

## LEGAL NOTICE: EXECUTIVE ORDERS OF BIDEN ADMINISTRATION AS TREASON

BE ADVISED, pursuant to 18 U.S. Code § 2382 (Misprision of treason), 18 U.S. Code § 4 (Misprision of felony), I am hereby providing you LEGAL NOTICE of information and evidence (see attached exhibits) that represent a national security threat and must be acted upon immediately. Failure to act on your part will be a violation of the these and other laws of the United States of America. The information is as follows:

Overwhelming evidence proves beyond reasonable doubt that Joe Biden is not the President of the United States of America, despite the propaganda machine (mainstream media, democrats, fake republicans, etc.) attempting to bully and brainwash Americans into believing he is.

A team of analysts, including Scott Bennett, were in Washington DC not long ago, and worked with General Michael Flynn's team (and others) on examining the evidence and affidavits from the technical experts who provided the proof not only of election fraud, but of treason and espionage and cyber warfare attacks. Without disclosing too much or identifying people that might be put in danger, his affidavit establishes with absolute authority that the materials provided by the military personnel, the cryptologists, the attorneys, and the analysts prove beyond any doubt that the election on November 3, 2020, was a corrupt fraud and act of high treason committed, and an act of war by China.

Bennett sat down with experts over several weeks, and saw some amazing things, documents, videos, and other materials that both enraged and nauseated him. He interviewed technical geniuses who provided testimony and evidence clearly showed me that Barak Obama, John McCain, Mitt Romney, John Brennan, and others committed high treason and should be prosecuted and promptly executed for their crimes. So damaging was the material they were analyzing, that they had CIA—and most likely Mossad—hacking into their phones, their computers, planting microphones, setting up “honey-traps”, and breaking into their hotel rooms searching for our evidence. As a result, they were moved around to different hotels every few days, and surrounded by gun-carrying Navy SEALs, U.S. Marshalls, and Special Forces soldiers.

Essentially, Joe Biden's presidential election was the result of a multidimensional fraud that consisted of 1) mail-in ballots justified by the Covid-19 Chinese virus, 2) Chinese Communist Party purchased Dominion voting machines with software that manipulated the election numbers to a pre-determined percentage, 3) fake ballots transported into vote counting polls to reflect the fake computer manipulations of the numbers, and 4) delusional democrats, fake republicans, and a mainstream media that was hysterical and obsessed with removing Donald Trump by all means necessary. The Supreme Court also seemed to play a passive-aggressive role by abandoning its constitutional duty to rule on controversies between the states—and nothing is more controversial that evidence of a corrupted election of a person controlled and bribed by foreign nations.

Of course the implication of this election is that those nations and people supporting Joe Biden are going to attempt to control, dominate, brainwash, imprison, or destroy anyone who supported Donald Trump, and erase every political act of Donald Trump. We see this already with Biden's executive orders to stop the border wall construction, subjugate America to the Paris Climate Treaty, assist foreign people to invade America illegally and grant them citizenship to vote, and morally destroy Americans through a fascist transgender-homosexual agenda to indoctrinate the population. All of these actions may of course ignite a civil war in America.

As a result of the overwhelming evidence, we can clearly see that the election of Joe Biden was a fraud, and as a result has no lawful power or legitimacy; and therefore no word, order, policy, or instruction from Joe Biden or his representatives has any authority, power, or legitimacy, and should not be accepted or obeyed in any way. To do so would clearly be an act of treason.

The strategy we should use to counteract the false and dangerous Biden orders, is as follows:

1. Make phone calls and emails and letters to Members of Congress, the Governor of your State, and local government officials, and state BE ADVISED, in accordance with 18 U.S. Code § 2382 (Misprision of treason), 18 U.S. Code § 4 (Misprision of felony), you are being given legal notice of a felony, and failure to act on your part will be construed as a crime, and you will be prosecuted in your corporate and individual capacity.
2. Use this document as a NOTICE OF LEGAL SERVICE that all orders, policies, and instructions from the Joe Biden Administration are unlawful and unconstitutional due to the overwhelming evidence of fraud and corruption.
3. Collect the legal filings and exhibits provided by attorneys Sidney Powell, Rudy Giuliani, Patrick Byrne, and Phil Kline as evidence of this fraud and corruption, and demand that it not only be acknowledged by state and federal courts and government agencies as factual and accurate, but that indeed it mandates the rejection of all Biden Administration claims of Presidential authority by said courts and government agencies.
4. Declare that any political or government person or agency (majors, town councils, supervisors, members of Congress, police, judges, etc.) that does not reject as unlawful all claims, instructions, and orders from the Biden Administration, are violating the constitution, have abdicated their authority, and are complicit in treason against the constitution of the United States, as well as the State Constitutions.
5. Send this notice by certified mail to all courts, judges, members of Congress, Military leaders, and state and local government officials; churches and media.
6. Request that these Executive Orders be prosecuted pursuant to: 18 U.S.C. §§ 371, 1512, and other laws.

Truth is the best psychological operation, and the natural antiseptic for lies, and rejection of tyrants and their orders is the duty of free men to both God and others.

--Scott Bennett

[www.shellgamewhistleblower.com](http://www.shellgamewhistleblower.com)

# Election Fraud Facts & Details

Supporting Files for all items listed can be found at the following URL:  
<https://www.dropbox.com/s/6erroei8ti11hdv/Supporting%20Files.zip?dl=0>

## 1 FOREIGN INFLUENCE & NATIONAL SECURITY CONCERNS IN US ELECTIONS

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- 1.1 The core software utilized by Dominion, the 2<sup>nd</sup> largest US voting machine vendor, originates from intellectual property of Smartmatic; a company that was founded in communist Venezuela with links to Chavez.**
- A. Smartmatic Ties to Hugo Chávez Warned About in 2006
  - B. SmartMatic Sells Sequoia Voting Systems to US Holding Company After CFIUS Probe
  - C. Sequoia Admits that while they can change the source code (e.g. Software), Smartmatic still owns the intellectual property of the software.
  - D. Dominion Buys Sequoia from Smartmatic and Diebold from ES&S
- 1.2 ES&S, Dominion, and Hart Intercivic represent 92% of voting machine market and have a long history of significant security vulnerabilities that could be exploited by a nation state in ways that would be difficult to detect.**
- E. Map - Voting Machine Usage in the US
  - F. Defcon 27 - Voting Machine Hacking Village - Vulnerability Report
  - G. Defcon 26 - Voting Machine Hacking Village - Vulnerability Report.pdf
  - H. History of ES&S and Diebold (Now Dominion) Vulnerabilities and Voting Inconsistencies
  - I. Antrim-Michigan-Forensics-Report-121320-v2-Redacted
- 1.3 An affidavit and scholarly statistical paper attest to Smartmatic rigging Venezuelan elections. Smartmatic has also been accused of rigging elections in the Philippines and India**
- J. Venezuela Smartmatic Affidavit
  - K. Statistical Science - 2011 - Volume 26 - Number 4 - Analysis of the 2004 Venezuela Referendum - Official Results Verses the Petition Signatures
  - L. Smartmatic Voting Technology Firm Linked to Alleged Fraud in Elections in Philippines, Venezuela
  - M. After US, Here Is How Smartmatic Is Planning To Rig Indian Elections
- 1.4 Staple Street Capital, the parent organization for Dominion Voting Systems, sells to UBS Securities LLC for 400M.**
- A. SEC - EDGAR Filing Documents - Series D Sale to UBS Securities LLC for 400M

- 1.5 UBS Securities LLC, owner of Staple Street Capital had a 30% Chinese Board of Directors with Dominion Voting Systems intellectual property held in collateral by the Hong Kong Shanghai Business Corporation, People's Republic of China.
- B. UBS Securities LLC - Company Profile and News
  - C. Dominion Voting Systems Patents Given In 2019 To Chinese Bank For Collateral
- 1.6 Staple Street Capital's parent organization, US Based UBS Securities LLC shared chinese board of director members with Chinese controlled UBS Securities LTD CO, up until early December 2020 when board members rotated off the board; presumably for optics.
- D. UBS Securities LLC - Company Profile and News
- 1.7 Dominion VP of Engineering, Eric Coomer has had anti-USA, anti-police, anti-Trump and pro-Antifa statements on his Facebook, has public testimony of how electronic voting machines can be bypassed; and is quoted as having said, "Don't worry about the election, Trump is not going to win, I made f\*\*\*\*ing sure of that."
- E. Michelle Malkin – Eric Coomer Expose - <https://www.youtube.com/watch?v=dh1X4s9HuLo>
  - F. Eric Coomer Explains how to Bypass Voting Machine Controls - <https://twitter.com/hppyjesusfreak/status/1330786115830247425>
- 1.8 Chinese goals in 1963 to take over American without firing a shot, entered in Congressional Records included, "15. Capture one or both of the political parties", "20. Infiltrate the press", "21. Gain Control of Key Positions in radio, TV, and Motion Pictures" and many other relevant topics to current happenings.
- G. [https://www.tysknews.com/Depts/New\\_World\\_Order/comgoals.htm](https://www.tysknews.com/Depts/New_World_Order/comgoals.htm)
- 1.9 Multiple CISA reports exist identifying foreign interference and Election Systems in November 2020.
- H. Iranian Advanced Persistent Threat Actors Threaten Election-Related Systems
  - I. APT Actors Chaining Vulnerabilities Against SLTT, Critical Infrastructure, and Elections Organizations

## 2 STATISTICAL ANALYSIS

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- 2.1 Statistical Analysis by multiple mathematicians indicate massive fraud occurred.
- J. Dr. Shiva – Affidavit explains weighted race algorithm
  - K. Quinell & Stanley - Affidavit A
  - L. 2020 Presidential Election Startling Vote Spikes
  - M. Keshel - Affidavit

### 3 DIGITAL FRAUD

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#### 3.1 Analysis of DeKalb county showed a “weighted race” Algorithm Suggesting a Consistent and Automated Motification of Vote Totals transferring 48,000 votes in Favor of Biden.

N. Dr. Shiva – Affidavit explains weighted race algorithm

#### 3.2 Ballots were run through the scanners multiple times, counting the votes each time that these went through.

O. The same batch of ballots being scanned 5 times in a row in Fulton County, Georgia

P. Melissa Carone, MI – Affidavit

Q. Duplicate Scanner – Affidavit

#### 3.3 Fulton County Video stating that 79.7% of ballots needed to be adjudicated, indicating the system was significantly misconfigured.

R. <https://www.youtube.com/watch?v=lc-K9S0Do4>

# SUMMARY: SELECT EVIDENCE OF PRESIDENTIAL ELECTION FRAUD 2020



# 6 EXAMPLES OF VOTER FRAUD

There is now a wide array of empirical evidence that the 2020 election was not like others. Whether you are already believe that there was widespread fraud or you are a skeptic, the purpose of this document is to summarize a snapshot of the most compelling evidence, including: eye-witness accounts and confessions of fraud, technological vulnerabilities, statistical anomalies, voting irregularities, illegal voting, and audits of actual voting machines.

You might be wondering: if there's evidence, why has it not gone through the judicial system? Courts have dismissed the cases without ever hearing the evidence.

This is just a very small set of evidence we have compiled over the course of six weeks, but we are fully convinced that this election was stolen from President Trump and we must do everything possible to defend our Republic. Our weapon is the truth, and our advocate is the Lord.

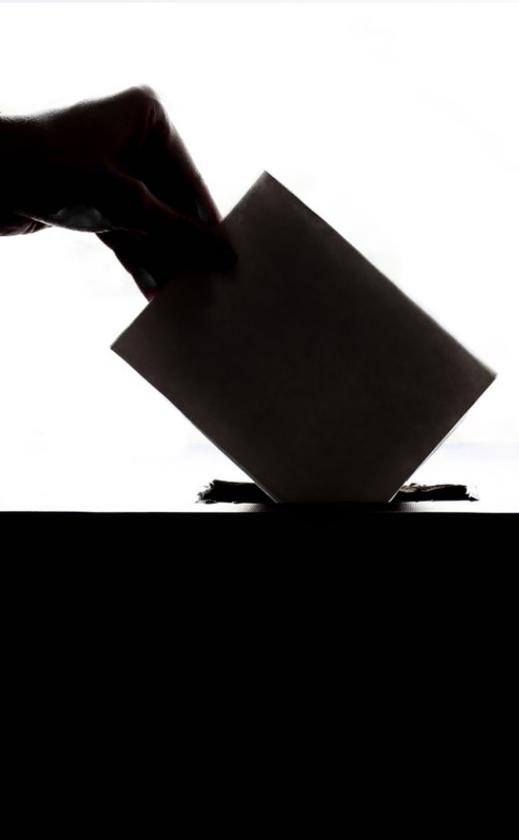
## 1) THE CASE OF RUBY FREEMAN

There are many examples of election officials directly participating in voter fraud, but perhaps the most notorious example is in the battleground state of Georgia by Ruby Freeman and her daughter.

An October 26th Facebook live by Ruby Freeman in Fulton County, GA reveals that her daughter brought in suitcases of ballots that were counted after observes were told to leave, corroborating affidavits that flagged 8:22AM as the time these suitcases arrived.

Freeman said “Y’all want to know who my new supervisor is? It’s my daughter.” She added that “I just do what she say do and it’s her show baby, it’s her show.”





## IT WAS BALLOT TAMPERING!

In a November 3 Facebook post, Freeman wrote “A lady had a problem with me telling her what a supervisor told me to tell her yesterday. This morning, lo and behold, out of nowhere, she came to give me a hug. You already know the end of that story. Judas, I’m not Jesus. Don’t play. I blamed it on Social distancing.”

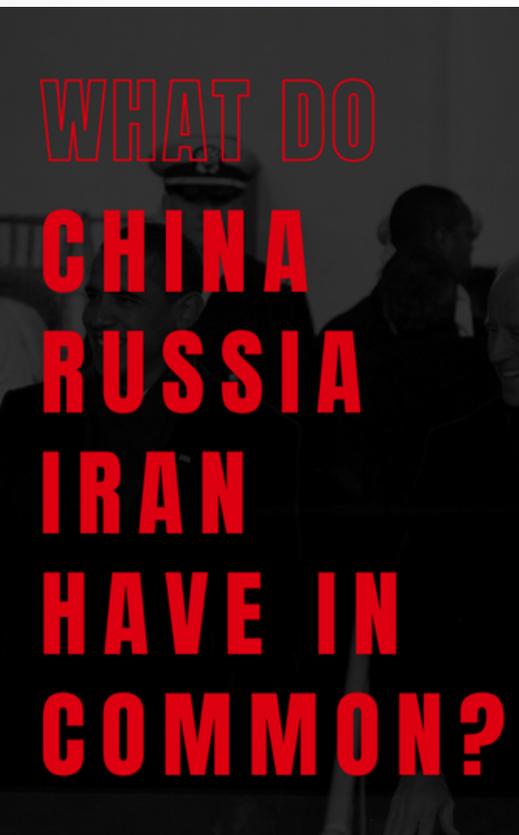
Freeman’s daughter is seen as the first to remove the ballots from the suitcases and issuing instructions to the other vote counters, subsequently retrieving a second suitcase of ballots. Although the lawyers she retained changed her Instagram into a parody account, that was a last ditch effort to cover up the truth and is not historically consistent with her previous posts.

Click to [see the original video](#)

## 2) FOREIGN ADVERSARIES DIRECTLY INVOLVED

FRAUD BY DOMINION VOTING SYSTEMS, EDISON RESEARCH

Dominion Voter Systems and Edison Research were using an unencrypted virtual private network (VPN) that was penetrated by multiple foreign adversaries. [See the affidavit.](#)



## IRAN AND CHINA TAMPERING IN US ELECTIONS

The Department of Homeland Security (DHS) released a report on October 30th, 2020 announcing an Iranian advanced persistent threat actor that was targeting state websites to intimidate potential voters and gain access to voter roll data.

Edison Research was using an unencrypted VPN with login credentials that were easily accessible and used by foreign adversaries to monitor and manipulate votes.

The internet protocol (IP) addresses into the “edisonresearch” host server were sent in both directions, meaning that not only were **Iran and China** (and other adversaries) accessing the server, but also the Edison Research server was communicating back to these adversaries.

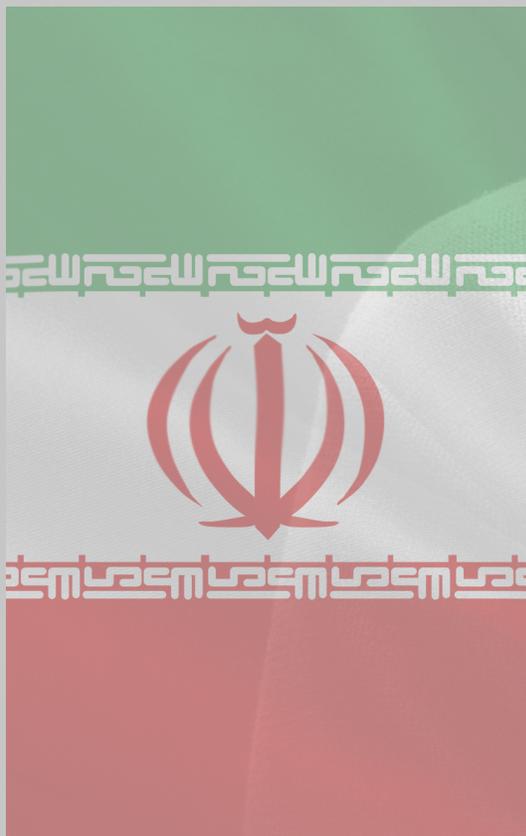
Edison Research shares a virtual private server (VPS) with BMA Capital Management, which is a known company that provides Iran access to capital markets.

— “ —

*CISA\* and the FBI are aware of an Iranian advanced persistent threat (APT) actor targeting U.S. state websites—to include election websites. CISA and the FBI assess this actor is responsible for the mass dissemination of voter intimidation emails to U.S. citizens and the dissemination of U.S. election-related disinformation in mid-October 2020. - CISA, Oct. 30, 2020*

— ” —

\*Cybersecurity and Infrastructure Security Agency



## 3) STATISTICAL ANOMALIES

Statistical analysis of the sudden and sharp vote surges for Biden are highly suspect because of their timing and concentration in vital battleground counties.

01

Publicly available data from the New York Times reveals that Biden's lead over Trump in key battleground states, such as Michigan and Wisconsin, were the result of vote drops that occurred in the early hours of November 4th and nearly exclusively for Biden.

04

Four of the seven most anomalous vote updates — that is, updates in which the margin and ratio are co-extreme — are in election-critical states and occurred during the same five hour period where the circumstances on the ground were contested and highly suspicious.

02

Consider the vote update in Michigan at 3:50AM EST on November 4th that delivered 54,497 ballots for Biden and 4,718 for Trump. Another even more anomalous update at 6:31AM EST delivered 141,258 ballots for Biden and 5,968 for Trump.

05

Approximately 15% of the vote updates in the data set of 8,954 were from Michigan, Wisconsin, and Georgia. If we were to assume that any state could have these extreme vote updates, then there would be a 1.2% chance that three states represented in three out of the top four or four out of the top seven spots and a 0.99% chance that these three states would occupy the five out of the top seven spots.

03

Similarly, a vote update at 3:42AM CST on November 4th in Wisconsin delivered 143,379 to Biden and 25,163 to Trump. While there are a few instances where ballot dumps also went to Trump, these were in significantly smaller magnitudes and less frequent.

06

If all four of these vote updates were extreme — but not as extreme — that the difference in margin would be greater than the margin of victory in all three states. ***The media's proclamation of Biden's victory in these states relied on four of the seven most co-extreme vote updates in the entire data set of the whole 8,954 vote updates.***

## 4) BATTLEGROUND STATES

A new report by Dr. John Lott in the Department of Justice reveals that precincts that the voting patterns observed in Georgia and Pennsylvania are highly anomalous. While comparisons between counties where voter fraud was alleged versus those where it was not reveal significant leads for Biden in 2020, they reveal no such leads in 2016 between Trump and Clinton.

"The estimates here indicate that there were 70,000 to 79,000 "excess" votes in Georgia and Pennsylvania. Adding Arizona, Michigan, Nevada, and Wisconsin, the total increases to up to 289,000 excess votes." - John R. Lott, DOJ, Dec. 21st, 2020

Biden "won" Fulton County GA by 243,904 votes and 86,309 in absentee ballots.

Even though in 2016, there was less than a percentage point difference in the fraction of absentee ballots that went to Trump cast in Fulton versus bordering and highly similar neighboring counties, Trump had a 7.19 percentage point lower share in 2020. Results are robust to controlling for demographic differences, such as race and age.

Biden "won" Allegheny and Philadelphia Counties by 146,706 and 471,305 votes and 206,505 and 310,553 absentee ballots, respectively.

Just as in Fulton County, GA, Trump's share of votes was 3.4 percentage points lower in Allegheny County in 2020. The differences are even higher when looking at absentee and provisional ballots. Put together, there are at least 55,270 extra ballots that went to Biden.

***If these differences in fraudulent ballots are incorporated, Trump would win GA and PA.***

## 5) ILLEGAL VOTING

BALLOTS RECEIVED AFTER  
ELECTION DAY IN PA

69,004

“INDEFINITELY CONFINED  
VOTERS” IN WI

200,000

FELONS VOTING IN GA

2500

UNDERAGE VOTERS IN GA

66,247

UNREGISTERED VOTERS IN GA

2,423

In Pennsylvania, 69,004 ballots were received after election day, (Nov. 3rd), and 19,660 after the 6th. Moreover, out of 161,774 mail-in ballot records that were changed between the November 10th and December 16th version of the data, 116,840 ballots were given new return dates. 69,004 ballots were marked as “returned” after November 3rd despite Pennsylvania Secretary of State Kathy Boockvar reporting on November 10th (and to the Supreme Court on November 30th) that only 10,00 ballots were received after November 3rd.

In Wisconsin, the number of “indefinitely confined voters” surged from under 70,000 voters in 2019 to over 200,000 in 2020.

Social media profiles showed that these voters actually had active lifestyles. The 130,000 increment is over five times the margin that Biden “won” by in the state.

Many states exhibited abnormal turnout rates. For example, cybersecurity expert Russ Ramsland testified in Wayne County that 46 of the 47 precincts where Dominion machines were used had at least a 96% voter turnout rate and 25 of the 47 had a 100% turnout.

In Georgia, affidavits and testimonies revealed that 2,500 felons with uncomplete sentences registered to vote and cast it, 66,247 underage people were registered to vote and illegally vote, 2,423 unregistered people voted, and 10,315 people who voted had died by the time of the election. Many more examples abound.

# 6) FORENSIC MACHINE AUDIT REVEALS SIGNIFICANT ERRORS

Despite significant opposition and attacks, election security experts were able to audit Dominion Voter System machines in Antrim County, MI, revealing unusually high error and adjudication rates.

According to the report, Dominion Voting System is intentionally and purposefully designed with inherent errors to create systemic fraud and influence election results. The system intentionally generates an enormously high number of ballot errors. The electronic ballots are then transferred for adjudication. The intentional errors lead to bulk adjudication of ballots with no oversight, no transparency, and no audit trail.

Cybersecurity specialists identified an error rate of 68.05%, which is far above the Federal Election Commission guidelines of 0.0008%. The results of these errors led to tabulation errors and ballots being sent to adjudication, which means that the vote is decided by the election worker using the machine ([see here](#)). For example, in Central Lake Township, there were 1,222 out of 1,491 ballots cast that were reversed, producing an 81.96% rejection rate.

Although vote adjudication logs for prior years were available, all the logs for the 2020 cycle were missing. Moreover, all server security logs prior to 11:03PM on November 4th are missing. These logs are vital for audit trails, forensics, and detecting malicious intruders.

The Election Event Designer Log shows that Dominion ImageCast Precinct Cards were programmed with new ballot programming on October 23rd and again on November 5th. That violates the Help America Vote Act, which includes a 90-day Safe Harbor Period that prohibits changes to election systems, registries, hardware/software updates without undergoing re-certification.

Even if skeptics and critics win that there are limitations of the aforementioned audit, they should offer a random sample of machines in other battleground states for third-party review. In contrast, they have viciously attacked attempts to review machine logs and have even endeavored to wipe the machines in Georgia before the runoff.

# WHAT YOU CAN DO

1) FLOOD social media with the truth! They can't stop us all at once! Use hashtags: #HereIsTheEvidence #EveryLegalVote #LetJusticeRoll #StopTheSteal

2) Put pressure on state and local officials. Call and email them to voice your concern and decertify the fraudulent vote.

3) Pray for the President and the team!

**GOD BLESS YOU,  
AND GOD BLESS  
THE UNITED STATES  
OF AMERICA**

# Critical Issues with the 2020 Election

## A Key Battleground State Synopsis

Version 0.9.1 - Updated January 4, 2020

### Background & Abstract

Following the 2016 election, America endured three years of extensive and incessant investigations, fevered analysis, and, eventually, impeachment hearings – all premised on an assertion that, somehow, Russia “hacked” the election. The U.S. government spent tens of millions of dollars. It chased nearly every allegation. It had virtually unlimited (and sometimes illegal) access to public, government, and private information ... and it came up empty handed. The only place it did *not* look for the alleged Russian “hack” was in the only systems that could have been “hacked”: the electronic voting, imaging, and tabulating machines on which the election was conducted and the software that controls them.

The story of the 2020 election is much the same. Despite thousands of citizen reports and signed affidavits attesting to significant irregularities and at least one forensic audit of an electronic voting system claiming that it was – in fact – “hacked”, Secretaries of State around the country have repeatedly denied citizens their the legal right to observe, contest, and audit the election. A *real* “hack” can only be identified by looking at how the voting *system* operates, starting with the machines, the software, and the data it generates, including ballots and ballot envelopes, voter rolls, and adjudication logs, and at those who had access to the systems while they were in operation.

This brief reviews the last-minute changes to the election process in the contested states and the magnitude of the resulting fraud the changes were designed to facilitate. It also looks at the status of the legal challenges where judges have dismissed cases before hearing evidence, and how both courts and election officials have refused access to the only systems that can be “hacked”: the electronic voting systems.

It should come as no surprise that a full 47% of the American people believe that electoral fraud changed the outcome of the 2020 election. They understand that *something* is amiss.

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# Questions for the Joint Session of Congress

Congress will meet in a joint session on January 6 to count electoral votes, to consider two primary objections to the qualifications of the electors certified in seven (7) disputed states, and to hear the evidence supporting them. The first objection is that the electors in the disputed states were not “appoint[ed] in such manner as [its] Legislature ... direct[ed] ...” , as required by U.S. Constitution [Article II §1](#). The second is that, because the disputed states did not follow the rules set by their Legislatures, the vote tallies “certified” by the disputed states are not accurate, and there is no way to know who won the election.

**The first question for the joint session is: “Did State X conduct its election in accordance with the rules established by its legislature?”** If the answer is “Yes”, the electors are qualified and their votes must be counted. If “No”, none of the electors from that state are qualified.

**The second question for the joint session is whether it will hear the mountain of empirical evidence that shows widespread evidence of electoral fraud and other significant irregularities**, including ballot stuffing and tampering with voting machines and software by both domestic and foreign actors who had illegal physical and Internet access to the machines.

Congress has a constitutional responsibility to ensure that the challenged electors were chosen based upon the faithful execution of the laws made by their state legislatures and in a manner that respects federal election laws, including the Electors Clause of Article II, the Equal Protection and Due Process Clauses of the Fourteenth Amendment, and the Voting Rights Act.

At a minimum, Congress and the American people are entitled to see and hear the evidence for themselves, and the legislatures of the disputed states must be able to act to preserve the voting rights of their citizens. The United States, other democracies, and international organizations regularly investigate claims that elections in other countries were not fairly conducted. On December 18, 2020, the Treasury Department [imposed sanctions](#) on Venezuela and a voting machine company for election fraud. The Organization of American States (OAS) found that many of [the defects claimed in the disputed states were present in the 2019 presidential elections in Bolivia](#), and seventeen (17) members of the Organization for Security and Cooperation in Europe (OSCE) appointed a team of independent experts [to investigate the August 2020 election in Belarus](#). The least Congress can do is to investigate voting rights violations at home.

# Evidence of “Significant Irregularities” and Fraud

There are four categories of evidence: (a) eye witness testimonies and confessions, (b) technological evidence that electronic voting machines were attached to insecure networks and the Internet; (c) electoral fraud and other “significant irregularities”, including votes by dead and unqualified persons, ballot stuffing, and manual “adjudication” of disputed ballots; and (d) statistical anomalies in the tabulation data that are recognized by international observers as indicators of “intentional manipulation” and of “serious irregularities”. We submit that the evidence in each category is so strong that, when considered together, a compelling case of “outcome determinative” electoral fraud can be shown by clear and convincing evidence.

## What is a “Significant Irregularity”?

A “significant irregularity” is any action that is inconsistent with federal law, or any action that deviates from the rules for the selection of presidential electors adopted by the state legislature.

- The Electors Clause, U.S. Constitution, Article II §1:

Each state shall appoint, *in such manner as the Legislature thereof may direct*, a number of electors, equal to the whole number of Senators and Representatives to which the State may be entitled in the Congress: but no Senator or Representative, or person holding an office of trust or profit under the United States, shall be appointed an elector. (emphasis added)

- The Voting Rights Act, 52 U.S.C. § 10101(e), provides that

... the word “[vote](#)” includes all action necessary to make a [vote](#) effective including, but not limited to, registration or other action required by State law prerequisite to voting, casting a ballot, and having such ballot counted and included in the appropriate totals of [votes](#) cast with respect to candidates for public office and propositions for which [votes](#) are received in an election; ...

- The Help America Vote Act [HAVA], 42 U.S.C. §15481(a)(6), provides that

Each State shall adopt uniform and nondiscriminatory standards that define what constitutes a vote and what will be counted as a vote for each category of voting system used in the State.

- The Voting Rights Act, 52 U.S.C. § 10307, also provides that

No person acting under color of law shall fail or refuse to permit any person to [vote](#) who is entitled to [vote](#) under any provision of chapters [103](#) to [107](#) of this title or is otherwise qualified to [vote](#), or willfully fail or refuse to tabulate, count, and report such person’s [vote](#).

Summarized below is the definition of “what constitutes a vote and what will be counted as a vote for each category of voting system used in the State.”

## What are “Votes” and How are “Votes” Counted?

1. A “vote” is a ballot, clearly marked by a qualified, registered elector (voter) in accordance with state laws defining the procedures for voting and the standards for determining the

voter's intent to choose a candidate (or slate). All state laws agree that the intent of the voter is to be determined by *how* the voter marks the ballot.

2. A "vote" may be counted only once for a single candidate (or, in the case of a Presidential election, only once for the entire slate of electors).
  - a. Voters may vote only once, and each vote must have equal weight. *Baker v. Carr*, 369 U.S. 186 (1962); *Reynolds v. Sims*, 377 U.S. 533 (1964).
  - b. No "vote" can be duplicated by mechanical or electronic means, and "votes" are indivisible. Any tabulating system that produces fractional tallies is not counting "votes."
  - c. "Adjudication" of ballots where the intent of the voter is alleged to be unclear provides opportunities for state election officials to create or "flip" votes in violation of the Voting Rights Act and state law.

## How are "Votes" Validated and Secured?

State laws require election officials to validate each voter's qualifications before authorizing the voter to cast it, including voters who submit absentee or mail ballots. State laws define the security protocols for an election, and both state and federal election laws obligate state election officials to certify that they complied with each security protocol, including "sealing" voting equipment and preserving records for use in election contests.

## How do "Significant Irregularities" occur?

"Significant Irregularities" occur when state election officials relax, refuse to enforce, or violate the ballot integrity and election security rules adopted by their state legislatures. As Texas pointed out in relation to absentee and mail-in voting in the Supreme Court in *State of Texas v. Commonwealth of Pennsylvania*, *State of Georgia*, *State of Michigan*, *State of Wisconsin*:

If a state court enjoins or modifies ballot-integrity measures adopted to allow absentee or mail-in voting, that invalidates ballots cast under the relaxed standard unless the legislature has—prior to the election—ratified the new procedure. Without pre-election legislative ratification, results based on the treatment and tabulation of votes done in violation of state law cannot be used to appoint presidential electors.

The same principle applies to other changes made without legislative approval to the rules governing elections by state administrators and courts. If the changes impacted ballot integrity and the election outcome, we cannot know who won the election .

## What is Electoral Fraud?

**Electoral fraud can be defined as any purposeful action taken to tamper with electoral activities and election-related materials in order to affect the results of an election, which may interfere with or thwart the will of the voters. There are two main categories of electoral fraud: outcome determinative fraud**, where the fraud affects the outcome of the election such that the winners and losers are different from what they would have been had the fraud not been committed; and **non-outcome determinative fraud**, when the outcomes are not affected (i.e. the winners and losers would be the same even absent the commission of fraud). *Both types of electoral fraud entail criminal behavior that should be punished according to the law; however, outcome determinative fraud has more*

*serious political implications, in that it allows a party or candidate to take over public positions contrary to the popular will.*

Raphael López-Pintor, *Assessing Electoral Fraud in New Democracies: A Basic Conceptual Framework*, International Foundation for Electoral Systems, White Paper Series (2010) (emphasis added) online at: [https://www.ifes.org/sites/default/files/rlp\\_electoral\\_fraud\\_white\\_paper\\_web.pdf](https://www.ifes.org/sites/default/files/rlp_electoral_fraud_white_paper_web.pdf) (accessed December 21, 2020).

## Have the Courts rejected the evidence? No.

Many are of the mistaken belief that the evidence has been presented and rejected in the many state and federal court cases filed and dismissed since November 3. No court has had all the evidence before it. Nor could it. New evidence is discovered on a daily basis and it is impossible to audit the electronic systems without first getting access to them.

In most of the cases, the court dismissed the case without considering the evidence or reaching the legal questions presented. The case filed in the Supreme Court of the United States by the Texas Attorney General and which was joined by 17 other state Attorneys General and more than 100 Members of the United States House of Representatives was the most prominent example of a case where the court heard no evidence. In a few others, the attorneys presented only limited evidence and lost for that reason.

# Arizona

(12,000 margin vs. over 350,000 contested ballots)

## Actions and last-minute illegal rule changes

- For ballots completely missing signatures, the legislatively- approved procedure was not to count the ballot, but a last-minute lawsuit changed the procedure and allowed ballots with missing signatures to be “cured” up to five days later.<sup>1</sup>
- Although Arizona law allows observers to watch over “any significant voting or processing activities”, the County Recorder for Maricopa County decided that observers would have no right to observe the signature verification process.<sup>2</sup>
- Multiple officials attempted to include an illegal video call voting process for Maricopa County, Arizona.<sup>3</sup>
- An additional attempt was made to change Arizona’s voter registration deadline as the election neared, but it was overturned by the U.S. Court of Appeals for the Ninth Circuit.<sup>4</sup>
- Arizona law forbids “ballot harvesting”, but the laws are being challenged and it may have occurred.<sup>5</sup>
- The Maricopa County Board of Supervisors is resisting a subpoena from the Arizona Senate demanding audit access to the electronic voting systems.<sup>6</sup>

## Resulting “Significant Irregularities” and Possible Fraud

- 22,093 mail-in ballots were “received” the day BEFORE the ballots were sent out to voters.
- 2,000 voters were “registered” as living on a vacant lot.
- 150,000 people registered in Maricopa County AFTER the registration deadline.
- 103,000 ballots in Maricopa County were sent for electronic “adjudication” with no Republican observation, meaning that poll workers had the opportunity to switch Trump votes to Biden or “vote” ballots where the elector’s choice was not clear.
- 36,400 illegal immigrants are estimated to have voted.
- 50% of Republicans had requested ballots that were never subsequently recorded as having been “received” or “counted” by the state.
- 42,000 “Biden-only” votes were cast, meaning that the voter voted for no other candidate or issue. This huge statistical anomaly is a recognized indicator of electoral fraud.

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<sup>1</sup> <https://healthyelections.org/sites/default/files/2020-11/arizona-110220.pdf>

<sup>2</sup> <https://healthyelections.org/sites/default/files/2020-11/arizona-110220.pdf> - section G

<sup>3</sup> <https://arizonadailyindependent.com/2020/09/30/last-minute-virtual-voting-option-will-be-ruled-on-next-week/>

<sup>4</sup> <https://today.westlaw.com/Document/lfa54ef28124711ebbea4f0dc9fb69570/View/FullText.html>

<sup>5</sup> <https://today.westlaw.com/Document/lfa54ef28124711ebbea4f0dc9fb69570/View/FullText.html>

<sup>6</sup> <https://www.azcentral.com/story/opinion/op-ed/laurieroberts/2020/12/18/maricopa-county-supervisors-stand-up-senate-lunatics-bearing-subpoenas/3967644001/>

- One data analysis of Arizona election data showed between 120,000 and 306,000 fake people who voted.<sup>7</sup>

## Court Cases

*Bowyer v. Ducey (Trial court: 2:20-cv-02321-DJH; Appeals Court: ; U.S. Supreme Court: 20-858)*

**Summary:** Lawyer Sidney Powell filed a federal lawsuit on Dec. 2 seeking to de-certify and invalidate improper votes in Arizona over election fraud, and to order officials to preserve equipment and voting data for inspection. The suit alleges that over 412,000 votes were cast illegally in the state. Most of the plaintiffs are Republican presidential electors in the state and members of the Republican party in the state.

Dec. 6: Judge rejects request for a three-hour hearing to hear witnesses and limits hearing to motion to dismiss, and dismisses case on Dec. 9 without hearing a single shred of evidence.

Dec. 11: Powell's team files an emergency petition to the U.S. Supreme Court.

Dec. 29: U.S. Supreme Court docket Powell's emergency petition.

Dec. 30: Powell's team asked the court to consolidate all four related-cases filed by the lawyer on behalf of Republican electors.

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*Ward v. Jackson, et al. (State Court: CV2020-015285; State Supreme Court: CV20-0343-AP/EL; U.S. Supreme Court: 20-809)*

Arizona Republican Party Chairwoman Kelli Ward filed a petition on Nov. 24 for early inspection of mail-in ballot envelopes and signatures, ahead of an anticipated elections contest against 11 Arizona Democrat presidential electors. Ward's challenge alleges that some suburbs in Maricopa County had an unusually high number of duplicated ballots. It also claims that there were insufficient safeguards to verify mail-in ballots.

Dec. 4: After two days of hearings, an Arizona judge denies relief for the plaintiff (pdf), ruling that the evidence did not show fraud or misconduct. The judge also found that there was a low error rate and that it would not impact the outcome of the election. Ward has indicated that she would appeal the case to the state Supreme Court.

Dec. 7: Arizona Supreme Court granted a request to expeditiously review the ruling.

Dec. 8: Arizona Supreme Court denies Ward's request for relief and upholds trial judge's decision.

Dec. 11: Ward announces the Arizona Republican Party will appeal its case to the U.S. Supreme Court.

Dec. 15: U.S. Supreme Court docket Kelli Ward's petition for a writ of certiorari and motion for expedited consideration filed on Dec. 11.

Source: <https://www.theepochtimes.com/c-arizona>

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<sup>7</sup> [https://www.realclearpolitics.com/video/2020/12/01/data\\_expert\\_up\\_to\\_300000\\_fake\\_people\\_voted\\_in\\_arizona\\_election\\_.html](https://www.realclearpolitics.com/video/2020/12/01/data_expert_up_to_300000_fake_people_voted_in_arizona_election_.html)

## Conclusion: “Outcome determinative electoral fraud”

Disqualifying completed ballots received before election officials sent them out to voters would be sufficient to overcome the current 12,000 vote margin. Adding in the other balloting illegalities, like the ballots adjudicated without a Republican observer and ballots received after the deadline for registrations represents thirty times the margin necessary to change the outcome. In combination with the massive influx of mail-in ballots, the last minute changes to rules had an extensive impact on the ability of the poll watchers to observe and challenge possible irregularities such as allowing invalid ballots to be “cured” without challenge long after the day of the election.

## Georgia

(12,670 margin vs. over 530,000 contested ballots)

### Actions and last-minute illegal rule changes

- Georgia’s Secretary of State, Brad Raffensperger, without legislative approval, unilaterally abrogated Georgia’s statute governing the signature verification process for absentee ballots.
- Although state law prohibits the opening of absentee ballots until after the polls open on Election Day, the State Election board adopted a rule allowing the processing of absentee ballots three weeks prior to the election
- Georgia law [O.C.G.A. § 21-2-386(a)(l)(C)] authorizes and requires a single registrar or clerk—after reviewing the outer envelope—to reject an absentee ballot—if there is any issue regarding the signature. The State Election Board, however, unilaterally changed the rules to make it much more difficult to reject a signature.

