action, Michigan Liberation, 484 Forward and the 313 Collective. [Baldus, Shamus, et.al., "Get to TCF': What really happened inside Detroit's ballot counting center," Detroit Free Press, November 6th, 2020 (View Here)

One GOP challenger tells a Detroit Free Press reporter "...they're not letting GOP in because people have left over the morning shift, the overnight shift and now, today they're at capacity according to their numbers but they haven't been tracking people signing out. Meanwhile they're letting Dems in - by the droves - and nobody is watching that number. So, if you've got a green dot [Democrats] they're letting you in, if you have a yellow wrist band [Republican], they're blocking you at the door and enforcing it with police." [Boucher, D. "Detroit elections expert defends TCF operations, refutes allegations during Senate hearing **Detroit Free Press Article, dated December 8, 2020**. At least one Democrat challenger, Deborah Choly, shows up Wednesday afternoon after being contacted by the National Lawyers Guild, a radical leftist legal assistance group known to represent Antifa rioters. "They said there was a need to come up, so

I did." [Noble, Breana, "Shouting, confrontation at Detroit Voting Center: Poll challengers barred by police", *The Detroit News*, November 4th, 2020] Experienced Detroit Polling Site Assessor, Ted Dickens believes the onus is on the Department of Elections: "It's preposterous that the counting boards were set up in a place that was not large enough to handle everyone who was legally entitled to be there." Conversely, he questions rhetorically, would it be acceptable for him to turn voters away from his polling precinct for the same reason? [Dickens, T. Detroit PSA, Pers. Comm.]

Many Dem-aligned workers and observers are seen freely wearing partisan political affiliations, slogans and logos ("Black Lives Matter" face masks or tee shirts, for example), which, inside a counting center or polling place, is arguably prohibited under Michigan law. GOP Challenger and affiant Articia Bomer notes "many of these team leads wore masks and other materials supporting Black Lives Matter or other political causes."



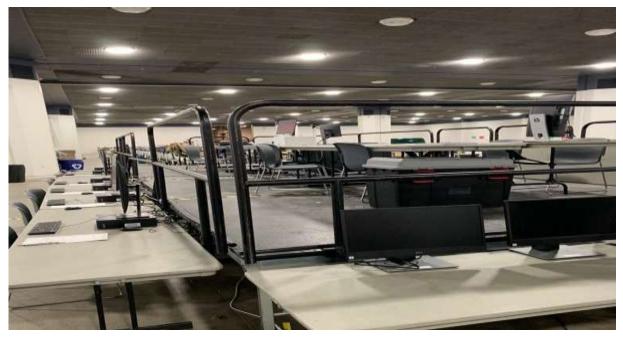
BLM mask being worn inside the counting center. BLM tee shirts were also seen on some poll workers and election employees

"YOU GET THE HELL DOWN OFFA HERE!"

1:30 PM — GOP challenger Philip O'Halloran decides to climb the steps to the raised platform (podium) in the center of the TCF counting board. GOP challenger Bob Cushman accompanies him. It appears to be a restricted area for everyone but the Director of Elections and top assistants, the Dominion Voting Systems technical advisors and Senior Advisor to the Clerk, Chris Thomas. During the Challenger Conference at the TCF on October 29th, O'Halloran had asked Thomas if challengers could observe on the raised platform. Thomas had stated "we'll take that under advisement" but gave no further guidance. After climbing onto the raised platform, O'Halloran begins to ask Mr. Thomas a question about the process. Thomas, visibly angered, yells "you get the hell down offa here!" O'Halloran objects and insists that challengers should be permitted to view every aspect of the vote count, including the tallying of the votes coming from the tabulators to the central counting computers on the raised platform. He and

Cushman leave the platform without further incident. Thomas will later have him removed by police from the Counting Board [The author's affidavit, c. November 15th, 2020]

Update: The raised platform was the scene of a recent confrontation at the TCF Center during the August 3rd, 2021, Detroit Primary Election, where a group of challengers certified by the Election Integrity Fund attempted to observe computer vote counting procedure on the raised platform, but were refused access by Chris Thomas, despite election law provisions permitting such observation being cited. [Author's personal observation]



The infamous raised platform "Podium" at the center of the TCF AVCB where GOP challengers were barred from entry, seen 5 days prior to Election Day. On the tables at lower left are adjudication stations. In the remote rear can be seen the sally port entrance for vehicles delivering ballots. The computers in the foreground are where Jessy Jacob and two other poll workers accessed the Qualified Voter File (internet connection required).

Aversion to GOP personnel approaching central vote counting locations seems to extend beyond challengers to higher-ranking Republicans. A day or two before the election, the Chair of the Board of Canvassers for Wayne County, Republican Monica Palmer, asked the Wayne County Elections Director, Greg Mahar if she could come and observe the Election Night returns coming in at the County's election headquarters at 2 Woodward Avenue in Downtown Detroit, as she had done in another jurisdiction. He declined the request stating: "we don't have enough room". She was surprised and asked why not. He stated that there would be too many "technicians" present, and it would pose a Covid hazard. Thus, a few computer techies and Covid-19 were used to displace the Republican Chair of the County Board of Canvassers from her rightful observation of the vote totals coming in from around the county for which she is the Chief Canvasser. [Palmer, M. Pers. Comm. June 2020]

2:00 PM – GOP Ballot tracker Thad Lambiris observes the same man he had seen earlier in the red trousers appear back at the Department of Elections.

2:00 PM -- GOP affiant Abby Helminen (Exhibit 1, p. 6) notices that the room has become "very intimidating", with a large police presence. Upwards of 20 Detroit police officers enter after being called in for a disturbance in which GOP challengers briefly chanted "Stop the count!" in protest of their being denied meaningful access to view the process according to their statutory rights under Michigan election law (which was upheld by Judge Stevens in the abovementioned ruling).



Tensions mount as GOP challengers demand entry for those outside and meaningful access for those inside. A brief chant of "Stop the Count" erupts and soon 20 Detroit police officers move inside the counting board

2PM – GOP challenger <u>Dyanna Papsdorf</u> (Exhibit 1, p.42) begins an 8-hour shift at TCF. She observes discrepancies between the numbers on the ballots and the numbers on the envelope and sees ballots entered into the system that were not listed in the electronic poll book or the supplemental paper list. She notes no Republican representation when the military ballots are duplicated, and she sees 24 out of 26 military ballots for Joe Biden.

AFTERNOON – GOP affiant Alexandra Seely notices that, unlike GOP challengers, few of the poll workers are wearing identifying name tags. One of the few wearing identification calls Seely a "bigot" and a "c*nt", but she is unable to report the woman, who covers her name tag. A man standing more than 6 feet away from Sealy screams in her face to back up 6 feet and if she didn't, he would throw her out. Two GOP lawyers try to assist her but are thrown out for incorrect masking. Later she and her father notice several saran-wrapped suitcases and backpacks near an escalator. They ask a security guard why they are there but are told to walk away from them. When they persist, he threatens to have them arrested.

GOP affiant Jennifer Seidl notices a change in tone from Election Day, with overt hostility of Democrat poll workers toward Republican challengers, causing some to leave the hall and go home. Before long she is falsely accused of taking videos and pictures. She politely asks the poll worker if he is referring to her. The worker yells "you people ain't allowed to talk to us! Shut

your mother*cking mouth, racist!" Another poll worker calls her a "motherf*cking cocks*cker" and a "racist".

Around this time, Seidl observes poll workers duplicating "a large number of ballots" and "Democrat challengers and representatives from other groups standing around the tables "blocking the duplications." She sees a Republican lawyer being removed by police and hears shouts of "Get the f*uck out!", "That's what you get, racist!" and "Take them all out!". She is surprised because she has not seen this attorney act unruly.

City Clerk Senior Advisor, Chris Thomas, would later respond to allegations that Republican challengers were hindered in their duties by telling the Detroit Free Press "nobody was mistreated" [Detroit Free Press, November 6th, 2020] and ultimately conclude that the chaos and disruption at the TCF Center "was caused by the attitudes of the challengers" [Detroit Free Press, May 19th, 2021]. Biased media reports echoed Thomas' stance implying that the challengers are there at the pleasure of the election staff, but Detroit Polling Site Assessor, Ted Dickens disagrees: "One point seems to be consistently overlooked when challengers are discussed: They are as entitled to be there as any election inspector -- or any DOE employee. All of us are participating as a result of state laws." He concludes: "This is one area where I hope there is broad agreement: It was unconscionable for DoE to encourage inspectors to try to prevent challengers from doing their jobs — and it was worse for the Clerk to ignore a court order on the subject" [Judge Stevens' ruling regarding the 6-foot rule]. [Dickens, T, Pers. Comm.]

"WHISTLEBLOWER: "I COULDN'T DO IT"

APPROXIMATELY 2PM -- a poll worker seated next to the raised platform has become increasingly uncomfortable with what she is being asked to do by her superiors. <u>Jessy Jacob</u> (Exhibit 3, p.36) is a middle-aged Indian immigrant with over three decades of experience working for the City of Detroit. Earlier in the morning she had encountered ballots outside of their envelopes, which concerned her greatly. They had not been "received" properly, having apparently arrived after the 9 pm November 3rd deadline for absentee ballots (there is a one-hour grace period after the polls close to clear the satellite drop boxes). The process of receiving a ballot requires locating the voter on the ballot in the Qualified Voter file (QVF), matching the signatures, and then entering and initialing the date of receipt and ballot number. This is to be done immediately. But her supervisor has told her to back date the ballots to November 2nd and let them proceed and be counted. Jacob takes a sticky note attached to a group of ballots, which directs her to backdate them, to the AVCB Director, Daniel Baxter and states that it's not proper procedure.

The two confer with Senior Advisor Chris Thomas, who states that Jacob was correct but "why should we punish voters for a processor's mistake?" Jacob refuses to backdate the ballots. "I couldn't do it" she will later recall to the Michigan House Oversight Committee. Chris Thomas later maintains that the processors failed to click "save" when entering the ballots in the system [see below]. Jacob attempts to resume her work and sees more of the same problem with ballots she believes should be rejected. Her supervisor, Carol Aldridge, spots her reviewing ballots again and comes down from the podium to tell her "do not check the signatures". Jacob sees Senior Advisor Chris Thomas nearby and brings him a ballot with a clearly mismatched

signature. "I showed that signature on the QVF file and also the signature on the envelope – totally different." Per Jacob's House testimony, Chris Thomas responded: "Oh, that's okay. Let it go." Jacob is crestfallen.

One aspect of Jessy Jacob's allegations is supported by GOP challenger Jennifer Seidl, whose affidavit describing the same time frame states: "I heard an election official order 'Enter them! Make everything match, and get it done as soon as possible!" When these envelopes are scanned, the monitor screen reads: "0 matching voters". The names on these ballots are simply not found in the universe of registered Detroit voters who have been sent a ballot. Seidl notes the birthdate for these seemingly "phantom" voters is always "1/1/1900". Chris Thomas will later maintain that this use of a "placeholder" birthdate is standard, acceptable procedure. Even if this is the case, the problem of thousands of supposedly registered voters not being listed in the e-poll book or the supplemental list (for late registrants) yet being counted anyway, remains unresolved.

2:30 PM -- Affiant Stephanie Krause notes poll workers taking "used pizza boxes" and taping them onto the windows preventing the dozens of GOP challengers huddled outside from peering into the room. She observes GOP challengers being ejected from TCF when masks "slipped off their noses", while Democrat challengers whose masks slip are allowed to stay. She is denied the ability to make challenges or even to observe the monitors. She observes similar favoritism for Democrats, ACLU and members of the press requesting re-entry to the Board. GOP challengers, including her, are denied re-entry. Around this time GOP challenger Anna England and her Republican colleagues remark that there are far more Democrats (identified by their green stickers) than Republican challengers in the counting room.

"SCARED TO DEATH"

APPROXIMATELY 2:30 PM — GOP challenger and affiant Polly McNichol watches a supervisor named "Mrs. C" bringing an estimated 500 ballots down from the raised platform in the center of the AVCB. She distributes them to three poll workers located next to the platform. Each ballot has a yellow sticky note on it. The workers begin entering the ballots into the Verified Voter File system. She and GOP challenger, attorney Jessica Connarn ask a DOE official in a gray polo shirt who is standing on the platform what the three poll workers are doing. Per her affidavit, the official "...was instantly combative and refused to tell our attorney anything, including his name. Our attorney asked the man's position and he said he was the Director of Elections." [Note: this man, who McNichol would dub "the bouncer" later admitted he was not, in fact Director of Elections, George Azzouz]. The man not only watches the poll workers intently, but even uses his phone to video record challengers and poll workers from the raised platform, even though phone use is strictly prohibited. McNichol continues to observe with a fellow GOP challenger. Shortly afterward, Ms. Connarn spots one of the three poll workers attempting to pass her a yellow sticky note. The poll worker is Jessy Jacob.

Connarn retrieves the note, after Jacob intentionally drops it on the floor. It reads: "Entered receive date as 11/2/20 on 11/4/20. JJ". Minutes later, Jessy Jacob walks very close to McNichol and quietly murmurs something that sounds like "bathroom". Seeing "the bouncer" watching her and Jacob "like a hawk" she decides not to follow her so obviously and quietly asks another

GOP challenger, Julie Maday, to run and meet Jacob in the bathroom. Following a restroom rendezvous, Maday returns with another sticky note from Jacob with a more explicit description:

"Received into QVF on 11/4/20 was asked to enter the ballot received date as 11/2/20."

The "bouncer" then yells at the three poll workers not to talk to the GOP challengers or to show them anything. Maday then alerts the lead attorney for the GOP at TCF, Mark Foster.

A while later, Jessy Jacob turns her laptop, so the screen is inclined more directly toward McNichol and then motions with her eyes and head for McNichol to look at her screen. She sees "a large signature that consisted of a bunch of circular shapes. I looked at the signature on the secrecy sleeve for that ballot and it was a very small signature consisting of a bunch of little vertical lines. No part of either signature looked anything like the other." Per her affidavit: ["the



Whistleblower Jessy Jacob gives testimony before the House Oversight Committee on December 2nd, 2020. A long time City of Detroit employee, Jacob alleged that she was told by superiors to back-date late arriving ballots and to accept ballots with clearly mismatched signatures.

bouncer"] saw me look at the laptop screen. He then made [Jacob] gather up her laptop and relocate to the platform, at the corner opposite my location." Later, McNichol searches for Jacob and finds her as she's leaving the ladies room. Upon seeing McNichol, Jacob runs back inside. "It was obvious she was scared to death. She tried entering my phone number into her phone but was so nervous and flustered that she could not get the app up". McNichol scribbles her number on a paper towel and passes it to Jacob, who has retreated back into a stall.

"I JUST WANTED TO SERVE THE CITY OF DETROIT"

McNichol's account supports that of Jessy Jacob, who would later become a key whistleblower and witness in a lawsuit argued by former New York Mayor and personal Donald Trump lawyer, Rudy Giuliani. Jessy Jacob would later write in a sworn affidavit:

"I was instructed to improperly pre-date the absentee ballots receive date that were not in the QVF [qualified voter file] as if they had been received on or before November 3rd, 2020. I was told to alter the information in the QVF to falsely show that the absentee ballots had been received in time to be valid. I estimate this was done to thousands of ballots".



Lawyer for President Trump, Rudy Giuliani, speaks with reporters after Jessy Jacob's testimony in Lansing, December 2^{nd} , 2020

APPROXIMATELY 3:30 pm - Having been hastily notified, GOP attorneys on the floor attempt to speak with Jacob, but she has already been swiftly ushered by supervisors to the raised platform area where she is no longer permitted to perform her job (or speak with GOP attorneys). Within the hour she leaves the AV counting board. She will later tell a Michigan House Oversight Committee: "they treated me like a criminal". She claimed she was harassed and intimidated and added "I just wanted to serve the City of Detroit", and "I never expected this kind of treatment. It was really, really bad."

"SHE THREW THE BADGE AT ME"

When she offers to do other work, a State of Michigan official, Ms. Carol Pierce says: "I don't need any of your help. Get out of here." Jacob testified that when she asked Pierce for her name, "She took her [name] badge and threw it at me. She threw the badge at me".

Later at the hearing in Lansing, Jessy Jacob would express puzzlement that the ballots were being brought to the supervisor (podium) area in the first place. Her understanding of procedure is that these problem ballots "should have been resolved at their respective counting boards". And if these thousands of ballots had arrived late, they should have been rejected. There is a one-hour grace period until 9 pm, designed to accommodate the last-minute drop offs at the satellites and drop boxes. "As a matter of fact," she recalled, "on November 3rd I had to stay 'til 8:30 even though the polls were closed at 8 pm...to complete receiving all the ballots that received into the satellite sites."

[Note: What is not clear from Jacob's testimony (and she was unavailable for comment on this report) is whether "all the ballots" from the satellites had been received by 8:30 pm or just those from her satellite i.e., was she at the DOE or at a smaller satellite? GOP lawyer Foster believes she was at the DOE [Foster, M. Pers. Comm. August 2021]. The official explanation is that the 3:30 am ballot drop was composed of ballots that had arrived late from the drop boxes and the satellite voting centers and that they took time to be processed at the DOE. However, Monica Palmer observed that those ballots "were only partially sorted" and still required sorting at the TCF. She asked rhetorically "if the clerk [DOE] didn't sort them, what took so long for them to get to the TCF and why weren't they sorted prior to the TCF?" [Palmer, M. Pers. Comm.]. In addition, ballots were being transferred every hour all day long on Election Day from the drop boxes and satellites to the DOE. Thus, the final run at the close of polls should not have yielded 16,000 ballots – the official number provided by Chris Thomas for the 3:30 am ballot drop. These discrepancies need to be clarified before we settle into the comforting assumption that the 3:30 am ballot drop was just late-arriving ballots that took a while to be processed at the DOE].