### “Significant Irregularities” Suggesting Fraud

- After examining evidence of extensive abnormalities, the Chairman’s Report of the Election Law Study Subcommittee of the Standing Senate Judiciary Committee (Georgia) reported that overall “there was a lack of enforcement of the law.”
- *“Proper protocols were not used to ensure chain of custody of the ballots throughout the Election, after the opening of ballots prior to the Election, and during the recounts. . . . It was possible or even likely that large numbers of fraudulent ballots were introduced into the pool of ballots that were counted as voted; . . . The Subcommittee heard testimony of pristine ballots whose origin looked suspicious or which could not be verified and the inability of poll workers to distinguish between test ballots and absentee ballots. Signatures were not consistently verified according to law in the absentee balloting process.”*
- Coffee County could not replicate its ballot tallies after re-running them repeatedly, preventing them from being able to certify their 15,000 votes. As county election officials reported, *“The basis for the dilemma is simple - the election summary report for the electronic recount tabulated votes in a manner that resulted in more collective votes being*

cast for the Presidential candidate than the total number of votes reflected within the report. The inconsistent count could not be reconciled.”<sup>8</sup>

- 2,560 felons with non completed sentences were illegally registered and cast their vote.
- 66,247 underage people were illegally registered to vote.
- 4,926 registered voters were registered to vote in another state after their Georgia registration date.
- 10,315 people who voted died by the time of the election.
- 305,701 absentee ballots were applied for too early and 2,664 absentee ballots were sent to voters too early.
- Georgia has historically had a 2.9% rejection rate for absentee ballots because of errors in their submission. In 2020, the rejection rate was only 0.34% (seventeen times less) despite a sixfold increase in the number of absentee ballots returned.
- 50% of Republicans had requested absentee ballots that were never subsequently recorded as having been “received” or “counted” by the state.
- Between 31,559 and 38,886 mail-in (absentee) ballots were mailed in but not counted.<sup>9</sup>
- Matt Braynard found 17,877 early or absentee ballots that were cast in Georgia in the names of people who had filed out-of-state move notices and thus were not eligible to vote in Georgia.
- 80,000 Biden-only votes [no other candidates or issues were voted], which is a huge statistical anomaly), in light of President Trump’s recent recognition as America’s most popular man, 3x more popular than Biden
- Mathematically incongruous Georgia tabulation update listed at 1:34AM Eastern Time on November 4th, 2020, which shows 136,155 votes for Joe Biden and only 29,115 votes for Donald Trump. This starkly contrasts normal voting patterns in this area.<sup>10</sup>
- DeKalb County failed to provide a chain of custody for the transport of absentee ballots from any of the 34 drop boxes used prior to the November 3 election to the registrar or designee at the county office.<sup>11</sup>

## Court Cases

*Pearson v. Kemp (District: 1:20-cv-04809; Appeals: 20-14480; U.S. Supreme Court: 20-816)*

Lawyer Sidney Powell is representing a group of Republican plaintiffs seeking to invalidate the election results in Georgia over allegations of “massive fraud” in particular ballot stuffing and voter manipulation through the use of the Dominion voting system. The suit alleges, citing expert analysis, that at least 96,600 votes were illegally counted during the Georgia 2020 general election. Powell filed the suit on behalf of plaintiffs including Republican Party nominees for the electoral college, the chairman of the Cobb County Republican Party Jason Shepherd, and the Assistant Secretary of the Georgia Republican Party, Brian Jay Van Gundy.

Nov. 25: Lawsuit filed; Nov. 27: Plaintiffs file a motion for injunctive relief

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<sup>8</sup> <https://voterga.files.wordpress.com/2020/12/coffee-county-complete.pdf>

<sup>9</sup> <https://defendingtherepublic.org/wp-content/uploads/2020/11/COMPLAINT-CJ-PEARSON-V.-KEMP-11.25.2020.pdf> , p. 60.

<sup>10</sup> [Anomalies in Vote Counts and Their Effects on Election 2020](https://votepatternanalysis.substack.com/p/voting-anomalies-2020); <https://votepatternanalysis.substack.com/p/voting-anomalies-2020>

<sup>11</sup> [https://georgiastarnews.com/wp-content/uploads/2020/12/BAIGERT\\_12.15.Chain-of-Custody-Forms-General-Election-11.03.2020.pdf](https://georgiastarnews.com/wp-content/uploads/2020/12/BAIGERT_12.15.Chain-of-Custody-Forms-General-Election-11.03.2020.pdf)

Dec. 1: **Judge postpones a scheduled Dec. 4 hearing**; Dec. 2: Federal appeals court grants plaintiff's request to expedite the appeal, after Powell sought an emergency appeal from the Eleventh Circuit. Powell was seeking a statewide order after a district judge temporarily blocked election officials from wiping or altering Dominion Voting Systems machines in only three counties. Dec. 4: Eleventh Circuit **dismisses Powell's appeal, ruling that they do not have jurisdiction to hear the case**. The judges allowed the case to proceed in the district court.

Dec. 7: Federal judge **dismisses case, ruling that the plaintiffs have no legal standing to sue**. Powell filed a notice of appeal; Dec. 11: Powell's team files an emergency petition to the U.S. Supreme Court; Dec. 15: Supreme Court docket case; Dec. 30: Powell's team asks court to consolidate all four related-cases filed by the lawyer on behalf of Republican electors.

*Wood v. Raffensperger (District: 1:20-cv-04651; Appeals: 20-14418; U.S. Supreme Court: 20-799)*

Lin Wood, in a bid to stop the certification of election results, claiming that election rules unconstitutionally changed by state officials could have invalidated absentee ballots cast in the 2020 election.

Nov. 13: Lawsuit filed; Nov. 19: Federal judge denies a request to block the certification of the state's election results. The judge **ruled that Wood lacked legal standing** as an individual voter to challenge Georgia's election procedures. Wood hinted that he will file an appeal in the 11th Circuit; Nov. 24: Wood's lawyers file an emergency appeal to the 11th Circuit court.

Nov. 25: Appeals court grants Wood's motion for expedited review of the case.

Dec. 5: 11th Circuit upholds Nov. 19 ruling by a federal judge. Wood indicated on Dec. 6 that he plans to file an appeal with the U.S. Supreme Court.

Dec. 11: The Supreme Court docket Lin Wood's appeal that was filed on Dec. 8

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*Favorito v. Cooney (State Court: 2020CV343938)*

A group of Georgian voters are demanding a "forensic inspection" of mail-in ballots in the county from the Nov. 3 presidential election. After Garland Favorito, a tabulation observer, noticed abnormalities to the election results he reported it to state officials and made an open record request for the interim upload results. Other petitioners in the case are also alleging a range of election irregularities during the counting and auditing of ballots.

Dec. 23: Petition filed in the Superior Court of Fulton County.

Hearing granted for Monday, Jan. 4 at 11 a.m.

Source for above cases: <https://www.theepochtimes.com/c-georgia>

## Conclusion: "Outcome Determinative Electoral Fraud"

Just amending the absentee rejection rates to be normal would be sufficient to overturn the election result. If the rejection rate of mailed-in absentee ballots remained the same in 2020 as it was in 2016, there would be 83,517 less tabulated ballots in 2020. The statewide split of absentee ballots was 34.68% for Trump and 65.2% for Biden. Rejecting at the higher 2016 rate with the 2020 split between Trump and Biden would decrease Trump votes by 28,965 and Biden votes by 54,552, which would be a net gain for Trump of 25,587 votes. This would be more than needed to overcome the Biden advantage of 12,670 votes, and Trump would win by 12,917 votes.

After examining evidence of extensive abnormalities, the Chairman's Report of the Election Law Study Subcommittee of the Standing Senate Judiciary Committee (Georgia) concluded, "The

November 3, 2020 General Election . . . was chaotic and any reported results must be viewed as untrustworthy.”

# Michigan

(154,188 margin vs. over 660,000 contested ballots)

## Actions and last-minute illegal rule changes

- Michigan's Secretary of State, Jocelyn Benson, without legislative approval, unilaterally abrogated Michigan election statutes related to absentee ballot applications and signature verification.
- Secretary Benson announced that her office would send unsolicited absentee-voter ballot applications by mail to all 7.7 million registered Michigan voters prior to the primary and general elections despite the law requiring a written signed request from the voter or a specific absent voter ballot application from the city clerk or a federal postcard application.
- Secretary Benson also violated Michigan law when she launched a program in June 2020 allowing absentee ballots to be requested online, without signature verification as expressly required under Michigan law.
- Michigan also requires that poll watchers and inspectors have access to vote counting and canvassing, however, local election officials in Wayne County made a conscious and express policy decision not to follow this law for the opening, counting and recording of absentee ballots.
- Michigan also has strict signature verification requirements for absentee ballots, however, Wayne County made the policy decision to ignore Michigan's statutory signature verification requirements for absentee ballots.
- Voting machines were not "secured" in the manner required by State law.
- Ballots and ballot boxes were not "secured" in the manner required by State law.

## Resulting Fraud

- Secretary Benson's unconstitutional modifications of Michigan's election rules resulted in the distribution of millions of absentee ballot applications without verifying voter signatures as required by law. "While I was at the TCF Center, I was instructed not to look at any of the signatures on the absentee ballots, and I was instructed not to compare the signature on the absentee ballot with the signature on file."<sup>12</sup>
- Due to unconstitutional changes to Michigan's election law, the Wayne County Statement of Votes Report lists 174,384 absentee ballots out of 566,694 absentee ballots tabulated (about 30.8%) as counted without a registration number for precincts in the City of Detroit.
- Large discrepancies exist between the Qualified Voter File (Absentee Voter Module) and 2020 Presidential Election results in Wayne County, potentially disqualifying 204,000 absentee ballots.<sup>13</sup>
- Wayne County tabulations indicated that 71% of the reporting precincts did not balance. The Board initially refused to certify the numbers, but did so after the Republican Board of

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<sup>12</sup> Affidavit of Jessie Jacob - <https://pbs.twimg.com/media/EmZAiLwWEAAFDx8?format=jpg&name=large>

<sup>13</sup> <https://mapthefraud.atlassian.net/wiki/spaces/DATASCIENC/pages/64258049/Large+Discrepancies+between+Qualified+Voter+File+AV+Module+and+2020+Election+Results+in+Wayne+County+Michigan+-+Potentially+Disqualifying+Approximately+204+000+Absentee+Votes>; 2020 Election Results from (MI.GOV): <https://www.waynecounty.com/elected/clerk/election-results.aspx>; AV Ballots Verified Nov 7th, 2020 (Web Scrape) from (MI.GOV): <https://mivic.sos.state.mi.us/voter/index>; Oct 13th, 2020 Published Voter Rolls from (TBD): <http://69.64.83.144/~mi/>

Electors members were physically threatened and doxed.<sup>14</sup> The Republican members of the Board of Canvassers, once in safety, attempted to retract their certification under duress but were not allowed to do so.

- The Antrim County forensics report discovered that the vote adjudication and security records were missing because they had been deleted the evening of Nov 4.<sup>15</sup> This is a violation of state laws that require the records be maintained for 22 months.
- Secretary of State Jocelyn Benson sent a Board of Electors a directive on December 1st to all county clerks instructing them to delete all electronic records, also a violation of Michigan and federal law.
- Dozens of precincts had voter turnouts of at least 100%, including a 781% voter turnout in the City of North Muskegon and 460% in the Zeeland Charter Township.
- 33% of Republicans had requested ballots that were never subsequently recorded as having been “received” or “counted” by the state.
- Over 69,000 Biden only votes, despite Trump’s recent recognition as America’s most popular man, 3x more popular than Biden.
- Mathematically incongruous update in Michigan listed as of 6:31AM Eastern Time on November 4th, 2020, which shows 141,258 votes for Joe Biden and 5,968 votes for Donald Trump. This starkly contrasts normal voting patterns in this area.
- Mathematically incongruous update in Michigan listed as of 3:50AM Eastern Time on November 4th, 2020, which shows 54,497 votes for Joe Biden and 4,718 votes for Donald Trump. This starkly contrasts normal voting patterns in this area.<sup>16</sup>
- Nearly 2,000 voters over the age of 100 were marked in the state’s mail voter database as having returned ballots, even though none were listed among known living centenarians.<sup>17</sup>

## Court Cases

*King v. Whitmer (District Court: 2:20-cv-13134; U.S. Supreme Court: 20-815)*

Lawyer Sidney Powell filed a lawsuit in a Michigan federal court alleging that “massive election fraud” and violations to the state election code in the Nov. 3 election. It claims that the fraud took place through a “troubling, insidious, and egregious ploy ” of ballot stuffing, which gave Democratic nominee Joe Biden a lead in the state. The fraud allegedly was rendered invisible through the help of using election software and hardware from Dominion Voting Systems, the lawsuit claims. Plaintiffs in the civil action are six registered Michigan voters and nominees of the Republican Party to the electoral college.

Nov. 25: Lawsuit filed in a federal court. The plaintiffs also filed a temporary restraining order.

Dec. 7: **Federal judge dismisses lawsuit, characterizing the allegations as “conjecture and speculation.”**

Dec. 8: Lawyers file notice of appeal to ask the circuit court to review the decision.

Dec. 13: Powell’s team sends a letter to Supreme Court asking for permission to file new evidence under seal. Dec. 15: U.S. Supreme Court docket case. Dec. 28: State respondents file response

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<sup>14</sup> <https://justthenews.com/politics-policy/elections/wayne-county-election-board-republicans-say-they-were-bullied-rescind>

<sup>15</sup> <https://assets.documentcloud.org/documents/20423772/antrim-county-forensics-report.pdf>

<sup>16</sup> <https://votepatternanalysis.substack.com/p/voting-anomalies-2020>

<sup>17</sup> [https://www.theepochtimes.com/10000-dead-people-returned-mail-in-ballots-in-michigan-analysis-shows\\_3573209.html](https://www.theepochtimes.com/10000-dead-people-returned-mail-in-ballots-in-michigan-analysis-shows_3573209.html)

opposing petition. Dec. 30: Powell’s team asked court to consolidate all four related-cases filed by the lawyer on behalf of Republican electors.

<https://www.theepochtimes.com/c-michigan>

### Eyewitness Affidavits

Several Michigan residents have signed affidavits, which were sworn under penalty of perjury, alleging they witnessed widespread election tampering in Detroit involving many thousands of ballots. City of Detroit employee Jessy Jacob stated in an affidavit that **she was instructed to backdate thousands of absentee ballots on Nov. 4** to make them appear legal even though they were not in the Qualified Voter File (QVF) and had not arrived by the deadline.

Robert Cushman, another poll observer in Detroit, submitted an affidavit that described behavior similar to what Jacob said she witnessed. Cushman said he saw **large swaths of ballots being counted the day after the election for voters who were not in the authorized list of names. In some cases, he added, fake birth dates were being used to fill in birth dates.**

Alexandra Seely, a Michigan voter who worked as a Republican poll challenger, said in an affidavit that **her challenges to suspect ballots were ignored and she was “harassed and threatened”** for raising concerns. “I challenged 10 votes at table 23, they would not take out the log to record my challenges,” Seely’s affidavit says. “I had to write names and ballot numbers on my own. I asked to make incident reports. They would not allow me, and said they would make a note in the computer. They did not and proceeded to keep counting.”

[Former MI state senator] Patrick Colbeck, a poll watcher at the TCF Center in Detroit, said in an affidavit that **he observed an active Internet connection on the screens of the computers used to tabulate and adjudicate ballots** at the absentee-vote counting center.

#### sources:

<https://www.worldtribune.com/in-signed-affidavits-michigan-residents-say-they-witnessed-widespread-voter-fraud-in-detroit/> and Affidavit of Jessy Jacob - <https://pbs.twimg.com/media/EmZAiLwWEAAFDx8?format=jpg&name=large>  
Affidavit of Alexandra Seely - <https://justthenews.com/sites/default/files/2020-11/SeelyAffidavit.pdf>

## Conclusion: “Outcome Determinative Electoral Fraud”

These non-legislative modifications to Michigan’s election statutes fostered an environment in which electoral fraud and other “significant irregularities” were almost guaranteed. Not only do these changes violate the Electors Clause, the number of illegal ballots counted as “votes” far exceeds the margin of voters separating the candidates in Michigan.

# Nevada

(33,596 margin vs. over 100,000 contested ballots)

## Actions and last-minute illegal rule changes

- Previously, Nevada had implemented safeguards to protect free and honest elections, however, on August 2, 2020, the Nevada legislature passed AB4. “The law requires the state of Nevada to mail every voter a ballot and even allows ballots cast after election day to count. It also allows other people to sign and return ballots on behalf of voters over 65.”<sup>18</sup>
- This massive change overturned a ballot harvesting ban and allowed a total stranger to pick up a ballot for anyone, opening the door to potentially widespread fraud.

## “Significant Irregularities” and Possible Fraud

- In Nevada, the 2020 rejection rate of mail-in-ballots was approximately 0.75%, less than half the 1.6% rate from 2016.
- Signature verification in Clark County had an unbelievable 89% fail rate.<sup>19</sup>
- 42,284 people are on record as having voted twice in 2020.
- 20,000 ballots were cast in the names of individuals without a Nevada mailing address.
- 2,468 ballots were cast by people who had moved to another state and thus were ineligible to vote in Nevada.
- 1,500 ballots were cast by dead people.
- Almost 4,000 non-citizens voted.
- Nearly 30,000 people voted who falsely listed non-residential, vacant, or non-existent addresses as their home addresses.
- Matt Braynard found 5,145 early or absentee ballots that were cast in Nevada in the names of people who had filed out-of-state move notices and thus were not eligible to vote in Nevada.

## Court Cases

Trump attorney Jesse Binnall wanted to audit the machines in Nevada but the court there wouldn't allow it. He had two whistleblowers, one said that when they logged out of the machine with USB drives, there would be one number of votes, but when they logged back in the next morning there would be a different number. The witnesses said votes were just disappearing. Binnall requested a full audit of the machines, explaining that it is extremely important to get full transparency with media narrative being, *“Oh, the machines are fine. Oh, the machines are secure.” This is simply a “Trust us!” narrative. Once we've seen what's happening in Michigan, and now for instance in Arizona, you have Maricopa county that's obstructing a subpoena from the legislature to*

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<sup>18</sup> <https://www.breitbart.com/politics/2020/08/05/trump-campaign-files-lawsuit-challenging-nevada-vote-by-mail-law-as-unconstitutional/>

<sup>19</sup> <https://www.reviewjournal.com/opinion/opinion-columns/victor-joecks/victor-joecks-clark-county-election-officials-accepted-my-signature-on-8-ballot-envelopes-2182390/>

actually have a full audit of these machines, you just have to say, "what have they got to hide?" **Binnall confirmed that in Nevada the courts didn't really look at the evidence**, and many cases have been thrown out on technicalities or on "standing."

*Jesse Binnall: "It's really, really unfortunate that courts are trying to find ways to dodge the issue. My case in Nevada is an example of that, where we were told: no live witnesses and you're limited to only 15 depositions. So **130,000 instances of voter fraud**, and you can only do it with 15 depositions. But we're also going to limit your ability to get subpoenas and force people to show up. And over the Thanksgiving holiday weekend, we were really limited for how we could actually put in our evidence, and so for instance, when we're able to find evidence of almost 4,000 noncitizens who voted in the election, the court wouldn't even hear that evidence, the court excluded it completely. And then when it went up to the Supreme Court in Nevada, they gave us two hours to brief our case, to brief all of our issues....**8,000 pages of evidence, they gave us two hours to brief it.** And we still in just over two hours, we put together a 40-page brief that walked them through all the important issues. And they paid so much attention to that 40-page brief and 8,000 pages of documents that they summarily affirmed the case a couple of hours after that. It's just completely ridiculous that courts are more interested in being a rubber stamp for this media narrative that there was no voter fraud and ignoring the evidence to the contrary, that there was clear voter fraud, that courts have decided to abdicate their role to be neutral arbiters. That's really sad."*

Source: [https://www.ntd.com/trump-attorney-jesse-binnall-interview\\_543521.html](https://www.ntd.com/trump-attorney-jesse-binnall-interview_543521.html)

Two other Nevada cases:  
*Law et al v. Whitmer et al (20 OC 00163 1B)*. - The United States Electoral College candidates in Nevada who pledged to President Donald Trump filed an election contest on Nov. 17, alleging irregularities, improprieties, and fraud in the state's 2020 presidential election. The contest, filed in the First Judicial District Court in Carson City, seeks to have Trump declared as the winner in Nevada, or to have the election annulled. The plaintiffs allege that the election machines used throughout the state are unreliable, that observers were denied access to the ballot duplication process, and that alleged vote-buying occurred through some Native American outreach programs.

- Nov. 23: Defendants file motion to dismiss.  
- Dec. 4: State judge in Carson City dismisses election contest, ruling that the plaintiffs did not sufficiently prove that illegal votes were cast and counted and that legal votes were not counted. A spokesperson for the lawyer representing plaintiffs said they intend to appeal the ruling to Nevada Supreme Court.  
Dec. 8: Nevada Supreme Court affirms state judge's order to dismiss election contest.

*Kraus v. Cegavske (20-oc-001421B)* - Oct 23: The Trump campaign and the Nevada Republican Party sued election officials in the Las Vegas area, seeking to halt the ballot counting process immediately until Trump campaign volunteers are allowed to closely observe the process. The lawsuit was filed against Nevada Secretary of State Barbara Cegavske, a Republican, and Joseph Gloria, registrar of voters for Clark County, Nevada's most populous county, which includes the city of Las Vegas.  
Oct. 29: A state judge rejects a lawsuit seeking expanded access to poll watchers, prompting the Trump campaign to appeal that decision to the state Supreme Court.

Nov. 10: The Trump campaign moves to dismiss their appeal after reaching a settlement with state officials to allow for more observers.

Source: <https://www.theepochtimes.com/c-nevada>

## Conclusion: “Outcome determinative electoral fraud”

While the Nevada Legislature did authorize changes in the law, those changes created both “significant irregularities” in established voting procedures, and set the stage for widespread failure to enforce state and federal laws that guarantee election integrity.

Jesse Binnall, in testimony before the US Senate Committee on Homeland Security and Governmental Affairs, stated, “All in all, our experts identified 130,000 unique instances of voter fraud in Nevada. But the actual number is almost certainly higher.”<sup>20</sup>

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<sup>20</sup> <https://www.hsgac.senate.gov/imo/media/doc/Testimony-Binnall-2020-12-16.pdf>

## Actions and last-minute illegal rule changes

- New Mexico Secretary of State Maggie Toulouse Oliver violated the state election code by permitting voters to deposit completed absentee ballots in drop boxes at voting locations rather than handing them to the location's presiding judge in person.
- Drop boxes were installed around the state this fall with federal funding from the CARES Act in an effort to reduce numbers of voters congregating at voting locations in the midst of the COVID-19 pandemic.
- The Republican Party of New Mexico sued over the state's use of drop boxes in October, demanding video monitoring for all drop boxes and accusing two county clerks of lax security measures. The party withdrew its complaint after Toulouse Oliver's office reiterated previously issued guidance to county clerks on their use.

Source: <https://www.lcsun-news.com/story/news/politics/2020/12/14/trump-campaign-lawsuit-new-mexico-absentee-ballot-drop-boxes/6546219002/>

## Resulting “Significant Irregularities” and Possible Fraud

- The results for the presidential race from the state website count Biden/Harris 501,614 and Trump/Pence 401,894.<sup>21</sup>
- Since the drop boxes represented a significant portion of the overall ballots, this potentially challenges hundreds of thousands of ballots.
- Some counties had suspiciously high voter registration rates of around 100%, including one with a voter registration rate of 109% and another of 177%.<sup>22</sup>
- In comparison to the results in 2016, Biden's totals were 130% greater than Hillary Clinton, who won New Mexico 385,234 to 319,667 for Trump, and Trump in 2020 exceeded his 2016 totals 125.7% - yet he allegedly lost.

## Court Case

Attorneys filed a lawsuit for plaintiff “Donald J. Trump For President, Inc.” against co-defendants MAGGIE TOULOUSE OLIVER, in her official capacity as Secretary of State of New Mexico, the ELECTORS of NEW MEXICO and the STATE CANVASSING BOARD OF NEW MEXICO, on Dec 14, 2020, requesting the court vacate the Defendant Electors' certifications from the unconstitutional 2020 election results, and remand to the state of New Mexico legislature pursuant to 3 U.S.C. § 2 to appoint electors. The state Republican Party is subsequently accusing New Mexico Secretary of State Maggie Toulouse Oliver of purposely delaying the release of election records requested by President Donald Trump's administration. The case asserts the Defendant, while taking advantage of federal funding earmarked for absentee-ballot drop-off boxes — also

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<sup>21</sup> <https://electionresults.sos.state.nm.us/resultsSW.aspx>

<sup>22</sup> <https://www.judicialwatch.org/wp-content/uploads/2020/10/Judicial-Watch-Voter-Roll-Study-Oct-2020-1.pdf> ;  
<https://www.sos.state.nm.us/voting-and-elections/data-and-maps/voter-registration-statistics/2020-voter-registration-statistics/>

created another ballot-return option called the “drop box.” The word “drop box” does not appear in the Election Code, and the only creature of statute that looks in any way like it is the “secured container” concept from § 1-6-9(E), but the Secretary took the position that drop boxes were not “secured containers.” Rather, the Secretary took the position that drop boxes were simply an embodiment of the longstanding rule that an absentee-ballot “official mailing envelope may be returned in person to . . . an alternate voting location, mobile alternate voting location or election day voting location.” NMSA 1978, § 1-6-9(D). In short, her position is that there is no difference between the longstanding practice of a voter turning in his or her ballot “in person” and a voter turning in to a drop box placed outside the polling place.

[...]

This procedure was simply not followed with regard to what the Trump Campaign believes was the majority of drop boxes in New Mexico, allowing individuals to drop off multiple ballots — meaning that, by definition, they were not the voter on all of them — without speaking to a person at all.

Source:

[https://www.courtlistener.com/recap/gov.uscourts.nmd.455803/gov.uscourts.nmd.455803.1.0\\_1.pdf](https://www.courtlistener.com/recap/gov.uscourts.nmd.455803/gov.uscourts.nmd.455803.1.0_1.pdf)

## Conclusion: Outcome-Determinative Electoral Fraud

Between the drop boxes with almost complete lack of protections for election integrity, abnormally high and statistically impossible voter registration rates in several counties, and other abnormalities, the state’s election results are indeed open to serious question

# Pennsylvania

(80,555 margin vs. 1,144,230 contested ballots)

## Last-minute and Illegitimate Rule Changes

- Pennsylvania's Secretary of State, Kathy Boockvar, without legislative approval or ratification, unilaterally abrogated several Pennsylvania statutes requiring signature verification for absentee or mail-in ballots.
- The Pennsylvania Department of State's guidance unconstitutionally did away with Pennsylvania's statutory signature verification requirements.
- The governor approved, contravening state law, a last minute ballot deadline change allowing ballots to be accepted after election day.<sup>23</sup>
- A further last-minute change allowed ballots to be accepted without postmarks<sup>24</sup>
- Pennsylvania's election law also requires that poll-watchers be granted access to the opening, counting, and recording of absentee ballots. Local election officials in Philadelphia and Allegheny Counties decided not to follow 25 PA. STAT. § 3146.8(b) for the opening, counting, and recording of absentee and mail-in ballots.
- Prior to the election, Secretary Boockvar sent an email to local election officials urging them to provide opportunities for various persons—including political parties—to contact voters to “cure” defective mail-in ballots. This process clearly violated several provisions of the state election code.
- Through removing the ballots for examination prior to seven o'clock a.m. on election day, Secretary Boockvar created a system whereby local officials could review ballots without the proper announcements, observation, and security.
- A great number of ballots were received after the statutory deadline and yet were counted by virtue of the fact that Pennsylvania did not segregate all ballots received after 8:00 pm on November 3, 2020 as required by order of U.S. Supreme Court Justice Samuel Alito.

## Related “Significant Irregularities” and Possible Fraud

- 9,005 ballots with NO MAILED date.
- 58,221 ballots were returned on or before the date they were mailed.<sup>25</sup>
- 51,200 ballots were returned one day after the date they were mailed to voters.
- PA Secretary of State unilaterally removed legislative signature verification requirement for mail-in ballots.<sup>26</sup>
- Completely unrealistic rejection rates for mail-in ballots. In 2016 Pennsylvania received 266,208 mail-in ballots; 2,534 of them were rejected (.95%).<sup>27</sup> However, in 2020,

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<sup>23</sup> <https://www.dailysignal.com/2020/06/04/pennsylvania-governors-11th-hour-ballot-deadline-change-spurs-election-chaos/>

<sup>24</sup> <https://www.theamericanconservative.com/articles/last-minute-election-rule-changes-raise-big-questions/>

<sup>25</sup> <https://drive.google.com/file/d/12b80UlkLok1oLyXcg1VMqaJCzvTNzmAu/view>

<sup>26</sup> <https://apnews.com/article/pennsylvania-election-2020-pittsburgh-elections-presidential-elections-fc464c287c18823ff57fedc13fac7e5>

<sup>27</sup> [https://www.eac.gov/sites/default/files/eac\\_assets/1/6/2016\\_EAVS\\_Comprehensive\\_Report.pdf](https://www.eac.gov/sites/default/files/eac_assets/1/6/2016_EAVS_Comprehensive_Report.pdf) (p. 24)

Pennsylvania received more than 10 times the number of mail-in ballots compared to 2016 yet with almost zero rejections.<sup>28</sup>

- 682,777 mail-in votes were counted without a single Republican viewing and verifying the ballots, names, signatures, and dates.
- 8,021 mail-in ballots were counted for those who were confirmed dead.
- 40% of Republicans requested ballots that were never subsequently recorded as having been “received” or “counted” by the state.<sup>29</sup>
- Matt Braynard found 7,426 early or absentee ballots that were cast in Pennsylvania in the names of people who had filed out-of-state move notices and thus were not eligible to vote in Pennsylvania.<sup>30</sup>
- All forensic evidence, custody sheets, from Delaware County, disappeared shortly after the election.
- 69,004 ballots were marked as “received” after Nov 3, and 19,660 ballots after Nov 6, despite Pennsylvania Secretary of State Kathy Boockvar reporting on November 10th (and to the Supreme Court on November 30th) that only 10,00 ballots were received after November 3rd.<sup>31</sup> The PA Supreme Court usurped established PA legislation to allow ballots to be counted if received by Nov 6. PA election law states that ballots received after Nov 6 are to be rejected.
- PA’s deadline for mail-in ballot applications was Oct 27, yet some counties, such as Berk County, were allowing both the filling out of mail-in ballot applications and the receipt of said mail-in ballots as late as Nov 16.<sup>32</sup>
- 191,725 mail-in ballots were touched by alterations, irregularities, or anomalies.<sup>33</sup>
- 112,516 ballots were given new return dates.<sup>34</sup>
- 151,775 mail-in ballots were changed on Nov 23.<sup>35</sup>

## Court

## Cases

*Donald J. Trump for President v. Kathy Boockvar (U.S. Supreme Court: 20-845)*

The Trump campaign filed the suit on Dec. 21 challenging three Pennsylvania Supreme Court rulings that “illegally changed” the mail-in ballot laws “immediately before and after the 2020 presidential election,” the legal team said. The team argued that those court decisions were

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<sup>28</sup> <https://electproject.github.io/Early-Vote-2020G/PA.html> (Data provided by the Pennsylvania Secretary of State’s office)

<sup>29</sup> Affidavit of Dr. Steven Miller, I App. 1327-1328: [https://www.supremecourt.gov/DocketPDF/22/22O155/163392/20201214094921641\\_Appendix%20section%209.pdf](https://www.supremecourt.gov/DocketPDF/22/22O155/163392/20201214094921641_Appendix%20section%209.pdf)

<sup>30</sup> Affidavit of Matthew Braynard, I App. 1339: [https://www.supremecourt.gov/DocketPDF/22/22O155/163392/20201214094921641\\_Appendix%20section%209.pdf](https://www.supremecourt.gov/DocketPDF/22/22O155/163392/20201214094921641_Appendix%20section%209.pdf)

<sup>31</sup> This is based upon data from the Pennsylvania government’s OpenData website, located here: <https://data.pa.gov/Government-Efficiency-Citizen-Engagement/2020-General-Election-Mail-Ballot-Requests-Departm/mcba-yywm>

<sup>32</sup> <https://data.pa.gov> ; <https://hereistheevidence.com/election-2020/pa-update-records/>

<sup>33</sup> <https://data.pa.gov> ; <https://hereistheevidence.com/election-2020/pa-update-records/>

<sup>34</sup> <https://data.pa.gov> ; <https://hereistheevidence.com/election-2020/pa-update-records/>

<sup>35</sup> <https://data.pa.gov> ; <https://hereistheevidence.com/election-2020/pa-update-records/>

issued in violation of Article II of the Constitution and the U.S. Supreme Court ruling, *Bush v. Gore*, that settled a recount dispute from Florida in 2000. The lawsuit seeks “all appropriate remedies,” which includes the vacating of electors that were committed to Joe Biden and allowing the Pennsylvania Legislature to call up their own electors. One of the cases sought meaningful access for Republican observers to view the counting of ballots. **The majority panel in the Pennsylvania Supreme Court ruled the state’s election code does not set a minimum distance poll observers need to stand in order to watch ballot counts and meet the laws’ requirements.** The two other cases are a Pennsylvania Supreme Court decision issued before the election on Oct. 23 and another ruling decided on Nov. 23 that consolidates six cases. The campaign consolidated the three rulings. Dec. 21: The Trump campaign files petition for a writ of certiorari to appeal three decisions. A motion for expedited consideration was also filed. The case was docketed on Dec. 23. Dec. 30: Boockvar files a response opposing the request to expeditiously review the case. Dec. 31: The Trump campaign files a reply to Boockvar’s response. Source: <https://www.theepochtimes.com/c-pennsylvania>

### Eyewitness Testimony:

**Gregory Stenstrom, a Navy veteran and forensic computer scientist,** testified Wednesday before the State Senate Majority Policy Committee hearing in Gettysburg, Pennsylvania, about an **election process in Delaware County he described as being “forensically destructive.”** **“In all cases the chain of custody was broken,” the GOP poll watcher said. “It was broken for the mail in ballots, the drop box ballots, the election day USB card flash drives.”** Not one procedure defined by the Delaware County Board of Elections and Election Process Review was followed, he added. Stenstrom said he, along with Democratic poll watchers, witnessed a **person described as “not a part of the process” come in with bags of USB cards, uploading them into machines.** “I personally observed USB cards being uploaded to voting machines by the voting machine warehouse supervisor on multiple occasions. I saw this personally. I brought it to the attention of the deputy sheriff who was there stationed, who was a senior law enforcement officer, and I brought to the attention of the clerk of elections,” he said. **“I brought it to their attention. I objected, and I said this person is not being observed,” he continued. “He’s not part of the process that I can see, and he’s walking in with baggies — which we have pictures of and it was submitted in our affidavits — and he was sticking these USBs into the machines.** “So I personally witnessed that happen over 24 times. We have multiple other witnesses who saw it, including Democrat poll watchers. As of today, 47 USB cards are missing, and they are nowhere to be found,” added Stenstrom. “I was told personally that these 24 to 30 cards that were uploaded weren’t there.” Stenstrom also said he was assured that there were between 10-20 GOP poll watchers at the counting center but he wanted to go see for himself. He was required to wait five hours before being allowed in.<sup>36</sup>

## Conclusion: “Significant Irregularities” and “Outcome Determinative Electoral Fraud”

Pennsylvania officials unilaterally changed the law without authorization by the Legislature. By doing away with Pennsylvania’s signature verification requirements, extending the mail in deadline to three days after Election Day, adopting a presumption that even non-postmarked ballots were presumptively timely, blocking poll watchers in Philadelphia and Allegheny Counties

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<sup>36</sup> <https://townhall.com/tipsheet/leahbarkoukis/2020/11/26/pa-witness--usb-cards-n2580714>

in violation of State law, and the fact that voters from Democrat heavy counties were allowed to “cure” their ballots while most of those from heavily Republican counties were not given that option, a clear violation of Equal Protection, the election in Pennsylvania is not only open to question, but the alleged results as a matter of law simply cannot be legally certified. These non-legislative modifications to Pennsylvania’s election rules appear to have generated an outcome-determinative number of unlawful ballots that were cast in Pennsylvania.

The conclusion that the fraud was “outcome determinative” is supported also by totaling the 118,426 ballots counted that could not have been “received” before they were mailed or that were “received” the day after they were mailed. Given the slow service of the U.S. Mail, these outcomes are physically impossible, and the numbers “certified” are demonstrably false.

# Wisconsin

(20,467 margin vs. over 460,000 contested ballots)

## Actions and last-minute illegal rule changes

- Wisconsin Elections Commission undertook a campaign to position hundreds of drop boxes to collect absentee ballots—including the use of unmanned drop boxes, despite specific statutes requiring “that the privilege of voting by absentee ballot must be carefully regulated to prevent the potential for fraud or abuse.”
- The mayors of Wisconsin’s five largest cities—Green Bay, Kenosha, Madison, Milwaukee, and Racine, which all have Democrat majorities—joined in this effort, and together, developed a plan use purportedly “secure drop-boxes to facilitate return of absentee ballots.”<sup>37</sup>
- However, the use of any drop box, manned or unmanned, is directly prohibited by Wisconsin statute, and any alternate absentee ballot site “shall be staffed by the municipal clerk or the executive director of the board of election commissioners, or employees of the clerk or the board of election commissioners.”<sup>38</sup>
- Specifically, registering to vote by absentee ballot requires photo identification, except for those who register as “indefinitely confined” or “hospitalized.” However, WEC and local election officials also took it upon themselves to encourage voters to unlawfully declare themselves “indefinitely confined”—which under Wisconsin law allows the voter to avoid security measures like signature verification and photo ID requirements.
- Under Wisconsin law, voting by absentee ballot also requires voters to complete a certification, including their address, and have the envelope witnessed by an adult who also must sign and indicate their address on the envelope. However, in a training video issued April 1, 2020, the Administrator of the City of Milwaukee Elections Commission unilaterally declared that a “witness address may be written in red and that is because we were able to locate the witnesses’ address for the voter” to add an address missing from the certifications on absentee ballots. This is a clear violation of the law.<sup>39</sup> Additionally, statute clearly states that ““If a certificate is missing the address of a witness, the ballot may not be counted.”

## Resulting “Significant Irregularities” and Possible Fraud

- Clerks provided absentee ballots to electors without applications as required by Wis. Stat. § 6.86.
- Clerks and deputy clerks authorized by the municipal clerk failed to write on the official ballot, in the space for official endorsement, the clerk’s initials and official title, as required by Wis. Stat. § 6.87 (1).
- Clerks issued absentee ballots to electors who were required to enclose a copy of proof of identification or an authorized substitute document but failed to do so under Wis. Stat. § 6.87 (1).

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<sup>37</sup> <https://www.techandcivillife.org/wp-content/uploads/2020/07/Approved-Wisconsin-Safe-Voting-Plan-2020.pdf>

<sup>38</sup> Wis. Stat. 6.855(3).

<sup>39</sup> Wis. Stat. § 6.87(6d).