Note: Chris Thomas will later claim there was a clerical error that led to the November 2nd data entry time not being saved in the QVF. And Judge Kinney will later rule that Mr. Thomas' credibility is greater than Mrs. Jacobs, even though Thomas is being accused by Jacobs of ordering her to violate election procedure and thus cannot possibly be considered a neutral authority on the subject. Jacobs' decades of clerical experience for the city are discounted and she is deemed not credible. Thomas claims that the clerical error was caused by the failure to click "save" when the ballots in question were entered. However, Jacobs told a House committee that the backdating project was massive, involving "thousands of ballots" and that a co-worker confided that she and other workers had been doing it continually since 9 pm the night before.

Could a single failure to click "Save" invalidate thousands of ballots? At Thomas' hearing before the Michigan Senate, Republican Senator Lana Theis was skeptical that a data entry system would allow the worker to advance to the next entry without first clicking "enter". And what about the ubiquitous "save changes?" message that appears when anyone tries to close almost any document without clicking save? Thomas claimed to have "talked to the Bureau about this and they have acknowledged the issue".

Cindy Berry, Clerk of Chesterfield Township, stated that while it is technically possible with the QVF software, this is not likely to occur in her office since "we save them one at a time" [Berry, C., Pers. Comm July 12th, 2021]. Her Elections Coordinator, Mary Geremesz, explained that "proper procedure is to receive it [an AV ballot] immediately." She agreed with Berry that it is technically possible to simply close out of a system in the middle of receiving a ballot without clicking save. When asked if it would be possible at her facility to fail to click "save" on multiple ballots, she said "No. There would be no saving in batches". Geremesz explained that the system is designed to enter each voter record individually. She added that there are checks and balances that would kick in since they run print outs, which show whether the ballots received balance and each entry is accounted for: "it would definitely be caught." When asked hypothetically if a failure to click the save button could reasonably be expected to occur to

hundreds or thousands of ballots, she stated, "Oh no. It would have to be just an occasional ballot." [Geremesz, Mary, Pers. Comm. July 14th, 2021]

Detroit processor, Jessy Jacob, would likely agree, since, as the whistleblower explained, the ballots were not entered in one massive batch or by one single poorly trained worker. If valid, they would have been collected at the satellite facilities every hour and, pursuant to election procedure, each ballot had to be entered into the QVF *immediately* upon receipt. She emphasized this, stating "immediate recording of the ballot is required, once you receive the ballot, not after two days, not after three days." This is confirmed in the Michigan Bureau of Elections' "Election Officials Manual", Chapter Six, page 15, which states: "Immediate recording



The scene at one of 134 AV Counting Boards on the chaotic floor of the TCF last November.

of AV ballots sent and returned into the AV module of the Qualified Voter File is required".

"MORE THAN CLERICAL ERRORS"

If Thomas' contention is to be believed, it means that the hundreds or thousands of absentee ballots, being entered at any of 23 satellite locations would have been improperly dated and/or failed to be received into the QVF. Multiple individual

clerical errors creating thousands of identical errors? Perhaps. But if so, why weren't these errors picked up at the satellites, and if not, why weren't they handled one at a time as they filtered into their respective TCF counting boards? There, according to Jacob, poll workers would have rejected them as late ballots, unless it could be shown they were "victims" of clerical error. If they were properly time-stamped and initialed at the time of receipt but weren't officially received into the system, they could have been classified as "provisional ballots" and not counted until their validity is confirmed *after* the election. And if there are no handwritten initials or dates (as reported by Jessy Jacob), is there any way a poll worker – or Chris Thomas — can know the difference between a late ballot due to clerical error and a late ballot due to actual *lateness*? Why intercept these "problem ballots" and send them to the podium where the decisions are made at the highest level to back-date, thereby circumventing the usual election procedure? Maybe to ask the question is to answer it.

And finally, why individually back-date these ballots in the first place? If you are Chris Thomas, Senior Adviser to the Clerk of the City of Detroit and you are authorized to make the executive decision to let such ballots go through, why not just have the staff enter a received date of "November 4th" and make an entry in your official election log that a group of thousands of valid ballots were not properly received due to a clerical error, yet were counted anyway?

Could fear of a future forensic audit play a role in the decision to commandeer your poll workers to put in dozens of man-hours to "cure" these ballots?



The sticky note passed by Detroit poll worker Jess Jacob to GOP challenger Julie Connarn. It refers to a group of thousands of ballots that had allegedly not been pre-processed, i.e. receiptdated, signature-verified, and entered into the QVF

Bill Hartmann, one of two GOP members of the Wayne County Board of Canvassers would later ask rhetorically in an affidavit: "Why do the pollbooks, Qualified Voter Files, and final tallies not match or balance?" He decried the fact that 71% of Detroit's AVCB's failed to balance, concluding: "These are more than clerical errors." Within twenty-four hours, Hartmann and fellow GOP member, Monica Palmer, rescinded their initial certification of the election, which had been made under duress and based on the false assurance of an audit [see: "Death threats and doxxing" below].

"LET'S GET THESE MF'S OUT"

APPROXIMATELY 3 PM -

Non-partisan affiant Christopher Schornak observes the U.S. Military ballots from servicemen overseas being duplicated (as all must be, due to the overseas ballots not being compatible with the tabulation machines). He notes that the duplication process for military ballots is only performed by two Democrats, rather than one Democrat and one Republican, as required by law. He later asks for the number of ballots counted or processed at each counting board, but he is denied this information.

GOP affiant Jennifer Seidl is told by Detroit police officers and election officials that only 2 Republican challengers can stand by the military ballots "even though they allowed many more Democrats". She witnesses a Republican challenger removed from the room for challenging a ballot and another for asking a question. An election official tells her: "keep your mouth shut". As an estimated 4-5 thousand military ballots are duplicated and the war of attrition against GOP challengers takes its toll, Seidl counts only 7 GOP challengers available to monitor the process. She asks an election official why more Republicans aren't being allowed into the hall and is told maximum capacity had been reached under MIOSHA Covid guidelines. Yet, she sees several people enter the door, "just none with Republican credentials".

This official bias toward selective entry of often un-credentialed Democrat observers to the exclusion of credentialed GOP challengers is evident throughout the day, producing a lopsided

Democrat majority inside the room. Democrats and the media will later insist that the process was equitable. Seidl sees observers from Election Defenders (on the web they exhort followers to "Fight Fascism" and "white supremacists") walk with the poll worker carrying military ballots and stand "around the table to block observation."

Once again, other witnesses confirmed the shocking allegations of flagrant bias against GOP challengers. Hima Kolanagireddy, would later testify to the House Oversight Committee:

There were Democratic challengers there. I don't even call them challengers. They were agitators. They were only there with one purpose...Their only purpose there was to intimidate the GOP people and get them out... On the 4th when I got on the floor, I didn't have my GOP tag on, so automatically I was assumed to be a Democrat... Some woman came to me saying "Let's get these MF's out!" and she was singing that...then when I saw that she was targeting white, male Republicans, accusing them of something like "your mask slipped", "you were not six feet away so you need to go out"... they were really intimidating all of these white people and I put myself out there trying to help them saying 'why are you getting them in trouble?' and they said to me "why are YOU taking their side?" Then I showed my GOP tag and then she said to me that I am on the wrong side because I had a GOP tag on. I was literally shocked.

The depletion of Republican challengers reached a critical level, so Kolanagireddy decided to change from a GOP tag to a non-partisan one. "The poll workers were very respectful because of my non-partisan tag. But when I put on my GOP tag, the first thing they said was 'Six feet. You know the rules. Or you'll be sent out.' When I had the non-partisan tag, a lot of rules didn't apply to me." When she asked Democrat challengers about a question relating to an actual challenge, they had no idea what she was asking. They admitted that they'd had no training in how to challenge. "Their only job I could tell was to block the GOP people from challenging or intimidate them and get them out". Her allegations were bolstered by non-partisan attorney Tim Griffin, who told a Michigan Senate hearing on December 8th: "I was with the Election Integrity Fund. One of their poll challengers was almost driven to tears. There was a group of bully [Democrat] poll challengers...they kind of went around to police officers and would report Republican or non-partisan poll challengers that were making challenges because it seemed like it was their goal to prevent challenges from being made." [Griffin, T., sworn testimony before the Michigan Senate Oversight Committee, December 8th, 2020]



Penske truck and City of Detroit pickup "guarding" it near alley Department of Elections, 5:13 pm November 4th, 2020.

3:30 PM -- Andrea Seely leaves the counting room to find chaos outside and cameras in her face.

3:45 PM — Affiant Abby Helminen and a friend try to leave but police guard the exit and divert them to the side doors. She is unable to formally check out, thus artificially inflating the number of GOP challengers officially present in the room. This problem dogs the GOP

throughout the day. Ms. Helminen estimates the Democrats outnumber the Republicans by 2 to 1, a ratio that will quadruple by late evening.

APPROXIMATELY 4:45 PM -- GOP affiant and credentialed challenger, Poplawski, having waited outside the counting board since 12 noon, leaves the TCF Center without having been able to perform his duties as a challenger.

4:55 PM — Having been removed from the TCF Center by Detroit police for an alleged rules infraction, on the orders of election official Chris Thomas, ballot tracker and affiant Philip O'Halloran arrives at the Department of Elections to meet with fellow ballot trackers who had been observing the movement of ballots in the days leading up to the election.

There he notices a large Penske truck parked on Third Avenue facing north. It is a few feet from the alley leading to behind the DOE 's rear loading dock. Behind it is a large white City of Detroit pickup truck with two men sitting inside. O'Halloran asks them if there are ballots in the Penske truck. The driver states that the truck is empty. After photographing both trucks, O'Halloran leaves the area. [The author's affidavit, c. November 15th, 2020]

MYSTERY VOTER LIST

5:00 PM - GOP poll challenger and affiant, Robert S. Brown witnesses' ballots being rejected with this message: "no voter by that name is registered in this precinct". The poll worker he's observing then types in a different name, read off a piece of paper containing a long list of names. The paper appears to be a computer printout with all the pages connected "like an accordion". These names are rejected as well. He enters more from the list of names. All are rejected. The worker then enters the ballot with the original name but with the now infamous birthdate of 01/01/1900. The ballot is again rejected. The worker then enters the other names from the paper list, and again enters the 1900 birthdate. These are all rejected too, bringing the total to 8 rejections. He asks the poll worker how the list was generated and where it came from. The man says he doesn't know. The supervisor is called for a huddle, but Mr. Brown is unable to listen to their conversation. Brown then asks the supervisor the same questions about the origin of the computer list. She refuses to answer him and soon becomes "huffy". He informs them that he is challenging the ballot, but the supervisor refuses to enter it in the Challenged Ballot Book (necessary to make a valid challenge). Brown again asks the supervisor where the computerized list of names came from, but she refuses to answer, grabs both the ballot and the computer printout list of names and leaves. Later, he observes a similar computer-generated list being used in the same manner at another table.

Note: could this paper list be the supplemental list? Bob Cushman, veteran TCF challenger and an affiant who was there November 3rd and 4th described the supplemental list or "sheets": "The 'supplemental sheets' seemed to be 10-30 sheets 8.5 x 11-inch sheets with printed names of voters that supposedly were added after Sunday November 1st that were brand new voters." He also noted that they tended to be stapled together and that the poll worker would use the list to find a voter listed on a ballot envelope if they could not find them in the electronic poll book. The name would then be crossed off. [Cushman, R. Pers. Comm. c. June 2021] Note that Mr. Brown, on the other hand, witnessed the poll workers using the computerized list of names to ENTER new names into the electronic poll book. This appears to have been a completely

different and thus far, unidentified process that may be worthy of further investigation [see also "Doc dumps in a trunk and 'unlisted lists'" below] This late on the day after the election, Mr. Brown is one of an estimated 7-10 GOP challengers remaining in the counting room. He notes Democrat and Independent poll challengers and observers moving through the AVCB in groups of 5-10 all going together and as Mr. Brown moves to each new table, they line up and block his view. He asks a young woman, aged 19-20, in one of the groups "why are you guys blocking me from seeing these ballots?" She responded that she was told by the other challengers and poll workers — who were more seasoned at the process, and who all seemed to know each other -- to make sure that GOP challengers stayed back away from the tables." [emphasis added; Brown, Robert S., additional information, Pers. Comm]

BENSON'S BROKEN WINDOWS THEORY

5-5:30 PM --- Sgt. Scott Barrick of the Detroit Police Department's 3rd Precinct receives a call from an official of the Department of Elections requesting immediate assistance at the TCF Center, because Republican challengers are "breaking windows" at the entrance to the AV counting board. Upon arrival, his heavily armed, 9-person Special Operations team finds no broken windows. They question the original false information but are directed to stay on scene at TCF until 1 am [Barrick, Sgt. S., Pers. Comm.]. Note: Michigan Secretary of State Jocelyn Benson would later lie to WJR Radio host Frank Beckmann and his audience saying "..well, the paper over the windows is because the windows were starting to – were being broken by those who were outside and so it was really just protective measures that the Detroit Police were implementing..." [McMurray, P., audio tape "MI Sec. of State Benson Blatantly Lies...", 100 Percent Fed Up, November 10th, 2020]. Not only Sgt. Barrick, but multiple other eyewitnesses have attested to the fact that no windows were broken and that the paper was placed not by the Detroit police but by DOE poll workers and Detroit election officials attempting to prevent the excluded GOP challengers from observing and photographing through the glass what was happening inside. As Canvasser Bill Hartmann wryly noted, the press had their own designated area inside the room and possessed high resolution zoom cameras many times more powerful than any of the credentialed GOP challengers' camera phones. [Hartmann, W. Pers. Comm., June 2021]

5PM-6PM – registered GOP poll challenger Ryan Arnoldy (Exhibit 1, p.117) arrives at the TCF Center but is barred entry into the AVCB by Detroit police. He then counts 10 people permitted to enter who were either media or did not have any visible credentials. When Arnoldy asks why the media is being allowed in, while he, a credentialed GOP challenger, is not, he is told by police that they had "orders from above".

5:30 PM – GOP challenger and affiant William George Henderson (Exhibit 1, p. 132) counts only 10 remaining GOP challengers – to cover 134 counting boards. This same number of GOP challengers is later noted by Trump campaign official Brian Szmytke at 11 pm. [author's video of Szmytke speaking with election official, Sommer Woods, November 4th, 2020]

6:30PM - barred from re-entry to the counting board after taking a lunch break, Stephanie Krause leaves the TCF center.

6:30 PM – Non-partisan challenger, affiant John McGrath is at AVCB #73, where he continues to see "unlisted voters" i.e., ballots that are not matching with a voter listed in the e-poll book or the paper supplemental list of registered voters. He has seen them all day and has challenged such ballots each time. He moves to AVCB #56, where his diligence is twice interrupted by Democrat challengers, who he will later contend "tried to engage me in conversation in an effort to distract me from notating the 'Unlisted Voter' ballots that poll workers were processing very quickly." Elsewhere in the room, GOP affiant Kristy Klamer (In Super-Appendix, App.6, p.172) is noting the same ploy, which she later describes as "a tactic of fake befriending and trying to ask lots of questions to Republican challengers to either gather info or distract you..." This is corroborated by challenger and affiant Kathleen Daavettila (Exhibit 1, p.86), who observes Democrat challengers distributing a packet of instructions entitled "Tactics to Distract GOP Challengers". One of the ballots John McGrath sees is even from Saginaw, Michigan, far from Detroit and Wayne County. Although he is non-partisan, he is accused by Democrat observers of being a Republican. The total number of "Unlisted Voters" McGrath counts at AVCB #56 is 1,454.

THE PROBLEM BALLOTS

7:00 PM – GOP lawyer and affiant G. Kline Preston (In Super-Appendix, App.6, p.52) and GOP challenger and affiant Jason Humes (in Super-Appendix, 6,p.84) discover a large group of ballots not found in the e-poll book or the supplemental list, which are being brought to the raised platform ("stage") in the center of the AVCB room. They attempt to challenge on the basis that the "elevated restricted area" is "not accessible to" and "had no oversight by" poll challengers. [Preston would later remark in an affidavit: "The entire set-up of the administration and calculation of ballots was improper because a central part of their procedure was hidden and obscured in plain sight by the raised stage on which unknown functions were performed, involving ballots which were not subject to observation, review, scrutiny or challenge."]

Humes and several other challengers appear to have unearthed a problem ballot issue, which continuously occurred Tuesday and Wednesday, whereby problem ballots are placed in a "problem ballot bin" at each AVCB and then relocated to the raised platform, which is restricted from any access by poll challengers. The restricted area contains 15-20 computer workstations and election employees along with numerous ballots and problem ballot bins. A frequent explanation at the AVCBs on why ballots were being placed in the problem ballot bin is that the ballot was not found when scanned against the e-poll or checked against the supplemental poll book.

After the military ballots had been completed at approximately 7:00 pm, it is brought to Humes' attention that a final round of problem ballots estimated to be 5,000-7,000 ballots, which were not found listed in the e-poll or supplemental books, were moved to a row of receiving tables in the center of the room, from where they were going back for a final time to each AVCB. Humes is asked to get a full explanation from the lead election officials with an attorney present. The nearest GOP attorney at the time is Kline Preston, who was unknown to Humes. With Preston present, Humes then engages Daniel Baxter and Chris Thomas to obtain a full explanation of the problem ballots.