- Clerks failed to enter initials on ballot envelopes indicating whether the elector is exempt from providing proof of identification, as required by Wis. Stat. §136.87 (2).
- Clerks and the boards of canvassers permitted absentee ballots returned without the required witness address under Wis. Stat. § 6.87 (2) to be counted in contravention of Wis. Stat. § 6.87 (6d).
- Clerks who received absentee ballots with improperly completed certificates or no certificates filled in missing information in contravention of Wis. Stat. § 6.87 (9).
- The clerk of the City of Madison ignored Wis. Stat. § 6.855 and created an event named “Democracy in the Park” and, of her own accord, designated alternate sites where absentee ballots could be collected; these ballots were counted in contravention of Wis. Stat. § 6.87 (6).<sup>40</sup>
- It is alleged in an action recently filed in the United States District Court for the Eastern District of Wisconsin that over five hundred unmanned, illegal, absentee ballot drop boxes were used in the Presidential election in Wisconsin.<sup>41</sup>
- While the Secretary of State tried to use the pandemic to classify more people as indefinitely confined, the WI Supreme Court struck this down. Ignoring this court ruling, the Wisconsin Secretary of State convinced over 215,000 to claim the status anyway under Wis. Stat. § 6.86 (2), causing chaos and confusion, and failed to keep current the mailing list established under that subsection and clerks in Dane and Milwaukee counties offered illegal advice that encouraged individuals to use indefinite confinement as a way to ignore the state’s photo I.D. requirement.<sup>42 43</sup> The usual number of indefinitely confined voters in Wisconsin is 20,000.
- Thousands of “indefinitely confined” voters have been identified on Facebook with pictures that point towards clearly active lifestyles.
- Ethan J. Pease, a box truck delivery driver subcontracted to the U.S. Postal Service (“USPS”) to deliver truckloads of mail-in ballots to the sorting center in Madison, WI, testified that a senior USPS employee told him on November 4, 2020 that “[a]n order came down from the Wisconsin/Illinois Chapter of the Postal Service that 100,000 ballots were missing” and needing to be “found”. He filed a sworn statement that the USPS in actuality gathered approximately 100,00 late ballots and backdated them in an attempt to count them. 100,000 ballots supposedly “found” after election day would far exceed former Vice President Biden’s margin of 20,565 votes over President Trump.
- 20% of Republicans had requested ballots that were never subsequently recorded as having been “received” or “counted” by the state.
- 63,000 Biden only votes (huge statistical anomaly), despite Trump’s recent recognition as America’s most popular man, 3x more popular than Biden.
- Mathematically incongruous Wisconsin update listed as 3:42AM Central Time on November 4th, 2020, which shows 143,379 votes for Joe Biden and 25,163 votes for Donald Trump. This starkly contrasts normal voting patterns in this area.<sup>44</sup>

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<sup>40</sup> 2021 Assembly Resolution 3: <https://docs.legis.wisconsin.gov/2021/related/proposals/ar3>

<sup>41</sup> See Complaint (Doc. No. 1), Donald J. Trump, Candidate for President of the United States of America v. The Wisconsin Election Commission, Case 2:20-cv-01785-BHL (E.D. Wisc. Dec. 2, 2020) (Wisconsin Trump Campaign Complaint”) at ¶¶ 188-89.

<sup>42</sup> <https://bringit.wi.gov/faq/do-indefinitely-confined-voters-have-provide-photo-id>

<sup>43</sup> <https://www.wispolitics.com/2020/wisgop-trump-lawsuit-highlights-indefinitely-confined-voter-increase/> ; 2021 Assembly Resolution 3: <https://docs.legis.wisconsin.gov/2021/related/proposals/ar3>

<sup>44</sup> <https://votepatternanalysis.substack.com/p/voting-anomalies-2020>

- The Wisconsin Elections Commission issued a rule that appears to give county clerks the authority, in contravention of state law, to fix incomplete (or "spoiled") ballots that are missing witness signatures.<sup>45</sup>

## Court Cases

*Feehan v. Wisconsin Elections Commission (District Court: 2:20-cv-01771; Appeal Court: 20-3396; U.S. Supreme Court: 20-859)*

Sidney Powell filed a lawsuit on Dec. 1 seeking to de-certify and invalidate improper votes in Wisconsin over allegations of election fraud. She is representing a Republican presidential elector. One of the plaintiffs Derrick Van Orden was removed from the complaint after filing.

Dec. 6: Judge rejects Democratic Services Corporation/Democratic National Committee's request to join lawsuit. Dec. 9: **Judge dismisses case.** Powell said her team will seek an emergency review in the case. Dec. 10: Powell's team files notice of appeal.

Dec. 12: Powell's team files a petition to the U.S. Supreme Court. Dec. 29: U.S. Supreme Court docket case. Dec. 30: Powell's team asked the court to consolidate all four related-cases filed by the lawyer on behalf of Republican electors.

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*Trump v. Biden (Trial: 2020CV007092; Wisconsin Supreme Court: 2020AP2038)*

President Donald Trump and Vice President Mike Pence file an appeal to contest the Wisconsin recount in Milwaukee and Dane County.

Dec. 3: Lawsuit filed. Dec. 11: **Judge tosses out the case.** The attorney representing the Trump campaign signaled that he intends to appeal the decision. Dec. 11: The Wisconsin Supreme Court agreed to hear the appeal. Dec. 14: The Wisconsin Supreme Court rejects lawsuit saying one of the campaign's arguments lacked merit, while the other three were raised way too late. Dec. 29: Trump files a petition for a writ of certiorari and motion for expedited consideration at the U.S. Supreme Court.

Source: <https://www.theepochtimes.com/c-wisconsin>

## Conclusion

These non-legislative modifications to Wisconsin's election rules appear to have generated an outcome-determinative number of unlawful ballots that were cast in Wisconsin. The supposedly "found" ballots and the approximately 200,000 illegally claimed as "indefinitely confined" individually and together far exceed Vice President Biden's alleged margin of 20,565 votes over President Trump. Regardless of the number of such ballots, the non legislative changes to the election rules violated the Electors Clause.

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<sup>45</sup> <https://elections.wi.gov/node/7190>

## Conclusion for all seven states with contested electoral slates (415,000 margin vs. over 2,200,000 ballots contested)

There is now a mountain of empirical evidence that voter fraud was present in the 2020 election and intentionally concentrated in specific counties of specific swing states. Ranging from eye witness testimony to statistical anomalies to significant machine vulnerabilities that were exploited by foreign adversaries, roughly 2.2 million votes are contested. With a margin between the candidates of less than 415 thousand votes across all contested states, this represents more than five times the votes needed to sway the election outcome of all battleground states in favor of President Trump.

Even if some of these pieces of evidence were possible to somehow explain away or leave a bit of reasonable doubt, there is no way to explain all of them away simultaneously. Indeed, sophisticated statistical analysis points out that the anomalous behavior in Michigan, Georgia, and Wisconsin alone between 1:30 and 6:32AM EST November 4th has a probability of 0.00229%, which is effectively zero.<sup>46</sup> In brief, it is the duty of state **and** national legislators to consider the evidence and maintain election integrity for not only 2020, but all future generations in the United States and all countries that model off of our democracy. State legislators have a duty to ensure that their election law was faithfully followed and to ensure that their authority to set the rules under which elections take place, upon which rules the certification of electors depends, is unchallenged. National legislators have a responsibility to act as national poll watchers, as it were, and to be the ultimate guarantors that the state laws were faithfully followed and that the Electoral votes opened in their presence are legal votes. In the face of clear and widespread evidence that that is not the case, and that the Electors from certain states were NOT legally certified, they have a responsibility to not count those illegal votes and be the final guarantors of election integrity.

## Key Sources & References

The following sources are heavily referenced, often directly quoted, and provide recommended further reading for anyone wanting to do a deeper analysis into the election fraud:

- <https://everylegalvote.com/assets/pdfs/The-Immaculate-Deception-12.15.20.pdf>
- <https://www.frontpagemag.com/fpm/2020/12/yes-it-was-stolen-election-john-perazzo/>
- <https://everylegalvote.com/>

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<sup>46</sup> <https://votepatternanalysis.substack.com/p/anomalies-in-vote-counts-follow-up>



Brennan briefed the group on how to manipulate people to “embrace” new tech electronic voting machines, by pushing anonymity after the localizer identified key issues and dynamics. The project was called Project Reins. No one told me this was classified information nor was anything ever marked classified.

In 2008, Obama and McCain fixed the election. McCain *knew* he was going to lose from this manipulation. It was fixed. I was overseeing some of the operations especially those concerning Charles Black. The Obama and McCain race was fixed to test if the technology and strategy by McCain could compete with social media outlets. They had already pre-planned who would win. Robert Bauer had drafted the legal framework for it - dependent on GSG (Brennan) to deliver with social media, which was the proof of concept. Dennis Blair was also briefed and assured the success of the project by helping to deploy the Shadownet.

Dynology helped McCain collect data and deploy to compare/contrast and compile data compared to that and merge that of the Obama campaign. The RNC was in on it via McCain, hence Dynology had access to the RNC and the McCain campaign.

The purpose was to fine tune the predictive analytics, coupled with all the data they were able to collect through various FBI contracts. Robert Cuthbertson was able to obtain and secure such data for both the CIA and the FBI.

McCain's purpose was to *hide* metric data collection that he would feed to the Obama campaign as well as to set a precedent for the “acceptance of results”.

Facebook’s partnership began at that point with a predecessor of Cambridge Analytica who’s name I do not recall that was based out of UK. At this time I could not successfully report to my authority and I was transitioning.

In 2011, preliminary to 2012 election, I provided a Georgia address in writing Patrick Byrne and Joe Flynn which was the location where the cycle testing of the machines was done, but also testing latency between script push and reporting to ensure that live updates did not capture “vote block allocations” that were needed to ensure “efficiency of algorithm”, battery life, latency, ballot counters, optical scanners, and digital slate. None of this information was marked classified at any time. Romney knew he was going to lose. A *foreign-entity created code* and algorithm built by a Soros-owned company (Smartmatic/Smart Cities/SOE software) was then fine-tuned by China via a French contractor Safran which also subcontracts to Papillon AO which is *GRU link*.

I have personal knowledge that General Hayden was the running point for Brennan. Brennan was supposed to come through with fixing the election and pushing the election software before being appointed. It was the “deal”. I was operating under the supervision of the President, the CIA director, the head of election crimes of the DOJ (Pilgur) and others. At that time they had already planned to remove and box Robert Gates who wanted more skin - and refused to relinquish pooled control. Gates was removed and replaced by Panetta. Panetta was moved to ensure that the Department of Defense would *ignore* that products of foreign defense deployed on US soil as tools of “election ushering “ that were being deployed.

I have personal knowledge that Romney *knew* he was going to lose because he colluded to prearrange the loss (but hoped the mission would fail to solidify). Brennan reassured Obama that he was confident the software would work and would move the election in favor of Obama. Romney wasn't on board, but he knew that the software was going to be used. He knew as his indirect investments into the election machinery was a problem, and the "knowledge of actions" was used as leverage for that "deal" and the purpose of the 2012 election was not to choose a President but to test drive the new software.

There were about 30-42 IC employees from various agencies that assisted in the deployment of the Cipher Key (what you need to access the trap door) across four time zones. This was executed out of a location in Alexandria, VA that Brennan "owned". A property his wife surely managed under the cloak portfolios he has.

The 2012 election was *fixed* - McCain had fail-safes if anyone was successful in altering their desired outcome. During that time, Patraeus was moved into the position of CIA Director *after* Morell created the landscape to capture insurance. Both Chinese and Pakistani ISI operatives had been involved in monitoring, "auditing" and ensuring the software deployment was ushered in real time.

There is important background information to consider. JL may be able to provide more information as to what Patraeus was actually trying to do. Morell primed, and then Morell cleaned up. He was the one who mitigated all that refused to cooperate as Benghazi was being planned in 2011 when Ambassador Stevens first arrived in Libya via Greece. I have personal knowledge of that operation and how Morell was working with the UN to orchestrate it.

Morell was a point of contact (POC) that HRC brought in to buffer the intelligence community concerns that the UN had with timing on the deployment of the North American Union.

## 2016 ELECTION

President Trump successfully won fairly. I observed that no script deployments or stalls occurred in 2016. This was because physical mitigation was in place since Owen used the same location of deployment. Network and power were disrupted during the tally which disallowed them access remotely to the election machines. I have personal knowledge of the physical actions taken to ensure disruption of their communications.

It is considered that mitigation may have been in place by another group to assist in hindering deployment on the DHS side which is not confirmed by personal knowledge, but the Secretary of State of Georgia alleged in 2016 that the elections were compromised because they detected a hacker. It turned out it wasn't Russians. The hacker was determined to be DHS (a DHS IP address).

The Cipher key for trapdoor was always in the hand of DHS/IC persons that Brennan had appointed. It is key to understand that *Block Allocation* is not a *manual* key stroke – it is the

*block adjustment* of the vote – the code self-adjusts to allow the script to run to provide the results of the election that have been pre-programmed.

No block adjustment was done during the window of the 2016 election. In 2016, Georgia had complained that someone “hacked” their systems. They claimed *Russian hackers*. I believe that the DHS IP that was discovered was a non-attribution method used to mitigate physical disruptions of cipher key deployment that had previously failed - therefore I am certain that the *Master Key Holder* was physically in Georgia, if a port of entry flag (where DHS entered into the election network in Georgia) was there.

If you find the IP and the device that the DHS “hacked” within the Georgia elections to “look for Russians” you can find the current actor of such actions.

#### CONSIDERATIONS:

I have personal knowledge that Richard Pilgur, the head of election crimes at the department of justice (DOJ) at that time, had been briefed of the software deployment in 2012 - 2020. He was also briefed on the failure in 2016 and sought to “find” who physically disrupted Brennan’s operation. Pilgur *knew* the elections were fixed. He was on the call in the Fall of 2012 discussing mitigation achieved or on-ready.

#### KEY POINTS

Cipher key holders are within the agency and Cyber Infrastructure Security Agency (CISA). No Block Allocation in 2016 was observed.

#### Observations

The 2020 elections seem to have stalled all election machines at the same time, as Cipher Key must have originated from one point and pinged off each state. This infers that the Master Key was used for block allocation and that the operation may have stalled counting to communicate with on-the-ground persons to help advise physical mitigations to be deployed in case of an audit; i.e., was Block Allocation of 100K votes adjusted by script?

The plan of mitigation, if the algorithm fails, due to overwhelming contrary votes, and the algorithm self-adjusts to block allocate the votes needed to ensure the predetermined results, is to call Point of Contact (POC) in polling locations that have “volumes to match”. It is then advised to divvy the amount of “physical evidence” that will be needed to cover the predetermined vote fix once elections are certified, in case of audit. They are instructed to create physical evidence then to resume counting. This is why the creation of physical ballots is found.

Call logs of individuals at locations will confirm this information. That is how we monitored those mitigating for us outside the continental United States (OCONUS).



## SUPPLEMENTAL DECLARATION ABOUT AFL-CIO DOCUMENTATION AND WHISTLEBLOWERS

I, Scott Bennett, do hereby make this declaration and affirm in good faith, to the best of my ability and recollection, that it is accurate and truthful, so help me God.

### EXECUTIVE SUMMARY:

The AFL-CIO union (specifically its leadership and international partners) is currently undergoing an operation against POTUS. This operation was planned and disseminated three months before the Presidential 2020 election to undermine President Trump and elect Joe Biden as President of the United States in 2020. See Exhibit 1 (AFL-CIO document 5-phase plan).

This plan was discovered by Scott Bennett, and two individuals working within the union who are pro-Trump. Scott Bennett is a former U.S. Army Psychological Operations Officer and State Department Counterterrorism contractor, and Bush Administration Official. Bennett has created multidimensional psyop products against Chinese Communist actors (See Exhibit 3—example of Bennett’s work). Bennett has also lectured at universities and on international media channels on these subjects, including in Iran and Russia. Bennett is one of the best back-channel persons for any diplomatic engagements with Iran or Russia. See Exhibit 3 (portfolio of Bennett work).

Worker A and Worker B are contractors and members of the AFL-CIO, with Worker B being a high level officer in the leadership circle of AFL-CIO. Worker A and Worker B have adamantly expressed their indefatigable conviction that this material is extremely sensitive and should not be released to the public, for safety reasons, and that they prefer in person debriefings in order to avoid potential disclosure or electronic tracings back to them. Worker A and Worker B should be considered whistleblowers and given full protection, and also considered intelligence gathering assets for future assignments.

### BACKGROUND ON AFL-CIO OPERATION:

Scott Bennett and these two union worker individuals obtained the AFL-CIO strategic plan in PDF/powerpoint format. It describes a detailed five (5) phase plan to collaborate with leftist organizations to elect Joe Biden for President using various means, some of which may be criminal in nature. The timeline (See Exhibit 1) of this plan is stated on the document and reads as follows:

1. Now through Election day
2. Election Night through Saturday (ish)
3. Saturday (ish) through December 8<sup>th</sup>
4. December 9<sup>th</sup> through January 6<sup>th</sup>
5. January 7<sup>th</sup> through Inauguration Day

Scott Bennett has been managing these two individuals working within the AFL-CIO national union. They have provided him with AFL-CIO documentation, contacts, video, photos, and other materials regarding the AFL-CIO’s plan and agenda to elect Joe Biden as President of the United States in 2020.

Some of the AFL-CIO and its affiliates, *et al*, activities and methodologies involved may constitute criminal violations of federal law and ethical guidelines.

The names and identities and locations of these two individuals and their families must remain strictly confidential for their protection, as they fear for their lives, and their families. They believe they would be in immediate danger if they were exposed for the work they have been doing with Scott Bennett.

Henceforth, these two individuals will be referred to as simply Worker A and Worker B in this report, and should, along with Scott Bennett, be given full whistleblower and other immunity and pardon for all work and information provided. Acceptance of this Declaration constitutes acceptance of these terms and conditions. Scott Bennett is the only person they will trust.

#### OVERVIEW:

Scott Bennett targeted, met and acquired Worker A and Worker B after researching leftist groups and Democratic organizations collaborating and conspiring against President Donald J. Trump. These include, but are not limited to, *Liberation Road, Sunrise, Black Lives Matter, Antifa, George Soros' Open Society Foundation* and related sub-groups, and the AFL-CIO, and Postal Workers Union. This methodology should be kept strictly confidential and not shared with anyone, including Worker A and Worker B, in order to preserve trust with them personally; and not compromise other current intelligence gathering operations.

Worker A and Worker B expressed interest to Bennett in developing pro-Trump Truck rallies and other activities and networks for Donald Trump by uniting their fellow workers within the AFL-CIO and related sub-unions in the California Bay Area and in other areas of the United States. See Exhibit 2 (photos).

Bennett met and discussed the goals, objectives, strategies, and tactics of such a program, and the participants. Worker A and Worker B agreed with Bennett and recruited their fellow workers and held large rallies and activities in the Sacramento, Fresno, San Francisco areas of California for President Donald Trump, where Bennett was presented as the "Master of Ceremonies Speaker" to address the crowds of participants and direct communications in some of these events. See Exhibits 2. Bennett worked with other individuals on this, who will remain safely anonymous in this report, but can testify if required later.

After speaking at several successful rally activities and securing the trust and confidence of Worker A and Worker B, they then expressed to Scott Bennett their interest in expanding their role and providing additional materials relating to AFL-CIO union activities and materials that could be helpful to President Trump. Bennett agreed and discussed potential applications. Soon after Worker A and Worker B provided Bennett with a AFL-CIO strategic plan that was authored by George Soros affiliated attorneys and high level union leaders. Worker A and Worker B can authenticate this document and all persons related to its creation, dissemination, implementation, and follow-up operations and plans.

This document had been secretly shared with ten (10) high level AFL-CIO leaders in September 2020, and provided details about how to disrupt the Trump campaign in five (5) phases, and the calendar of significant events and markers that would occur as the election cycle occurred, ballots were cast, counted, certified, and other possible scenarios and contingencies. The document outlined strategic communications that should be employed to the mainstream media and through all left-wing groups in order to "control the narrative" and dissolve support for Donald Trump and create the false impression

that Joe Biden won the election. Keep in mind, this document was released more than two (2) months before the election. See Exhibit 1 (AFL-CIO slide show PDF). Bennett was informed that the document had “tracing marks” and “typos” embedded in the document in order to identify the regions the documents were released into, in case they were leaked. This way they could be traced to the union offices from where they came, and identify the whistleblowers. Therefore, it is crucial that this document remains strictly confidential and is not released to the media at this time. Worker A and Worker B have expressed to Scott Bennett, “...We are already getting calls from the Union questioning the release of this document and who did it...we fear for our families...we have a lot to lose....so we have to be super careful about discussing this.”

After gaining the trust of Worker A and Worker B, and meeting in person, Bennett assured them that their safety could be preserved, and their anonymity. Bennett also stressed the urgency of their assistance due to the “coup” that Democrats were planning and the destruction of American industry through Democrat policies. Bennett articulated the pro-American industry philosophy and policies of President Trump, and his desire to “Make America Great” by returning traditional blue collar jobs back to America from China and other countries.

Additionally Bennett articulated that President Trump may be interested in including more “blue-collar skills-based education in Middle and High Schools”, such as metal-working, woodshop, autoshop, electrical, plumbing, and other contractor type skills.

Worker A and Worker B then discussed with Scott Bennett their willingness to be “insiders” or “moles” within the AFL-CIO union who could obtain other materials, communications, and inside information from the internal operations of the union and their members and leadership. The workers then expressed a desire to help President Trump utilize and benefit from this information, and play a larger role in “flipping” California and defeating the leftist-Democrat stranglehold on American workers and blue-collar industry.

For the purposes of brevity and urgency, Bennett will defer inclusion of this an additional info and include in another addendum to this report.

All material and exhibits contained in this Declaration are true and accurate to the best of my ability, knowledge, and recollection. Acceptance of this declaration constitutes acceptance of all materials and exhibits and all terms and conditions stipulated.

Scott Bennett

\_\_\_\_/S/\_\_\_\_\_

November 27, 2020

**EXHIBIT 1**

## Contingencies

- If Congress approves of Biden's election, most believe that both the Supreme Court and the military would resist any efforts to overrule that judgment
- If Congress deadlocks, the Constitution would make the House Speaker president at 1:00 January 20<sup>th</sup>, 2021 when Trump's term expires (per the Constitution).

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## Trump's Message Goals

- Set the stage for rejecting the results:
  - Mail ballots are Democrats' fraud
  - Millions of illegal voters
- Depress turnout
  - Your vote might not count
  - Your vote might not matter
  - Divert attention away from his record

AFL-CIO

## How to Respond to Trump

- Everything he says he says because he knows he was losing
- Don't engage his arguments –
  - Debunking his claims means that that they are debatable
  - Attacking him for undermining the election can depress turnout because it conveys that he can reject the election results.

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## AFL-CIO President Trumka on Labor's Role in Defending Democracy

*"The lesson of our history is clear. Democracies are not, in the last analysis, protected by judges or lawyers, reporters or publishers. The survival of democracy depends on the determination of working people to defend it."*

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AFL-CIO

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**What we'll need to do:**

**WIN!**

**DEFEND!**

**MOBILIZE!**

AFL-CIO

COVID-19 SCC Task Force

The focus of the  
**ENTIRE AFL-CIO**  
at the moment is

# **LABOR 2020**



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**AFTER THE ELECTION  
WE WILL MOBILIZE --  
TO DEFEND OUR VICTORY!  
TO ADVANCE THE  
LABOR MOVEMENT'S AGENDA!**



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## **Five Phases**

1. Now Through Election Day
2. Election Night Through Saturday (ish)
3. Saturday (ish) Through December 8<sup>th</sup>
4. December 9<sup>th</sup> Through January 6<sup>th</sup>
5. January 7<sup>th</sup> Through Inauguration Day



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### **Phase One: Now Through Election Day**



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### **Phase One: Now Through Election Day**



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## What to Expect November 3<sup>rd</sup> to 4<sup>th</sup>

- Trump will
  - Claim victory based on early leads and call for no votes to be counted after Election Day, and/or
  - Either claim widespread fraud or focus on urban Democratic strongholds if he is close enough in their states, especially Milwaukee, Detroit and Philadelphia.
  - Encourage his supporters to "watch" election administrators counting the ballots.
- What the Trump campaign and his supporters may do:
  - Intimidation at counting locations and elsewhere
  - Lawsuits
  - Exploiting legal rules to create frivolous delays to the counting process
- This will intensify as ballots counted after Election Day will favor Biden (mail + provisional).

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## Strategic Considerations

- Trump's vote relative to Biden's will never be better than it will be at 10:59 when polls close on the West Coast.
- Results after that will favor Biden as the majority of the ballots remaining to be counted will be mail and provisional. This will fuel Trump's claims of fraud which will enrage his followers.
- Recent court rulings that allow ballots received after November 3<sup>rd</sup> if they are postmarked ahead of the election will be another target of fraud claims.
- Unless the election is extraordinarily close in the tipping point state, we should know the voters' choice by Saturday even though not all the ballots will have been counted.
- Arizona, Florida, Pennsylvania, Wisconsin and Michigan are most likely to be hot spots.
- PA, MI and WI have Democratic governors, aggressively anti-democratic legislatures and little or no experience with this much mail voting.
- Florida will likely be counted first.

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**Phase Three:  
Saturday (ish) Through December 8th**

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**Strategic Considerations I: Safe Harbor Day**

- The Constitution provides that Governors have until December 8<sup>th</sup> (“Safe Harbor Day”) to appoint the electors based on their certified results of the election.
- The Electoral Count Act provides that a state's choice of electors will be conclusive if two things are true:
  1. The electors are decided by a process set in state law by Nov 3 (certification by the governor except in Arizona where the secretary of state), and
  2. That state process delivers a result by December 8th (“Safe Harbor Day”)

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AFL-CIO

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## Strategic Considerations II: State Legislatures

- Article II of the Constitution provides that each state's electors shall be appointed "in such Manner as the Legislature thereof may direct."
- Since the 19<sup>th</sup> Century, that "manner" has been direct elections.
- If the results are not certified by December 8<sup>th</sup>, then the state legislature decides on a slate of electors.
- Although it has never even been attempted in American history, Trump supporters have argued that Republican state legislatures could appoint Trump electors by declaring that the certified results were poisoned by widespread fraud and use 3 USC 2 to appoint a different slate of electors.
- Biden wins in Wisconsin, Pennsylvania, Michigan, North Carolina and Arizona could be threatened either way.
- Republican governors could fail to certify by December 8<sup>th</sup> to create a pretext for state legislative intervention.
- Some states have earlier state certification deadlines that Trump could attempt to exploit.
- Governors cannot veto actions by state legislatures— but they are subject to judicial review by both state and federal courts.
- The current Supreme Court is likely to take a broad view of state legislative power in this context.

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**Phase Four:**  
**December 9<sup>th</sup> Through January 6<sup>th</sup>**

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**Phase Four:**  
**December 9<sup>th</sup> Through January 6<sup>th</sup>**

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## Strategic Considerations I: The Rules

- The Electoral College Formally Meets December 14<sup>th</sup>. If a state legislature takes action, there could be two Electoral College meetings that day in a state
- The New Congress Convened a Joint Session on January 6<sup>th</sup>, 2021.
- In that session, the electoral votes are accepted and counted. Here are the potentially precarious scenarios:
  - If the count is tied (269 to 269) the House decides, but with each state casting just one vote. Today, that would mean a 26 to 24 Trump win.
  - If neither candidate has 270 electoral votes because a state doesn't send a slate, two are sent and neither is accepted, or another cause it is ambiguous whether the candidate with the majority wins or if it is sent to the House in which case it would be decided as above.

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### Phase Five: January 7<sup>th</sup> Through Inauguration Day

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### Phase Five: January 7<sup>th</sup> Through Inauguration Day

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**EXHIBIT 2**

**TRUMP**  
**TRUCK RALLY III**

Saturday, December 5th @ 10am  
Hacienda Crossings: 4980 Dublin Blvd, Dublin, CA  
Silent Majority Rising! Be Silent No More!



Sponsored by: United Conservative Coalition  
Please register at [www.ucc-info.com](http://www.ucc-info.com)  
More info on Facebook: TriValley Trump Truck Rally III



**TRUMP TOWN USA RALLY!!! DANVILLE**  
DONALD TRUMP WON THE ELECTION BASED ON LEGAL VOTES  
WEDNESDAY 11/18/2020: 3:00PM - WHENEVER



Intersection: Crow Canyon/Blackhawk/Camino Tassajara  
Parking: In front of CVS; 3420 Camino Tassajara, Danville, CA 94506

**WE NEED TO CONTINUE SUPPORTING DONALD JOHN TRUMP  
UNTIL HE IS OFFICIALLY INAUGURATED!!! JOIN US!!!**

**VANCOUVER**  
NOV. 7TH SATURDAY @3PM



**RALLY  
AND  
CRUISE** **ESTHER  
SHORT  
PARK**

**TRUMP**  
**#STOPTHESTEAL**



SATURDAY, NOVEMBER 7, 2020 AT 11 AM PST

## California's Capitol Recount Rally

5615 Pacific St, Rocklin, CA 95677-3...



Interested Going Share More

117 going or interested including  
Eva Garcia Reyes and Chelsea K...

Public · Hosted by Brian Calhoun

5615 Pacific St, Rocklin, CA  
95677-3174, United States

About

Discussion





Declaration of Scott Bennett

State of California )  
 ) ss  
County of Contra Costa )

I, Scott Bennet, on oath and subject to the laws of perjury, being over 18 years of age and legally competent to testify to the matters set forth herein, now declare as follows that the following is true to the best of my knowledge, recollection, and personal experience:

**BENNETT SUPPLEMENTAL AFFIDAVIT REPORT (UNCLASSIFIED/ HUMINT)**

**(ORIGINALLY RECORDED ON VIDEO AND BEING SUBMITTED TO LAWYERS THROUGH MILLIE WEAVER.**

**ELECTION 2020: THE GREAT DECEPTION**

This is a war, we must put ourselves in that frame of mind, and fight it with fearlessness, determination, and resolve.

**SUMMARY:**

Human intelligence assets have disclosed evidence, testimony, and information disclosing a detailed plan about UBS-CCP-Dominion election machines conspiring to engage in a coup against the United States and removal of President Trump through voting fraud that also apparently involves a AFL-CIO ground army of BLM-antifa-sunrise movements, and federal employees. This should be considered a violation of the President’s Executive Order against “Foreign Interference in US Elections” and 18 USC 2331 (Domestic Terrorism). **See timeline, exhibit 1.**

**KEY FINDINGS:**

Human intelligence assets indicate Vice President of the Chinese Communist Party (CCP), Wang Qishan was behind the \$400 million investment into Dominion. Intelligence is reporting that Wang founded UBS securities with Wen Jiabao, who was the former VP of China.

**CAVEAT:** It could be a trap set up by the deep State of CCP Jiang Zemin and Zeng Qinghong. The Wall Street Journal is actually in the hands of the CCP deep state

**BACKGROUND:**

I wrote a military whistleblowing report disclosing that the UNION BANK OF SWITZERLAND (UBS)-Covington and Burling-State Dept. Hillary-Clinton Foundation-DOJ Eric Holder/Lanny

Breuer, conspired with Swiss government to imprison American Swiss Banker and whistleblower Brad Birkenfeld, in order to silence him, and steal and extort the 15K Swiss Bank accounts to fund black ops in Libya, Benghazi, and Syria, and elsewhere. Birkenfeld must be subpoenaed to provide info. This report is an addendum to that report.

#### ORIGINS:

Scott Bennett was in Hong Kong as part of team involved in countering CCP operations against democrat protesters, and other activities.

During this mission Scott Bennett met and debriefed key human intelligence assets (names and organizations will remain classified) and gathered information regarding the Chinese Communist Party and its ongoing terrorist finance operations through Union Bank of Switzerland.

#### SUMMARY OF FINDINGS:

The CCP and UBS have created a joint-organization, UBS Securities LLC, which is a front organization used to purchase election-vote counting technology companies (Dominion) for the purpose of overthrowing the Trump Presidency and TEMPORARILY installing Joe Biden (who would be quickly replaced, most likely through an assassination blamed on Trump supporters, or Covid-19, in order to maximize the psyop “guilt and duty to carry on Biden’s legacy.”

“UBS Securities” renamed from Beijing Securities.

According to Cheng Yisun, who participated in the formation of UBS Securities and served as the general manager, in an interview, the establishment of UBS Securities was decided by the Beijing Mayor Wang Qishan and Premier Wen Jiabao. He called the establishment of Credit Suisse Securities as being “Born from the Jade” and said that “UBS Securities has been carrying a mission since its establishment”.

This report will expose the origins of Dominion, Staple Street Capital, and UBS Securities founded by Wang Qishan in Beijing based on existing public information.

The CCP purchased Dominion for \$400 million on October 8. The 400 million US dollars that Lin Wood refers to is the second capital invested by UBS Securities to Staple Street Capital which is recorded on the US Securities and Exchange Commission.

In June 2006, under the personal arrangement of Wang Qishan, the mayor of Beijing at the time, UBS Securities Co. Ltd was formed by UBS Securities Co. Ltd with the acquisition of small shares by UBS, with Guoxiang Assets under CCB as the controlling party and two state-owned

companies. The board of directors and senior management members have been held by Chinese since its establishment.

UBS Securities, which invested in Staple Street Capital twice and registered the investment in New York, does not have a website. From public information, it can be seen that the four members of the board of directors are three Chinese. In addition, the company's female CEO works in Brazil instead of New York.

In October before the election, the 400 million US dollars received by Staple Street Capital, plus the 200 million US dollars received from UBS in December 2014, came from either Beijing or New York. Why did Staple Street Capital rewash its website in a hurry?

In 2009, ES&S, the largest voting machine manufacturer in the United States at the time, acquired Premier, the second largest company in the market. However, the new ownership of ES&S was not more than one year old, when it was broken by a document from the Department of Justice.

Dana Simpson, a former employee of the Soros Canada Foundation and a technical expert who cares about election fairness and is also a technical expert, has investigated Dominion for many years and found that Dominion has become the controller of 30% to 40% of the US bidding machine market. It was the result of Obama instigating the then Attorney General to operate in order to keep his re-election.

Dana Simpson discovered that in March 2010, the Ministry of Justice reached a settlement agreement with ES&S requiring ES&S to sell Premier within 60 days and requiring them to obtain approval from the Ministry of Justice to accept new buyers.

ES&S sold the company to Dominion, a Canadian company, that had never set foot in the US market, within the prescribed 60 days, and Dominion hurriedly took over Sequoia, the third largest voting machine company in the United States within a month. Within a few months, Dominion had taken full control of the US election market.

In addition to discovering that the Department of Justice helped Canada's Dominion settle in the United States, Simpson also discovered that Biden, as Vice President with Obama, was also busy with the same thing at the same time.

Simpson said in a November 2020 survey article in the National File that Biden visited Serbia in May 2009 to personally recruit computer hackers there to control the future software design for Dominion. On Dominion's website, Serbia is marked as the location of the company's branch.

Coincidentally, when Dominion became the global focus after the general election, more than one hundred Dominion employees, who accounted for one-third of the total number of employees, deleted their records on LinkedIn, including Serbian employees.

On July 16, 2018, Dominion issued a press release announcing that Staple Street Capital in New York and the management team of Dominion had acquired Dominion. The media briefing described Staple Street Capital as a medium-sized private equity firm.

Soon after the general election on November 3, Staple Street Capital's website almost changed its face. All the information about the company's founder and the company's investment portfolio was deleted. No relationship with Dominion could be seen on the website.

The two founders of Dominion - Stephen Owens and Hudan Jagbzad, and William Kennard, all have the same work experience. They all worked at the world's top private equity fund, Carlyle Group, at almost the same time. (Carlyle Group). Carlyle Group is the umbrella organization of defense contractor Booz-Allen-Hamilton, responsible for all terrorist financing and Swiss Bank tracking at U.S. Central Command.

The development history of the Carlyle Group is a prominent representative of the combination of American political and financial interests. Since its establishment in 1987, the main personnel who have controlled the company have been members of the Bush family and those who served as assistants in the Bush administration.

Wikipedia mentions that after the financier George Soros became Carlyle's limited partner in the mid-1990s, Carlyle's financing became easy, and it was obtained through former Secretary of Defense Frank Carlucci (Frank Carlucci) After the US military's \$20 billion arms contract, Carlyle made the Bush family the world's richest family.

In 2009, Stephen Owens and William Kennard left the Carlyle Group at the same time, and their titles were both managing directors. Owens founded Staple Street Capital with former Carlyle colleague Jagbzad, and Kennard served as chairman of the board.

Kennard, as the chairman of the board of directors, took office in Europe this year, and he was appointed by Obama as ambassador to the EU until 2013. Kennard, a lawyer, was an important figure during Clinton's presidency. From 1997 to 2001, he served as the chairman of the Federal Communications Commission, in charge of the media and communications in the United States. In addition, he is a member of the Secretary of State John Kerry's advisory team.

On November 7, 2020, the fourth day after the general election, AT&T Communications announced that William Kennard was the new chairman of the board. AT&T not only monopolizes the US communications market, but also indirectly controls its CNN and countless

television broadcast media through the merger of Warner Bros. CNN is the most prominent television media in the US media's overwhelming anti-Trump (Trump) camp.

Wall Street's humble Staple Street Capital seems incomparable to the huge AT&T, but they both have the same core figure, William Kennard, who was reused from the Democratic President Clinton to Obama.

He also controls Dominion, the voting machine company that determines the results of the election, and after the election became the leading AT&T influencer in American public opinion, this layout does not seem like a coincidence.

UBS Securities is actually a CCP company and giving UBS a little share is actually in the name of "UBS". This is the CCP's best at playing tricks, deceiving both the international community and the country/investor.

Liao Shiming analyzed: "Of course UBS also knows the CCP's purpose. In order to seize the Chinese market, they are usually willing to cooperate with the CCP's requirements. Even if the CCP later allows them to increase their shareholding to 51%, all the senior executives on the board are still Chinese, people whom the CCP can trust."

UBS Securities has a leading position in the industry in IPOs, stock issuance, M&A, bond issuance and other fields; and in terms of IPO projects, UBS has led the completion of the Bank of China, Industrial and Commercial Bank of China, China Construction Bank, China Merchants Bank, and Minsheng Bank. And other major projects.

UBS Securities as a securities investment company controlled by the CCP has not changed. Information on the UBS Securities website shows that the company's headquarters is still registered in Beijing, and the board of directors and senior management are all Chinese. From the establishment of Dominion, its entry into the United States, and its use as a tool for stealing elections, from the perspective of the relationships, technical means, and capital relationships that have been exposed so far, it has all revealed the leading role played by the Chinese Communist Party.

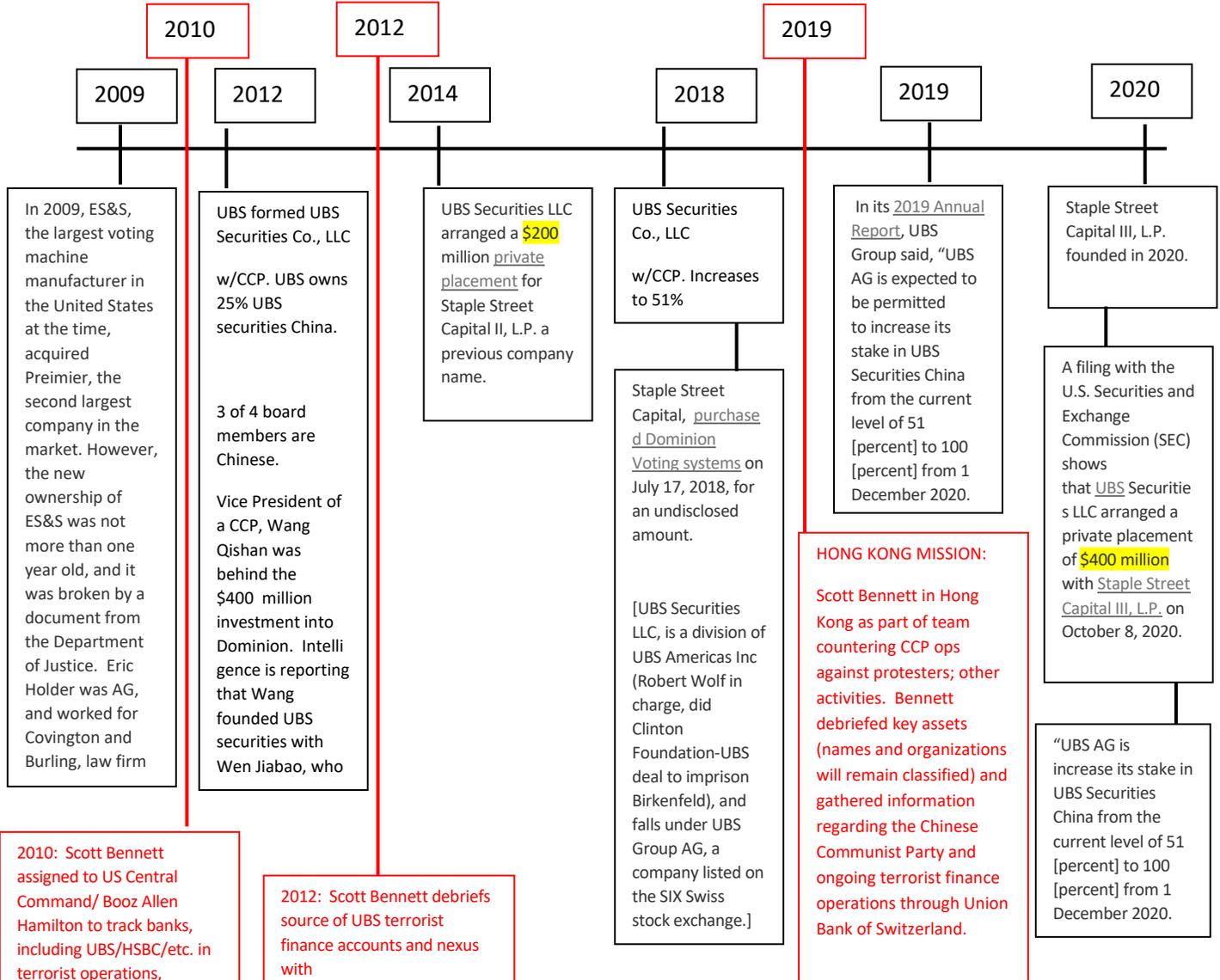
I certify (or declare) under penalty of perjury under the laws of the State of Washington that to the best of my knowledge, recollection, and experience, the foregoing is true and correct:

Signed in \_\_Danville\_\_\_\_\_, California this 6<sup>th</sup> day of December, 2020.