"TRUST US"

Baxter and Thomas explain the reason the ballots were not showing up in the e-poll and supplemental books was due to election employee error. They further explain that when the ballots were returned to the clerk's office, the election workers did not complete the check in process due to not clicking save and close on the last screen. They explain that this is why the ballots in question were not showing up on any list -- because there was no record of them being received. Humes asks to be shown the process for one of the ballots and one is selected from a stack of problem ballots. Baxter and Thomas walk over to a computer terminal at the raised platform area and access the State of Michigan QVF (Qualified Voter File) for the selected ballot, including the final screen where the election worker needed to click save and close. Humes then asks how the sample ballot signature was verified. Baxter and Thomas explain that if the voter had a State ID or State Driver's License, the signature would be contained in a box in the QVF. The selected ballot does not have a signature in the box, so Humes asks how the example ballot signature was verified. Baxter and Thomas explain they would go to the absentee ballot application and verify that the signatures match. Humes asks Baxter and Thomas to pull up the absentee ballot application for the example ballot and they explain they do not have access to those records at the TCF Center. Humes asks how it could be assured that the 5,000 - 7,000 ballots had been properly verified and the answer is "trust us". Humes then asks what the process was going to be when the problem ballots were returned to each AVCB and the answer is: it would be checked against a 3rd version of the printed



The Detroit Department of Elections building on West Grand Blvd in August 2021. This is election headquarters, where mailed ballots and those from over 20 satellite voting centers are received, processed, and transported to the AV Counting Board at the TCF Center. Note the return of the drop boxes, which, according to critics, facilitate illegal ballot harvesting

supplemental poll book and if the ballots were still not on the list, each ballot would be manually entered into the electronic poll book. After a quick discussion between Humes and Preston, they return to Baxter and Thomas, and Humes challenges all the problem ballots on the following basis:

1. After the problem ballots were removed from each AVCB on Tuesday and Wednesday, all access to observe the ballots was denied including how each was resolved.

- 2. Ballots were not in the e-poll book or supplemental printed poll book before the ballots were opened.
- 3. The ballots were all open and removed to an area with no access to observe.
- 4. Signature verification could not be assured given access to the absentee voter application was not available at TCF center.

Humes demands, per the challenge process, that each ballot be marked challenged, entered into the poll book as challenged and the challenger allowed to write down each ballot number. Humes would later state in his affidavit: "Mr. Baxter and Mr. Thomas repeatedly denied the challenge on the grounds it was not a valid challenge."

Chris Thomas would later be interviewed by local newspapers and the Guy Gordon WJR radio show claiming that challengers were not denied, but rather, accepted his explanation and withdrew their challenges. In fact, <u>Thomas' affidavit</u> of November 11th, 2020, under Point 13, refers to the problem ballots not appearing in the poll book or QVF and appears to be referring to his encounter with Humes and Preston when he claims: "Two challengers were provided with a demonstration of the QVF process to show them how the error occurred, *and they chose not to file a challenge* to the individual ballots." [emphasis added]. Humes and Preston's affidavits clearly state that a well stated challenge occurred during their encounter with Chris Thomas and Daniel Baxter on the evening of November 4th.

Thus, we have a GOP challenger and GOP attorney, and a top Detroit election official with two diametrically opposite statements of fact, regarding not only the qualification of thousands of ballots, but whether a challenge of those ballots was even requested. Doubling down near the conclusion of his affidavit (Point #42), Thomas makes this sweeping claim, sure to raise objections from many GOP and non-partisan challengers who swore otherwise: "I am not aware of any valid challenge being refused or ignored, or of any challengers being removed because they were challenging ballots. Ballot challengers are part of the electoral process in Michigan and were fully able to participate in the process at the TCF Center."

As Detroit Polling Site Inspector (PSA) Ted Dickens points out, no matter how off base or flat out incorrect a challenge might be, they MUST be recorded [Dickens, T. Pers. Comm. May 2021] Here, we see even the highest-ranking officials in the AVCB denying the GOP challengers' right to have their challenge entered into the official election log. This begs the question: did the hostile attitudes of the rank-and-file poll workers and their supervisors, in refusing to accept GOP challenges, originate at the top?

Ultimately, as described by Bob Cushman and others, thousands of ballots that had not been shown to be cast by valid, registered voters were simply manually entered into the electronic poll book and sent to the tabulators to be counted. This is one of the *central markers for possible fraud in this election* and as the statements above attest, it was not an isolated incident. And since the supervisors were not permitting the GOP to challenge either the ballots or the process, which, under Michigan law they have every right to do, they were deprived of their ability even to create an official *auditable* paper trail of the challenged ballots, the challenged process and the flagrant obstruction of their duties.

7:00 PM – Affiant Francis Cizmar is blocked from viewing the duplication of military ballots. He protests and is threatened with eviction. He notes that the election supervisors are grabbing multiple ballots at a time, making it hard for challengers to cover all the ballot transcribing. He believes this is being done on purpose.

7:30 PM – non-partisan challenger and <u>affiant Scott Brigmon</u> (Exhibit 1, p.121) is admitted to the AVCB. He challenges an envelope of ballots from Mt. Clemens, MI because they are from the wrong jurisdiction.

7:52 PM — GOP challenger affiant David Piontek (Exhibit 1, p. 40) witnesses a poll worker scanning a ballot when the words "unlisted person" appears on the screen. "I witnessed the poll worker manually enter six of these ballots into the system and assign each one a fictitious birth date of 01/01/1900." He notes one of them to be ballot number 5430. He notes what seems to be "collaboration between the democratic poll challengers and the City of Detroit poll workers."

LETTER OPENER WIELDED AS A WEAPON

8:00 PM— GOP Challenger and affiant Braden Giacobazzi witnesses a stack of about 35 ballots with pink challenger stickers. None of the ballots are found in the digital database of voters. The poll workers then enter the names and addresses in the computer and, all are entered with the same birthdate of 1/1/1900. Gaicobazzi tells the poll workers that he is challenging all of these ballots but, according to his affidavit, "they laughed and said I can't just do that. I then noticed that at least one of the ballots and envelopes was mis-matched based on the numbers."

Arguments ensue with a lawyer for the GOP arriving and Democrat operatives converging on the table. Giacobazzi remains polite despite Democrat operatives yelling at him. They and the poll workers appear to be "all on the same team". They "swarm in" and begin to intimidate him. The head supervisor refuses to give his name and tells Giacobazzi "something to the effect that he would either 'kick my ass or kick me out.'" None of the operatives, supervisors or poll workers provide their names. The supervisors' supervisor then calls the police over and has Giacobazzi escorted from the building.

The Detroit City Clerk's Senior Advisor, Chris Thomas, would later respond to allegations that Republican challengers were threatened: "I saw a couple raised tempers at times, I walked into a couple of them. I got people calmed down. There were times when [challengers] said they couldn't see. I didn't really view that as intentionally blocking the view. But they were not physical. There was no threatening, none of that." [WDET (Detroit NPR) November 10th, 2020]. GOP Affiant Janice Hermann would disagree. Her affidavit states: "I saw a woman wield a letter opener as a weapon to make sure an observer was not close enough to see what she was doing as she duplicated ballots." Herman claims she has several witnesses.

8:00 PM — GOP challenger and affiant Bob Cushman working at Counting Board #86 notes that none of the names in a group of a "several thousand new ballots" that arrived in the evening are being found in the electronic poll book or the supplemental list (of voters who registered and voted late, on November 2nd or 3rd). For two hours straight, he sees the computer operators at several counting boards manually adding the names and addresses of these thousands of apparently invalid ballots in the electronic poll book. He also notes that they are assigning each voter with the same birth date: "01/01/1900". He asks how any of this could possibly be justified and is told by election supervisors that Wayne County Clerk's Office has "checked them out". He then speaks with high-ranking DOE official Anthony Miller, who "was very clear about these late ballots and that the instructions were coming from Wayne County Clerk's office." Corroboration of Cushman's observations come from many other challengers, including affiant Zachary Larsen (Exhibit 3, p.25) who served as Michigan's Assistant Attorney General from 2012 to 2020. Mr. Larsen observed the "practice of assigning names and numbers" to non-eligible voters who appeared in neither the poll book or the supplemental lists. He noted that this was the case for the majority of the voters whose ballots he observed



Penske truck enroute to TCF from DOE , 10:08 pm, November $4^{th},\,2020$

8:30 PM – Mr. Brigmon notes multiple ballots being scanned and the computer display reading "unlisted voter", after which election workers begin to manually enter information into the electronic poll book, including the same birthdate for each voter: 1/1/1900. He also notes the same name being entered into two separate unlisted

GUARDING AN EMPTY TRUCK

voter's profiles

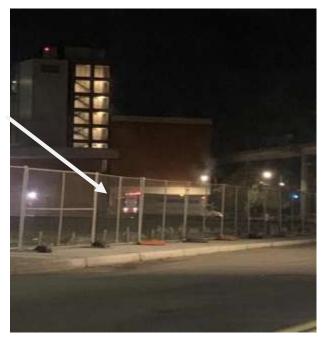
being processed.

APPROXIMATELY 9:30 PM — About 4 hours after leaving the Penske truck outside the Department of Elections (DOE) and while on their way to a night shift at the TCF Center, GOP challenger Philip O'Halloran and his wife Cynthia return to the DOE to check on the status of the truck. Driving past the Penske truck they notice that the white pickup is

still in the same position behind it and, after 4 hours, the two men are still sitting in the truck. This seems odd but they continue to the TCF, where they are barred entry by security, despite showing GOP challenger credentials. They then return to the DOE, where they spot the Penske truck driving past them in the opposite direction on Milwaukee. They do a U-turn and follow it down the Lodge Freeway to Steve Yzerman Blvd and the TCF Center, where the truck disappears inside the building through a service entrance in the rear of the complex.

9:45 PM – As Jennifer Seidl leaves the AVCB, she notes that the massive group of ballots that she had seen around mid-afternoon – those not showing up in the e-poll book and which all had the infamous 1/1/1900 birthdate – were still being processed.

10:45 PM – Philip and Cynthia O'Halloran gain entry to the TCF Center, where they encounter a dispute at the front door of the counting board. Here, Sgt. Scott Barrick's 9-person SWAT team of the Detroit Police Department, called in under the pretext of broken windows, is now being asked to bar entry to GOP challengers, including Trump campaign official Brian Szmytke. Only those cleared by DOE official Sommer Woods are permitted to pass. Unable to enter the room, O'Halloran informs Sgt. Barrick that there is a Penske truck inside the TCF that MAY have ballots that arrived after 8 pm on November 3rd and that if such ballots were to be counted, that could constitute a crime.



Penske truck backing into the TCF Center loading dock off Steve Yzerman Blvd. at $10:16~\rm pm$, November $4^{\rm th}$.



Trump campaign official Brian Szmytke confers with Sgt. Scott Barrick of DPD's 3rd Precinct.

Sgt. Barrick agrees to confirm the truck's presence inside but admits that he does not plan to search the truck. He also states that he will report the information to a police investigator. Ultimately, the truck is never searched [Barrick, Sgt. Scott, Detroit PD., police report and Pers. Comm.]

EVENING – As perhaps the most chaotic and lawless election in the modern history of Detroit winds down, readers of Michigan's *M-Live* learn that Secretary of State Jocelyn Benson has just characterized her state's election as "exceptionally smooth". [MLive, November 4th, 2020]

NOVEMBER 5TH, ELECTION DAY, PLUS TWO

4:30 AM - GOP challenger and affiant Kristy Klamer leaves the TCF Center AVCB after observing the closing process with a handful of remaining fellow GOP challengers. Her observations that morning have included: counting board tables frequently "left with the ballots not being

secured in any way," ballot boxes that were "...'locked' but they were not latched so you could just open them... They were not secure." As had so many of her fellow GOP and non-partisan challengers, Klamer saw many ballots processed that were not in the computer system. She would later attest to "...multiple tables where the ballots seemed to not add up. So much so that election workers at one table took everything out and began recounting it." This pervasive problem of ballots not matching the tabulator tapes would loom large at the upcoming Board of Canvassers meeting.

DOC DUMPS IN A TRUNK AND "UNLISTED LISTS"

November 15TH, 2020 - Monica Palmer, Republican Chair of the Wayne County Board of Canvassers is preparing for the Board's Certification meeting set to take place in two days. There are many poll books with no explanatory notes for the 71% of precincts that were out-of-balance. The problem Chairman Palmer is facing is that the count of the paper ballots does not match the Statement of Votes. In addition, the number of voters in the Qualified Voter file who had submitted completed ballots, did not match the combined totals from the electronic poll book and supplemental list. The canvassers needed a reconciliation of the conflicting voter lists. She will later lament to a Senate hearing: "When you are trying to take 'this is my true list of voters we should have' and 'this is my total number of ballots', how do you even begin to process that when you can't even figure out which is the actual number to start with?" [As noted earlier, she also told the Michigan Senate: "What we see in Wayne County, specifically in the Detroit absentee counting boards, is they're off by 200, by 300, by 400." And Daniel Baxter admitted to one instance of a 600-vote discrepancy].

The authority of a county canvasser has some surprising limitations. In retrospect, Palmer points out: "Another frustrating thing" certification only compares the ballots issued to the ballots cast. We are NOT allowed to consider any allegations of fraud or illegality." [Palmer, M; Pers. Comm.]. At an impasse, she reaches out to the Director of the Michigan Bureau of Elections, Jonathan Brater, who tells her that in order to resolve the mismatches, she should speak with Daniel Baxter, who has an "unlisted list". [Senate Oversight Committee Hearing, January 28th, 2020, also, Palmer, M. Pers. Comm.] Her staff discusses the situation with Baxter, stressing the need for a thorough accounting of the totals.

NOVEMBER 16TH, 2020 -

Now eleven days after the close of counting at the TCF, Monica Palmer and Bill Hartman witness a "black trunk" being delivered to the Canvass Certification meeting containing "a new revised Statement of Votes for the absentee counting boards".

She later quoted a Livingston County clerk who weighed in on the issue: "...that list of voters that they print when they closed the polls is the one that you should be using". An experienced auditor herself in the private sector, Palmer concluded: "I don't understand how 13 days later we have a different list...Imagine going through a financial audit and, the day before your report is due, we're going to give you a new set of documentation." [Palmer, M., Senate Oversight Committee Hearing, January 28th, 2020] Bill Hartmann also recalls a "third list" of voters that was in addition to those listed in the poll books and the supplemental list, which he remembers arrived in the black trunk. The "third list" and the "unlisted list" appear to be one in the same.

He explained that he knows "no details" such as how many names were on the 3rd list or how it was compiled. He did state that "it created havoc for our staff" in trying to reconcile it with the other documents and ballots. Despite the revision, the "new and improved" revised documentation still yields a whopping 71% of precincts out of balance. Interestingly, "there are 43 municipalities in Wayne County and Detroit was the only one with this third list." [Hartmann, Bill, Pers. Comm.]

In trying to "unpack" the black trunk story, one question leaps out: why does the Director of the Michigan Bureau of Elections recommend obtaining an "unlisted list" that is strangely exclusive to the Detroit jurisdiction? And being the lofty head of all elections in Michigan, how (and why) does he even know about the existence of this mysterious list from Detroit, unknown to either GOP county canvasser?

Monica Palmer would later tell Senator McBroom's committee: "State Board Canvasser Norm Shinkle asked the question during the State Board of Canvassers Certification meeting -- specifically asked -- Daniel Baxter if he provided revised poll lists to the Wayne County Board of Canvassers and he said 'no'. I just want that on the record."



Wayne County Board of Canvassers Meeting November 17th, 2020. The day before, a van delivered a black trunk with revised Statements of Votes. Photo courtesy of Bill Hartmann.

Note: for the record, here are the comments of Norm Shinkle and Daniel Baxter in that November 23rd, 2020, meeting:

Shinkle: Is there any reason that the statement could be true that all these lists were delivered to the Wayne County Board of Canvassers 13 days after the election? Any truth to that?

Baxter: No. I'm not aware of that.

DEATH THREATS AND DOXXING

NOVEMBER 17TH , **2020** – The Wayne County Board of Canvassers Certification Meeting takes place late in the day. GOP Members Monica Palmer and Bill Hartmann indicate by voice vote that they will not certify the election. This causes a 2-2 deadlock along party lines. The meeting

has an in-person capacity of 35, but over 300 call in to comment on Zoom. Vicious comments from militant Democrat apparatchiks pour in.

Ned Staebler, chief executive of Tech Town, charged: "the Trump stain, the stain of racism that you William Hartmann and Monica Palmer have covered yourself in, is going to follow you throughout history". He added that they would "forever be known in Southeastern Michigan as two racists who did something so unprecedented that they disenfranchised hundreds of thousands of black voters in the city of Detroit."

Democrat State Representative Ibrahim Aiyash doxxed her: "Your words today and your actions today made it clear that you are okay with silencing the votes of an 80 percent African American city. And what that tells us, Miss [sic] Monica Palmer from [mentions her place of residence], which has a history of racism, are deciding to enable and continue to perpetuate the racist history of this country." Many more vicious attacks continue for over two hours.

The lawyer for Wayne County falsely insists to Palmer and Hartmann that they are bound by law to certify. One of the Democrat canvassers, Vice Chair Jonathon Kinloch, offers a deal supposedly guaranteeing a full, independent audit of the imbalanced precincts and falsely suggests he has the Secretary of State and the Governor's assurance. Palmer and Hartmann agree to certify. The next day they hear a news alert that Benson has no intention of ordering an audit. Her fellow canvasser had lied to her face. Six weeks later Kinloch would be granted a seat on the Wayne County Commission following the death of a member.



Detroit election official Sommer Woods blocks entry to credentialed GOP Challengers, 11 pm November 4th, 2020. Brian Szmytke, of the Trump campaign informs her that there are only 10 GOP challengers left inside to cover 134 counting boards.

NOVEMBER 18TH, 2020 -

7:34 AM[~] Monica Palmer receives death threats via texts from a 23-year-old college student, who is later arrested and charged. Reflecting on their original decisions not to certify, the false promise of an audit and the duress they had been placed under the night before, Palmer and Hartmann rescind their votes to certify. But the County and the entire Democrat media apparatus do not recognize the rescission. The GOP leadership rolls over. The Democrats and the left downplay or ignore the shocking and reprehensible use of race, defamation, and threats to achieve political ends and move on remorselessly to their next objective – the political intimidation of the two GOP members of the Michigan State Board of Canvassers.