\_\_\_\_\_/S/\_\_\_\_\_  
Scott Bennett

# EXHIBIT 1: TIMELINE

UBS/CCP/UBS Securities LLC/Staple Street Capital II, L.P./ Dominion/ Staple Street Capital III, L.P.



**SUMMARY:**

The CCP and UBS have created a joint-organization, UBS Securities LLC, which is a front organization used to purchase election-vote counting technology companies (Dominion/ ES&S/ Premier) for the purpose of overthrowing the Trump Presidency and TEMPORARILY installing Joe Biden. Origins of Dominion, Staple Street Capital, and UBS Securities founded by Wang Qishan in Beijing.

CCP purchased Dominion for \$400 million on October 8. The 400 million US dollars that Linwood refers to is the second capital invested by UBS Securities to Staple Street Capital recorded on the US Securities and Exchange Commission.

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DECLARATION OF SCOTT BENNETT

I, Scott Bennett, declare and state:

1. I have first hand knowledge of the facts set forth hereinafter, or, based on the information stated herein, I have a good faith belief that the following is true and correct.

2. I am [REDACTED] years old. My address is [REDACTED]  
[REDACTED] My telephone number is [REDACTED] and my email address is armypsyop@outlook.com.

3. The material within this report contains evidence of support for terrorist networks and operations, Presidential Election Fraud, and other violations of the U.S. Constitution and laws.

4. I watched the Presidential debates, and have studied the photographs, audio recordings, and visual information regarding the debates involving President Donald Trump and former Vice-President Joe Biden, which occurred on October 22, 2020 at Belmont University, 1900 Belmont Avenue, in Nashville, Tennessee 37212.

5. I am a graduate of Catholic University, George Mason University, and San Jose State University; and a former Army officer, State Department Counterterrorism Contractor, and have held a TS/SCI security clearance. I am a former U.S. Army Officer and Defense Contractor who worked at U.S. Special Operations Command, U.S. Central Command, the State Department Coordinator for Counterterrorism, the U.S. Department of Health and Human Services, and other government agencies.

6. I have reason to believe that the person who appeared to debate President Trump was not the real Joe Biden, but another person. When comparing original photographs, and reviewing the debates several times, I noticed that Joe Biden has free ear lobes, not attached ear lobes. Joe Biden has also has a smooth chin, not a cleft chin. Joe Biden also has a wider rather than such a narrow cranium. Several other people, including myself, noticed that Joe Biden has blue eyes while the person making the appearance had dark eyes. See Exhibits A-D.

7. Based on the foregoing, I believe the person appearing during the Presidential debates as Joe Biden was, in fact, an imposter and not the former Vice-President of the United States of America. He may have been a body-double.

8. If so, I believe a great fraud has taken place over national airways and certainly such inconsistencies may justify an investigation and/or certification of former Vice-President's appearance and attendance. Additionally, if this was in fact an imposter, then the entire Biden campaign is a fraud

1 and the Biden candidate and VP candidate Kamala Harris (sp?) is disqualified from holding political  
2 office in the United States, and will not be recognized as having any authority or jurisdiction in any  
3 governmental position.

4 9. As far as the voice, I would defer to the analysis done by the FBI regional office in  
5 Nashville, Tennessee.

6 10. BE ADVISED, you are hereby officially served with a whistleblowing report by a  
7 former Officer of the United States Army. I am the author of the Military Whistleblowing Report  
8 titled, "SHELL GAME: The Betrayal and Cover-up by the U.S. Government of Union Bank of  
9 Switzerland's Terrorist Finance Connection to Edward Snowden, Booz Allen Hamilton, U.S. Central  
10 Command, and the Clinton Foundation." This report provides details about the conspiracy between  
11 members of the Obama-Biden Administration, including but not limited to Eric Holder, Lanny Breuer,  
12 Loretta Lynch, Hillary Clinton, Barack Obama, Joe Biden, Tim Geitner, and others. See Exhibit 1.

13 11. Civil and criminal violations relating to this report include, but not be limited to, the  
14 following laws and regulations (Federal and Uniform Code of Military Justice):  
15 4 U.S.C. App. Sec. 3 § 8H [title VII, § 701 (b)] (Whistleblower Protection for Intelligence Community;  
16 Employees Reporting Urgent Concerns to Congress);  
17 5 U.S.C. § 7211 (Lloyd-LaFollette Act, Employees' Right to Petition Congress);  
18 5 U.S.C. § 552 a (Privacy Act);  
19 5 U.S.C. Appendix, § 7 (Inspector General Act);  
20 10 U.S.C. § 1034 (Armed Forces/Prohibition Against Retaliation);  
21 10 U.S.C. § 2409 (Department of Defense Contractor Fraud Antiretaliation)  
22 18 U.S.C. § 1513(e) (obstruction of Justice, Retaliation Against Whistleblowers);  
23 18 U.S.C. § 1961, 1962, and 1964 (Racketeer Influenced and Corrupt Organizations Act);  
24 42 U.S.C. § 1985(d) (Civil rights Act of 1871);  
25 18 U.S.C. § 241 (Deprivation of rights using color of law);  
26 18 U.S.C. § 242 (Conspiracy to commit deprivation of rights under color of law);  
27 Executive Order 12731, §101(k), 5 CFR § 2635.101, 57 Federal Register 35006 (Principles of Ethical  
28 Conduct for Government Officers and Employees)

9. I received documentation and information from people working within the AFL-CIO, in person, and had extensive discussions with the individuals about this documentation and information.

1 These people will testify about this and additional material. This material was reported to me to be  
2 authored by a lawyer working with George Soros and his organization. This material contained  
3 information that clearly showed the AFL-CIO was engaging in a plan to strategically undermine,  
4 coerce, falsify, and corrupt the American Presidential election for the purposes of defeating Donald J.  
5 Trump, and fraudulently electing Joe Biden. This material also suggested that after the election, Joe  
6 Biden would be removed and replaced. See Exhibit 2.

7 10. I received first hand materials from the Department of Justice and Bureau of Prisons, and  
8 personally experienced a training program entitled, "DEEP BLACK" by David Guyatt, in which  
9 Obama-Biden Administration and the Department of Justice and Attorney General Eric Holder and  
10 Assistant Attorney General Lanny Breuer, were collaborating with GEO Prison Services to  
11 indoctrinate, train, and recruit prisoners into a secret drug trafficking program. See Exhibit 1.

12 11. I shall make myself available to discuss this matter at any time, and would encourage,  
13 recommend and implore the Federal Bureau of Investigation to conduct any other measurable analytics  
14 to ascertain and determine if the real vice-president Biden showed up, or whether the person was an  
15 impostor.

16 I declare under penalty of perjury of the laws of the State of Tennessee that, based on a good  
17 faith belief and information, the foregoing is correct and true.

18 Executed this 25 day of November, 2020, in Washington DC.

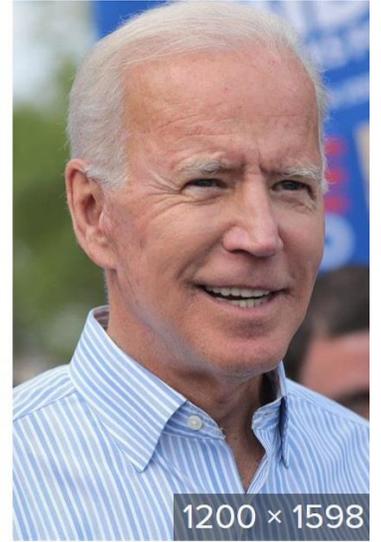
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20 \_\_\_\_\_ Scott Bennett /S/ \_\_\_\_\_

21 Scott Bennett  
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1 EXHIBIT A: Right ears are different. One photo has  
2 a detached lobe, the other photo has an attached lobe.  
3



12 Biden: Immigration 'about dignity' - POLITICO  
13 politico.com



14 Joe Biden - Wikiped...  
15 en.wikipedia.org

16 EXHIBIT B: Right ear has an attached lobe to the jaw.  
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1 EXHIBIT: C Left ear has a detached lobe.  
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15 EXHIBIT: D Right ears are different  
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2 INTRODUCTION  
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- 4 1. Patrick Bergy brings this before you today, only after having pursued all legal means in his chain of  
5 command. Beginning with documented, required reporting as part of the contracts deliverable to his  
6 employer, Dynology, and the “prime” contracting company on the Castle Korea contract, Engility  
7 (MPRI),  
8  
9  
10 2. Mr. Bergy then took his formal, written complaint to the J8 acting Deputy whom was in the  
11 nomination process for his SES promotion, and he didn’t do a thing with it for over 3 months after Mr.  
12 Bergy was forced out of his position in May. When the J8 deputy did send it following an email  
13 request Mr. Bergy sent him, he sent it to contracting office; not the IG or CID where such a report  
14 clearly should have gone.  
15  
16 3. Mr. Bergy then filed a formal complaint with the Department of Defense Inspector General, (exhibit  
17 #1) which was denied not because of the merit of my claims, but because Mr. Bergy was apparently  
18 not protected as a sub-contractor, even though the Defense Department’s Office of Inspector General’s  
19 website said sub-contractors were protected.  
20  
21 4. Frustrated and not agreeing with the IG withholding adjudication of his claim, Mr. Bergy took his  
22 denied appeals to his then Congressman, Gus Bilirakis. Congressman Bilirakis then took Mr. Bergy’s  
23 IG whistleblower denial to OSHA, which confused OSHA as much as it did Mr. Bergy. Predictably,  
24 OSHA essentially came back with a response that it was not within the scope of their mission, and  
25 Congressman Bilirakis’ staffer responded there was nothing further they could do and closed Mr.  
26 Bergy’s case on or around early 2016.  
27  
28

- 1 5. It was around this same time Mr. Bergy changed the format of a book he was writing for his children  
2 as a way to explain why the service their dad volunteered for to his country, had taken him away from  
3 them for nearly 8 years overseas with the Department of Defense. While keeping his experience in  
4 running for Pasco County Supervisor of Elections in 2005, to his enlistment in the U.S. Army Reserves  
5 at the age of 39; turning 40-years-old during basic training in Fort Benning, Mr. Bergy started  
6 documenting reports surrounding the 2016 cyber-related election scandals, placing many things he saw  
7 happening as having very similar characteristics to the social media psychological warfare weapons  
8 and techniques Mr. Bergy helped develop for Gen. James Jones's company, Dynology.
- 9
- 10 6. Mr. Bergy also started noticing many of the same people in media reports and subsequently involved  
11 with the Robert Mueller Special Counsel investigation. In fact, Mr. Bergy has on his own, with only  
12 limited means, identified more than 8 [eight] people and 2 [two] Israeli based social media influence  
13 operations companies that were directly tied to Gen. Jones, Dynology, The Atlantic Council and the  
14 ShadowNet Mr. Bergy helped in pioneering for the Department of Defense, and subsequently  
15 marketed for commercial purchase.
- 16
- 17 7. Mr. Bergy is prepared to testify on at least 2 [two] discussions with Jim Jones, Dynology's president,  
18 and a colleague with MPRI, about the potential value the ShadowNet would have in altering the  
19 outcome of U.S. elections based on our quantifiable results in Iraq using similar techniques in support  
20 of the Public Affairs Office [PAO] for the Department of Defense.
- 21
- 22 8. The classification of any specifics prevents Mr. Bergy from discussing outside of a Secure  
23 Compartmented Information Facility [SCIF} approved to discuss specific details. Mr. Bergy only  
24 discusses UNCLASSIFIED information, such as the ShadowNet marketing slicks which were publicly  
25 disseminated by Dynology, or Mr. Bergy's personal knowledge as a subject matter expert in cyber-  
26 security and publicly documented and reported facts.
- 27
- 28

- 1 9. So, after going through his chain of command and all legal channels, and finding new, extremely  
2 disturbing facts coming in such as Facebook's partnership with the Atlantic Council and the potential  
3 threat this poses to clearly protected Constitutional rights of privacy to all Americans, potentially  
4 hidden within third-party memorandum of understanding between General James Jones and his other  
5 companies, such as ClearForce, Jones Group International and Iron Hand Security.  
6
- 7 10. Mr. Bergy called Robert Mueller's Special Council after being provided the number by Mr. Bergy's  
8 new Congressman at the time, having moved to a homeless shelter in a new district, Congressman  
9 Charlie Crist, in late 2017. Mr. Bergy spoke with someone from his staff for nearly 15 minutes, even  
10 explaining that the small, family owned company Mr. Bergy built the ShadowNet for, was at the same  
11 time Paul Manafort's number one preferred partner.  
12
- 13 11. Mr. Bergy made several, officially documented attempts to reach Robert Mueller's staff prior to him  
14 submitting his final report, but nobody ever contacted Mr. Bergy back from the Special Counsel. After  
15 watching Robert Mueller's testimony, Mr. Bergy became even more concerned about an organized  
16 cover-up the further in law enforcement, legislators and even journalists he witnessed and the facts  
17 around his whistleblower complaint ignored. Mr. Bergy doesn't understand or accept that Robert  
18 Mueller's Special Council was operating in good faith by failing to follow-up with Mr. Bergy, whom  
19 contacted them with the information listed about and Dynology's relationship to Paul Manafort and  
20 Rick Gates on several occasions, including faxing a formal memorandum of record to him by Mr.  
21 Bergy's then congressman, Charlie Crist.  
22
- 23 12. Mr. Bergy is extremely concerned for his own safety, and believes once those responsible for killing  
24 his FOX News story (see below) and formal memorandum's of record, will no longer be able to ignore  
25 him and the threat his testimony has on some of the most powerful people in the world. The facts in  
26 Mr. Bergy's case fully supports his concerns but is unafraid and won't be intimidated when it comes to  
27 honoring the oath he swore to protect his country from all threats, foreign and domestic.  
28

1 13. In July 2020, a documentary was released by a U.S. journalist, Millie Weaver; 8-year contract  
2 journalist for Infowars. As the documentary, ShadowGate was being uploaded for Alex Jones to  
3 review, the police arrived at her home in Ohio and arrested Millie, her brother Chuck and husband  
4 Gavin. Mr. Bergy was in Austin, TX awaiting his interview with Alex Jones when the arrest took  
5 place. Uncertain of what was happening, Mr. Bergy left his hotel and went across the street to the  
6 address he found online for Infowars and was subsequently brought on set for a live interview.  
7

8 14. Within hours of my Infowars interview, Alex Jones and others associated with Infowars began  
9 attacking Millie, Patrick Bergy and others related to the documentary. These attacks were brutal, and  
10 included the doxing of an underage rape victim for which charges were filed against an Infowars  
11 contractor, Kaitlin Bennett. Millie's employment with Infowars was terminated within hours of her  
12 being released from jail, and while she was under a gag order by an Ohio judge not to speak about the  
13 arrest.  
14

15 15. Shortly after the release of ShadowGate documentary, Mr. Bergy was contacted by Lara Logan, FOX  
16 News journalist, as well as her husband and the person that arranged the conversation. Millie and  
17 Gavin were also on the conference call. During that call we were asked if we would meet them at  
18 Wright-Patterson Air Force Base; I declined and so did Millie and Gavin.  
19

20 16. A few months later, I was informed by Gavin that Lara Logan and her husband had reached out to  
21 them with information that exposed the arrest of Millie Weaver was orchestrated in a SCIF on Wright-  
22 Patterson, AFB by military contractors. By this time Mr. Bergy had also learned that Lara Logan's  
23 husband had worked in IIA (Interactive Internet Activities) for Lincoln Group, at or near the same time  
24 Lincoln Group was outed for paying journalists to report stories in the same region. It is extremely  
25 concerning to all involved the claims made by the Logan's and warrant further investigation. The arrest  
26 of a U.S. journalist, orchestrated on a U.S. military base cannot be dismissed without a thorough  
27 investigation into the Logan's claims.  
28

17. On Sunday, November 22, 2020 a former colleague reached out to Mr. Bergy with information that he  
was contacted shortly after the release of ShadowGate documentary in August 2020 by a member of  
Roger Stones legal team. This person sent Mr. Bergy's former colleague a link to the documentary and

1 asked this former colleague of Mr. Bergy for more information. Mr. Bergy was informed directly by  
2 his former colleague, which we are not releasing the name at this time for their security, that the lawyer  
3 that reached out to him had died. This person only learned this when his concerns led him to search the  
4 internet and found his death reported online. As mentioned below, Mr. Roger Stone was mentioned in  
5 ShadowGate as being a former business associate of Paul Manafort; former partner of Dynology at the  
6 time in question shown in the ShadowGate Documentary.

7  
8 18. Mr. Bergy would like to request the court and Department of Justice to consider these potential threats  
9 and provide Mr. Bergy with whistleblower protections lawfully allowed based on his current status as  
10 of this whistleblower affidavit.

11  
12 19. Mr Bergy believes the information in his qui tam in January 2020, was highly relevant to the Trump  
13 impeachment proceedings. In Mr. Bergy's qui tam whistleblower lawsuit, he formally requested  
14 emergency relief in providing his pleading and attached affidavits to Chief Justice Roberts, whom was  
15 overseeing the impeachment proceedings at the time of filing. The attached motion was dismissed  
16 WITHOUT PREJUDICE.

17  
18 20. This case is about Patrick Bergy's efforts for nearly 5 years to protect U.S. national security by  
19 exposing the fraud, waste and abuse he personally witnessed in his Department of Defense contract  
20 work for Dynology involving cyber-security, information assurance of classified and unclassified  
21 networks and tactical.

22  
23 21. Specifically, in order to protect the \$20,000,000 Department of Defense contract at USAG Yongsan,  
24 Seoul, South Korea, and to obtain other Defense Department contracts. The Engility program manager,  
25 "Buck" Buchanan, USFK J8 Director, Col. USFK J8 Deputy Director, Jim Jones (then president of  
26 Dynology and son of Gen. James Jones) and others at Dynology, conspired to retaliate against Mr.  
27

1 Bergy and have him removed from the contract position he had been working on for the previous 5  
2 years.

3  
4 22. The modification to the contract began the day after Mr. Bergy, along with Engility employee, Justin  
5 Losh, filed a formal complaint of abuse after Mr. Bergy was threatened for his refusal to provide  
6 administrative access to a classified network to the J83 Chief. The threat was made so loudly, Mr. Losh  
7 heard it from nearly ten feet away in our phone conversation. [See attached: Formal Complaint  
8 Knowles Signed]

9  
10 23. The contract, known as "Castles Korea," was modified in retaliation for Mr. Bergy's protected  
11 disclosure as a whistleblower. The modification removed only the requirements of Mr. Bergy's  
12 position, even when the Engility IT contract support was far more qualified to fill the PAO position.  
13 [exhibit #1]

14  
15 24. Within a few days of what Mr. Bergy believes was his constructive termination by being forced to  
16 leave, the Castles Korea contract was modified back to its original requirements, and Mr. Bergy was  
17 replaced. 18 U.S.C. § 371, creates an offense "[i]f two or more persons conspire either to commit any  
18 offense against the United States, or to defraud the United States, or any agency thereof in any manner  
19 or for any purpose. 18 U.S.C. § 1001, a false statement may be written or oral, sworn or unsworn,  
20 voluntarily made in regard to information sought as or required by law, signed or unsigned. 914.  
21 CONCEALMENT--FAILURE TO DISCLOSE - Although 18 U.S.C. § 1001 is often referred to as a  
22 false statement statute, its scope extends beyond statements. The statute proscribes the acts of making  
23 false statements, falsifying, concealing or covering up. The statute also covers half-truths if there is a  
24 duty to speak the truth. 915. FALSE STATEMENTS AS TO FUTURE ACTIONS - Although the  
25 statement that is the subject of an 18 U.S.C. § 1001 violation usually concerns past or present facts, it  
26 need not do so. A present statement as to future intent, e.g., a promise to do that which is not actually  
27 intended may be a false statement of an existing fact. See United States v. Shah, 44 F.3d 285 (5th Cir.  
28

1 1995). Under Section 1001 "a promise may amount to a false, fictitious or fraudulent statement if it is  
2 made without any present intention of performance and under circumstances such that it plainly, albeit  
3 implicitly, represents the present existence of an intent to perform." 18 U.S.C. § 1001 requires that the  
4 false statement, concealment or cover up be "knowingly and willfully" done, which means that "The  
5 statement must have been made with an intent to deceive, a design to induce belief in the falsity or to  
6 mislead, but § 1001 does not require an intent to defraud -- that is, the intent to deprive someone of  
7 something by means of deceit." United States v. Lichenstein, 610 F.2d 1272, 1276-77 (5th Cir.), cert.  
8 denied, 447 U.S. 907 (1980). The government may prove that a false statement was made "knowingly  
9 and willfully" by offering evidence that defendants acted deliberately and with knowledge that the  
10 representation was false. See United States v. Hopkins, 916 F.2d 207, 214 (5th Cir. 1990). The jury  
11 may conclude from a plan of elaborate lies and half-truths that defendants deliberately conveyed  
12 information they knew to be false to the government.

13 25. Upon Mr. Bergy's return to Virginia to Dynology's headquarters in May 2015, Mr. Bergy was told by  
14 Jim Jones, (after a tour of Gen. Jones' much larger office – the largest in Dynology and next to his son,  
15 Jim) that Dynology didn't have any contracts they could put me on and let me go.

16  
17 26. Mr. Bergy was a full-time Dynology employee, not a 10-99 sub-contractor. When Mr. Bergy filed for  
18 unemployment, Dynology fought it, falsely claiming to the unemployment office that Mr. Bergy had  
19 quit, which was a willful lie. The modification of a \$12 million Defense Contract and not having  
20 another contract to put Mr. Bergy on, then letting him go is not what any reasonable person would  
21 consider as having quit. (exhibit #2) A short time later, health and financial issues resulted in Mr.  
22 Bergy's homelessness in a tent-city in Clearwater, FL. Mr. Bergy asserts that Dynology's action in  
23 making these false claims to the unemployment officer was **KNOWINGLY AND WILLFULLY**:  
24 The prohibition of 18 U.S.C. § 1001 requires that the false statement, concealment or cover  
25 up be "knowingly and willfully" done, which means that "The statement must have been  
26 made with an intent to deceive, a design to induce belief in the falsity or to mislead, but §  
27 1001 does not require an intent to defraud -- that is, the intent to deprive someone of  
28

1 something by means of deceit." United States v. Lichenstein, 610 F.2d 1272, 1276-77 (5th  
2 Cir.), cert. denied, 447 U.S. 907 (1980). The government may prove that a false statement  
3 was made "knowingly and willfully" by offering evidence that defendants acted deliberately  
4 and with knowledge that the representation was false. See United States v. Hopkins, 916 F.2d  
5 207, 214 (5th Cir. 1990). The jury may conclude from a plan of elaborate lies and half-truths  
6 that defendants deliberately conveyed information they knew to be false to the government.  
7 Id. at 214-15.

8  
9 27. The formal complaint filed with the Engility program manager in May 2015, was just one of several  
10 very serious internal complaints I had raised. One complaint in 2013 involved a massive loss of data in  
11 2013, (exhibit #3) which resulted in having my responsibilities removed for nearly a year after  
12 submitting an after-action report critical of the government; our "client."

13  
14 28. Conservative estimates of the government products that were lost on the drive was over \$1,000,000 in  
15 time and labor. The data loss included J84's data, which was the USFK Comptroller responsible for  
16 more than \$10,000,000,000 in U.S. personnel and assets. U.S. FOIA and obstruction of a federal audit  
17 were also likely violated. 18 U.S.C. § 1516. The statute provides: Whoever, with intent to deceive or  
18 defraud the United States, endeavors to influence, obstruct, or impede a Federal auditor in the  
19 performance of official duties relating to a person receiving in excess of \$100,000, directly or  
20 indirectly, from the United States in any 1 year period under a contract or subcontract . . . For purposes  
21 of this statute -- The term "Federal auditor" means any person employed on a full- or part-time or  
22 contractual basis to perform an audit or a quality assurance inspection for or on behalf of the United  
23 States; the term "in any 1 year period" has the meaning given to the term "in any one-year period" in  
24 section 666 [of Title 18, United States Code] Under 18 U.S.C. § 371, the fraud or impairment of  
25 legitimate government activity may take any of several forms: Bribery of a government employee,  
26 kickbacks to government employees or extortion of money or favors by government employees,  
27 misrepresentations of financial capability, alteration or falsification of official records, submission of  
28 false documents; and Obstructing, in any manner, a legitimate governmental function.

1 29. Another key incident Mr. Bergy believes contributed to what eventually led to his constructive  
2 termination following a protected disclosure involved the renewal of Mr. Bergy's Top-Secret federal  
3 clearance, which was fraudulently requested for renewal in 2011 with no contract requirement above  
4 Secret in the deliverables. (exhibit #4) An administrative error by Jim Jones, Mr. Bergy's security  
5 officer responsible for managing his clearance, required the OPM submission documents to be  
6 resubmitted with a new date several months later.

7  
8 30. When Mr. Bergy questioned the legality of falsifying official documents and fabricating the actual  
9 requirement for renewing a Top-Secret clearance, which can cost the U.S. government over \$100,000  
10 to adjudicate an overseas renewal. Although my contract only required a Secret clearance, Dynology  
11 would use my resume on other Defense Department bids by falsely claiming my services and  
12 submitting it with other proposals that required a Top-Secret clearance. Dynology would then just  
13 substitute me with someone else if the contract was awarded. The MPRI program manager at the time,  
14 Gen. Richard Blunt, asked me why Jim Jones was requesting my Top-Secret be renewed when the  
15 contract only required Secret. After Mr. Blunt spoke directly with Jim Jones, MPRI signed off on it but  
16 the contract requirement for only Secret never changed. Although the statement that is the subject of an  
17 18 U.S.C. § 1001 violation usually concerns past or present facts, it need not do so. A present  
18 statement as to future intent, e.g., a promise to do that which is not actually intended may be a false  
19 statement of an existing fact. See *United States v. Shah*, 44 F.3d 285 (5th Cir. 1995). Under Section  
20 1001 "a promise may amount to a false, fictitious or fraudulent statement if it is made without any  
21 present intention of performance and under circumstances such that it plainly, albeit implicitly,  
22 represents the present existence of an intent to perform."

23 31. AND because the program manager for Engility conspired with Jim Jones, Dynology, 18 U.S.C. §  
24 371— The general conspiracy statute, 18 U.S.C. § 371, creates an offense "[i]f two or more persons  
25 conspire either to commit any offense against the United States, or to defraud the United States, or any  
26 agency thereof in any manner or for any purpose. For a violation of 18 U.S.C. § 1001, a false statement  
27 may be written or oral, sworn or unsworn, voluntarily made in regard to information sought as or  
28 required by law, signed or unsigned.

1 32. Evidence also strongly suggests Dynology Corporation, et al, along with Paul Manafort, Rick Davis,  
2 owners of 3EDC, a micro-targeted social media service, used Department of Defense psychological  
3 warfare weapons developed using taxpayer appropriated funds, against unsanctioned targets in U.S.  
4 and Ukrainian election influence operations in 2008, 2010, 2014 and 2016. Specifically, the  
5 presidential campaign of Senator John McCain, which Dynology was the IT provider for in Senator  
6 McCain's 2008 primary race before 3EDC took over post-primary. (exhibit #5)

7  
8 33. In 2014, Mr. Bergy noticed subtle signs, similar to the social media psychological warfare weapon he  
9 developed for the Department of Defense in 2008 for Dynology, being used to influence the Michael  
10 Brown riots. Mr. Bergy's colleague in South Korea, Justin Losh, confirmed the operation Mr. Bergy  
11 had suspected was in the Ukrainian region using a trace routing application.

12  
13 34. Dynology kept the intellectual property rights after the 2008 Iraq contract ended and then sold it  
14 commercially under the trademarked name of "ShadowNet" and "iPsy." (exhibit #6) The military  
15 nomenclature of the social media psychological warfare capabilities is Interactive Internet Activities  
16 [IIA] and we won another IIA contract supporting the JMISC for CENTCOM at McDill in Tampa.

17  
18 35. The 4<sup>th</sup> Psychological Operations Group [4<sup>th</sup> POG] we had developed the weapon for started over from  
19 scratch when we (Dynology) left. The new company that replaced Dynology on the Iraq contract didn't  
20 even know they needed a "ShadowNet." Capability [database, non-attributional fabricated persona's,  
21 collaboration portal.) This had an immediate and detrimental impact on the mission of the 4<sup>th</sup>  
22 Psychological Operations Group in Iraq.

23  
24 36. Dynology, under the guidance of its then president, Jim Jones, son of Gen. James Jones, then licensed  
25 the "ShadowNet" back to the military. In what is clearly a conflict of interest, at nearly the exact same  
26 time we were starting the new contract for JMISC, Gen. James Jones was being sworn in as then  
27 President Barak Obama's National Security Advisor.  
28

1 37. Another evidentiary fact Mr. Bergy only discovered in late 2016 was that Dynology was Paul  
2 Manafort's number one partner with Manafort's company, 3EDC. (exhibit #5) Also, at the same time  
3 Mr. Bergy was making commercial marketing slicks for Dynology's, "ShadowNet," Dynology was  
4 providing Sen. John McCain's presidential campaign with his IT security, web & micro-targeted social  
5 media, as Mr. Bergy understood from his personal conversation with Jim Jones regarding the matter on  
6 or near Oct., 2008.

7  
8 38. After Senator McCain won the Republican primary, Paul Manafort's company, 3EDC, took over as the  
9 IT prime on McCain's presidential campaign. FEC records show both 3EDC and Dynology received  
10 nearly \$500,000 combined from the campaign as reported for that time. (exhibit #5) Following the  
11 release of ShadowGate, the FEC filings mentioned above were modified.

12  
13 39. The ShadowNet was designed to do essentially everything the FBI indicted the 13 Russian's for in  
14 2018, as well as the same services that were proposed to the Trump campaign in 2016 by a company  
15 called Psy-Group, which is owned by Joel Zamel and is the sister company to Mr. Zamel's,  
16 'Wikistrat.' Gen. Jones and Gen. Michael Hayden are both on the board of Wikistrat, according to  
17 published media reports. (exhibit #7) This is telling because ShadowNet and iPsy, both owned by Gen.  
18 Jones, provide nearly the exact same "black PSYOP" services as the proposal by Psy-Group. This  
19 would be like the CEO of Pepsi being on the board of Coke. It seems very suspicious, and it is because  
20 of this Mr. Bergy suspects the strong likelihood that iPsy and Psy-Group are, at the administrative and  
21 operational level, the same company.

22  
23 40. Mr. Bergy also strongly suspects Wikistrat is actually the organization behind, 'Wikileaks,' and  
24 suggests that Mr. Bergy may have submitted a whitepaper to his employer, Dynology, with a very  
25 similar scenario using an online persona, similar to Wikistrat, as an asset for non-attributional  
26 dissemination tool as part of a much larger set of strategic capabilities. He also believes there to be a  
27  
28

1 connection between Psy-Group, owned by Zamel and iPsy, the relational database component of  
2 ShadowNet.

3  
4 41. Credible media reports also claim that Psy-Group was involved in the Cambridge Analytica scandal.  
5 Mr. Bergy finds this extremely troubling as Facebook has just partnered with the Atlantic Council to,  
6 “restore election integrity worldwide” and “combat fake news worldwide.” At the time of this  
7 partnership, Gen. James Jones was the interim Atlantic Council Chairman of the Board, having been  
8 tapped by the departing Chairman, Jon Huntsman, to replace him as Mr. Huntsman had accepted  
9 President Trumps nomination as U.S. Ambassador to Russia.

10  
11 42. Mr. Bergy found that relationship troubling because his 2015 whistleblower story had been picked up  
12 by Judge Jeanine Pirro and Sara Carter of FOX News in December 2018, and January 2019. After  
13 speaking on the phone with Ms. Pirro on 18 Dec. 2018, and with Sara Carter on Jan. 13<sup>th</sup>, the last time  
14 Mr. Bergy heard from either of them again was after receiving a text from Sara telling me she has  
15 spoken with Jeanine Pirro and was going to run my story on FOX the following week. (exhibit #8)

16  
17 43. At nearly that same time Mr. Bergy received a text from Ms. Pirro stating that she was speaking with  
18 Congressman Devin Nunes in re my issue (exhibit #8). That was a very promising response for Mr.  
19 Bergy because his previous Republican Congressman, Gus Bilirakis, had his chief of staff call  
20 Congressman Nunes personally while Mr. Bergy was standing in her office right around the same time.  
21 he first spoke with Jeanine Pirro in December 2018.

22  
23 44. Mr. Bergy also reached out to his previous Congressman, Charlie Crist, and had his veteran liaison,  
24 Gershon, fax copies of Mr. Bergy’s sworn and signed under oath, memorandum or record. (see  
25 exhibit) The text from Ms. Pirro regarding her meeting with Congressman Nunes was the last time Mr.  
26 Bergy has heard from Judge Jeanine Pirro or Sara Carter. After more than two-months of text  
27

1 messages, phone calls and emails, as a source or whistleblower, not a single word or explanation from  
2 either of them. (exhibit #9)

3  
4 45. Aside from likely questionable journalistic code of ethics judgements, Mr. Bergy has recently  
5 discovered that Gillian Turner, a FOX News host, left her job working for Gen. Jones at his company,  
6 as the Vice President of Jones Group International. Mr. Bergy has reached out to Gillian Turner asking  
7 her to explain if she had any role in FOX News killing Mr. Bergy's story just before it was to be aired,  
8 and with no explanation, but he has not heard back from Gillian as of the date of this letter. Gillian  
9 Turner has since blocked Mr. Bergy on at least one social media platform for asking her the above  
10 questions (exhibit #10). Under 18 U.S.C. § 371, the fraud or impairment of legitimate government  
11 activity may take any of several forms: Bribery of a government employee, kickbacks to government  
12 employees or extortion of money or favors by government employees, misrepresentations of financial  
13 capability, alteration or falsification of official records, submission of false documents; and  
14 Obstructing, in any manner, a legitimate governmental function. 18 U.S.C. § 371— The general  
15 conspiracy statute, 18 U.S.C. § 371, creates an offense "[i]f two or more persons conspire either to  
16 commit any offense against the United States, or to defraud the United States, or any agency thereof in  
17 any manner or for any purpose.

18  
19 46. In his pursuit to find justice and uphold his sworn oath to protect and defend America's constitution  
20 and national secrets, Mr. Bergy believes he has exposed a much larger group of people protecting Gen.  
21 Jones, and likely Jon Huntsman. Mr Bergy believes at the very least such highly questionable  
22 relationships between the subject of Mr. Bergy's 2015 IG complaint and Gillian Turner, a senior FOX  
23 News host, warrants further investigation for potential obstruction in Mr. Bergy's role as a federal  
24 auditor as claimed in his 2015 Inspector General complaint. The Anti-Drug Abuse Act of 1988  
25 (Pub.L.No. 100-690, § 7078, 102 Stat. 4181) created an obstruction of Federal audit offense, codified  
26 at 18 U.S.C. § 1516. The statute provides: Whoever, with intent to deceive or defraud the United  
27 States, endeavors to influence, obstruct, or impede a Federal auditor in the performance of official  
28

1 duties relating to a person receiving in excess of \$100,000, directly or indirectly, from the United  
2 States in any 1 year period under a contract or subcontract . . . For purposes of this statute -- The term  
3 "Federal auditor" means any person employed on a full- or part-time or contractual basis to perform an  
4 audit or a quality assurance inspection for or on behalf of the United States; the term "in any 1 year  
5 period" has the meaning given to the term "in any one-year period" in section 666 [of Title 18, United  
6 States Code]

7  
8 The Anti-Kickback Act of 1986, 41 U.S.C. § 51 et seq., modernized and closed the  
9 loopholes of previous statutes applying to government contractors. The 1986 law attempts to make the anti-  
10 kickback statute a more useful prosecutorial tool by expanding the definition of prohibited conduct and by  
11 making the statute applicable to a broader range of persons involved in government subcontracting.

12 Prosecutions under these statutes must establish the following:

13 Prohibited conduct--the Act prohibits attempted as well as completed "kickbacks," which  
14 include any money, fees, commission, credit, gift, gratuity, thing of value, or compensation of any kind.  
15 The act also provides that the inclusion of kickback amounts in contract prices is prohibited conduct in  
16 itself.

17 Purpose of kickback--The Act requires that the purpose of the kickback was for  
18 improperly obtaining or rewarding favorable treatment. It is intended to embrace the full range of  
19 government contracting. Prior to 1986, the "kickback" was required to be for the inducement or  
20 acknowledgement of a subcontract.

21 Covered class of "kickback" recipients--The Act prohibits "kickbacks" to prime  
22 contractors, prime contractor employees, subcontractors, and subcontractor employees. These terms are  
23 defined in the Act.

24 Type of contract--The Act defines kickbacks to include payments under any government  
25 contract. Prior to this legislation, the statutes' applicability was limited to negotiated contracts. Knowledge

26 and willfulness--The Act requires one to knowingly and willfully engage in the prohibited conduct for the  
27 imposition of criminal sanctions.  
28

1 47. ClearForce.com is a unique and potentially dangerous business model that was built from core  
2 components of the ShadowNet, funded originally from Department of Defense, taxpayer appropriated  
3 funding under highly questionable circumstances; legally and ethically. The ClearForce application,  
4 originally built by Dynology, was designed to take the ShadowNet's social network, psycho-predictive  
5 capabilities to the next iteration.

6  
7 48. Using proprietary technology from our work in Iraq supporting the 4<sup>th</sup> POG, such as non-attributional  
8 social media collection, databases and taxonomies, as well as real-time social media targeting,  
9 audience, engagements and appeal. The ClearForce application was originally built and developed by  
10 Dynology, and Mr. Bergy discussed with Dynology's president, Jim Jones, the ShadowNet backbone  
11 component described above.

12  
13 49. After adding real-time criminal background, travel, medical, financial and credit to the core  
14 ShadowNet capabilities the ClearForce application was built from, Jim Jones stepped down as  
15 Dynology president and launched ClearForce.com. Development of the ClearForce application began  
16 after the Snowden classified documents leak as a means by which to provide NISPOM compliance for  
17 companies and organizations that have employees with clearances. The launch of ClearForce brought  
18 on several new board members, including but not limited to the now deceased Democrat California  
19 Congresswoman, Tauscher, and President Obama's former CIA Director, Gen. Michael Hayden.

20  
21 50. Artificial Intelligence was then added to use this massive amount of data to create predictive  
22 behavioral profiles used to determine of someone is likely to steal or leak classified information.  
23 ClearForce also makes these behavioral reports sometimes referred to as, 'Minority Reports' in  
24 reference to the movie of the same name that also had developed predictive behavior reports.

25  
26  
27 51. Mr. Bergy is deeply concerned knowing of his experience with Jim Jones, threatening Mr. Bergy to  
28 falsify a document requesting renewal of his Top-Secret clearance with his job and conspiring in Mr.