Discussion

It's important for the objective reader to understand that the foregoing is an attempt to show the side of the Detroit election that the dominant media chose to suppress, distort, ignore and generally re-write out of its rightful place in our shared reality. For every scolding reminder that "there is no evidence of fraud" and "allegations of fraud are baseless" we have sworn testimony, often with multiple supporting witnesses, exposing the Big Lie, point by point. Although there were countless individual acts of fraud or election procedure and election law violations, it was the systemic deviations from both sound election procedure and even Michigan law, that created a climate of fraud in Wayne County. Whether deliberate or through incompetence, those at all levels of authority took actions which facilitated and even *nurtured* fraud in Michigan and Wayne County, and specifically, inside the TCF Center in Detroit. Taken together, the following actions produced at best, a blundering recipe for election integrity disaster and at worst, a deliberate facilitation of election fraud, sanctioned and implemented at the highest levels:

By executive fiat, the Secretary of State, sent an unsolicited application for a mail-in ballot to every household in Michigan with at least one registered voter, under the *unlawful* pretext of saving voters from Covid-19. This resulted in an abundant source for illegal ballot harvesting, state-wide. Was it utilized? One expert testified: "These data extrapolate with 99% confidence interval that between 326,460 and 531,467 of the absentee ballots the State [of Michigan] issued that were counted were not requested by an eligible State voter (unsolicited)". ["Expert Report of Dr.Quanying "Jennie" Zhang", Johnson and Tarver vs. Benson, MSC No. 162286, Appendix 293].

The Secretary of State also permitted online applications for a ballot without adequate signature verification, which increased the risk of fraud in obtaining ballots. In so doing, she was found by Court of Claims Judge Christopher Murray to have violated the Administrative Procedures Act.

A massive infusion of Big Tech cash from the Facebook founder's non-profit targeted Detroit for special handling, thus introducing an inequality that favored Detroit voters with greater access due to 30 ballot drop boxes and 14 new satellite centers. New Dominion tabulators were purchased, and the pay of poll workers was massively increased.

The hiring of poll workers was contracted out to the firm owned by the lawyer of possibly the most corrupt mayor in the history of Detroit. This same politically active Democrat lawyer had actually managed the finances of the corrupt mayor's operation. GOP challengers who had been to several TCF elections noted a distinct change in the composition, attitude and temperament of the poll worker staff in the 2020 General Election from older to younger and from genteel to hostile. The City of Detroit made it almost impossible for GOP applicants to work as poll workers at TCF Center. Republicans able to get through the communications maze were told back in September that "positions are filled". At the same time, the city took out targeted radio ads featuring Isaiah Thomas asking for Detroiters to "Power the Polls". The ads

were played right up until the week prior to the election. This resulted in there being only a fraction of the number of GOP poll workers required by law.

Signature matching in Detroit was done behind closed doors. *No challengers allowed*, as they had been in the past. As recently as the August 4th, 2020 Primary at the TCF Center, challengers could view the critical signature matching process over the shoulder of the poll worker – social distancing rules had not yet been fully harnessed as a means of obstructing GOP challengers.

Incredibly, voting center supervisors at many of the 21 satellite locations were ignorant of the law against ballot harvesting, meaning if anyone brought in multiple ballots or dumped them in the unattended drop boxes outside, they were less likely to suffer interference or legal consequences from these poorly trained supervisors and poll workers. In at least one instance, an attempt to educate a supervisor was blocked by her regional supervisor.

The 30 drop boxes, scattered around the city, were accessible by ballot harvesters' day and night, 7 days a week, for a month. The details of supposed video surveillance of the boxes were sketchy at best, despite repeated inquiries to DOE officials by GOP ballot trackers. FOIA requests attempting to obtain these tapes are being met with demands for tens of thousands of dollars. [Curiously, they were not subpoenaed by the GOP-controlled House Oversight Committee, which subpoenaed an extensive evidentiary list from the City of Detroit, yet Chairman Steve Johnson is currently demanding his committee's members sign non-disclosure agreements before viewing the items obtained].

Ballots were transferred from the Department of Elections to TCF Center with NO CHAIN OF CUSTODY. Ballot trackers saw no officials monitoring the process at the DOE loading dock and there were no transfer logs with numbers of ballots and times departed and arrived, signed off by officials at either end. This lack of basic ballot security was seen over and over again with thousands of ballots being brought in by workers in an assortment of vehicles, many with out of state plates despite the DOE possessing a fleet of over 2 dozen vans with City of Detroit and at least one with "Vote Mobile" markings on the side. [Note: this is important from a ballot security standpoint, since a marked city vehicle might attract attention during an election if it deviated from the route into, say, a secluded warehouse district to pick up "extra ballots" along the way. Not so with the Dodge Caravans and other non-descript rental vehicles seen pulling onto the counting board floor with ballots on board].

Ballot transporters were temporary workers with no background checks handling both voted and blank ballots. Runners walked and drove alone with blank ballots, not always properly covered as required by law.

BLANK ballots were transported multiple times per day, willy-nilly from DOE to the satellite centers. No chain of custody was utilized. In at least two documented instances they were transported by only one person. Per ballot tracker affidavits, stacks of blank ballots were also left easily accessible on open shelving units in at least two satellite centers, neither were positioned safely behind protective staff areas.

At TCF, thousands of blank ballots lay openly on the receiving tables and poll workers retrieved them by the handful, without a sign-out, to have "handy" for duplication.

The tabulation of ballots was done away from the counting boards, thus breaking the chain of custody. At the end of the day, a counting board team could not sign off on the final number of ballots they had processed since they were no longer in the team's custody at the end of the shift or day, having been walked batch after batch through the chaos of the room to the tabulators. This was a major ballot security risk and a marked departure from previous elections, including the 2018 General Election at TCF, when each counting board had its own tabulation machine and the ballots never left that board until the end, at which time they were locked in a steel transfer case with a seal on the outside and the responsible board members signatures affixed.

When matching ballots with names in the electronic poll book, the challenger's poll book viewing screen was separated from the poll worker holding the ballot. Since challengers can't be in two places at once, they could not properly verify the match. Also, the demographic image frequently only flashed for a few seconds making it impossible to compare it with the ballot being reviewed 8-10 feet away. In prior elections the challenger could view both ballot and book, which were barely two feet apart.

Tabulation machines were placed at least 7 feet from the rows of metal transfer cases (ballot boxes), where ballots exiting each tabulator would end up following tabulation. GOP challengers were told to stay outside of the row of metal cases. This created a subtle but effective barrier that was used to keep most GOP challengers' prying eyes far from the tabulator jams and endemic ballot over-counting. In addition, due to the distance of these machines from their respective tabulator, it is likely that ballots were occasionally placed in the wrong transfer cases, thus throwing that precinct "out of balance" – in fact, this was cited as one of the reasons for past Detroit precinct imbalances (over 71% in August) – which under Michigan law, means there can be *no hand recount of the ballots in the transfer case* i.e. if the number of ballots in the case do not equal the number run through the tabulator, then the number on the tabulator tape stands.

As Dominion contractor Mellissa Carone has pointed out, ballot transfer cases are designed ideally to reside UNDER the tabulators, with each ballot falling inside the case after it is counted by the tabulator, in what amounts to a closed system. But presumably, since there are so many ballot jams or interruptions to the batches, the transfer cases apparently have to be separate from the tabulators. And the 7-foot separation in a chaotic counting board almost guarantees precincts will be out of balance -- which is exactly what happened yet again in November of 2020: over 71 percent of Detroit precincts were out of balance. [Note: AVCB Director Daniel Baxter is on tape explaining at the October 29th pre-election challenger conference that this exact problem would be mitigated by having two shifts and a larger, more rested staff].

These same transfer cases (metal ballot boxes) were found by the canvassers to be defective – with easy access via flimsy back walls -- back in January of 2020. Yet, although 26 were supposedly repaired, they were never re-certified. Some in use at the TCF still had the "do not use" stickers in place. Monica Palmer asserted that the gaps were large enough to insert papers.

All tabulator computer results were sent up onto the TCF "podium". Challengers were not allowed up there, despite requests made prior to the election, thus preventing them from observing the critical results tallying of input from the 20 tabulators on the floor.

The Wayne County Board of Canvassers Chair, a Republican, was bizarrely barred by the County Director of Elections from observing the election returns coming in from across Wayne Country due to space limitations posed by a gaggle of IT technicians answering the phones.

A war of attrition was waged against Republican challengers, who were forced to stay back 6 feet -- despite the fact that the challengers won the lawsuit and the judge's instructions permitting "meaningful" access to the process were NOT PASSED ON to the poll workers by the City Clerk.

GOP challengers were intimidated and verbally attacked for any and all infractions, real or invented. Many instances appear to have met the definition of felonies under Michigan law. The often-intense harassment led many to forego challenges and to refrain from protesting too loudly against violations and outright fraud. *Many left in disgust*. Totals from just one of the many lawsuits filed following the election include 40 challengers intimidated, threatened and/or harassed [King v. Whitmer Case 2:20-cv-13134-LVP-RSW]

GOP challengers were prevented from challenging countless improperly processed ballots and even entire fraudulent processes involving thousands of ballots such as counting ballots not found in the poll books or supplemental lists. Turning justice on its head, poll workers were told to call the police if the GOP challengers objected too firmly to being blocked from doing their jobs – the latter is itself a *felony*. Dozens were escorted out. If a single Democrat was ejected, it was not widely reported.