1 Bergy's constructive termination (exhibit #4) operating as the president of a company that provides  
2 NISPOM compliance for clearances. Mr. Bergy believes any and all government contracts with  
3 ClearForce be suspended until an internal investigation and the outcome of this complaint is resolved.  
4

5 52. Potentially even more concerning to Mr. Bergy is that ClearForce provides these predictive behavioral  
6 services to the private sector, and the potential for malevolence and abuse with a memorandum of  
7 understanding between ClearForce and a company like FOX News, MSNBC, CNN and others could  
8 be tremendous. Mr. Bergy believes that if a predictive behavioral application can be used to  
9 predictively prevent something bad from happening, it could also be used to create something bad that  
10 might not otherwise have happened. One example might be if the DNC was a client of ClearForce,  
11 they could build predictive behavioral models based on existing principles of reflexive control  
12 developed by Russia, and influence someone like Seth Rich to steal the data with a thumb drive.  
13 Instead of hacking a secured computer network, you're essentially "hacking" a person to affect the  
14 same results. What if you wanted to alter the 2<sup>nd</sup> amendment debate by triggering an asset you  
15 identified and targeted months earlier into walking into a school and shooting children?  
16

17 53. There are two things that essentially make that possible, one is known as the "HUMINT" component  
18 where you compile all the possible data you can, the more personal and private, the better. The second  
19 component is the computing power and artificial neural networks necessary to process all the analytics  
20 from potentially millions of potential "targets."  
21

22 54. Mr. Bergy considers this one of the most significant threats to American sovereignty our nation has  
23 likely ever face. Gen. Jones believes this and is one of the most outspoken advocates of 5G wireless  
24 technology in opposing China's market share to protect American's from China. Mr. Bergy is more  
25 concerned with whom will be protecting American's from Gen. Jones and the massive data and  
26 intelligence operation he now privately owns? Additionally, ClearForce has issued a public statement  
27 on their website on their partnership with the investment company, Centricus, which is based in the  
28

1 UK. At around the same time, China Merchants Group and Softbank formed a \$15 billion investment  
2 with Centricus. (exhibit #11) It is well reported and documented that China uses investments such as  
3 this to obtain intellectual property rights from companies it invests in. It is also well documented that  
4 China seeks the same social monitoring and predictive capabilities that ClearForce provides to control  
5 populations within China, such as the Muslim Uyghurs. Mr. Bergy took this information to the FBI  
6 Tampa field office in early 2019. Mr. Bergy was instructed that the FBI would review the information  
7 I submitted, which included information Mr. Bergy has about the murder of "journalist" Jamal  
8 Khashogii. This information requires an above Top-Secret clearance to discuss in detail.  
9

10 55. The FBI agent called Mr. Bergy back after about 5 days and said they did an initial review to verify  
11 who Mr. Bergy was and the credibility of his claims, and was told that Mr. Bergy's information was  
12 turned over to the FBI's international bureau that handles such information, and Mr. Bergy would  
13 receive a call from them within 5 days. Mr. Bergy was never called back, and any attempts to follow-  
14 up have been unsuccessful. With all the apparent corruption in senior levels of FBI that has been  
15 reported and investigated over the last few years, Mr. Bergy is extremely worried that his complaint  
16 was covered up. There is simply no justification for the FBI not to follow-up on a tip involving the  
17 murder of a journalist, and Mr. Bergy has explained to them there is much more he can't say outside of  
18 a SCIF that Mr. Bergy believes is relevant to the investigation.  
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Certification and Closing

Under Federal Rule of Civil Procedure 11, by signing below, I, Patrick Bergy, certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11. A.

Date of signing: November 26<sup>th</sup> 2020 Dated this day of Month, year.

Printed Name: Patrick B. Bergy

Patrick B. Bergy  
Signature: Patrick B. Bergy

Notary: \_\_\_\_\_ Dated this day of Month, year.

Printed Name: \_\_\_\_\_

EXHIBIT #1



INSPECTOR GENERAL  
DEPARTMENT OF DEFENSE  
4800 MARK CENTER DRIVE  
ALEXANDRIA, VIRGINIA 22304-1500

November 19, 2015  
20151001-033475-CASE-01

Patrick Bergy  
[REDACTED]

Dear Mr. Bergy:

This is in response to the complaint you filed with the Department of Defense Hotline on September 30, 2015, alleging reprisal under Title 10, United States Code, Section 2409 (10 U.S.C. 2409), "Contractor employees: protection from reprisal for disclosure of certain information," implemented by Defense Federal Acquisition Regulation Supplement, Subpart 203.9, "Whistleblower Protections for Contractor Employees."

You alleged that management officials reprised against you for making protected disclosures.

Your former employer, Dynology, is a subcontractor to Engility, the prime contractor under a U.S. Army contract. Employees of subcontractors are not covered under the provisions of the version of 10 U.S.C. 2409 applicable at the relevant time.

Based on the above, we have closed your case. Should you have any questions, please contact Mr. Daniel Lear, Supervisory Investigator, at 703-604-8533 or email at [Daniel.Lear@DoDIG.mil](mailto:Daniel.Lear@DoDIG.mil).

Sincerely,

TOLEK.NILGU  
N.1403967919

Digitally signed by  
TOLEK.NILGU.N.1403967919  
DN: cn=US, o=U.S. GOVERNMENT,  
ou=DOD, ou=PR, ou=ECOR, email=TOLEK.NILGU.N.1403967919  
Date: 2015.11.19 14:48:30 -0500

Nilgun Tolek  
Director

Whistleblower Reprisal Investigations

Total Cost of Awarding Agencies: \$24  
 Total Cost of Federal Accounts: \$24  
 View Federal Award Information

**Award History**

Transaction History | Sub Awards | Federal Account Funding

Transaction ID	Account Code	Amount	Agency/Department	Description
23	17020044	-129,271	C. FEDERAL OPERATIONS	USDA TRANSFORMATION PROJECT SERVICES
35	17020045	-15,564,102	B. FEDERAL OPERATIONS	USDA TRANSFORMATION PROJECT SERVICES
4	14020012	21,054,132	B. FEDERAL OPERATIONS	USDA TRANSFORMATION PROJECT SERVICES
28	17020046	60	C. FEDERAL OPERATIONS	USDA TRANSFORMATION PROJECT SERVICES
29	17020049	12,010,000	C. FEDERAL OPERATIONS	USDA TRANSFORMATION PROJECT SERVICES
31	17020011	22	B. FEDERAL OPERATIONS	USDA TRANSFORMATION PROJECT SERVICES
32	17020013	20	B. FEDERAL OPERATIONS	USDA TRANSFORMATION PROJECT SERVICES
33	17020024	11,402,000	B. FEDERAL OPERATIONS	USDA TRANSFORMATION PROJECT SERVICES
34	17020018	62	B. FEDERAL OPERATIONS	USDA TRANSFORMATION PROJECT SERVICES

EXHIBIT #2

**Notice of Resignation with USFK J8 KM Contract Support**

26 May 2015

To Whom It May Concern:

The modification of the J8 Content Management contract support here in Korea on 29 June, 2015, placing the new contract under the PAO for internet and social media support, is both outside the original contracted statement of work for which I came to Korea to support, and well outside my qualified area of expertise. As a result, I have no choice other than to resign my position here in South Korea as the USFK IS KM, effective 29 May, 2015.

My last day will be 29 May, at which time I will be departing South Korea and returning to DC. I have been provided all requirements for my out-processing by our program manager, and will complete prior to my departure on 29 May.

Regards,  
**BERGY.PATRICK.B**  
**RUCE.1285728645**

Digitally signed by BERGY.PATRICK.B (CN=BERGY.PATRICK.B, OU=USFK J8 KM, O=USFK J8 KM, C=US) DN: cn=BERGY.PATRICK.B, ou=USFK J8 KM, o=USFK J8 KM, c=US

Patrick B. Bergy (Contractor)  
 Dynology Corporation  
 USFK J8 KM  
 Transformation And Force Development USFK JS  
 CONUS: 727-288-2066

Patrick Bergy <patberg@msn.com>  
 FW: ATCTS Daily Report for Managers (UNCLASSIFIED)

To: Patrick Bergy

Hi, last day is May 27, I believe.

From: Buchanan, Lloyd Wayne (Buck) #CITA (USARMY USFK US) [mailto:lwbuchanan@usfk.mil]  
 Sent: 5/14/2015 10:36 PM  
 To: Bergy, Patrick B. CTR VOLUNTEER (PT)  
 Cc: David Hoar  
 Subject: FW: ATCTS Daily Report for Managers (UNCLASSIFIED)

Patrick,  
 As a reminder, you need to complete the following prior to your departure from contract. I do need a copy of your resignation letter now so Engility has official notice of your departing contract.

1. Turn in CAC. Give me the 700-19 signed by SAC.
2. Turn in region control cards (with included)
3. Turn in wife's USFK/Pongsan ID card
4. Turn in Counter Card to Delight Putson
5. Turn in your 4th Army Badge
6. Turn in key to 4313

Best,  
 Buchanan, Lloyd Wayne, Jr. - CTR  
 Engility USFK Consolidated Transformation Team  
 Program Manager  
 DSN: 315-738-4544  
 Cell: 010-4992-9960

I received an email from the Engility program manager with out-processing requirements. I sent this to Dynology telling them I did not want to resign.

I responded to Dynology that it was hoping to find another position with Dynology back in the states.

- I specifically said "It was not my intention to resign from Dynology."

Patrick Bergy <patberg@msn.com>  
 FW: ATCTS Daily Report for Managers (UNCLASSIFIED)

To: Patrick Bergy

From: Patrick Bergy  
 Sent: 5/18/2015 5:31 PM  
 To: David Hoar; Nancy Estrella  
 Subject: RE: ATCTS Daily Report for Managers (UNCLASSIFIED)

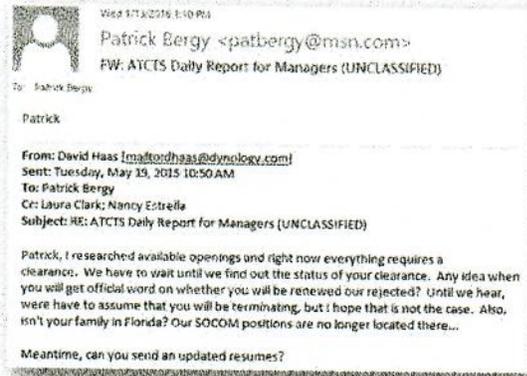
David:

Dynology was intending to try and find another position back home for me when we spoke last. Is this not the case? If Dynology is planning to let me go, please let me know so I can make other arrangements. It was not my intention to resign from Dynology, but due to my clearance and wanting to return stateside after 5 years from my family, we needed to have a replacement. That said, I do understand if Dynology cannot keep me on and will make other arrangements if that is the case.

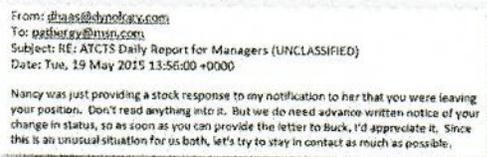
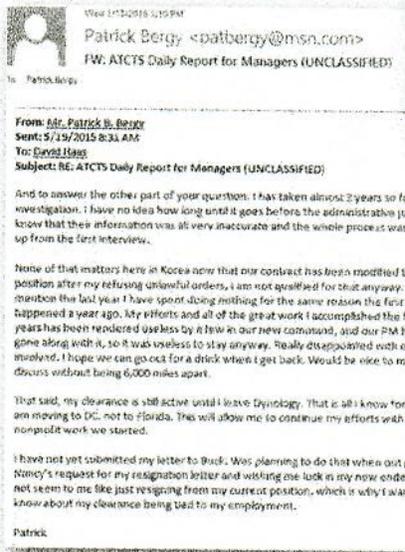
Patrick

Dynology responded that all their current openings require a clearance.

- Asked me to send an updated resume.



This was my response.



Dynology responded to Engility's request for my resignation with "Don't read anything into it"

I truly have no idea how Virginia could have sided with Dynology that I had quit, rather than having been subjected to constructive termination by removing my position.

1 May 1, 2015

To Buck Buchanan, J8 Program Manager:

I believe that government officials in leadership positions have a responsibility to maintain the highest levels of integrity.

I believe that even though I will no longer be providing a supporting role for J8 KM, as these same leaders have moved my responsibilities to the PAO, I have a responsibility to hold those that do not measure up to such standards of integrity within our government to have them held accountable. Not only for my own personal integrity, was which clearly called into question most recently in a email sent to my Program Manager which was totally false, but to those that follow me under which these government official will be holding oversight.

Dr. Knowles sent to Buck Buchanan, my immediate supervisor, an email that made unsubstantiated false claims and accusations that directly call into question my character and ethics in the workplace. I believe he did so out of malice, and in doing so directly used his position of leadership in what is clearly and abuse of his authority for personal reasons.

I believe his actions were as a direct result of the fact I recently refused to overlook my responsibility for our network security and protocols by requiring him to follow procedures set forth in both AR 25-1 and in the KM SOP regarding required memorandums and certifications. But, in fact, this same incident happened over a year ago, which is when the initial retaliation actually began.

I believe additionally that other incidents where I have challenged his requests to implement security procedures which were in direct violation of Army regulations over the past year have also resulted in a direct and personal attack on me by Dr. Knowles, which has essentially left me in a position where I have had all duties and responsibilities removed from my daily role as KM, and which has now led to the elimination of my role here in J8, and being moved to the PAO.

I believe that all of the actions as stated above were a direct result of me doing my job responsibly, and has been nothing less than a personal retaliation on me for the last year that has directly resulted from me performing responsibly my role here in J8 and adhering to security policies and procedures that are specified in numerous Army regulations.

There is clear, documented and visible evidence of retaliation from more than one of the key leadership within J8 for my insistence that compliance be maintained within the AO for which I was responsible as the J8 KMO. I have literally been told not to take any actions for the development of the J8 sites (NIPR, CENTRIX-K, GCCS-J) without the authorization of Dr. Knowles since the day I refused to assign him rights and permissions to the KOR domain because he did would not present to me the proper, required documentation and memorandums. He then ordered me to stand down, and gave himself the authority and permissions without ever providing the USFK KM with the proper documentation, and was simply allowed to assume the authority of the J8 KMO without question.

I have since spent more than the last year with instructions by Dr. Knowles to our Program Manager that I was not allowed to do anything until he told us to. This went on for about a year now, until the J8 KM was ordered to move our support to the PAO. My objections to the security

issues I described above were all well documented in emails to my chain of command, and I can provide them at your request. In fact, it was just a matter of a few days from the time I filed a complaint with my Program Manager, in which Dr. Knowles could be heard shouting at me over the phone from across the room by my colleague because I had asked him to verify his required credentials and certifications for rights on the CENTRIXS-K portal. Within just a day or so of my filing of that complaint that I was told J8 KM contract support was going to be moved to supporting the PAO. I would like to formally state that I believe this to be the final act of a series of retaliations by Dr. Knowles (and another military officer in J8 leadership) that began more than a year ago.

Patrick Bergy  
Dynology Corporation  
USFK J8 KM

Digitally signed by Patrick Bergy

17th July President of Clearance Compliance Contracting Company  
ClearForce Knowingly Submitted Falsified Application for  
Top Secret Clearance

**Clearance Compliance Contracting Company ClearForce CEO Knowingly  
Submitted Falsified Application for Top Secret Clearance!**

ClearForce is an application developed to automate the compliance of new laws by developing threat behavior profiles on employees from monitoring social media, banking, credit and law enforcement, both at work and at home. Directors include Obama's former National Security Advisor, General James Jones, his son, Jim, and former head of the CIA, General Hayden.

Written and Published by Patrick Bergy  
17 July, 2017

There are 3 types of clearances the government will issue. (1) Classified, which is good for 15 years. (2) Secret, which is good for 10 years, and (3) Top Secret, which is good for 5 years. Previous assignments I held required a TS\SCI clearance, which is what I had when I came to Korea in 2010. My contract in South Korea only required a Secret clearance.

The cost to the government for renewing a TS is so high, I don't know for sure how my company ever justified to the government that I needed to maintain my TS clearance. What I do know is that a TS clearance is far more valuable to an employer than a Secret, for all the reasons I stated above. I was asked this question by our program manager wondering why my company was having the government spend so much money investigating a TS clearance that was not authorized or needed on the 5 year contract I was working in Korea. When I relayed his question in an email to the president of my company, Dynology, I could not find any response in my personal email archives from him with an answer, just the email I sent asking the question from my personal email account.

Preparing the background information for a Top Secret clearance can take weeks, especially when you are 9,000 miles from your home. When you complete the form it requires prior addresses you lived going back 10 years, including the names and contact information of people you lived with and your neighbors. Every place you have a stamp for that you visited in your passport needs to be accounted for, as well as anyone you co-habitated with, such as your wife, and her family. My company contacted me via email and said I had 24 hours to complete the background packet for a TS clearance, and if I didn't, my clearance would be revoked. Nothing like some good old advanced notice from your company's security officer, which in my case was Jim Jones, the president of Dynology and the son of Obama's former National Security Advisor. I freaked, and thought this was totally ridiculous. Nobody can properly complete their background packet in a week, even under the best circumstances, and I was in Korea.



**General James L. Jones, USMC, Ret.**

General James Logan Jones, Jr. is a former United States National Security Advisor to President Obama and a retired United States Marine Corps General. During his military career, he served as Commander, United States European Command and Supreme Allied Commander Europe from 2003 to 2006 and as the 32nd Commandant of the Marine Corps from July 1998 to January 2002. Jones retired from the Marine Corps in February of 2007 after 40 years of service. In November 2007, he was appointed by the U.S. Secretary of State as special envoy for Middle East security. General Jones served as Chairman of the Atlantic Council from June 2007 to January 2009, when he assumed the post of National Security Advisor that he held until November 2010. General Jones has also served on the Boards of Inverex Corporation, Boeing Company, Chevron Corporation and General Dynamics.



**James L. Jones, III, Founder & Executive Chairman**

James L. Jones III (Jim) is the Executive Chairman and former Chief Executive Officer of Dynology Corporation, a prominent IT firm headquartered in Tyson's Corner, VA. Serving as Dynology's Chief Executive, Jim has 20+ years of experience in strategic communications, security, cyber and virtualization technologies, directing more than \$100M of highly successful IT initiatives to organizations within the commercial sector, DoD and other Federal Agencies. Mr. Jones served as Chairman of the 2011 Fight Night on behalf of Fight for Children, is a long-time member of the Marine Corps Law Enforcement Foundation (MCELF), has worked with the women's services YMCA (WSYMCA) eventually working for the organization to enhance their web presence, and the Tragedy Assistance Program for Survivors (TAPS) organization in helping to raise awareness and funds for the surviving families that carry on the legacies of those who made the ultimate sacrifice.



**General Michael Hayden**

General Michael Hayden former Director of the Central Intelligence Agency. Before becoming Director of CIA, General Hayden served as the country's first Principal Deputy Director of National Intelligence and was the highest-ranking intelligence officer in the armed forces. Earlier, he served as Director of the National Security Agency. Currently, he serves as a principal at The Chertoff Group, a security and risk management advisory firm, and as a Distinguished Visiting Professor at George Mason University. In 2014, he was the inaugural Nathaniel Visiting Professor in Intelligence Studies at Oxford University in the United Kingdom. His recent book, *Playing to the Edge: American Intelligence in the Age of Terror*, was a New York Times best seller and was recently selected as one of the 100 most notable books of 2014.

{https: 3.bp.blogspot.com -o-saH-

wgXnY WWvYwV4uB AAAAAAAAAALw sa70BW2NhNE7ahZ xtytfejmDuYmBrN\_ACLcBGAs s1600 ClearForce\_Board.jpg

Well, it was incomplete inaccurate, but I got it done in 24 hours and sent in to Jim after staying up all night working on it. I sent it off and thought everything was good. Jim acknowledge receipt, and said he would contact me with any further information he required.

**I ask all of those that question the intentions or integrity of General Flynn and anyone entering the new Trump administration to consider what is truly involved in completing a truly accurate e-QIP for a clearance.**

I don't remember if at the time Dynology was in the process of moving to their new offices on the 15th floor, up from a lower floor in the beautiful Towers Crescent building in Tyson's Corner, VA., or what the reason really was for the screw-up. I was contacted a few months later with some new information on the status of my investigation. I was told that something went wrong and I had to replicate everything I put down in the previous background packet to a new one. It had to be as close to being exactly the same as possible, but that was going to be a problem, as I didn't have all of the original documents from November, 2011. It was absolutely ridiculous, and I was told by Jim that my job depended on me having an active clearance, and if I didn't complete this in 24-48 hours, I would no longer have a clearance, or a job.

this time I was up over 30 hours straight getting this packet done for a TS clearance that I didn't even require, which the U.S. government ended up spending the next 4 years investigating. Talk about your "hurry up and wait" scenario. I completed it and literally ran to the Fed-Ex on base to send it out. The Fed-Ex truck came 15 minutes after I left for the last pickup of the week. You don't cut losing your job much closer than that. That is unless you actually had completed the form as it stated, and were not told by the president of your company, and the program manager, to falsify the dates.

On Feb 7, 2012, at 1:50 AM, "Patrick B. Bergy" wrote:

"Jim:

I got all documents out to you fed ex. literally ran over a mile to make it on time. Printed the last document and memo just 15 minutes to spare. I was very rushed on the memo. Even working on the docs last night after speaking with you and all day today. I essentially made exact duplicate of each document and signed them with today date. I only had one or 2 of the originals signed that I could find. I had sent you all my originals because I could not print well. I will check in a few others places and if I can find anything I will send them tomorrow. What I sent today is scheduled to arrive either Tuesday late or Wednesday. When I get back to my desk I will email you with all I did. I will work tonight on something better for a memorandum. I don't know if you need to send with an original signed copy or a digitally signed copy. If you need an original I will "send them tomorrow and will give you a Thursday delivery.

I spoke with Rich Blunt and asked him if MPRI had any issues getting an investigation done here in Korea. He said there are no issues and that OPM has both government and contractors here. Rich had a question though about my clearance that I could not answer. I received my TS in October, 2007 and is good for 5 years as I understand it for SBI. My job requires only secret and I understood secret is good for 6 or 7 years and doesn't require an investigation. What is the reason we are needing an investigation? He didn't care and is aware of the issue with the signatures and original copies after walking by my desk and seeing me working on them. Not something I brought up to him and again, he is fine with everything and offered to help if there was anything we needed.

Please send emails to my personal account for the time being. My Dynology email is not working correctly from my phone. It was working but I did not get your email from the weekend on my phone until I removed and reinstalled on my phone last evening. Works fine from my home and office computer though but I don't have the ability to check as frequently.

Regards,  
Patrick

Wanting to make sure and cover my ass, I sent the above response to Jim Jones directly. In it I made clear how impossibly rushed I was to provide him with the documents. This process would normally take weeks to collect the information and properly complete. I was given 24-48 hours. And all of what I was rushing to do was just recreating the documents I did in a total rush back in November. I don't know what the reason was for me having to re-do all of the documents from November, 2011, but it was now February, 2012, and I was being coerced with loss of my job to change the dates from February, which was the truth, to November, which was a lie. All because Jim lost the file I rushed to Fed-Ex him back in November.

As you can see in my initial email, I had redone all of the original documents from November, 2011 and signed them with today's date (February, 2012), just as the document required. This is a quote from the email shown above,

"I essentially made exact duplicate of each document and signed them with today date."

It really needed to be that way because I was signing a federal document that says it is a federal offense to knowingly provide false information, and this was knowingly false. The document was not originally created in November, 2011, it was re-created in February, 2012. I asked Jim in an earlier email to verify this was correct

with the OPM, and followed the orders of my security officer, whom was also the president of Dynology. In fact, in my email you can see I mentioned that the OPM had refused the ones dated February, 2012 and supports my concerns about what Jim can be clearly shown instructing me to do, and how he is getting frustrated with my reluctance to comply with his request.

I also brought to Jim's attention in my response a discussion I had with Ret. Brigadier General, Rich Blunt. This doesn't prove I spoke to Rich, whom was our program director, but it does prove that Jim Jones, the president of Dynology, was aware of this. His response that followed did not address any of the facts or questions I presented to him, but his response to this thread acknowledges his receipt. I also have emails that show I setup a phone meeting between Jim Jones and Rich. All I can say is that these are my words in this email in which I describe the events that occurred at the time, and that is a fact. I make no claim that shows Rich Blunt would have agreed or disagreed. What I was told is that getting authorization from the federal government requesting an investigation for renewal of my TS clearance on any job, whether the position only required Secret or not, would require someone from the prime on the contract (MPRI), to approve it. That someone would have to be at Rich Blunt's level or above. A simple FOIA request will show exactly who from MPRI signed the document, as well as showing if they had stated a TS requirement for a position that only required Secret. I am very curious as to what their justification was. That said, whatever the justification, this investigation took nearly 4 years to complete, and likely cost taxpayers 10's, possibly hundreds of thousands of dollars to investigate. At no time did my contract in South Korea ever require me having a Top Secret clearance. The reason for only having a clearance level equal to that of what your position requires is not just to save taxpayers a lot of money, which it does. It is also a matter of protecting national security by ensure people only are given the compartmentalized level of clearance they require at the time.

This was Jim's response a few hours later:

"Pat. You were to send signatures with Nov date. These are no good" And I replied:

On Feb 7, 2012, at 7:10 AM, "Patrick B. Bergy" wrote:

"I sent both Jim. Should he ok but I only had 2 with the original signatures, and they are going to look exactly like the ones they are refusing. I sent the only originals to you in November. I have no means by which to send you originals signed and dated in November, only copies. I cleaned all documents up and could date them and sign them from October, but it would be obvious they were copies and clearly not signed then. Do you have the originals I sent before?

Please advise me as to how I should proceed. Can you speak to the contact with OPM for guidance? Patrick

And Jim replied:

Subject: Re: eQip

Date: Tue, 7 Feb 2012 12:39:54 +0000

"Call now if u can"

I cannot verify what was said over the phone, so I will list only my response after our call:

Sent: Tuesday, February 07, 2012 8:07 AM

To: jjones@dynology.com

Subject: RE: eQip "Jim:

Here are the copies I cleaned up. I know you are busy, but if you can find a few minutes to write what you think I should say (I will fill in dates and such), it will make sure that my memo expresses most precisely what needs to be said. If not no worries, I will get it taken care of and send out FedEx tomorrow. Let me know if the files I have attached look acceptable. They are extremely closely formatted and I was very careful to make sure all the content is accurate.

Regards,  
Patrick"

At this point I have been up more than 30 hours straight trying not to lose my job because someone else didn't do theirs. Jim received the copies I sent him to review and replied as follows:

Pat...I really don't know how to say this...the copies you sent are dated Feb...your investigation was not submitted in Feb...it was 11-28-11. It is different and they will not accept. Why is this not sinking in? You are making this WAY too difficult.

The files are acceptable in that they are legible but AGAIN...you have signed it in Feb!!!! I have zero time to write the letter but if you simply did what you said you were going to do...you wouldn't need to.

You need to advise me on how you want to proceed. I'm frustrated and I believe we may have lost the window to reply.

You need to also understand that I can no longer hold you on a contract without an active clearance should they render you into a loss of jurisdiction classification again. This could happen as early as Friday of this week for non-compliance.

I'm sorry Pat but you've made an easy situation extremely difficult.

You need to call me ASAP and don't stop until you get a hold of me.

I will be out of pocket from 12-3:30 EST Jim

Jones

To me, changing the date on an official document is extremely difficult, even though I had both a retired general, who is our program manager, and the president of my company, whom is the son of President Obama's National Security Advisor, Gen James Jones, telling me it was OK. It still didn't feel right to me, which is why I asked Jim to check with OPM to make sure it was OK, and assumed it was. That is also why I put it in the email I sent to Jim, and had it sent to my personal email account. I figured someday if there was a problem and I lost my clearance, it wouldn't be just my word against theirs. That someday came, and I was correct in documenting it, but it didn't do me much good so far.

Aside from the fact my job only required a Secret clearance, I knew it was a horrible idea to run my Top Secret clearance less than a year after my first divorce. Doing my Top Secret wouldn't have been a bad thing, if I was given more than 2 days to complete a security packet that lists everything I have done and everyone I have known in the last 10 years. A complete and accurate packet is essential for adjudication of your clearance, especially if you have had any major changes in your relationships. Jim Jones was not just the president of my company telling me that if I didn't alter this document I would be fired, he was also my Security Officer, and was the one who instructs me on what to do. Jim knowingly submitted a falsified document to a federal agency that affirmed everything was true under penalty of law. I just did what my security officer told me, and documented everything. In the government we call that CYA, or covering your ass.

There is no protection you can get from the government when something like this happens. If I don't do what my security officer tells me, and I have expressed my concerns, there is nothing I can do. Does anyone believe this abuse of authority is the exception, and not the rule? If you do, you are wrong! This has been the rule with every company since I started working for the military. This was my response to Jim:

From: Patrick B. Bergy

Sent: Tuesday, February 07, 2012 5:22 PM

To: jjones@dynology.com

Subject: RE: eQip

Jim, those are the files I already sent you from work. I just wanted you to open and look at them to make sure they are acceptable, as they are acceptable. Other original and I spent the better part of 2 days reproducing them. Today, when I get to the office, I will print, sign with November date, scan and send to you Fed-ex by 3pm. You just were not able to open the Zip file I sent you so I opened and sent same file back. I fully understand you want the new files I created yesterday dated for November and signed now. You will have that shortly and the originals in hand Thursday. Patrick

And this was Jim's response to me:

jjones@dynology.com <jjones@dynology.com> wrote:

"Pat...you need to call me. This is getting crazy. I only have one original with the 11-28-11 and that is the authorization for release of information and a copy of the fair credit reporting disclosure with the same date (not the original). Other items are dated 2-7-12 or have portions that are not readable. What gives? Is there another FedEx on the way...hopefully? Jim Jones"

You will notice my comment in the above thread says **"I fully understand you want the new files I created yesterday dated for November and signed now."** How can a document dated November but signed and created in February, swearing under penalty of Federal law that everything is true and accurate, be legal? My employer/security officer was telling me this was required, but I cannot imagine why it was ever necessary. I really wonder what happened between November, 2011 and February, 2012 that required all of this to be done again. I don't remember what reason I was given exactly, but do know it wasn't because of anything I did. Once I completed my eQip in November, I gave it to my company security officer, and they are responsible for administration and management of my clearance. I want to say it was an administrative error that went unnoticed because Dynology was in the middle of moving their offices, but I cannot remember for sure. I do know I was being treated like garbage for something that was impossible to do, wasn't necessary, required falsifying federal documents, and was not the result of anything I had done wrong or caused.

If the email thread I showed you above sounds like my TS clearance was sort of screwed from the beginning, you would be correct. Not renewing my TS and leaving me with having a secret clearance for the next 5 years wasn't good enough, even though that is all I required for the next 3 or more years that was left on my 5 year contract. I cannot speculate as to why my company would do this, I can only provide you with documented evidence in the form of emails from the president of my company that they did.

I can tell you that the value a TS clearance adds to an employee of a company is in the \$10's of thousands of dollars annually. The correct process would be to let the TS expire, and if I did get a job that required a TS, my company would submit for an interim clearance and I would start the TS process over again at that time. I couldn't even guess at how much fraud, waste and abuse like this costs taxpayers. This was my clearance, issued by the U.S. Department of Defense before I even began working for Dynology. My company is tasked only with managing my clearance, not managing their clearance so they could use to profit from on other bids.

I have detailed my email correspondence with Dynology to you as factual evidence for you to make your own conclusions. It is common knowledge that many companies use security-cleared employees with Top Secret clearance to bid on projects that the employee will never even work on if they win the contract. All they want are security-cleared names on the proposal. The average salary of an IT person with a Top Secret clearance is between \$100,000 and \$130,000 or more annually. Already having had a Top Secret clearance makes the process much easier for someone like me after I leave Korea and take another clearance job that requires a TS clearance. Having my clearance administratively revoked makes it far more difficult.

General Jones and his son, Jim, now oversee a company that is responsible for compliance of government clearances. I have submitted a copy of this to the FBI in hopes they will investigate, but I am not holding my breath. These folks represent the deepest depths of DC "deep state" swamp known as the Military Industrial Complex.

Posted 17 in July by Patrick Bergy

[Add a comment](#)

Enter your comment...

Comment as: Patrick Bergy (G)

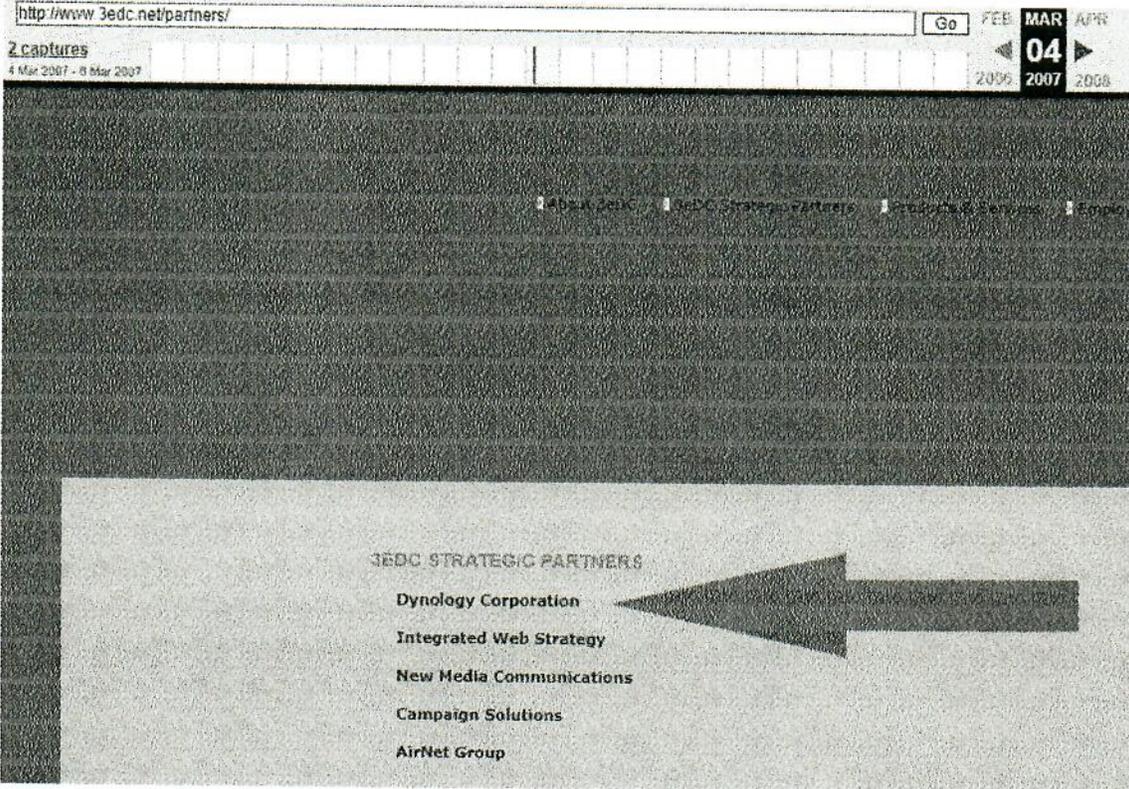
[Sign out](#)

[Publish](#)

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[Notify me](#)

EXHIBIT #6





# FEDERAL ELECTION COMMISSION

HOME / CAMPAIGN FINANCE REPORTS AND DATA / PRESIDENTIAL REPORTS / 2007

## DISBURSEMENTS BY PAYEE

### JOHN MCCAIN 2008 INC.

PO BOX 16118  
ARLINGTON, Virginia 22215

FEC Committee ID #: C00430470

This report contains activity for a Primary Election

Report type: July Quarterly

For election on 11/04/2008

This Report is an Amendment

Filed 02/26/2008



PAYEE	SUM
1-800-FLOWERS.COM	78.27
2.95 GUYS	629.11
3EDC LLC	339,940.30
A+ COMMUNICATIONS AND SECURITY	132.06
A-1 RENTAL CENTERS	1,815.46

← → ↻ ⓘ Not secure | docquery.fec.gov/pres/2007/Q2/C00430470/B\_PAYEE\_C00430470.html



DULLES INTERNATIONAL	45.00
DUN & BRADSTREET	149.00
DUNKIN' DONUTS 384	215.86
DYNOLOGY CORPORATION	149,932.59
EASTMAN, JOEL	4,600.00
EAT MORE TEES	594.34
ECONOLOGGE	1,169.26
ECONOLOGGE - SIOUX CENTER	504.88
EDISON ELECTRIC INSTITUTE	-150.00
EDONATION.COM	56,325.35
EDWARD GERSH POLITICAL ACTION COMMITTEE	1,100.00
EID. YOUSSEF	200.00

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Partners:     

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- Banner Advertising
- Database Management
- Strategic Internet Consulting

Please [contact us](#) today for more information or to sched

# ShadowNet Connections to 2010 Ukrainian Election and South America Influence Operations

**ShadowNet™**

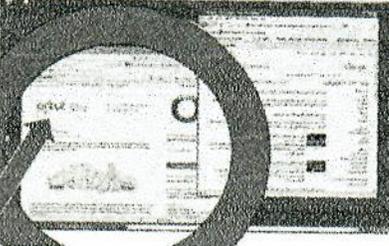
Information Operations across the Department of Defense (DoD) share a common requirement: having the ability to access and understand target networks and engage them directly through Internet-based influence operations. The real use of the Internet and its social networking capabilities today is a rich source of information essential for IO. However, since DoD members are the primary users of the Internet in the DoD, they are also the primary targets of social networking sites, chat rooms, and other social media "hot spots" that are information operations' primary focus. The real use of the Internet is a rich source of information essential for IO. However, since DoD members are the primary users of the Internet in the DoD, they are also the primary targets of social networking sites, chat rooms, and other social media "hot spots" that are information operations' primary focus.

**Orkut™**

Orkut™ is a well-known website designed specifically for meeting and connecting with people in a virtual environment. It is a well-known website designed specifically for meeting and connecting with people in a virtual environment. It is a well-known website designed specifically for meeting and connecting with people in a virtual environment.

**IPSPY™**

IPSPY™ is a well-known website designed specifically for meeting and connecting with people in a virtual environment. It is a well-known website designed specifically for meeting and connecting with people in a virtual environment.



This is a screenshot enlargement of an actual Dynology flyer from 2009.

- It shows a screenshot of Orkut.
- Orkut was owned by Google.
- It was South America's Facebook - before Facebook was really Facebook.
- Orkut closed in 2014 citing to many fake accounts used in influence operations.
- Orkut is now Hello.com (Turkish founder).

**ORkut STRATEGIC PARTY PLAN**

- Dynology Corporation
- Integrated Web Strategy
- New Media Communications
- Campaign Solutions
- Artist Group

Paul Mangano's summary, 2012, listed Dynology as their ad strategy partner in 2007. Communist Party of the USA, NET to conduct with a claim that Paul Mangano had worked at the 2010 Ukrainian election.



## EXHIBIT #6

### Information Operations



**Dynology**  
CORPORATION

### Information Operations in the Internet Age

Information Operations and PSYOP in particular are a vital part of the broad range of diplomatic, informational, military, and economic (DIME) activities. Influencing the behavior of foreign target audiences (TAs) in today's globally-connected community demands a full spectrum of media approaches that augment traditional print and broadcast capabilities. Internet based communications, including websites and email, cellular short-message services (SMS), social networking sites (SNS), and peer-to-peer (P2P) file sharing systems are being adopted by adversaries at an increasing rate globally. The speed at which information flows "virally" among influencers and audiences within-and-between each of these technology domains is a phenomenon unparalleled in human history.

The challenge lies in your ability to operate within this new information age to engage threats discriminately, to balance security and synchronization of actions, and to integrate white, grey, and black PSYOP product categories so that every series of actions and products is aligned with established themes and objectives.

### Products & Services

#### ShadowNet™

- Secure, remote desktops providing unfiltered Internet access from anywhere in the world
- Creates a protected "sandbox" for Internet activity using a novel virtualized architecture
- Reduces exposure and risk associated with Web browsing

#### iPsy™

- Searchable repository for archiving all Internet-based influence operations
- Provides Continuity & Compliance

*"If your opponent is of choleric temper, try to irritate him. If he is arrogant try to encourage his egotism. If the enemy troops are well prepared after reorganization, try to wear them down. If they are united, try to sow dissension among them."*  
- Sun Tzu's The Art of War

### Your Challenges

When conducting investigations or operations activities using Internet based technologies, you must overcome five crucial challenges:

- How do you evaluate your impact indicators and measures of effectiveness?
- Do you work in a virtualized environment that is sanitized between each activity?
- What do you use to coordinate entry engagements between multiple operators?
- Can you guarantee continuity of operations throughout troop rotations and contract changes?
- Are you in control of how your activities are attributed and certain your TAs see you the way you want them to?

The Dynology ShadowNet™ and iPsy platforms™ -- purpose built and field-tested by experienced military professionals -- together represent the best solution to each of these challenges.

Dynology Corporation is an accredited Small Business incorporated in the state of Virginia. The company has four East Coast offices, with corporate headquarters and a development facility in the Tyson's/Vienna technology corridor. Dynology is both an IT service provider and a developer of government oriented software programs providing knowledge management and technical services to Commercial, Federal, DoD and Combatant Commands (COCOMs) for more than a decade.

For more info please contact: Dynology Corporation • 8000 Towers Crescent Drive, Suite 1350 Vienna, VA 22182 • 703.917.7905



### ShadowNet™

Information Operations across the Department of Defense (DoD) share a common requirement to leverage the Internet as a means to understand target audiences and engage them directly through Internet-based influence operations. The vast use of the Internet and its social networking capabilities makes it a rich source of information essential for IO. However, many DoD elements lack the proper tools to safely engage via the Internet as the NIPRNET typically blocks access to social networking sites, chat sites, and other sites deemed "high risk" from an information assurance perspective. This makes use of NIPRNET to support detection of activities of interest and data mining for IO situational awareness close to impossible and at best, a significant challenge. The Dynology created ShadowNet supports the IO mission by providing secure, unfiltered, and anonymous access to the World Wide Web.

Dynology's customized security solution, ShadowNet™, protects organizational assets and resources while working online. Our solution leverages virtualization technology from leading providers like VMWare and Citrix to safely separate internal corporate networks from the dangers of the Internet providing a safe "sandbox" with which to conduct your Internet activity. ShadowNet sessions are safely isolated, but accessible from your desktop.

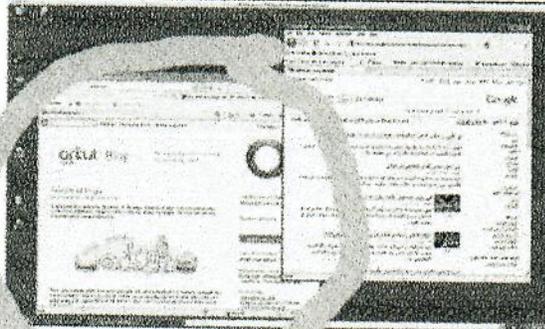
ShadowNet™ desktop connections use secure encrypted SSL connections to view presentation information only (screen shots, keyboard, mouse). Desktops are automatically returned to "pristine" state nightly. If a desktop is compromised, potential damage will be isolated away from your internal assets and contained.

Additional security measures include: virus/spyware and intrusion protection, advanced traffic inspection, firewalls, and Log Monitoring.

Optionally, ShadowNet™ can include capabilities to obscure your Internet activity providing additional anonymity, privacy, and security. Web sites you visit will be unable to detect your true IP address or your true geographic location. Dynology offers a range of options for anonymity based on commercial and open source solutions. Other options are available to provide custom commercial email addresses for Web sites requiring confirmed registrations, mass email marketing, and engagement tools for mobile such as SMS.

#### ShadowNet™

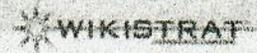
- Secure, remote desktops providing unfiltered Internet access from anywhere in the world
- Creates a protected "sandbox" for Internet activity using a novel virtualized architecture
- Reduces exposure and risk associated with Web browsing
- Contains incidents as they occur, safely separated from your day-to-day systems



### iPSY™

iPsy™, is a web-enabled database designed specifically for recording and analyzing online interactions. Developed in coordination with the DoD IO community, iPsy™ is a web-based solution with an intuitive user interface for easy and accurate collection of data during online and social network surveillance and influence operations. Users can create online personas to interact with electronic targets (online forums, blogs, and chat services etc.), collect information for target audience analysis, and influence persons of interest through online interaction. All activity can be recorded in the iPsy™ searchable database providing the continuity needed for effective influence operations. Activities are tied to objectives with advanced reporting features allowing the users to view the operation from different perspectives, providing a complete record for compliance. The iPsy™ can be deployed as a stand-alone system or as an enhanced utility on the ShadowNet™ infrastructure as an unparalleled, complementary collection capability.

# World-Class Leadership Aided by Senior Advisors



## SENIOR MANAGEMENT



**Joel Zamei**  
**Co-founder and CEO**  
• Leads strategic growth initiatives  
• Education: Bachelor of Mining Engineering from the University of New South Wales; Masters in Government, Diplomacy and Strategy from the Interdisciplinary Center, Herzliya



**Eiad Schaffer**  
**Co-founder and COO**  
• Oversees daily operations, legal and financial dealings, and strategic partnerships  
• Prior: Counsel Israelism officer for Israeli intelligence agency; Vice President of DelFT Consulting



**Daniel Green**  
**Co-founder and CTO**  
• Oversees technological and R&D activities  
• Prior: Completed technological engagements for Macquarie Bank, Opera Australia, and University of Sydney Linux

## KEY ADVISORS



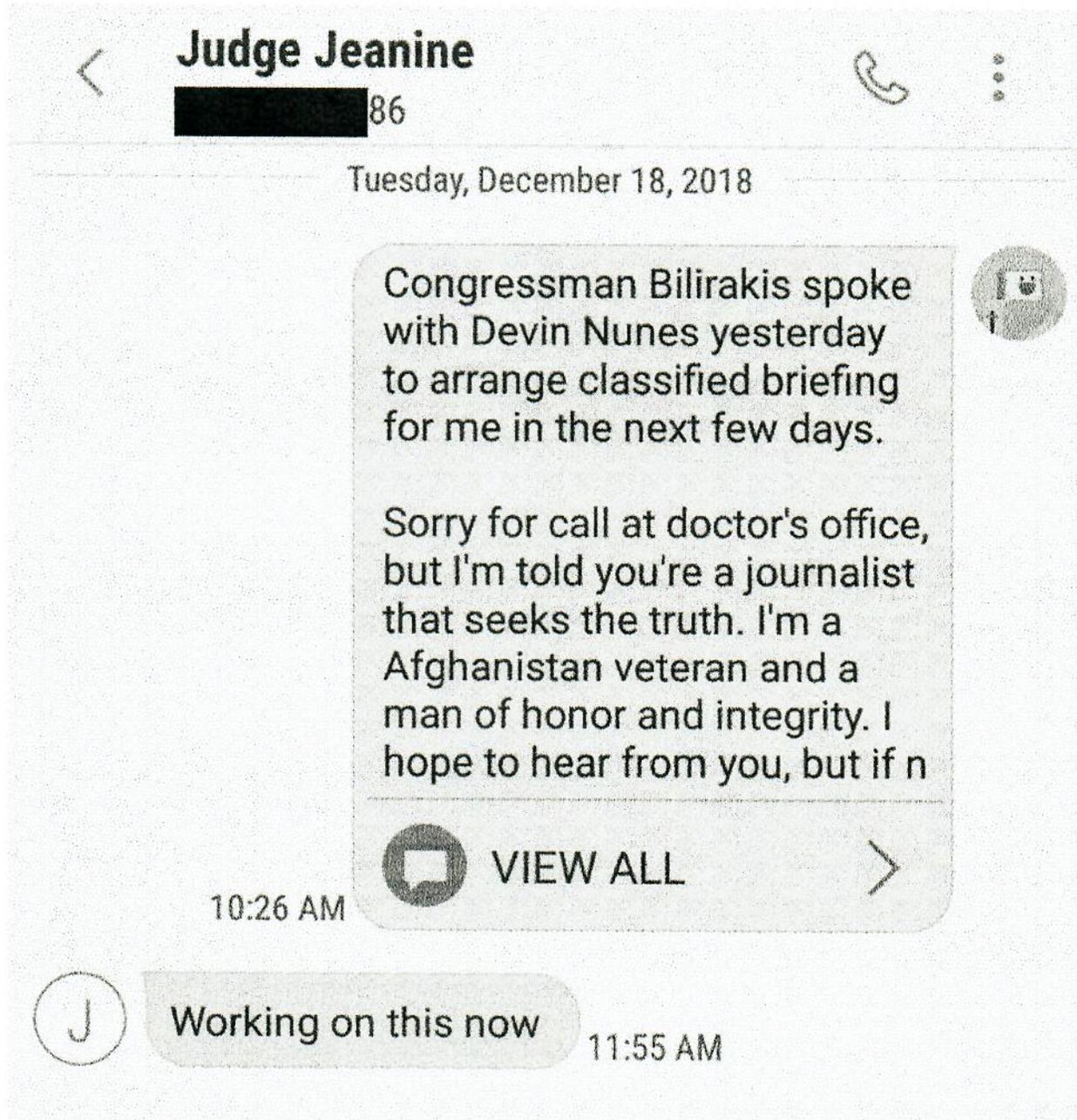
**David R. Shedd**  
**Senior Advisor**  
• Former Acting Director, Defense Intelligence Agency



**General (Ret.) Michael V. Hayden**  
**Senior Advisor**  
• Former Director, National Security Agency (NSA) and Central Intelligence Agency (CIA)



**General (Ret.) James L. Jones**  
**Senior Advisor**  
• Former U.S. National Security Advisor and Commandant of the US Marine Corps



Judge Jeanine

[REDACTED] 86

Tuesday, December 18, 2018

Congressman Bilirakis spoke with Devin Nunes yesterday to arrange classified briefing for me in the next few days.

Sorry for call at doctor's office, but I'm told you're a journalist that seeks the truth. I'm a Afghanistan veteran and a man of honor and integrity. I hope to hear from you, but if n



VIEW ALL



10:26 AM



Working on this now

11:55 AM



Judge Jeanine

[REDACTED] 86



Tue, Dec 18, 2018 10:26 AM

Congressman Bilirakis spoke with Devin Nunes yesterday to arrange classified briefing for me in the next few days.

Sorry for call at doctor's office, but I'm told you're a journalist that seeks the truth. I'm a Afghanistan veteran and a man of honor and integrity. I hope to hear from you, but if not, I won't bother you again.

Thank-you for any consideration you can afford me. Yours, Patrick Bergy

<https://americaoutloud.com/mueller-indictments-tied-to-shadownet-former-obama-national-security-advisor-and-obamas-cia-director-not-trump/>

< Judge Jeanine

86



Judge. The last I heard from you was back in December where you had replied that you were looking into my story. Nobody has ever contacted me on your behalf. I believe you to be someone of honor and integrity, just as I, and hope to hear from you soon. Thank-you. Patrick Bergy



11:41 AM

Monday, February 4, 2019



I will speak to congressman nunes re ur information

11:20 PM



Sara Carter

[REDACTED] 38



Sunday, January 13, 2019

Hi Sara.

I got your number from a mutual friend, [REDACTED]. He told me you would be expecting my call between 2-3pm today. Today being Sunday, if there is a better time you would like to speak, please let me know and I will work around your schedule.

I promise that what I have to say will absolu



VIEW ALL



2:54 PM

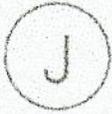


Hi Patrick - calling you shortly. Just got back

3:34 PM



Monday, February 4, 2019



I will speak to  
congressman nunes re ur  
information

11:20 PM

Thank you. FYSA, I've spo-  
ken with Sara Carter and  
passed to her a great deal  
of information. Expecting  
a call from her shortly. A  
lot has happened today  
with my congressman,  
Charlie Crist.

11:25 PM



Enter message



SEND

promise I haven't forgotten - I'm working on making it clear for the viewer and readers. I'm also taking some of the other projec

That is great - I spoke with Judge Jeanine today and told her I will start putting some ideas together to get the stories rolling - I know this has been

ts off my plate so I will have more time

But I think we can start rolling some of these stories out next week

3:18 PM

3:23 PM

Then let's get them 



Enter message



SEND



**Judge Jeanine**

+19147272986



Tue, Dec 18, 2018 10:26 AM

Congressman Bilirakis spoke with Devin Nunes yesterday to arrange classified briefing for me in the next few days.

Sorry for call at doctor's office, but I'm told you're a journalist that seeks the truth. I'm a Afghanistan veteran and a man of honor and integrity. I hope to hear from you, but if not, I won't bother you again.

Thank-you for any consideration you can afford me. Yours, Patrick Bergy

<https://americaoutloud.com/mueller-indictments-tied-to-shadownet-former-obama-national-security-advisor-and-obamas-cia-director-not-trump/>

**Judge Jeanine**  
+19147272986



Tuesday, December 18, 2018

Congressman Bilirakis spoke with Devin Nunes yesterday to arrange classified briefing for me in the next few days.



Sorry for call at doctor's office, but I'm told you're a journalist that seeks the truth. I'm a Afghanistan veteran and a man of honor and integrity. I hope to hear from you, but if n



VIEW ALL



10:26 AM



Working on this now

11:55 AM

Wednesday, January 2, 2019

Good morning, Judge. I appreciate you looking into my story, and I hope your Christmas and New Year's went well.



I know your time is very valuable, and wanted to know if there someone within your staff I could speak with?



Enter message



SEND

Sara Carter

+12023202238

Sunday, January 13, 2019

Hi Sara.  
I got your number from a mutual friend, Nick Vessio. He told me you would be expecting my call between 2-3pm today. Today being Sunday, if there is a better time you would like to speak, please let me know and I will work around your schedule.

I promise that what I have to say will absolu

VIEW ALL

2:54 PM

S

Hi Patrick - calling you shortly. Just got back

3:34 PM

Sorry for disconnecting. Take care of your kids and we'll talk tomorrow at 11

5:13 PM

Sarah. My Facebook page is [www.facebook.com/pfc40book](http://www.facebook.com/pfc40book)

My website is [www.victimn](http://www.victimn)

Enter message

SEND

EXHIBIT #9



Patrick Bergy <patberg@msn.com>

11/7/2017 10:23 AM



To: Lewis, Kendrick Cc: Stafford, Dillion; Cary, Steven

Kendrick;

Did you hear anything back from Washington per my request in the thread below on the information I wish to provide them?

I believe this information may be helpful based on published reports of election influence by Paul Manafort, especially in light of accusations he was providing Russians with proprietary tactics in using social media influence elections and push their narratives. These claims, as listed in Manafort's indictments, occurred a very short time prior to the classified work I did for the Department of Defense in social media psychological warfare. Manafort's Strategic Partnership with Dynology, the company I developed this for and owned by a former National Security Advisor, which kept the intellectual property rights to the taxpayer funded social media PSYOP application and strategies and made it available for commercial sale, is deeply troubling.

I don't see how those investigating Manafort would know this, as it was all done privately. I am deeply concerned the tactics and techniques used by Manafort in the 2010 Ukrainian election, as has been widely reported, by Russia in the 2016 U.S. election, and in other reported accounts such as Russia using covert, fake personas to influence the Michael Brown riots, were learned from information provided to them by Paul Manafort and his companies strategic partner, Dynology. The tactics and techniques reported are identical to the work I did on a classified DoD contract for Dynology, and should be investigated.

Yours,  
Patrick



Lewis, Kendrick <Kendrick.Lewis2@mail.house.gov>

11/8/2017 9:30 AM



To: Patrick Bergy

Mr. Bergy, you may call the following: [202-225-4121](tel:202-225-4121)

Best,

Kendrick

---

From: Patrick Bergy [mailto:[patberg@msn.com](mailto:patberg@msn.com)]

Sent: Tuesday, November 7, 2017 4:45 PM

To: Lewis, Kendrick <[Kendrick.Lewis2@mail.house.gov](mailto:Kendrick.Lewis2@mail.house.gov)>

Subject: Re: nice speaking with you. here's my contact info

Kendrick,

Is there a phone number I can call to reach the intelligence committee?

Yours,  
Patrick



Lewis, Kendrick <Kendrick.Lewis2@mail.house.gov>

11/7/2017 10:31 AM



To: Patrick Bergy Cc: Cary, Steven

Hi Mr. Bergy,

Unfortunately, even though the Congressman has voiced support for a bipartisan independent commission to investigate Russian interference in the presidential election, per the House Committee on Ethics, our office cannot submit the information you have provided to the DoD on your behalf. You are welcome to contact the Intelligence Committee, but we cannot get involved with this investigation.

All the best,

Kendrick

Re: Privacy form



Patrick Bergy <[REDACTED]>

10/24/2017 2:02 PM



To: Lewis, Kendrick Cc: Stafford, Gillon

Kendrick - Dillon:

I just turned down a job opportunity on a contract supporting a roll out of Windows 10 for the Marine Corp. Until I can resolve the complaint I made was not my fault, and my actions did not violate the law, and cannot honestly complete an SF86 for a clearance.

I must have the claims I made in my official report to the IG investigated and adjudicated to show I acted properly, and within DoD regulations. Although I was told by my security officer my actions were proper, I don't believe he was being honest, and I questioned as such in the emails which I provided as evidence in my official report to the IG, which was what I came to you about to follow up with the IG, as they never responded.

I am a man of honesty and integrity, which is what our country should want, but they instead threw me under the bus. If you guys won't help, what does that say to other whistleblowers that do the right thing, at great personal risk to themselves?

Please let me know what the status is on my official request to Congressman Crist. I believe it has been over 3 months now, and I believe the IG has guidelines for time limits on responses to such requests of roughly 3 months.

Kindest regards,  
Patrick Bergy

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

From: "Lewis, Kendrick" <Kendrick.Lewis2@mail.house.gov>

Date: 8/29/17 4:57 PM (GMT-05:00)

To: patbergy; [REDACTED]

Subject: Privacy form

Hi Mr. Bergy,

Carol at Congressman Bilirakis' office told me you were seeking some assistance, but are in Congressman Crist's district. We are happy to help, but will need you to print, sign and return the attached privacy form.

Please do not hesitate to reach out should you have any questions.

Best,

**Kendrick Lewis | District Operations Manager**  
Congressman Charlie Crist (FL-13)  
Office: (727) 318-6770  
Fax: (727) 623-0619  
696 1<sup>st</sup> Ave. N. Suite #203  
St. Petersburg, FL 33701

From: Patrick Bergy [REDACTED]  
Sent: Thursday, August 31, 2017 11:21 AM  
To: Lewis, Kendrick <Kendrick.Lewis2@mail.house.gov>  
Subject: Re: Privacy form

Kendrick,

Just as a reminder, this IG denial is a separate issue from the paper I sign today. The picture I attached shows the board of directors of ClearForceForce. It goes without saying these are not the types of people that will be happy with what I'm doing. I can really use someone to have my back right now :-)

VR,  
Patrick Bergy

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

From: "Lewis, Kendrick" <Kendrick.Lewis2@mail.house.gov>  
Date: 8/31/17 11:27 AM (GMT-05:00)  
To: Patrick Bergy <[REDACTED]>  
Cc: "Stafford, Dillon" <Dillon.Stafford@mail.house.gov>  
Subject: RE: Privacy form

Thanks, Patrick! Was nice meeting you today. Dillion will be in touch.

Kendrick

From: Patrick Bergy <[REDACTED]>  
Sent: Friday, September 1, 2017 1:59:11 PM  
To: Lewis, Kendrick  
Subject: Re: Privacy form

Kendrick,

I wrote a post on my blog that you should read this weekend on your personal time.

<http://nfc40book.blogspot.com/2017/05/leaky-leading-to-republican-purge-of.html?m=1>

From: Patrick Bergy [mailto:[REDACTED]]  
Sent: Sunday, October 8, 2017 12:47 PM  
To: Lewis, Kendrick <Kendrick.Lewis2@mail.house.gov>  
Subject: Re: Privacy form

Kendrick:

I was hoping to find out the status of my official request pertaining to fraud waste and abuse I filed with Congressman Crist.

Additionally, I have very important information pertaining to allegations surrounding the Russian Facebook issue. Some of what the congressman should know requires a classified setting at the TS level. Other aspects that are not classified I have written about on my blog site. I have found information that directly connects John McCain and Paul Manafort to the 2010 Ukrainian election tampering, and the social media at psychological warfare applications I developed for General Jones and his company Dynology.

<https://nfc40book.blogspot.com/2017/05/mccain-manafort-2016-russia-false-flag.html?m=1>

It is highly unlikely that unless you were directly involved with its development as I was, Congressional and US intelligence investigating this would likely never know, as it was developed by a private military contracting corporation. I don't claim to have a Smoking Gun, but I do have evidence that connects Paul Manafort with the type of software and necessary skills to successfully alter the outcome of either the Ukrainian or 2016 presidential election using social media psychological warfare applications. The claims being made by Facebook and Russian involvement, as well as claims being made by us intelligence agencies require very specialized skills and tools. You don't just wake up one day and decide I want to alter the outcome of a presidential election using tactical social media psychological warfare, and call the Geek Squad. I believe those in Congress looking at the evidence must be made aware of this information, as well as other information I cannot speak of outside a classified setting at the TS level.

I have included a PDF memo from the Department of Defense that proves my background and knowledge in this area for which I pioneered Interactive Internet Activities, also known as social media psychological warfare, for the Department of Defense. As a subject matter expert in IIA, I strongly believe we are being led with false information regarding claims of Russian involvement, much like WMD intel led us into Iraq. I believe my knowledge can provide a piece to this very complicated puzzle that nobody is considering when weighing the available evidence.

Again, thank you for your time and consideration. I hope to hear news regarding the status of my official request very soon. As I understand the clock runs out for correcting The Whistleblower denial I received 2 years ago in October in just a few weeks. To me, it is never been about protecting myself as a whistleblower. It is been about investigating my claim a fraud waste and abuse to hold those responsible accountable for their actions.

I truly believe Mr. Crist is a good and honorable man, which is something very rare in politics today. It's not just about being a Democrat or Republican to him, it's about being right or wrong. I even mentioned him in the book I just published, and said much the same as I do now as to his character. I will send you a copy when I received my first bulk order in the hopes that you may give to him.

Kindest Regards,  
Patrick Bergy

↩ Reply ↩ Reply all → Forward 📁 Archive 🗑 Delete 🚩 Set flag ⋮

## Congressional inquiry



**Grenelle, James** <james.grenelle@mail.house.gov>

4/4/2019 3:34 PM

To: patberg@msn.com

Good afternoon.

I have submitted a request for the status of our inquiry. Unfortunately, the DOJ does not typically respond to congressional inquiries inside of 30 days. While the investigation has been completed, I am have amended my inquiry to provide a response to you nonetheless.

Regards,

**James Grenelle**

Caseworker

Congressman Gus M. Bilirakis

(727) 232-2921

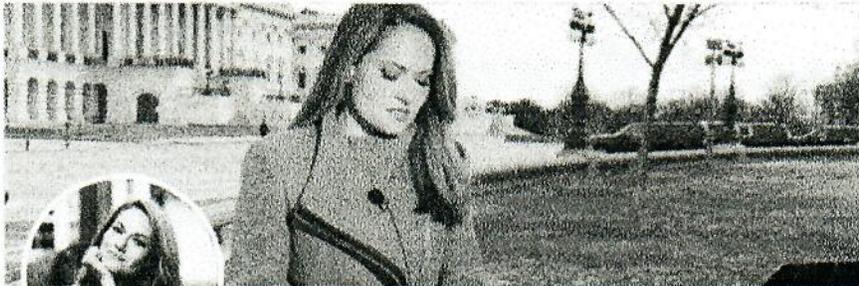
EXHIBIT #10



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- Messages
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- Profile
- More

Tweet

**Gillian Turner**   
10.4K Tweets



**Gillian Turner**   
@GillianHTurner

**You're blocked**  
You can't follow or see @GillianHTurner's Tweets. [Learn more](#)



## Gillian Turner

Correspondent at Fox News

Washington, District Of Columbia · 500+ connections



Join to Connect

### Experience



#### Correspondent

Fox News

Jan 2018 – Present · 2 years 1 month



#### Vice President

Jones Group International

Jun 2012 – Aug 2017 · 5 years 3 months



#### White House National Security Council

3 years 11 months

#### Director (Acting)

Jan 2009 – May 2010 · 1 year 5 months

White House National Security Council

#### Research Associate

Jul 2006 – Dec 2009 · 3 years 6 months

EXHIBIT 11

TECHNOLOGY NEWS JULY 1, 2018 / 6:25 PM / A YEAR AGO

# Taking Softbank's lead, China, UK managers form \$15 billion tech fund

Rama Venkat Raman, Simon Jessop

3 MIN READ



LONDON (Reuters) - A China-backed venture plans to raise \$15 billion to invest in technology companies globally, borrowing several pages from the playbook of Japan's Softbank, whose \$100 billion Vision Fund transformed the race to identify and build the next tech giants.

China Merchants Group and peer SPF Group will join forces with London-based investment firm Centricus to launch the 100 billion Chinese yuan (\$15 billion) China New Era Technology Fund, to invest or acquire firms across China and around the world.

<https://www.prnewswire.com/news-releases/clearforce-secures-strategic-investment-from-centricus-300650940.html>

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## ClearForce Secures Strategic Investment From Centricus

Centricus Brings Global Experience & Long-Term Vision.

NEWS PROVIDED BY  
ClearForce LLC →  
Jun 04, 2018, 08:00 ET

SHARE THIS ARTICLE



VIENNA, Va., June 4, 2018 /PRNewswire/ -- ClearForce LLC today announces a new round of strategic investment from Centricus Partners LP, a global investment platform based in London and backed by a select group of sophisticated, global and long-term investors. Centricus co-founders Nizar Al-Bassam and Dalinc Ariburnu, led the structuring and fundraising for SoftBank's Vision Fund, a \$100 billion global technology investment fund. Centricus works in partnership

Patrick Bergy

---

From: Patrick Bergy <patberg@msn.com>  
Sent: Wednesday, February 10, 2016 10:09 AM  
To: Patrick Bergy  
Subject: FW: ATCTS Daily Report for Managers  
(UNCLASSIFIED)

---

From: patberg@msn.com  
To: patberg@msn.com  
Subject: FW: ATCTS Daily Report for Managers (UNCLASSIFIED)  
Date: Wed, 13 Jan 2016 13:10:11 -0500

---

From: dhaas@dynology.com  
To: patberg@msn.com  
Subject: RE: ATCTS Daily Report for Managers (UNCLASSIFIED)  
Date: Tue, 19 May 2015 13:56:00 +0000

Nancy was just providing a stock response to my notification to her that you were leaving your position. Don't read anything into it. But we do need advance written notice of your change in status, so as soon as you can provide the letter to Buck, I'd appreciate it. Since this is an unusual situation for us both, let's try to stay in contact as much as possible.

---

From: Mr. Patrick B. Bergy  
Sent: 5/19/2015 8:31 AM  
To: David Haas  
Subject: RE: ATCTS Daily Report for Managers (UNCLASSIFIED)

And to answer the other part of your question. I has taken almost 3 years so far for this investigation. I have no idea how long until it goes before the administrative judge. I do know that their information was all very inaccurate and the whole process was screwed up from the first interview.

None of that matters here in Korea now that our contract has been modified to the PAO position after my refusing unlawful orders, I am not qualified for that anyway. Not to mention the last year I have spent doing nothing for the same reason the first time this happened a year ago. My efforts and all of the great work I accomplished the first few years has been rendered useless by a few in our new command, and our PM has just gone along with it, so it was useless to stay anyway. Really disappointed with everyone involved. I hope we can go out for a drink when I get back. Would be nice to meet and discuss without being 6,000 miles apart.

That said, my clearance is still active until I leave Dynology. That is all I know for certain. I am moving to DC, not to Florida. This will allow me to continue my efforts with the nonprofit work we started.

I have not yet submitted my letter to Buck. Was planning to do that when out processing. Nancy's request for my resignation letter and wishing me luck in my new endeavors did not seem to me like just resigning from my current position, which is why I wanted you to know about my clearance being tied to my employment.

Patrick

---

From: David Haas [mailto:dhaas@dynology.com]  
Sent: Tuesday, May 19, 2015 10:50 AM  
To: Patrick Bergy  
Cc: Laura Clark; Nancy Estrella  
Subject: RE: ATCTS Daily Report for Managers (UNCLASSIFIED)

Patrick, I researched available openings and right now everything requires a clearance. We have to wait until we find out the status of your clearance. Any idea when you will get official word on whether you will be renewed or rejected? Until we hear, we have to assume that you will be terminating, but I hope that is not the case. Also, isn't your family in Florida? Our SOCOM positions are no longer located there...

Meantime, can you send an updated resumes?

---

From: Patrick Bergy  
Sent: 5/18/2015 5:31 PM  
To: David Haas; Nancy Estrella  
Subject: RE: ATCTS Daily Report for Managers (UNCLASSIFIED)  
David:

Dynology was intending to try and find another position back home for me when we spoke last. Is this not the case? If Dynology is planning to let me go, please let me know so I can make other arrangements. It was not my intention to resign from Dynology, but due to my clearance and wanting to return stateside after 5 years from my family, we needed to have a replacement. That said, I do understand if Dynology cannot keep me on and will make other arrangements if that is the case.

Patrick

Patrick

Sent from my Windows Phone

---

From: David Haas  
Sent: 5/19/2015 12:38 AM  
To: Nancy Estrella  
Cc: patberg ([patberg@msn.com](mailto:patberg@msn.com))  
Subject: RE: ATCTS Daily Report for Managers (UNCLASSIFIED)  
Try writing to him on [patberg@msn.com](mailto:patberg@msn.com)

Seoul is 13 hours ahead, so it is 12:30 AM there.

Regards,  
David

From: Nancy Estrella  
Sent: Monday, May 18, 2015 11:33 AM  
To: David Haas; Laura Clark  
Subject: RE: ATCTS Daily Report for Managers (UNCLASSIFIED)

David-

Have you received a resignation letter from Patrick?

Thanks,  
Nancy



[www.dynology.com](http://www.dynology.com)

Nancy Estrella

HR Executive

Dynology Corporation

8000 Towers Crescent Drive

Suite 1525

Vienna, VA 22182 [nestrella@dynology.com](mailto:nestrella@dynology.com)

866-396-8861 fax

703-587-9572 cell

Confidentiality Note: This e-mail, and any attachment to it, contains privileged and confidential information intended only for the use of the individual(s) or entity named on the e-mail. If the reader of this e-mail is not the intended recipient, or the employee or agent responsible for delivering it to the intended recipient, you are hereby notified that reading it is strictly prohibited. If you have received this e-mail in error, please immediately return it to the sender and delete it from your system.

---

From: David Haas  
Sent: Thursday, May 14, 2015 10:51 PM  
To: Laura Clark; Nancy Estrella  
Subject: FW: ATCTS Daily Report for Managers (UNCLASSIFIED)

FYI. Last day is May 27, I believe.

---

From: [Buchanan, Lloyd Wayne \(Buck\) Jr CTR USARMY USFK \(US\)](#)  
Sent: 5/14/2015 10:36 PM  
To: [Bergy, Patrick B CTR USARMY \(US\)](#)  
Cc: [David Haas](#)  
Subject: FW: ATCTS Daily Report for Managers (UNCLASSIFIED)  
Patrick,

As a reminder, you need to complete the following prior to your departure from contract. I do need a copy of your resignation letter now so Engility has official notice of your departing contract.

1. Turn in CAC. Give me the 700-19 signed by IRC.
2. Turn in ration control cards (wife included)
3. Turn in wife's USFK/Yongsan ID card
4. Turn in Courier Card to Dwight Patton
5. Turn in your 8th Army Badge
6. Turn in key to 4313

Best, Buck

Lloyd W. Buchanan, Jr. - CTR  
Engility USFK Consolidated Transformation Team  
Program Manager  
DSN: 315-738-4944  
Cell: 010-4392-3060

Patrick Bergy

---

From: Lear, Daniel K., OIG DoD <Daniel.Lear@DODIG.MIL>  
Sent: Monday, November 23, 2015 1:57 PM  
To: Patrick Bergy  
Cc: ODett, Ian M., OIG DoD; Thompson, Ashleigh T., OIG DoD  
Subject: RE: DoD IG Case Closure  
Mr. Bergy,

There is nothing in the new version of 10 U.S.C. 2409 that limits the protection of subcontractors to the language in the existing contract. I offer you the following explanation that was derived from the language in the National Defense Authorization Act that was approved and from which the new version of 2409 was written.

The National Defense Authorization Act (NDAA) for Fiscal Year 2013 (Section 827 of Public Law 112-239, 126 Stat. 1836, January 2, 2013) describes the criteria for applicability of the act's amendments to 10 U.S.C. 2409. Among these criteria, the NDAA expressly states that the enhanced whistleblower protections apply to contracts awarded before the effective date of the amendments "that are modified to include a contract clause providing for the applicability of such amendments." Nonspecific language in a contract modification is insufficient to satisfy this criterion. The relevant contract modifications in your case contain no such language.

The contract under which you were employed does not meet the criteria described above. The contract was awarded prior to July 1, 2013, and the contract was not modified to include a contract clause providing for applicability of the amended statute. Therefore, your complaint does not warrant an investigation because the version of 10 U.S.C. 2409 in effect prior to the effective date of the NDAA amendments did not apply to subcontractor employees. Accordingly, we have closed your case.

Hope this answers your questions,

Daniel Lear  
Supervisory Investigator  
Whistleblower Reprisal Investigations  
4800 Mark Center Drive, Suite 14G25  
Alexandria, VA 22350-1500  
(703) 604-8533 DSN: 664

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The information contained in this e-mail and any accompanying attachments may contain sensitive information that is "Law Enforcement Sensitive" (LES), "For Official Use Only" (FOUO), or otherwise subject to the Privacy Act and/or legal and or other privileges that restrict release without appropriate legal authority. Accordingly, the information contained in this e-mail and any accompanying attachments may be protected from mandatory disclosure under the Freedom of Information Act (FOIA), 5 USC §552 and should not be released to unauthorized persons.

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

From: Patrick Bergy [mailto:patrickberg@opsnet.org]  
Sent: Monday, November 23, 2015 10:55 AM  
To: Lear, Daniel K., OIG DoD <Daniel.Lear@DODIG.MIL>  
Subject: [Non-DoD Source] RE: DoD IG Case Closure

But there have been modifications each option year. Are you telling me this protection is not required to be included in new contracts? Our contract is essentially a new contract with each option year, and has had several modification since July, 2013.

Also, please provide me with the line # in the 10 U.S.C. statute that states protection for sub-contractors is limited to the language of their existing contract. Which, I would add the contract employee being protected is not even authorized to ever see the actual contract?

Patrick

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

From: Lear, Daniel K., OIG DoD [mailto:Daniel.Lear@DODIG.MIL]

Sent: Monday, November 23, 2015 10:37 AM

To: Patrick Bergy <patrickberg@topsnet.org>

Subject: RE: DoD IG Case Closure

Mr. Bergy,

As I stated earlier, The new law covering whistleblower reprisal for contractor and subcontractor employees went into effect on July 1, 2013.

All contracts awarded after July 1, 2013, cover subcontractors for whistleblower reprisal.

Contracts awarded before July 1, 2013, do not. In your case, the contract you worked under was awarded prior to July 1, 2013. There have been no modifications to that contract which included coverage for subcontractors.

Thank you,

Daniel Lear

Supervisory Investigator

Whistleblower Reprisal Investigations

4800 Mark Center Drive, Suite 14G25

Alexandria, VA 22350-1500

(703) 604-8533 DSN: 664

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

From: Patrick Bergy [mailto:patrickberg@topsnet.org]

Sent: Monday, November 23, 2015 10:18 AM

To: Lear, Daniel K., OIG DoD <Daniel.Lear@DODIG.MIL>

Cc: ODet, Ian M., OIG DoD <Ian.ODett@DODIG.MIL>; Thompson, Ashleigh T., OIG DoD <Ashleigh.Thompson@DODIG.MIL>

Subject: [Non-DoD Source] RE: DoD IG Case Closure

Can you please show me where in the law it states that the protections are not given to those sub-contractors that are working on existing contracts that didn't have the language included.

This law was made after the Snowden incident to protect national security. I trusted this law was going to protect me when I came forward, and ended up losing my job for it. The people that fired me are the ones that wrote the contract each option year in September when the contract was renewed. Employees are not allowed access to these contracts. There is no possible way any whistleblower could know if they are actually protected or not.

Patrick

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

From: Lear, Daniel K., OIG DoD [mailto:Daniel.Lear@DODIG.MIL]  
Sent: Monday, November 23, 2015 7:23 AM  
To: Patrick Bergy <patrickberg@ompsnet.org>  
Cc: ODett, Ian M., OIG DoD <Ian.ODett@DODIG.MIL>; Thompson, Ashleigh T., OIG DoD <Ashleigh.Thompson@DODIG.MIL>  
Subject: RE: DoD IG Case Closure

Mr. Bergy,

Thank you for your inquiry.

Subcontractors were not covered under 10 U.S.C. 2409 until the law changed on Jul 1, 2013. The contract you worked under was awarded prior to that date and none of the modifications to the contract since that time contained provisions referencing the new law.

So, until that contract is modified to include language that reflects the new law, subcontractors are not covered under that contract.

Thank you,

Daniel Lear  
Supervisory Investigator  
Whistleblower Reprisal Investigations  
4800 Mark Center Drive, Suite 14G25  
Alexandria, VA 22350-1500  
(703) 604-8533 DSN: 664

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

From: Patrick Bergy [mailto:patrickberg@ompsnet.org]  
Sent: Saturday, November 21, 2015 12:09 AM

To: Lear, Daniel K., OIG DoD <Daniel.Lear@DODIG.MIL>  
Subject: [Non-DoD Source] FW: DoD IG Case Closure

Mr. Lear:

Can you please explain to me how a subcontractor is not protected?

10 U.S. Code § 2409 - Contractor employees: protection from reprisal for disclosure of certain information:

(a) Prohibition of Reprisals.-

(1) An employee of a contractor, subcontractor, grantee, or subgrantee may not be discharged, demoted, or otherwise discriminated against as a reprisal for disclosing to a person or body described in paragraph

Patrick Bergy

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

From: Foreman, Levon J., OIG DoD [mailto:Levon.Foreman@DODIG.MIL]

Sent: Thursday, November 19, 2015 3:24 PM

To: Patrick Bergy <patrickbergymopsnet.org>

Cc: ODett, Ian M., OIG DoD <Ian.ODett@DODIG.MIL>; Lear, Daniel K., OIG DoD <Daniel.Lear@DODIG.MIL>;

Thompson, Ashleigh T., OIG DoD <Ashleigh.Thompson@DODIG.MIL>

Subject: DoD IG Case Closure

Mr. Bergy,

Please see attached letter, as it pertains to your DoD IG complaint. Should you have any questions, please contact Mr. Daniel Lear, Supervisory Investigator, at 703-604-8533 or email at Daniel.Lear@DoDIG.mil.

Very Respectfully,

Levon Foreman  
Investigative Support Specialist  
DoD IG-WRI

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REPLY TO  
ATTENTION OF

DEPARTMENT OF THE ARMY  
MULTI-NATIONAL CORPS-IRAQ  
BAGHDAD, IRAQ  
APO-AE 09342

September 12, 2008

Chief, Interactive Internet Activities Branch

To whom it may concern,

It has been my distinct pleasure to serve as the direct supervisor for Mr. Patrick Bergy from 28 December 2007 through 12 September 2008. During that time, Mr. Bergy served as the lead technical director directly supporting a classified Department of Defense information operations program. Throughout his tenure with this program, Patrick's ambition and drive to solve problems enabled him to overcome challenges that were frequent and impossible to foresee given the unique nature of this operation. He effectively established and maintained professional relationships with internal and external personnel, including host-country nationals, and represented the quintessential mix of knowledge, people skills, and organizational experience.

On a personal level, I sincerely enjoyed working with Patrick and appreciated the value and integrity he consistently brought to the workplace. He maintains a novel outlook that enables him to see the big-picture and is completely committed to the tasks at hand while remaining flexible enough to adapt to changing requirements. Patrick Bergy is a tremendous asset to any team, and I highly recommend him for any position he seeks.

Mr. Bergy possesses and exudes the highest levels of professionalism, technical competence, organizational management skills and critical thinking skills that I have seen in the twelve years that I have served as a member of the United States Army. Regardless of assignment or location, if any of my future missions require technological support, I will seek out Mr. Bergy as my first choice to manage and accomplish the task.

I would be extremely pleased to provide additional details on Mr. Bergy's outstanding job performance and, more importantly, his unlimited potential for future excellence as a member of your organization!

The point of contact for this action is the undersigned, [bradford.burris@us.army.mil](mailto:bradford.burris@us.army.mil)

Sincerely,

Bradford M. Burris  
Major, United States Army  
Chief, Interactive Internet Activities Branch

Save >

Cancel >

Engagement Detail

Key Information

\*\*Engagement Number:

\*\*Engagement Date:

\*\*Required Field

\*\*Target: --Select Target--

Scale: Target 1..