A pretext for locking out the challengers was made by letting in droves of un-credentialed Democrat operatives and agitators from radical leftwing groups, who boosted the number of bodies inside the TCF, thereby displacing credentialed GOP challengers. The latter found the frustrating inability to sign out of the AVCB artificially inflated the official number of challengers in the room at a given time. Around 2 pm on the 4th, the doors were locked, and GOP challengers selectively blocked from re-entry. A heavily armed SWAT team, called in under false pretenses, was posted outside to magnify the insult.

When the evicted GOP challengers tried to watch through the windows from the atrium, workers and Democrats taped empty pizza boxes on the windows to block their view and the Michigan Secretary of State later lied to radio listeners that it was done by the police – because the challengers were breaking the windows.



Activity inside the TCF AV Counting Board, 11 pm, November 4th, 2020. Republicans onsite alleged that at this time only 10 GOP challengers remained.

On the counting floor, a devastating combination of incompetence on the part of poorly-trained staff (e.g. failing to zero tabulators after ballots jammed incessantly) and outright, blatant fraud by certain partisan poll workers doing everything from unlawful duplication of ballots to false adjudications and the outrageous entry of thousands – perhaps tens of thousands – of ballots of voters that were not listed in the poll books or the supplemental lists, some ballots reported as appearing in sequence, with no dates of receipt, and groups of ballots with identical or absent signatures. The vast majority were accepted. There were alarmingly high adjudication rates sending thousands of ballots from poorly functioning tabulators to adjudication stations often manned by pairs of Democrats with GOP challengers straining to look past "walls" of Democrat operatives blatantly blocking their views. The allegations of fraud were corroborated by a courageous Detroit poll worker, who stepped forward to blow the whistle on her superiors for authorizing what she claims to be illegal backdating and failure to reject fraudulent signatures. When she reported it to the highest-ranking official in the room, she realized they were his orders, and she was told to carry them out.

A flagrant lack of commitment to even the semblance of election integrity at the DOE resulted in the Detroit precincts being 71 percent out of balance *yet again*, making a hand recount of the unbalanced precincts prohibited under a bizarre Michigan law in which, as noted above, machine tabulated results trump ballots in the event of an imbalance. Despite countless gross irregularities, 71% of Detroit precincts out of balance, suspicious "revised" Statement of Voters documents and "unlisted lists" in a suitcase dumped on the Board the day before they were to

certify, and defective ballot containers that weren't replaced, the GOP canvassers were intensely pressured to officially certify the debacle. Goons were called in to attack them on a Zoom meeting, accuse them of "racism" and threaten their families. Within hours, board members Palmer and Hartmann rescinded their initial verbal certification, made under extreme duress, but the corrupt Wayne County system refused to recognize the rescission even though the two never signed the document and a majority is required to certify.

None of the alleged serious violations of Michigan election law detailed in this report were prosecuted (or, in most cases, even investigated) despite Michigan election law's clear language on the prosecutor's duty to prosecute:

MCL 168.940 it is hereby made the duty of every prosecuting attorney, whenever he shall receive credible information that such offense has been committed, to cause the same to be prosecuted.

In the same section of election law, peace officers have a duty to institute proceedings:

MCL 168.941 It is hereby made the duty of any police, sheriff or other peace officer, present and having knowledge of any violation of any of the provisions of this act, to forthwith institute criminal proceedings for the punishment of such offender.

Instead, the police were manipulated into protecting the lawbreakers and removing the challengers, who by law, can only be removed for drunkenness or disorderly conduct, which at the TCF Center, meant performing their lawful duties. Michigan's Attorney General, derelict in her duty to prosecute or even investigate, then brought further disgrace to her office by threatening journalists, whistleblowers, affiants and pro-Trump election lawyers for the "crime" of representing their client. Infuriatingly, the sitting GOP Chair of the very committee that heard from many of the challengers, Ed McBroom, seemingly unaware of First Amendment rights, has just used his committee's report to not only whitewash the corruption, but to also prompt the same corrupt Democrat AG to *investigate* those who he alleges- without evidence-to be profiting from "conspiracy theories" about election fraud.

Finally, disenfranchised GOP voters, whose duly authorized challengers were the victims of horrendous mistreatment and denial of basic rights under the law, were accused of trying to "disenfranchise" Wayne County voters for demanding an investigation.

To those who say this was the "safest", most secure and honest election ever, one might ask, what would a *fraudulent* election look like? The 2020 General Election at the TCF Center demonstrated gross violations of Michigan law. It was, by any measure, an entirely lopsided, thoroughly biased affair, in which every violation of procedure, every bending of the rules, every winking at infractions and every official lie was squarely in favor of the Democrat candidates. Aggressive party operatives were assisted by supposedly neutral election workers and, in many cases, election officials, despite the fact that all are sworn to impartiality in their conduct of the vote count. Ironically, the blatant illegality was protected by a systemic lack of enforcement of Michigan's election laws, which were themselves found wanting. The entire debacle serves as an indictment of both parties' failure to reform weak election laws, which has greatly facilitated fraud. If, under these circumstances, there was, in fact, no fraud in this election, then the criminals are falling down on the job.

Democrats were quite concerned about fraud and blatantly inaccurate election processes and vote counts after the election of 2016. "This kind of negligence is absolutely unacceptable," state Rep. Sherry Gay-Dagnogo, D-Detroit, said in a <u>statement</u>. "Yes, everyone makes mistakes. But these mistakes, in aggregate, called into question the integrity of this election — one of the most critical elections in modern history. That is shameful." In fact, it was pointed out by the Detroit Daily that "deep blue Wayne County was the best place to uncover undocumented ballots." Double counted votes were referred to the state attorney general for investigation by none other than Chris Thomas, who was the State Elections Director at the time and had been since 1981. Even Mayor Mike Duggan jumped into the fray, saying, "We can't have that happen again," <u>Duggan told The Detroit News in an onlinearticle</u>. "It was terrible. Everybody in the city knows it was terrible," Yet, we are now supposed to believe that a miraculous correction of all the inaccuracies and violations of state law has occurred in 2020? Has this 2016 narrative slipped down a Democrat memory hole?

When one party's duly authorized election observers, by all indications acting in good faith and in the spirit of election integrity, are *ambushed* by a cynical, carefully orchestrated, and calculated operation to thwart them at every turn in the performance of their statutory duties, and the perpetrators go unpunished, the system is officially broken. The Chairman of the Federal Election Commission (FEC), Republican Trey Trainor said as much in an interview with *Newsmax TV* three days after the election. In remarks, the logic of which could be extended to the TCF Center, he decried the lack of "meaningful access" to the process by Republican observers in Pennsylvania "and other states": "I do believe that there is voter fraud taking place in these places. Otherwise, they would allow the observers to go in." [Interview with FEC Chairman, Trey Traynor, "The National Report", *Newsmax TV* November 6th, 2020] States are constitutionally bound to guarantee and deliver free and fair elections. This was indeed a "free-for-all," where the most basic election rules were flouted continually, but there was nothing *fair* about it.

Yet there appears to be no accountability for this injustice through enforcement of the law. And when the rule of law is no longer binding in our society, we are in serious danger of losing one of the most important defining characteristics of our representative republic. It is what gives legitimacy to governments. In the words of Margaret Thatcher, "In order to be considered truly free, countries must also have a deep love of liberty and an abiding respect for the rule of law." With so many citizens attesting to the abusive and illegal events which took place at TCF, and certain other swing states, it is no wonder that millions of Americans are concerned that Joe Biden was "installed", not elected. Americans have been browbeaten daily to accept the outcome of the 2020 election and the mere discussion of any evidence to the contrary is branded as extremism. But this is an open wound for 74 million Americans that will not heal. Truth must ultimately be brought to light and prevail. Otherwise, we may come to the grim conclusion that on November 3rd, we went to bed in America. But on November 4, we woke up in Venezuela. We love our nation too much to allow this to stand.

Only a properly conducted, independent, preferably state-wide, *full forensic audit* will resolve the swirling controversies and perceived insecure processes and the grave damage done to voter confidence and election integrity last November. In addition, only a comprehensive reform of Michigan election law – one possessing teeth – and the will to *enforce* it, can reduce the risk of this travesty of justice happening again. See the Oakland County Republican Party's

Election Integrity Committee report "2020 Election Findings and Recommendations", a comprehensive analysis of the problems and a detailed plan for an effective and much-needed overhaul of Michigan election law.

The above TCF Timeline report is a platform on which the emerging truth about the 2020 Detroit General Election can be aired. It is a work in progress, of which this is only the "first edition". We are eager to update this timeline as new and more complete information appears. Should the reader have any information regarding any of the above accounts that could shed further light on the events depicted, or if errors are identified, please contact us at Michigan Citizens for Election Integrity



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