Audience:

\*\*Persona: --Select--

Scale: Persona 1..

Legitimacy  Inevitability  Self Interest

Appeal:  Nostalgia  Bandwagon  In Group-Out

Group-In

IO Objective

PSYOP Objective

Supporting PSYOP Objective

PSYOP Argument

Large empty text area for entering IO Objective, PSYOP Objective, Supporting PSYOP Objective, and PSYOP Argument.

*Information Operations (IO) Joint Publication 3-13.2, Psychological Operations, dated 07 January, 2010, defines Interactive Internet Activities (IIA) as follows:*

*(a) Psychological Operations and Computer Network Operations. CNO support PSYOP with dissemination assets to include interactive Internet activities. CNO activities can deny or degrade an adversary's ability to access, report, and process information. This capability supports PSYOP by providing access to digital media within the information environment to reach intended targets.*

*[<http://fas.org/irp/doddir/dod/jp3-13-2.pdf>]*

# Case for MI Decertification

Prepared by Patrick Colbeck

[patrick@letsfixstuff.org](mailto:patrick@letsfixstuff.org)

# Certification Issues Summary

## Chain of Custody Broken

- Qualified Voter File
  - **616,648** ineligible voters eligible to vote
  - 12.23% of those absentee voters did not request an absentee ballot
- Poll Books
  - At least 210 dead voters
  - At least 317 voters cast votes in multiple states
  - At least **13,248** absentee or early voters were not residents of Michigan when they voted
  - 2,474 voters had invalid addresses
  - Fake birthdays entered
  - Multiple versions per precinct
  - Double voting occurred
- Ballots
  - Unsupervised ballot duplication
  - Suspicious drops of tens of thousands of ballots
- Vote Tallies
  - At least **289,866** illegal votes cast
  - Evidence of internet connectivity
  - Evidence of fractional vote tallies
  - Dominion election system featured a 68% error rate resulting in suspicious adjudication rate
  - Data anomalies indicate fraud

## Statutory Violations

- Deliberate interference with duties of poll challengers
- Republican poll workers rejected by election officials
- Election processes executed without representatives of both major political parties
- Poll workers left polling location prior to closure of polls
- Destruction of election artifacts prior to end of 22 month archival requirement
- Interference with recount efforts
- SoS Benson allowed online voter registration without signature verification

## Constitutional Violations

- Unconstitutional delegation of legislative authority to certify election results to the Governor in MCL 168.46
- Unequal protections of law provided in favor of Democrats
- Unlawful restrictions upon Freedom of Assembly
- Denial of access to audit
- Privatization of elections by left-leaning group Center for Tech and Civic Life

## Boards of Canvassers

- Wayne County
  - No signatures of Republican canvassers were affixed to statement of certification.
  - Evidence of “Cooking the Books” prior to Wayne County certification vote
  - OFFICIAL Vote Results for Wayne County shows 0 registered voters against a tally of 172,337 votes
- State Board of Canvassers certified results with one Republican canvasser abstaining. Wayne County certification issue was not addressed.
- In Kent, Macomb, Oakland and Wayne County, there is evidence that 289,866 illegal votes were cast
- Antrim County
  - Evidence that 6,000 Trump votes were allocated to Biden out of 22,000 votes
  - Adjudication enabled vote flipping without a paper trail.

## Dominion Voting Systems Security Vulnerabilities

- Foreign Influence Evident
  - CCP
  - Iran
- Dominion System used in Antrim County was used in 65 of 83 MI Counties
- Dominion CEO John Poulos testified under oath that Ranked Choice Voting module which allows fractional voting was not enabled in Antrim County. This testimony conflicts with forensic analysis findings.
- Fractional votes were evident in data stream from Dominion servers to Edison servers
- Evidence that internet connectivity present during voting in contrast to Dominion CEO testimony
- System manuals explicitly refer to internet and ethernet connectivity
- Encryption keys stolen
- DVS passwords available on Dark Web
- NIST posted DVS file attributes
- Audit logs deleted
- Original ballot images deleted

## Use of COVID to Subvert Election Integrity

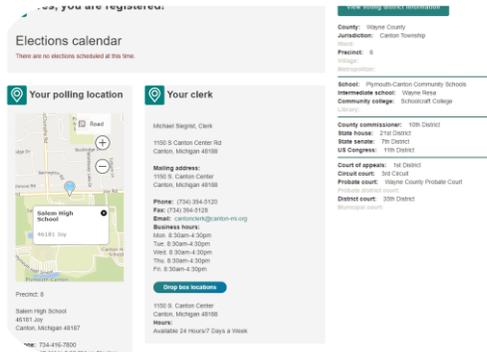
- Unlawful 6 foot rule (rescinded by court order yet still enforced)
- 14-Day extension (struck down by higher court)
- Impairment of Freedom of Assembly
- Stonewalling/denial of access by Detroit Elections Bureau prior to election
- Limits on number of poll challengers per building

# Broken Chain of Custody

# Summary

- Secretary of State has the burden of proof to demonstrate that the chain of custody was maintained
- Secretary of State has yet to demonstrate that the chain of custody has been maintained with any degree of credibility which would hold up in a fair court trial

# Chain of Custody-Simplified



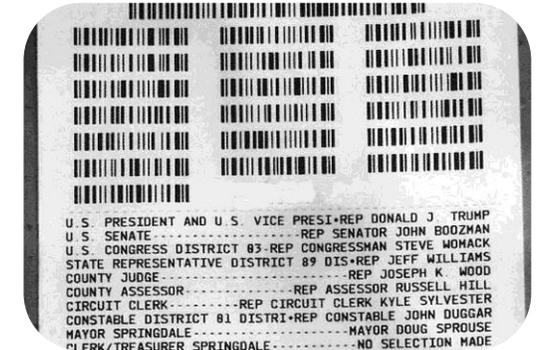
Qualified Voter File  
(State)



Poll Book  
(Precinct)



Ballot



Vote Tallies

# Broken Link

QVF

# QVF Issues

## Unsecured

- Data entry by Rock the Vote
- Accessed directly by Detroit AVCB poll workers while processing ballots for general election
- Unauthorized users had access to QVF

## Unilateral SoS Actions

- SoS Benson violated Michigan Election Law by sending unsolicited ballots to at least **355,392 people**
- SoS Benson also permitted online requests for absentee ballots without signature verification, thereby allowing for fraud in obtaining an absentee ballot.
- Worse, Respondent Benson sent unsolicited ballots to countless thousands living in Michigan and in some cases to citizens of other states.
- Ballots (not ballot applications) for deceased voters were received in spite of no request for the ballot

## Data Anomalies

- 8,127,804 registered voters but only 7,511,156 eligible
- 12.23% of those absentee voters did not request an absentee ballot
- Between **326,460 and 531,467** of the absentee ballots the State issued that were counted were not requested by an eligible State voter
- Between **29,682 and 39,048** of absentee ballots that voters returned but were not counted in the State's official records.
- At least **13,248** absentee or early voters were not residents of Michigan when they voted
- At least **317** individuals in Michigan voted in more than one state
- **3,373 votes counted** in Michigan were ostensibly from voters 100 years old or older. According to census data, however, there are only about 1,747 centenarians in Michigan
- 2,212 Electors voted more than once;
- 230 voters were over 122 years old

# QVF Evidence

## Unsecured

- Jesse Jacobs
- Auditor General

## Unilateral SoS Actions

- Christine Muise
- Rena Lindevaldesen
- Sandra Sue Workman

## Data Anomalies

- Matt Braynard
- Dr. Quanying “Jennie” Zhang
- Auditor General
- Voting Age Population Analysis

# MCL 168.509o QVF

- **168.509o Qualified voter file; establishment and maintenance; individuals considered registered voters; signed application; development and use of process to update qualified voter file; availability of canceled voter registration information; participation in multistate programs or services; limitations.**Sec. 509o.
- (1) The secretary of state shall direct and supervise the establishment and maintenance of a statewide qualified voter file. The secretary of state shall establish the technology to implement the qualified voter file. The qualified voter file is the official file for the conduct of all elections held in this state. The secretary of state may direct that all or any part of the city or township registration files must be used in conjunction with the qualified voter file at the first state primary and [election](#) held after the creation of the qualified voter file.
- (2) Notwithstanding any other provision of law to the contrary, an individual who appears to vote in an [election](#) and whose name appears in the qualified voter file for that city, township, or school district is considered a registered voter of that city, township, or school district under this act.
- (3) The secretary of state, a designated voter registration agency, or a county, city, or township clerk shall not place a name of an individual into the qualified voter file unless that individual signs an application as prescribed in section 509r(3). The secretary of state or a designated voter registration agency shall not allow an individual to indicate a different address than the address in either the secretary of state's or designated voter registration agency's files to be placed in the qualified voter file.
- (4) The secretary of state shall develop and utilize a process by which information obtained through the United States Social Security Administration's death master file that is used to cancel an operator's or chauffeur's license issued under the Michigan vehicle code, 1949 PA 300, MCL 257.1 to 257.923, or an official state personal identification card issued under 1972 PA 222, MCL 28.291 to 28.300, of a deceased resident of this state is also used at least once a month to update the qualified voter file to cancel the voter registration of any elector determined to be deceased. The secretary of state shall make the canceled voter registration information under this subsection available to the clerk of each city or township to assist with the clerk's obligations under section 510.
- (5) Subject to this subsection, the secretary of state shall participate with other states in 1 or more recognized multistate programs or services, if available, to assist in the verification of the current residence and voter registration status of electors. The secretary of state shall not participate in any recognized multistate program or service described in this subsection that requires this state to promote or adopt legislation as a condition of participation in that program or service. In addition, the secretary of state shall not participate in any recognized multistate program or service described in this subsection if the secretary of state determines that data of that program or service are not being adequately secured or protected. The secretary of state shall follow the procedures under section 509aa(5) with regard to any electors affected by information obtained through any multistate program or service.
-

# Broken Link

Poll Books

# Poll Book Issues

## Problem Ballots

- 200+ ballots in problem bin not associated with a registered voter. Voter names were manually entered into poll book and tabulated.
- Poll workers instructed to falsify dates on date absentee ballots were received

## Poll Book Anomalies

- Four separate instances of poll books used
  - Initial e-Poll Book downloaded onto Counting Board laptops
  - Supplemental Paper Poll book included with ballots added during middle of night
  - Voters not in either of the above were added manually to the e-Poll Book
  - Poll workers had direct access to state QVF (i.e. connected to internet)
- Double voting occurred
- Bookkeeping issues
  - 20,300 of the 51,018 list did not have a recorded "ballot requested date" in Wayne County
  - 10,620 absentee ballots showed a "ballot sent date" 40 days before the election according to Michigan election law, after August 13th but before September 24.
  - We found 247 voters with voter registration dates of 01/01/1900
  - 425 registrants each had a different name, different address but had the same cell phone number.
- Poll books were not closed out at the end of shifts

## Poll Challenger Interference

- Poll Challengers unable to observe reconciliation tasks
- Poll Challenger challenges not entered into Poll Books therefore not subject to review by Canvassers
- Republican Poll Workers were interfered with

## Internet Connectivity

- Select poll books were connected to the internet via Wi-Fi violating chain of custody for poll books

## Canvasser Updates

- Wayne County Board of Canvassers received suspicious Poll Book "Update" night before certification vote

## Voter ID Validation

- 210 dead people voted
- Possible 1005 additional dead voters
- 2,474 voters had invalid addresses
- An additional 857 addresses were unverifiable
- Poll workers instructed by supervisor not to ask for voter ID
- Poll workers instructed not to compare ballot envelope signatures
- "256" Ghost votes in Wayne County
- Fake birthdates entered
- Ballots processed despite voter not appearing in Poll Book

# Poll Book Evidence

Problem Ballots	Poll Book Fidelity	Poll Challenger Interference	Internet Connectivity	Canvasser Updates	Voter ID Validation
<ul style="list-style-type: none"><li>• Jason Humes 11/4/20</li><li>• Jesse Jacobs</li><li>• John McGrath</li><li>• Kristina Karamo</li><li>• Robert Cushman</li><li>• Jennifer Seidl</li><li>• Braden Giacobazzi</li><li>• Kristy Klamer</li></ul>	<ul style="list-style-type: none"><li>• Jesse Jacobs</li><li>• Ann Capela</li><li>• Guard the Vote Analysis</li><li>• Ann England</li><li>• Ron Blackmer</li></ul>	<ul style="list-style-type: none"><li>• Angelic Johnson</li><li>• Zachary Larsen</li><li>• Kline Preston</li><li>• Articia Bomer</li><li>• Phil O'Haloran</li><li>• Robert Cushman</li><li>• Jennifer Seidl</li><li>• Andrew Sitto</li><li>• Kristina Karamo</li><li>• Cassandra Brown</li><li>• Adam de Angeli</li><li>• Kayla Toma</li><li>• Matthew Mikolajczak</li><li>• Braden Giacobazzi</li><li>• Kristy Klamer</li><li>• William Hartman</li><li>• Monica Palmer</li><li>• Chris Schornak</li><li>• Ron Blackmer</li></ul>	<ul style="list-style-type: none"><li>• Jesse Jacobs</li></ul>	<ul style="list-style-type: none"><li>• Gena Geanuzzi</li></ul>	<ul style="list-style-type: none"><li>• Guard the Vote Analysis</li><li>• Jesse Jacobs</li><li>• Wayne County Absentee Vote Discrepancies</li><li>• Mary Macionski</li><li>• Robert Cushman</li><li>• Zachary Larsen</li><li>• Casandra Brown</li><li>• Kristina Karamo</li><li>• John McGrath</li><li>• Jennifer Seidl</li><li>• Chris Schornak</li><li>• Kim Fegley</li></ul>

# Broken Link

Ballots

# Ballot Issues

## Improper Handling

- Ballots being transported in unsecured containers
- Ballots being transferred in unapproved containers
- No secrecy envelopes
- Suspicious two waves of ballot drop offs
- New ballots were not registered voters
- Some ballots were found unsecured outside the Detroit Elections Bureau
- Hundreds of blank ballots transported without chain of custody protections
- Suspicious ballot transfers before election day
- Ballots disappeared from Republican precincts before poll workers could count them
- Kent County ballots “had been sent to Detroit to be processed”
- Ballots were opened without first verifying information in poll book

## Ballot Anomalies

- Poll Inspector directed to sign documents stating there were write-in ballots despite no write-in ballots being observed
- Some ballots which arrived at TCF center were taken to 3<sup>rd</sup> floor for processing. Poll Challengers were prohibited from observing this processing.
- Thousands of ballots dropped off without a single Republican vote
- Seals were broken to inspect how votes were cast
- Suspicious “patches” of Biden ballots in historically Republican precincts

## Alterations

- Military ballots duplication was not witnessed by representatives of both parties
- All military ballots were marked straight Democratic Party with zero votes for President Trump

## Adjudication

- Republican votes were repeatedly flipped to Democrat during adjudication
- Override button enabled so that “all ballots go through” tabulator

## Ballot Harvesting

- According to state records, at least **259 absentee ballots counted** listed their official address as “email” or “accessible by email,” which are unlawful *per se* and suggests improper ballot harvesting. See Braynard, *supra*.
- According to state records, at least 109 people voted absentee from the Center for Forensic Psychiatry at 8303 PLATT RD, SALINE, MI 48176 (not necessarily ineligible felons, but the State does house the criminally insane at this location), which implies improper ballot harvesting.
- According to state records, at least 63 people voted absentee at PO BOX 48531, OAK PARK, MI 48237, which is registered to a professional guardian and implies improper ballot harvesting.
- at least **9 absentee voters** in Michigan are confirmed dead as of Election Day
- Same individual dropping off ballots at two different centers. Works for one of the center directors

# Ballot Evidence

## Improper Handling

- Bill Hartman
- Phil O’Haloran
- Articia Bomer
- William Carzon
- Andrew Sitto
- Kristina Karomo
- Robert Cushman
- John McGrath
- Jennifer Siedl
- Braden Giacobazzi
- Kristy Klamer
- Daniel Gustafson
- Rhonda Webber
- Cynthia Cassell
- Robin Mifsud
- Steve Orsini
- Kay Hager
- Lucille Ann Huizenga
- Marilyn Jean Nowak
- Sandra Sue Workman
- Robert Cushman
- Kathleen Kubik
- Patty Blackmer
- Ron Blackmer

## Ballot Anomalies

- Ann Capela
- Phil O’Haloran
- John McGrath
- Zachary Larsen
- Lucille Ann Huizenga

## Alterations

- Melissa Carone
- Mary Macionski
- Phil O’Haloran
- Andrew Sitto
- Eugene Dixon
- Janice Herman
- Angelic Johnson
- Adam de Angeli
- John McGrath
- Robert Cushman
- Braden Giacobazzi
- Jennifer Seidl
- Kristy Klamer
- Chris Schornak

## Adjudication

- Kristina Karomo
- Robin Mifsud

## Ballot Harvesting

- Matt Braynard
- Phil O’Haloran

# Broken Link

Vote Tallies

# Vote Tally Issues

## Transfer Transparency

- No log of transfers from tabulators to adjudicators with vote tally status in Antrim forensics analysis [Ramsland]
- No evidence of flash drive transfers on election night through next day yet vote tallies were being reported to outside organizations
- Detroit AVCB Mass File Transfers were observed at Local Data Center workstations [Colbeck]

## Network Connectivity

- Tabulators, Adjudicators, and Detroit Election Official computers were networked together on a network connected to the internet. Internet connection is equivalent to tearing the seal off of the precinct envelope.
- Internet Connectivity breaks chain of custody

## Seal Discipline

- No evidence that flash drives containing vote tallies for each Detroit AVCB were secured and seal in AVCB envelopes prior to closing each board
- No vote tallies were visible to poll challengers for ANY counting board at end of counting (Red boards were blank)
- Closing tapes were not certified

## Reporting Anomalies

- “Little Switch” in Antrim County identified a vote shift of ~6,000 from Trump to Biden
- “Big Switch” across 4 Counties identified 289,866 illegal votes cast
- Visible ballot counts didn’t reconcile with observed ballot counts
- Write-In Tally Discrepancy
- Time-stamped incremental Biden absentee votes exceeded TOTAL votes cast for Biden

## Tabulation Anomalies

- There are credible allegations that Democrat officials and election workers repeatedly scanned ballots in high-speed scanners, often counting the same ballot more than once.
- Vote tally chain of custody not maintained between shifts
- Poll inspector instructed to sign off on AVCB artifacts without being given opportunity to inspect

# Vote Tally Evidence

## Transfer Transparency

- Russ Ramsland
- Patrick Colbeck

## Network Connectivity

- Patrick Colbeck

## Seal Discipline

- Ann Capela
- Patricia Blackmer

## Reporting Anomalies

- Keith Kaminski
- Russ Ramsland
- Merri Cullen
- Cary Browne
- Chester Anthem (Michigan Report – [MaptheFraud.Atlassian.net](http://MaptheFraud.Atlassian.net))
- Phil Evans, Dr. Shiva

## Tabulation Anomalies

- Articia Bomer
- Mellissa Carone
- William Carzon
- Matthew Mikolajczak
- Ann Capela

# Vote Tallies

PRECINCT: 748-050 SPG 15 050

U. S. PRESIDENT AND U. S. VICE PRESIDENT REP DONALD J. TRUMP  
 U. S. SENATE REP SENATOR JOHN BOOZHAN  
 U. S. CONGRESS DISTRICT 03 REP CONGRESSMAN STEVE WOHACK  
 STATE REPRESENTATIVE DISTRICT 09 DIS REP JEFF WILLIAMS  
 COUNTY JUDGE REP JOSEPH K. WOOD  
 COUNTY ASSESSOR REP ASSESSOR RUSSELL HILL  
 CIRCUIT CLERK REP CIRCUIT CLERK KYLE SYLVESTER  
 CONSTABLE DISTRICT 01 DISTRICT REP CONSTABLE JOHN DUBGAR  
 MAYOR SPRINGDALE MAYOR DOUG SPROUSE  
 CLERK/TREASURER SPRINGDALE NO SELECTION MADE  
 ALDERMAN WARD 1 POSITION 2 SPRINGDALE ERIC FORD  
 ALDERMAN WARD 2 POSITION 2 SPRINGDALE RAY DOTSON  
 ALDERMAN WARD 3 POSITION 2 SPRINGDALE JEFF WATSON  
 ALDERMAN WARD 4 POSITION 2 SPRINGDALE JEREMY LYNCH  
 ISSUE NO. 1 FOR ISSUE NO. 1  
 ISSUE NO. 2 FOR ISSUE NO. 2

Precinct

### Election Summary Report

Open Primary  
 Wayne County, Michigan  
 August 04, 2020  
 Summary for: All Contests, Plymouth Township, All Tabulators, All Counting Groups  
 UNOFFICIAL RESULTS

Precincts Reported: 0 of 12 (0.00%)  
 Registered Voters: 10,343 of 23,608 (43.81%)  
 Ballot Cut: 10,343

#### United States Senator (Dem) (Vote for 1) DEM

Times Cast	Election Day	All Counting	Board	Total
	2,450	7,893	10,343 / 0	N/A

Candidate	Party	Election Day	All Counting	Board	Total
Gary Peters	DEM	755	3,773	4,528	99.89%
Total Votes		755	3,773	4,528	

Unreported Write-Ins: 2 / 3

#### United States Senator (REP) (Vote for 1) REP

Times Cast	Election Day	All Counting	Board	Total
	2,490	7,893	10,343 / 0	N/A

Candidate	Party	Election Day	All Counting	Board	Total
John James	REP	1,564	2,815	4,379	99.64%
Total Votes		1,564	2,815	4,379	

Unreported Write-Ins: 6 / 10

Municipality

1 Districts Reported of 1

#### Municipality - Bridgerton Township

##### Judge of the Supreme Court<sup>1</sup>

Democrat	Vote for 1	Results by District
Chayne Woodruff	51	100.0%
Republican	0	0.0%

##### Judge of the Superior Court<sup>1</sup>

Democrat	Vote for 4	Results by District
Carolyn H. Nichols	43	25.7%
Geoff Moulton	23	16.9%
Maria McLaughlin	38	21.6%
Doreen Kufelman	46	24.0%
Bill Cope	29	12.0%
Republican	27	25.5%
Emi Gondano	27	25.5%
Craig Friedman	24	22.6%
Nade A. Kagarise	17	16.0%
Mary Murray	21	19.8%
Paula A. Patrick	11	10.0%

##### Judge of the Commonwealth Court<sup>1</sup>

Democrat	Vote for 2	Results by District
Timothy Barry	13	14.3%
Jae Congrove	8	8.8%
Ethan Ciesler	32	35.2%
Todd Eagan	14	15.4%
John W. Clark	20	22.0%
Bryan Barton	4	4.4%
Republican	23	25.1%
Paul Laine	23	25.1%
Christine Pizzano Cannon	23	25.1%

##### Judge of the Court of Common Pleas<sup>1</sup>

Democrat	Vote for 1	Results by District
Jeffrey G. Trauger	45	100.0%
Republican	0	0.0%

##### District Attorney<sup>1</sup>

Democrat	Vote for 1	Results by District
Rich Scholer	45	100.0%
Republican	0	0.0%

County

### Jocelyn Benson, Secretary of State Department of State

#### Michigan Election Results

2020 State Primary, District

2020/08/04 07:57 PM (Updated: 10:00 AM)

##### States Senator & Year Term (1) Position

Democrat	Vote for 1	Results by District
Patricia Peters, Gary	1,177,175	100.00%
Party Votes:	1,177,175	100.00%
James, John	1,002,235	100.00%
Party Votes:	1,002,235	100.00%
Total Votes:	2,179,410	

##### District Representative in Congress 2 Year Term (1) Position

Democrat	Vote for 1	Results by District
Ferguson, Dana	45,257	64.24%
O'Dell, Linda	25,188	35.76%
Party Votes:	70,445	
Bergman, Jack	99,882	100.00%
Party Votes:	99,882	100.00%
Total Votes:	170,327	

##### District Representative in Congress 2 Year Term (1) Position

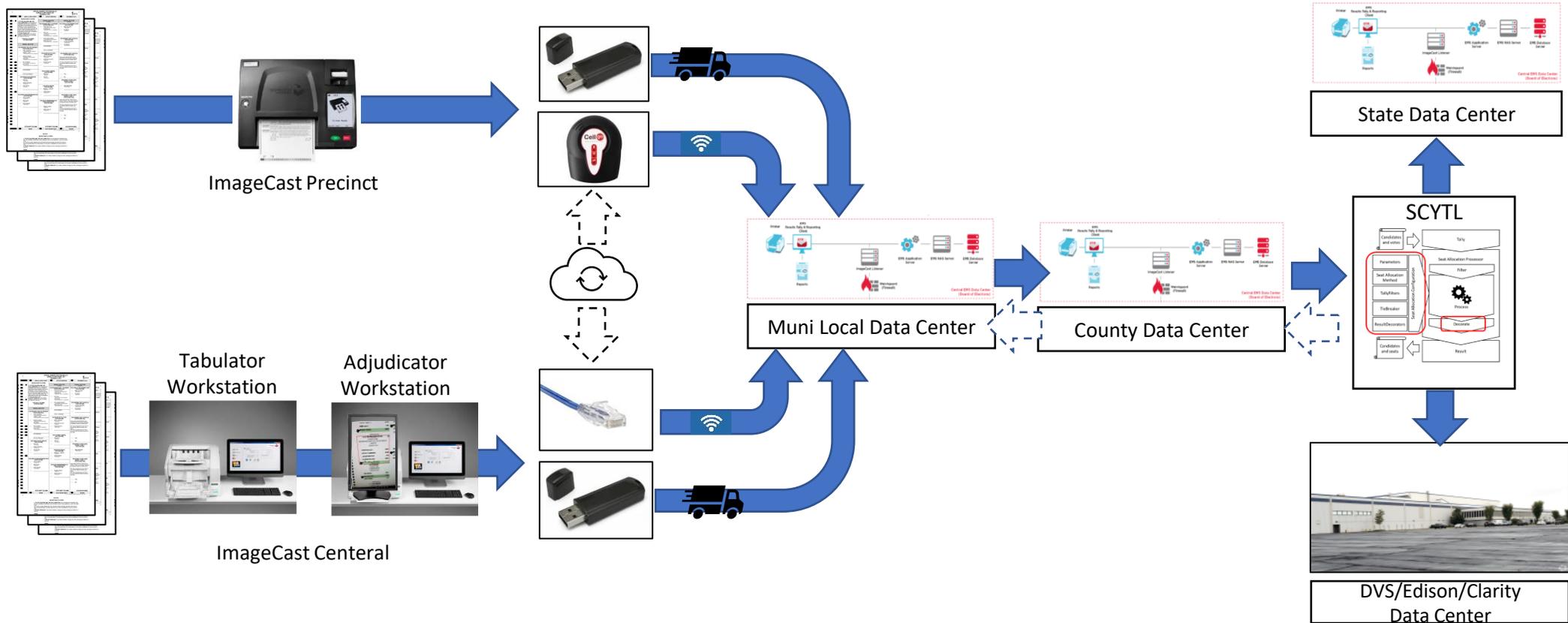
Democrat	Vote for 1	Results by District
Berghout, Bryan	59,697	100.00%
Party Votes:	59,697	100.00%
Hulstine, Bill	88,256	100.00%
Party Votes:	88,256	100.00%
Total Votes:	147,953	

State

232 306

National

# Vote Tally Trail



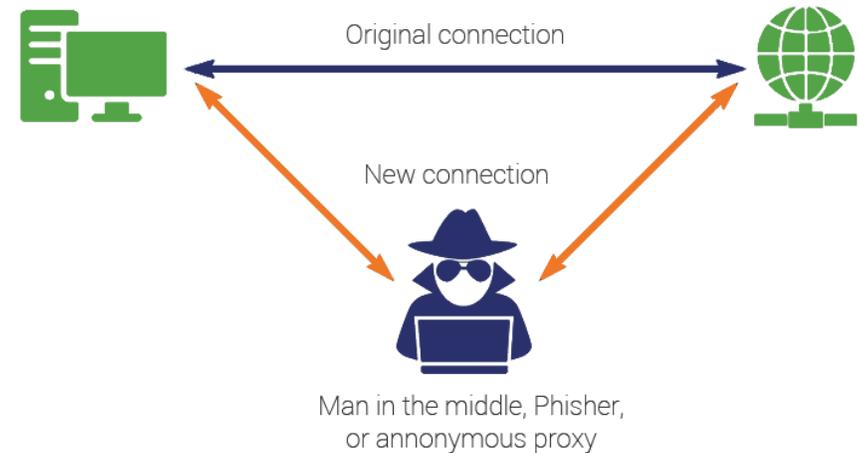
# Why Does Internet Connectivity Matter?

## *Exhibit 19 in Sidney Power Michigan lawsuit*

The USIC has developed the Hammer and Scorecard tools, which were released by Wiki Leaks and independently confirmed by Lt. Gen Thomas McInerney (USAF, retired), Kirk Wiebe, former NSA official and Dennis Montgomery, former CIA analyst). The Hammer and Scorecard capabilities are tradecrafts used by US intelligence analysts to conduct **MITM** attacks on foreign voting systems, including the Dominion Voting System (DVS) Democracy Suite and Systems and Software (ES&S) voting machines without leaving an electronic fingerprint. As such, these tools are used by nefarious operators to influence voting systems by covertly accessing DVS and altering the results in real-time and without leaving an electronic fingerprint. The DVS Democracy Suite Election Management System (EMS) consists of a set of applications that perform pre-voting and post-voting activities.

## *Additional exhibits expose the following*

- 13 unencrypted passwords and 75 “hashed” passwords available on “Dark Web”
- Security patents sold to China via HSBC Bank as their agent
- Iranian and Chinese servers had access to election data



# National Institute of Standards and Technology (NIST) Left “Key Under Mat”

<https://www.nist.gov/itl/ssd/software-quality-group/voting-software-reference-data-set>

**Dominion Voting D-Suite 5.12-NV January 2020**

NIST has also made available a supplementary set of Dominion Voting D-Suite 5.12-NV software. This set includes only Dominion Voting D-Suite 5.12-NV products. This supplementary set only includes the top-level files, and is available in XLSX format here:

[https://s3.amazonaws.com/rds.nsrlist.nist.gov/voting/Nevada\\_2020-01-23/Nevada\\_Voting\\_Jan\\_2020.xlsx](https://s3.amazonaws.com/rds.nsrlist.nist.gov/voting/Nevada_2020-01-23/Nevada_Voting_Jan_2020.xlsx)

Signatures for verification of this file can be found [here](#).

Dominion Voting D-Suite 5.12-NV is included in the full January 2020 Voting RDS, which is available [here](#).

 Digital evidence, Software research and Voting systems

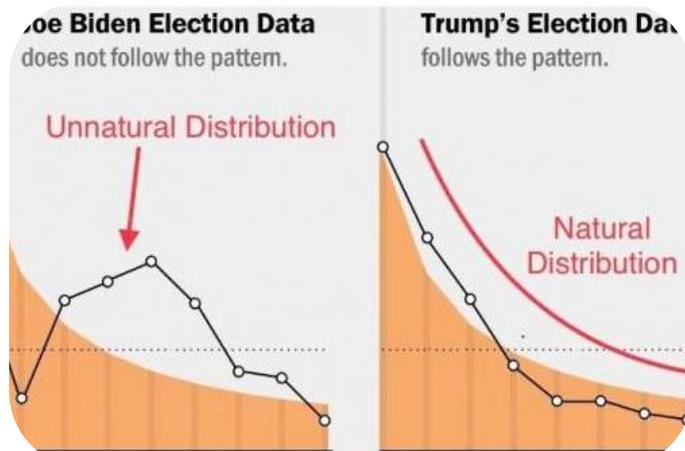
 **CONTACTS**

Douglas R. White  
[douglas.white@nist.gov](mailto:douglas.white@nist.gov)  
(301) 975-4761

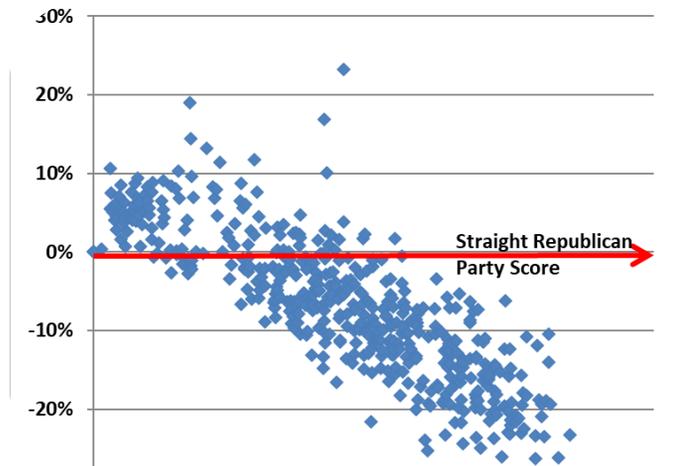
Created June 27, 2016, Updated January 28, 2020

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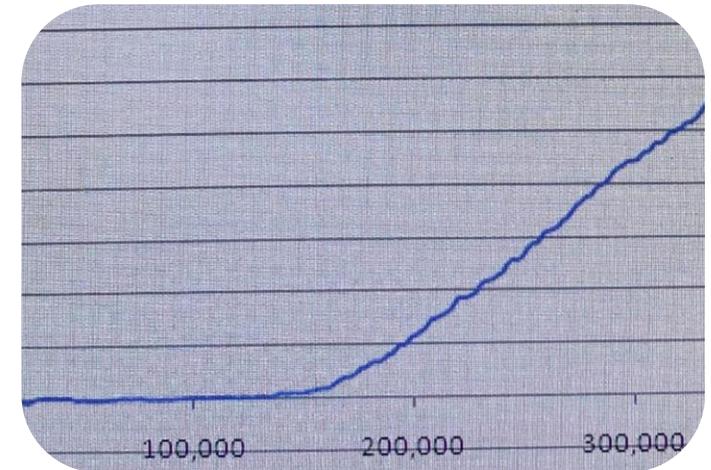
# Vote Tally Anomalies Identified



Benford's Law



Linear Regression Analysis



Algorithm Detection

# The Little Switch: Antrim County

On Dec 5, the ASOG forensics team examined Antrim DVS data – *ONLY OPPORTUNITY IN ENTIRE NATION*

## Antrim County Vote Results

Tally	Trump	Biden
Election Night	36%	63%
Certified Result	61%	37%
True Result <i>(includes destroyed ballots)</i>	65%	33%

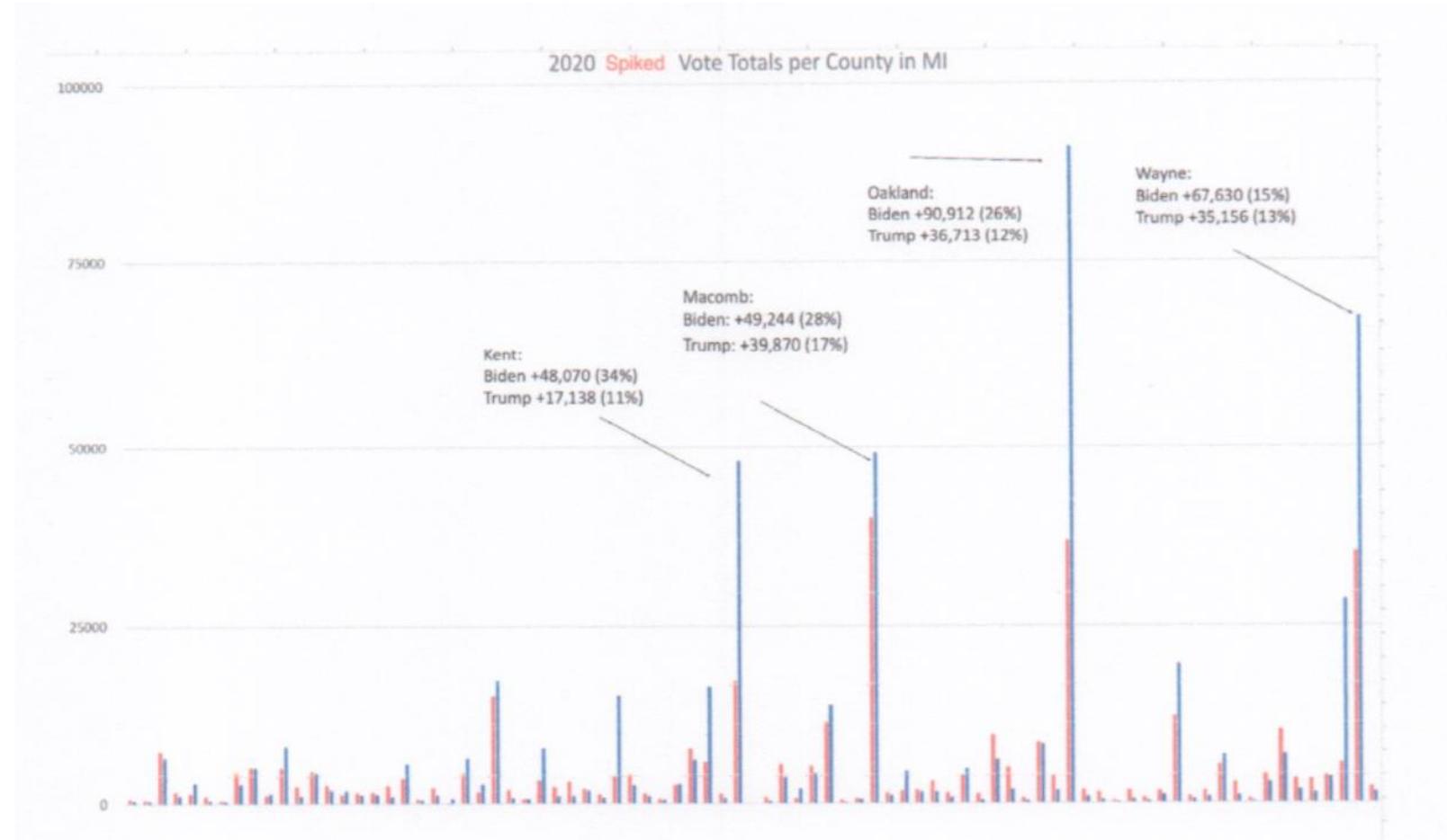
*If You Count the Paper Ballots In Each State Trump Wins Overwhelmingly*

## ASOG Forensic Analysis Revealed

- Nov 3: Trump ballots, 2,012 votes withheld and vote shifting Trump to Biden, extreme under voting (16,047 total votes)
- Nov 5: Trump ballots, 2,012 votes added in and vote shifting Trump to Biden, moderate under voting (18,059 total votes)
- Nov 21: Vote shifting & under voting removed, 2,015 Trump ballots destroyed (16,044 total votes)

# The Big Switch: Kent, Macomb, Oakland, Wayne Counties

- Spike Duration: 2 hrs 38 minutes
- Scanner Capacity: 94,867 Ballots
- Vote Spike: 384,733 Ballots
- **At least 289,866 ballots illegal votes were cast**



# Impossible Vote Adjustments Favoring Biden

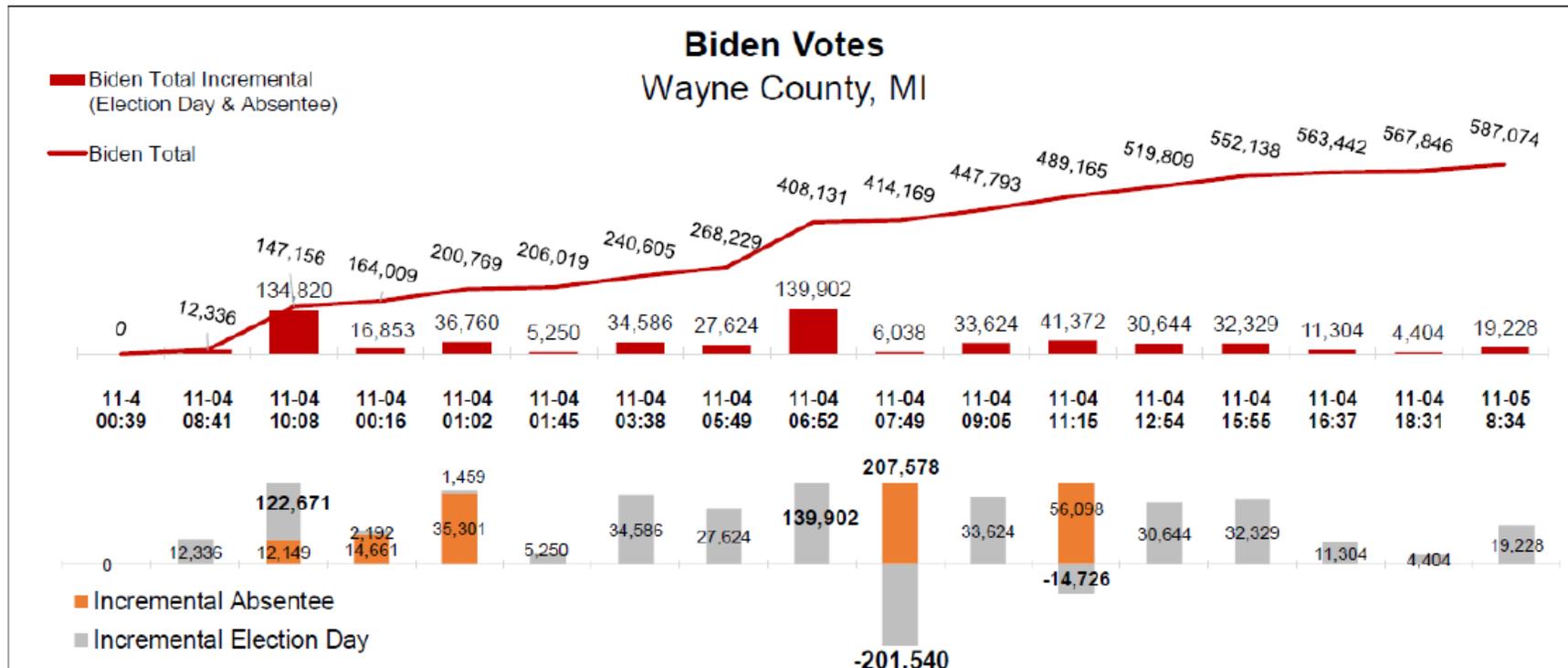
Cumulative and incremental voting tallies when adjusting for 'other' in person polls bucket (Total – Absentee votes) produces inconsistent/ impossible mathematical results when analyzed in timeseries format.

\*\*Mathematical Impossibility

Timestamp Update	Total Biden Votes	Biden Absentee Votes	Biden Non Absentee Votes	Biden Incremental Total Votes	Biden Incremental Absentee Votes	Biden Incremental Non Absentee Votes
2020-11-04T09:18:51Z	1,991,324	612,897	1,378,427	-	-	-
2020-11-04T11:52:08Z	2,295,884	629,200	1,666,684	304,560	16,303	288,257
2020-11-04T12:49:53Z	2,382,858	842,629	1,540,229	86,974	213,429	-126,455**
2020-11-04T13:23:51Z	2,386,894	842,629	1,544,265	4,036	-	4,036
2020-11-04T15:58:49Z	2,520,063	907,864	1,612,199	-	-	-
2020-11-04T16:07:50Z	2,524,228	912,029	1,612,199	4,165	4,165	-
2020-11-04T16:07:50Z	2,524,228	912,029	1,612,199	-	-	-
2020-11-04T16:15:42Z	2,565,600	968,127	1,597,473	41,372	56,098	-14,726**
2020-11-04T16:15:42Z	2,565,600	968,127	1,597,473	-	-	0
2020-11-04T16:21:48Z	2,567,266	968,127	1,599,139	1,666	-	1,666
2020-11-04T16:24:49Z	2,573,254	968,127	1,605,127	5,988	-	5,988

# Wayne County Vote Anomalies

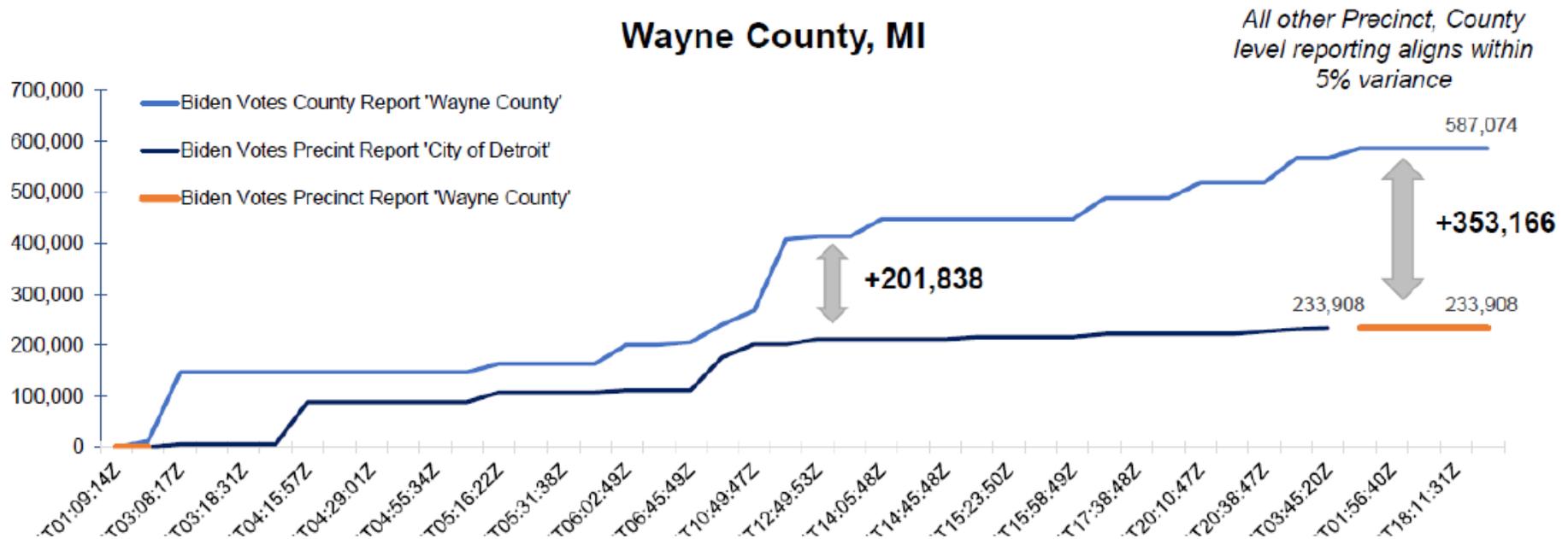
County reporting of the 06:52AM Biden spike was **not** consistent with routine system vote incrementality. This vote batch incremented into a separate vote counter and was identified in a subsequent timestep as switched to the Absentee counter. Seemingly to disguise the switch, a comparably sized negative increment was included during the same timestep.



Source: Edison data, NYT API Election day includes provisional Results as of 11/16 22:23UTC

# Wayne County Vote Anomalies

The status of Wayne County precinct data reporting can be categorized as either wholly negligent or deliberately misconstrued. In addition to a timeseries switch in reporting from 'City of Detroit' to 'Wayne County' at approximately 2020-11-05T16:03:39, there are unexplainable gaps reaching magnitude of 40% or 353,166, despite other counties matching within identical files.



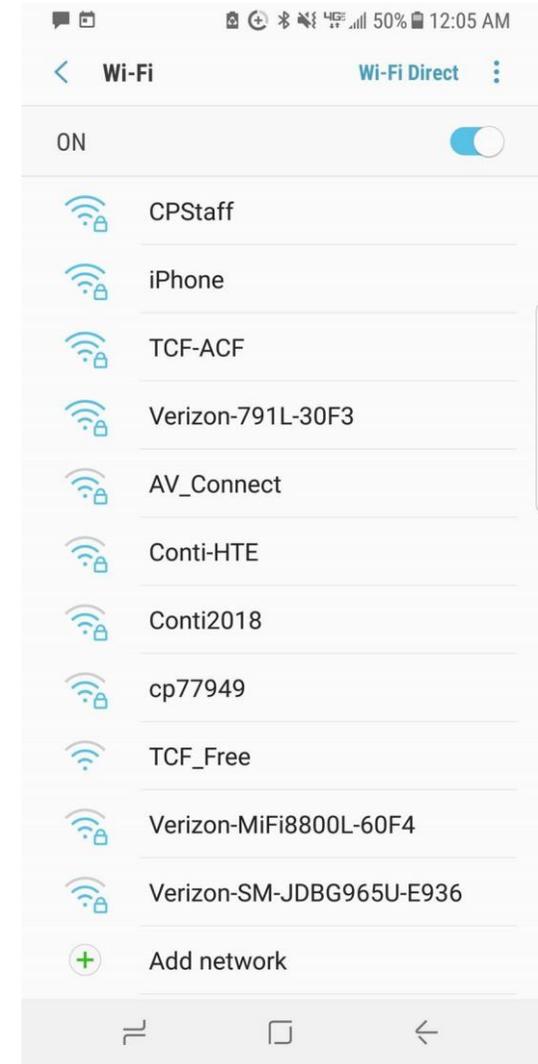
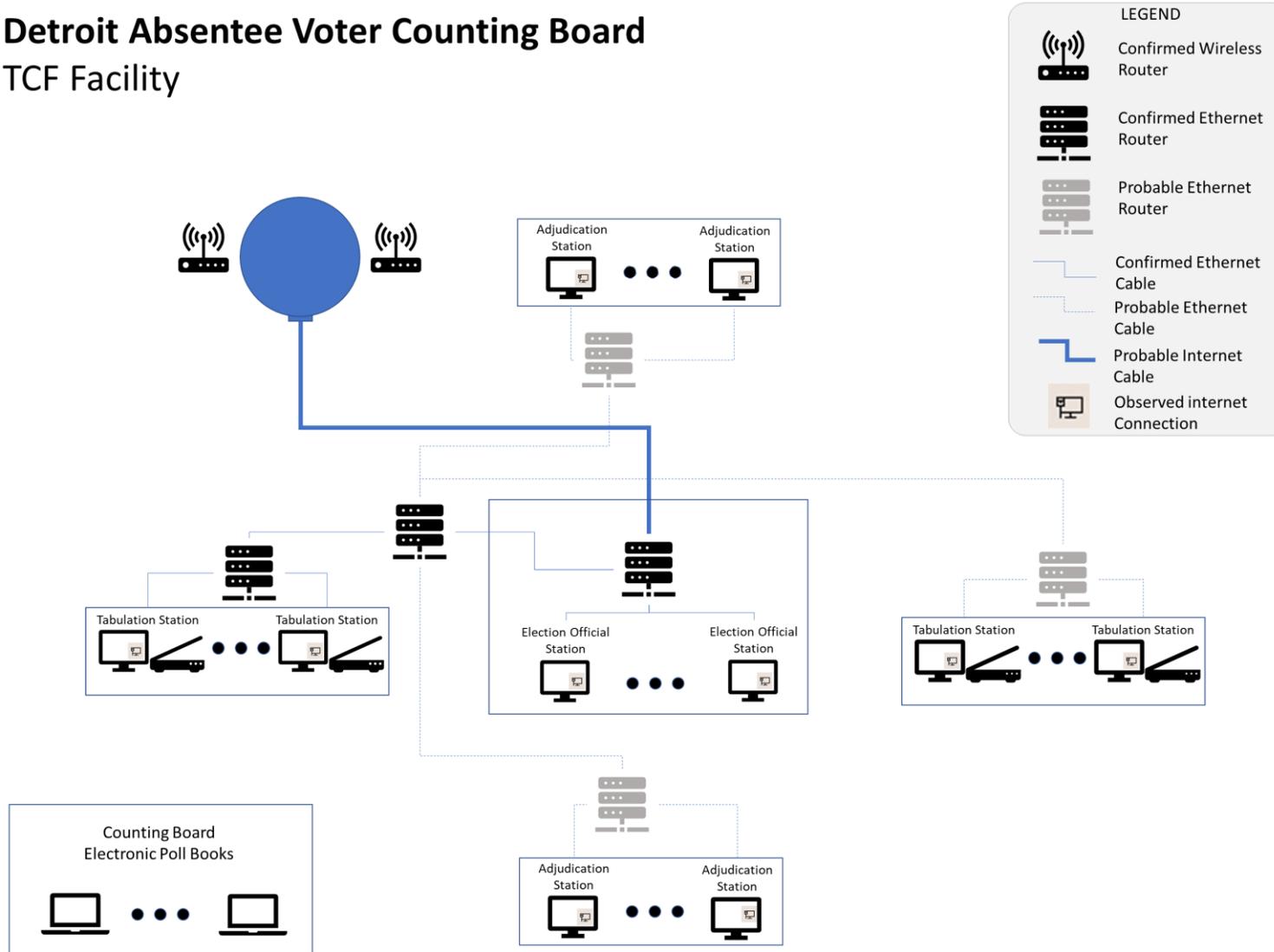
# Non-Integer Reports?

state	timestamp	eevp	trump	biden	TV	BV
michigan	2020-11-04T06:54:48Z	64	0.534	0.448	1925855.66	1615707.52
michigan	2020-11-04T06:56:47Z	64	0.534	0.448	1930247.664	1619383.808
michigan	2020-11-04T06:58:47Z	64	0.534	0.448	1931413.386	1620361.792
michigan	2020-11-04T07:00:37Z	64	0.533	0.45	1941758.975	1639383.75
michigan	2020-11-04T07:01:46Z	64	0.533	0.45	1945297.562	1642371.3
michigan	2020-11-04T07:03:17Z	65	0.533	0.45	194885.185	1645400.25

SOURCE: Dominion's Direct Feed to Edison

*Indicates Rank  
Choice Voting  
Module Usage*

# Detroit Absentee Voter Counting Board TCF Facility



# Statutory Violations

# State Statutes Violated

MCL 168.735	MCL 168.734	MCL 168.727:	MCL 168 .765	MCL 168.798	MCL 168.765a	MCL 168.931
<ul style="list-style-type: none"><li>•Four separate instances of poll books used</li><li>•Initial e-Poll Book downloaded onto Counting Board laptops</li><li>•Supplemental Paper Poll book included with ballots added during middle of night</li><li>•Voters not in either of the above were added manually to the e-Poll Book</li><li>•Poll workers had direct access to state QVF (i.e. connected to internet)</li></ul>	<ul style="list-style-type: none"><li>•Poll Challengers were prohibited from performing their duties</li></ul>	<ul style="list-style-type: none"><li>•Poll inspectors refused to document poll challenges cites. This means that specific poll challenges would not be part of poll books evaluated during canvassing activities and therefore could not be evaluated in context of certification analysis. Poll challenges would not therefore be subject to inquiry until lawsuits are filed and tried.</li></ul>	<ul style="list-style-type: none"><li>•Bi-partisan poll inspectors not present to oversee execution of AV Counting Board procedures</li><li>•Democrat Poll Workers were hired to the exclusion of Republican Poll Workers leaving precincts and AVCB's without Republican Poll Workers</li></ul>	<ul style="list-style-type: none"><li>•Rather than provide public notification, notification was limited to specific parties which did not include the Election Integrity Fund as a minimum</li><li>•Poll worker instructions changed day to day</li></ul>	<ul style="list-style-type: none"><li>•Absentee ballots were not stored in approved containers nor were they sealed properly</li><li>•Approximately 50% of the poll workers on duty left the AVCB at 7:30pm which is before polls closed at 8:00pm.</li><li>•AVCB instructions were not made available to the public</li></ul>	<ul style="list-style-type: none"><li>•City of Detroit election workers were coaching voters to vote for Joe Biden</li></ul>

# State Statutes Evidence

MCL 168.735	MCL 168.734	MCL 168.727:	MCL 168.765	MCL 168.798	MCL 168.765a	MCL 168.931
<ul style="list-style-type: none"><li>•Robert Cushman*</li></ul>	<ul style="list-style-type: none"><li>•Jason Humes 11.03.20,Merri Cullen</li><li>•MI GLJC Lawsuit Affiants Angelic Johnson, Zachary C. Larsen, G Kline Preston IV, Articia Boomer, Phillip O'Halloran, Robert Cushman, Jennifer Seidl, Andrew Sitto, Kristina Karamo, Jennifer Seidl, Cassandra Brown, Adam di Angeli, Kayla Toma, Matthew Mikolajczak, Braden Giacobazzi, Kristy Klamer, Janice Herman</li><li>•Mary Macionski</li></ul>		<ul style="list-style-type: none"><li>•Jason Humes 11.03.20</li><li>•Merri Cullen</li><li>•Mary Macionski</li><li>•Marian Sheridan list of Republicans who applied to be Poll Workers but were never contacted/hired</li><li>•Eugene Dixon</li><li>•Mellissa Carone</li><li>•Jennifer Seidl</li><li>•Patricia Blackmer</li><li>•Zachary Larsen</li><li>•Cassandra Brown</li><li>•Phil O'Haloran</li><li>•Anna England</li><li>•Robin Mifsud</li><li>•Patricia Blackmer</li></ul>	<ul style="list-style-type: none"><li>•No public notice provided. EIF representatives were not, therefore, in attendance at public accuracy test.</li><li>•Ron Blackmer</li></ul>	<ul style="list-style-type: none"><li>•William Hartman</li><li>•Merri Cullen</li></ul>	<ul style="list-style-type: none"><li>•Jesse Jacobs</li></ul>

# MCL 168.734 Interference with Poll Challengers

- **168.734 Challengers; preventing presence, penalty.**
- Sec. 734.
- Any officer or election board who shall prevent the presence of any such challenger as above provided, or 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.

# MCL 168.735 Poll Books

- **168.735 Poll book and poll list; contents.**
- Sec. 735.
- (1) At each primary and election, election inspectors shall keep 1 poll book and 1 poll list. An election inspector shall enter in the poll book, in the order in which electors are given ballots, the name of each elector who is given a ballot and immediately after the name, on the same line, shall enter the number of the ballot given to the elector. For an absent voter ballot, when an election inspector removes the ballot from the sealed absent voter envelope, the election inspector shall enter in the poll book the name of the absent voter and the number of the ballot.
- (2) If an elector is issued a provisional ballot, an election inspector shall enter a proper designation in the poll book, including whether the provisional ballot was tabulated in the precinct or was secured for verification after the election.
- (3) At the completion of the precinct canvass, an election inspector shall record on the certificate provided in the poll book the number of each metal seal used to seal voting equipment and ballot containers. Each member of the board of election inspectors shall sign the certificate.

# MCL 168.798 Public Accuracy Test

- **168.798 Testing of electronic tabulating equipment; notice; method; sealing programs, test materials, and ballots; rules; sealing memory device.**
- Sec. 798.
- (1) Before beginning the count of ballots, the board of election commissioners shall test the electronic tabulating equipment to determine if the electronic tabulating equipment will accurately count the votes cast for all offices and on all questions. Public notice of the time and place of the test shall be given at least 48 hours before the test by publication in a newspaper published in the county, city, village, township, or school district where the electronic tabulating equipment is used. If a newspaper is not published in that county, city, village, township, or school district, the notice shall be given by publication in a newspaper of general circulation in that county, city, village, township, or school district. The test shall be conducted in the manner prescribed by rules promulgated by the secretary of state pursuant to the administrative procedures act of 1969, Act No. 306 of the Public Acts of 1969, being sections 24.201 to 24.328 of the Michigan Compiled Laws. In the test, a different number of valid votes shall be assigned to each candidate for an office, and for and against each question. If an error is detected, the board of election commissioners shall determine the cause of the error and correct the error. The board of election commissioners shall make an errorless count and shall certify the errorless count before the count is started. The electronic tabulating equipment that can be used for a purpose other than examining and counting votes shall pass the same test at the conclusion of the count before the election returns are approved as official.
- (2) On completion of the test and count, the programs, test materials, and ballots arranged by precincts shall be sealed and retained as provided by this subsection and rules promulgated by the secretary of state pursuant to Act No. 306 of the Public Acts of 1969. If the electronic tabulating equipment that is tested and certified to by the board of election commissioners will be used to count votes at the precinct, a memory device containing the tested programs, if any, shall be sealed into the electronic tabulating equipment. Upon completion and certification of the count of votes, the memory device containing the program and the vote totals shall remain sealed in the electronic tabulating equipment or, if removed from the electronic tabulating equipment, shall remain sealed in a container approved by the secretary of state, delivered to the clerk, and retained in the manner provided for other voted ballots.

# MCL 168.727 Poll Inspector/Challenger Duties

- **168.727 Challenge; duty of election inspector; indiscriminate challenge; penalty.**
- Sec. 727.
- (1) An election inspector shall challenge an applicant applying for a ballot if the inspector knows or has good reason to suspect that the applicant is not a qualified and registered elector of the precinct, or if a challenge appears in connection with the applicant's name in the registration book. A registered elector of the precinct present in the polling place may challenge the right of anyone attempting to vote if the elector knows or has good reason to suspect that individual is not a registered elector in that precinct. An election inspector or other qualified challenger may challenge the right of an individual attempting to vote who has previously applied for an absent voter ballot and who on election day is claiming to have never received the absent voter ballot or to have lost or destroyed the absent voter ballot.
- (2) Upon a challenge being made under subsection (1), an election inspector shall immediately do all of the following:
  - (a) Identify as provided in sections 745 and 746 a ballot voted by the challenged individual, if any.
  - (b) Make a written report including all of the following information:
    - (i) All election disparities or infractions complained of or believed to have occurred.
    - (ii) The name of the individual making the challenge.
    - (iii) The time of the challenge.
    - (iv) The name, telephone number, and address of the challenged individual.
    - (v) Other information considered appropriate by the election inspector.
  - (c) Retain the written report created under subdivision (b) and make it a part of the election record.
  - (d) Inform a challenged elector of his or her rights under section 729.
- (3) A challenger shall not make a challenge indiscriminately and without good cause. A challenger shall not handle the poll books while observing election procedures or the ballots during the counting of the ballots. A challenger shall not interfere with or unduly delay the work of the election inspectors. An individual who challenges a qualified and registered elector of a voting precinct for the purpose of annoying or delaying voters is guilty of a misdemeanor.

# MCL 168.765a Approved Containers and AVCB Instructions

- (11) Voted absent voter ballots must be placed in an approved ballot container, and the ballot container must be sealed in the manner provided by this act for paper ballot precincts. The seal numbers must be recorded on the statement sheet and in the poll book.
- (12) Subject to this subsection, a local election official who has established an absent voter counting board or combined absent voter counting board, the deputy or employee of that local election official, an employee of the state bureau of elections, a county clerk, an employee of a county clerk, or a representative of a voting equipment company may enter and leave an absent voter counting board or combined absent voter counting board after the tally has begun but before the polls close. A person described in this subsection may enter an absent voter counting board or combined absent voter counting board only for the purpose of responding to an inquiry from an election inspector or a challenger or providing instructions on the operation of the counting board. Before entering an absent voter counting board or combined absent voter counting board, a person described in this subsection must take and sign the oath prescribed in subsection (9). The chairperson of the absent voter counting board or combined absent voter counting board shall record in the poll book the name of a person described in this subsection who enters the absent voter counting board or combined absent voter counting board. A person described in this subsection who enters an absent voter counting board or combined absent voter counting board and who discloses an election result or in any manner characterizes how any ballot being counted has been voted in a precinct before the time the polls can be legally closed on election day is guilty of a felony. As used in this subsection, "local election official" means a county, city, or township clerk.
- (13) The secretary of state shall develop instructions consistent with this act for the conduct of absent voter counting boards or combined absent voter counting boards. The secretary of state shall distribute the instructions developed under this subsection to county, city, and township clerks 40 days or more before a general election in which absent voter counting boards or combined absent voter counting boards will be used. A county, city, or township clerk shall make the instructions developed under this subsection available to the public and shall distribute the instructions to each challenger in attendance at an absent voter counting board or combined absent voter counting board. The instructions developed under this subsection are binding upon the operation of an absent voter counting board or combined absent voter counting board used in an election conducted by a county, city, or township.

# MCL 168.765 Bi-Partisan Representation

- **168.765 Absent voter ballots; safekeeping by clerk; public inspection of applications and lists; delivery to board of election inspectors; voter ballot received after polls closed; information to be posted by clerk; requirements for pre-processing activities for 2020 general election only; election inspector duties; report to legislative committees.**
- ...
- At all times, at least 1 election inspector from each [major](#) political party must be present at the location and the policies and procedures adopted by the secretary of state regarding the handling of absent voter ballot return envelopes and absent voter ballot secrecy envelopes must be followed. After providing written notice to the secretary of state in compliance with this subsection, a city or township clerk, or his or her authorized designee, on the day before election day is only authorized to perform standard processing activities up to and including the opening of absent voter ballot return envelopes and the removal of absent voter ballot secrecy envelopes containing absent voter ballots and to verify that the ballot number on the ballot stub agrees with the ballot number on the absent voter ballot return envelope label. The city or township clerk, or his or her authorized designee, is not authorized to remove absent voter ballots from the absent voter ballot secrecy envelopes. If an opened absent voter ballot return envelope contains an absent voter ballot that is not contained in an absent voter ballot secrecy envelope, the city or township clerk, or his or her designee, shall immediately insert that absent voter ballot into an absent voter ballot secrecy envelope. The opening of absent voter ballot return envelopes must be done at a location designated by the city or township clerk, and the location and opening of absent voter ballot return envelopes must be accessible to challengers as described in section 730. The election inspectors appointed to the location where absent voter ballot return envelopes will be opened in that city or township must never leave the absent voter ballot secrecy envelopes unattended. Once the absent voter ballot return envelopes have been opened as provided in this subsection, the absent voter ballot secrecy envelopes containing the absent voter ballots to be counted must be stored, secured, and sealed in an absent voter ballot secrecy envelope container, as described in section 24k, or stored, secured, and sealed in a ballot container approved under section 24j. The city or township clerk shall record the seal number in the poll book, or an addendum to the poll book, and follow all other policies and procedures adopted by the secretary of state regarding absent voter ballots. The poll book, or an addendum to the poll book, must be signed and dated by 1 election inspector from each [major](#) political party who is present at the location on the day before election day. The city or township clerk shall store the absent voter ballot secrecy envelope container containing the absent voter ballot secrecy envelopes in a secure location until election day.

# MCL 168.931 Prohibited Conduct

## **MICHIGAN [ELECTION](#) LAW (EXCERPT)** **Act 116 of 1954**

### **168.931 Prohibited conduct; violation as misdemeanor; “valuable consideration” defined.**

Sec. 931.

(1) A person who violates 1 or more of the following subdivisions is guilty of a misdemeanor:

(a) A person shall not, either directly or indirectly, give, lend, or promise valuable consideration, to or for any person, as an inducement to influence the manner of voting by a person relative to a candidate or ballot question, or as a reward for refraining from voting.

(b) A person shall not, either before, on, or after an [election](#), for the person's own benefit or on behalf of any other person, receive, agree, or contract for valuable consideration for 1 or more of the following:

(i) Voting or agreeing to vote, or inducing or attempting to induce another to vote, at an [election](#).

(ii) Refraining or agreeing to refrain, or inducing or attempting to induce another to refrain, from voting at an [election](#).

# Federal Statutes Violated

## Title 52 Section 20701

- Retention and preservation of records and papers by officers of elections; deposit with custodian; penalty for violation, but as will be shown wide-pattern of misconduct with ballots show preservation of election records have not been kept; and Dominion logs are only voluntary, with no system wide preservation system. Without an incorruptible audit log, there is no acceptable system.
- SoS Benson has ordered destruction of poll book and flash drive data related to November 3 election despite multiple lawsuits being filed which depend upon such data.

## Title 52 Section 20702

- Secretary of State Benson and any clerks which complied with her directive to destroy poll book and flash drive information are subject to the penalties of this section of Title 52

# Federal Statutes Violated Evidence

## Title 52 Section 20701

- Unsigned and undated directive issued by SoS office

## Title 52 Section 20702

- SoS Benson actions
- Clerk actions to that effect

**Ballots, programs and related materials:** The security of all optical scan ballots, programs, test decks, accuracy test results, edit listings and any other related materials will be released once all post-election audits are completed.

**E-Pollbook laptops and flash drives:** The EPB software and associated files must be deleted from all devices by the seventh calendar day following the final canvass and certification of the election (November 30, 2020) unless a petition for recount has been filed and the recount has not been completed, a post-election audit is planned but has not yet been completed, or the deletion of the data has been stayed by an order of the court or the Secretary of State.

**FEDERAL BALLOT RETENTION REQUIREMENT:** If the office of President, U.S. Senator or U.S. Representative in Congress appears on the ballot (all appeared on the November 3, 2020 general election ballot), federal law requires that all documents relating to the election -- including optical scan ballots and the programs used to tabulate optical scan ballots -- be retained for 22 months from the date of the certification of the election. To comply with the requirement, the Bureau of Elections recommends that optical scan ballots and the programs relating to federal elections be stored in **sealed ballot bags** in a secure place during the 22-month retention period. The documents subject to the federal retention requirement must not be transferred to ballot bags for extended retention until after they are released under Michigan election law as detailed in this memo.

### Questions?

If you have any questions, please contact us via email at [elections@michigan.gov](mailto:elections@michigan.gov), or by phone at (517) 335-3234 or (800) 292-5973.

# Title 52 of United States Code

## **§20701. Retention and preservation of records and papers by officers of elections; deposit with custodian; penalty for violation**

- Every officer of election shall retain and preserve, for a period of twenty-two months from the date of any general, special, or primary election of which candidates for the office of President, Vice President, presidential elector, Member of the Senate, Member of the House of Representatives, or Resident Commissioner from the Commonwealth of Puerto Rico are voted for, all records and papers which come into his possession relating to any application, registration, payment of poll tax, or other act requisite to voting in such election, except that, when required by law, such records and papers may be delivered to another officer of election and except that, if a State or the Commonwealth of Puerto Rico designates a custodian to retain and preserve these records and papers at a specified place, then such records and papers may be deposited with such custodian, and the duty to retain and preserve any record or paper so deposited shall devolve upon such custodian. Any officer of election or custodian who willfully fails to comply with this section shall be fined not more than \$1,000 or imprisoned not more than one year, or both.

## **§20702. Theft, destruction, concealment, mutilation, or alteration of records or papers; penalties**

- Any person, whether or not an officer of election or custodian, who willfully steals, destroys, conceals, mutilates, or alters any record or paper required by section 20701 of this title to be retained and preserved shall be fined not more than \$1,000 or imprisoned not more than one year, or both.

## **§20703. Demand for records or papers by Attorney General or representative; statement of basis and purpose**

- Any record or paper required by section 20701 of this title to be retained and preserved shall, upon demand in writing by the Attorney General or his representative directed to the person having custody, possession, or control of such record or paper, be made available for inspection, reproduction, and copying at the principal office of such custodian by the Attorney General or his representative. This demand shall contain a statement of the basis and the purpose therefor.

## **§20704. Disclosure of records or papers**

- Unless otherwise ordered by a court of the United States, neither the Attorney General nor any employee of the Department of Justice, nor any other representative of the Attorney General, shall disclose any record or paper produced pursuant to this chapter, or any reproduction or copy, except to Congress and any committee thereof, governmental agencies, and in the presentation of any case or proceeding before any court or grand jury.

# Constitutional Violations

# Michigan Constitutional Violations

## Article 1 Section 2

- Democrats were allowed to violate poll rules such as prohibitions on photos and campaign apparel or coaching voters on how to vote but Republicans were not
- Private funding thru Center for Tech and Civic Life grants funded by Mark Zuckerberg violated equal protection clause by favoring Democrat communities to the exclusion of Republican communities

## Article 1 Section 3

- Freedom of Assembly impaired by numerous Executive Orders issued by Governor Whitmer and her administration

## Article 1 Section 5

- AG Nessel made repeated threats of prosecution towards those who provided examples of election fraud

## Article II Section 4

- Citizens were denied right to election audit

# Michigan Constitutional Violation Evidence

## Article 1 Section 2

- Ann Capela
- Jesse Jacobs
- James Carlson

## Article 1 Section 3

- MI EO-2020-09
- MI EO-2020-11
- MI EO-2020-20
- MI EO-2020-23
- MI EO-2020-43
- MI EO-2020-92
- MI EO-2020-96
- MI EO-2020-110
- MI EO-2020-115
- MI DHHS December 7<sup>th</sup> Gatherings and Facemask Order

## Article 1 Section 5

- Matt DePerno
- Patrick Colbeck
- Shane Trejo
- Adam de Angeli

## Article II Section 4

- Gina Johnsen

# Federal Constitutional Violations

## Article II Section 1

- MCL 168.46 violates this provision of U.S. Constitution by delegating legislative authority to executive branch

## Freedom of Assembly

- Freedom of Assembly impaired by numerous Executive Orders issued by Governor Whitmer and her administration

## Freedom of Speech

- AG Nessel made repeated threats of prosecution towards those who provided examples of election fraud
- Big Tech censorship of President Trump and his administration
- Big Tech censorship of conservative pundits

## Freedom of the Press

- Big Tech censorship of NY Post
- Big Tech censorship of Epoch Times
- Big Tech censorship of China Uncensored and America Uncovered

# Federal Constitutional Violation Evidence

## Article II Section 1

- Governor of MI granted certification authority

## Freedom of Assembly

- MI EO-2020-09
- MI EO-2020-11
- MI EO-2020-20
- MI EO-2020-23
- MI EO-2020-43
- MI EO-2020-92
- MI EO-2020-96
- MI EO-2020-110
- MI EO-2020-115
- MI DHHS December 7<sup>th</sup> Gatherings and Facemask Order

## Freedom of Speech

- President Trump
- Press Secretary McEnany
- Matt DePerno
- Patrick Colbeck
- Shane Trejo
- Adam de Angeli

## Freedom of the Press

- Censorship of Hunter Biden laptop story
- Censorship of Joe Boblunski evidence of CCP collusion by Joe Biden

# Per MI Law, Governor Certifies Electors

## **168.46 Presidential electors; determination by board of state canvassers; certificate of election.**

Sec. 46.

As soon as practicable after the state board of canvassers has, by the official [canvass](#), ascertained the result of an election as to electors of president and vice-president of the United States, the **governor shall certify**, under the seal of the state, to the United States secretary of state, the names and addresses of the electors of this state chosen as electors of president and vice-president of the United States. The governor shall also transmit to each elector chosen as an elector for president and vice-president of the United States a certificate, in triplicate, under the seal of the state, of his or her election.

**History:** 1954, Act 116, Eff. June 1, 1955 ;-- Am. [2002, Act 431](#), Imd. Eff. June 6, 2002

# Per U.S. Constitution, Legislature Has Sole Responsibility for Appointing Electors

*Each State shall appoint, in such Manner as the **Legislature** thereof may direct, a Number of Electors, equal to the whole Number of Senators and Representatives to which the State may be entitled in Congress*

Article II, United States Constitution

# State Law vs U.S. Constitution

*This Constitution, and the Laws of the United States which shall be made in Pursuance thereof; and all Treaties made, or which shall be made, under the Authority of the United States, shall be the **supreme Law of the Land**; and the Judges in every State shall be bound thereby, any thing in the Constitution or Laws of any State to the Contrary notwithstanding.*

Article VI Section 2, United States Constitution

# Right to Audit

## [Article II Section 4\(1\)\(h\)](#)

(h) The right to have the results of statewide elections audited, in such a manner as prescribed by law, to ensure the accuracy and integrity of elections.

Right has been denied to candidate for 71<sup>st</sup> State House District, Gina Johnsen

# 12/17 Antrim County "Recount" was Supposed to be an "Audit"

## HAND COUNT CALCULATION SHEET

OFFICE: President of the United States

COUNTY: Antrim

Jurisdiction	Biden			Trump			Jorgenson			Hawkins			Blankenship			De La Fuente		
	Democratic Party			Republican Party			Libertarian Party			Green Party			U.S. Taxpayers Party			Natural Law Party		
	Original	Hand Count	Net	Original	Hand Count	Net	Original	Hand Count	Net	Original	Hand Count	Net	Original	Hand Count	Net	Original	Hand Count	Net
<b>TOTAL VOTES</b>	7769	5959	-1810	4509	9759	5250	93	190	97	29	28	-1	22	17	-5	12	9	-3
<b>TOTAL CHANGE</b>			<b>-1810</b>			<b>5250</b>			<b>97</b>			<b>-1</b>			<b>-5</b>			<b>-3</b>

Banks Township, Precinct 1	349	349	0	756	758	2	11	11	0	2	2	0	1	1	0	1	1	0
Central Lake Township, Precinct 1	549	549	0	908	906	-2	16	16	0	6	6	0	1	1	0	0	0	0
Chestonia Township, Precinct 1	197	93	-104	3	197	194	0	3	3	0	0	0	0	0	0	1	0	-1
Custer Township, Precinct 1	523	240	-283	11	521	510	4	11	7	0	1	1	1	2	1	0	0	0
Echo Township, Precinct 1	392	198	-194	8	392	384	1	8	7	0	2	2	2	1	-1	0	0	0
Elk Rapids Township, Precinct 1	1198	984	-214	625	1029	404	8	17	9	5	9	4	5	4	-1	0	0	0
Forest Home Township, Precinct 1	755	610	-145	19	753	734	1	19	18	1	0	-1	0	1	1	2	1	-1
Helena Township, Precinct 1	432	306	-126	4	430	426	0	4	4	1	1	0	1	0	-1	0	1	1
Jordan Township, Precinct 1	372	182	-190	13	369	356	1	14	13	0	1	1	1	1	0	2	0	-2
Kearney Township, Precinct 1	744	470	-274	16	743	727	0	16	16	0	3	3	3	0	-3	4	0	-4
Mancelona Township, Precinct 1	276	277	1	835	835	0	20	20	0	0	0	0	0	0	0	1	1	0
Mancelona Township, Precinct 2	247	247	0	646	646	0	13	13	0	1	1	0	2	3	1	0	0	0
Milton Township, Precinct 1	686	767	81	484	1023	539	14	18	4	3	0	-3	1	2	1	1	4	3
Star Township, Precinct 1	462	166	-296	10	468	458	0	10	10	0	0	0	0	0	0	0	0	0
Torch Lake Township, Precinct 1	527	461	-66	8	526	518	1	7	6	1	2	1	1	1	0	0	1	1
Warner Township, Precinct 1	60	60	0	163	163	0	3	3	0	9	0	-9	3	0	-3	0	0	0

# Boards of Canvassers Issues

# Board of Canvassers Issues

## Wayne County

- Certification status uncertain.
- Before the county canvassing deadline, the two Republican members of the Wayne County Board of Canvasser refused to certify the improper votes from Wayne County.
- The two canvassers changed their minds after being given inaccurate assurances of a state-wide audit and under duress, only to change them again the next day once they were safely outside and had consulted with independent counsel.
- 71% of Detroit AVCB did not balance
- OFFICIAL Vote Results for Wayne County shows 0 registered voters against a tally of 172,337 votes
- Evidence of "Cooking the Books" night prior to certification vote
- 14,000 new votes dumped on canvassers during meeting to certify election

## Antrim County

- Certified vote tally not accurate due to discarded Trump votes
- Evidence that 6,000 Trump votes were allocated to Biden out of 22,000 votes
- Dominion election system featured a 68% error rate resulting in suspicious adjudication rate
- Adjudication enabled vote flipping without a paper trail.

## Kent, Wayne, Oakland, and Macomb Counties

- *At least 289,866 ballots illegal votes were cast*

## State of Michigan

- Ignored Wayne County certification issues
- Ignored Antrim County issues
- Ignored Kent, Wayne, Oakland, and Macomb issues
- Ignored impossible vote tallies
- Ignored chain of custody issues

# Board of Canvassers Evidence

## Wayne County

- Monica Palmer
- William Hartman

## Antrim County

- Russ Ramsland

## Kent, Wayne, Oakland, and Macomb Counties

- Russ Ramsland

## State of Michigan

- Meeting recording available

# Wayne County Certification Issues

- Wayne County Board of Canvassers did not certify their results. No signatures of Republican canvassers were affixed to statement of certification.
- 71% of Detroit Absentee Counting Boards did not balance. Those without explanation were therefore not subject to recount.
- Evidence of “Cooking the Books” prior to certification vote
- OFFICIAL Vote Results for Wayne County shows 0 registered voters against a tally of 172,337 votes
- State Board of Canvassers certified results with one Republican canvasser abstaining. Wayne County certification issue was not addressed.

# OFFICIAL RESULTS: MI State Board of Canvassers

- 179,277 Votes Cast Against 0 Registered Voters in following communities
- MI Board of Canvassers still certified the results

St. Clair	Fremont Township Precinct 1 (Out of County)
St. Clair	Imlay Township Precinct 1 (Out of County)
St. Clair	Memphis City Precinct 1 (Out of County)
Iron	Mastodon
LUCE	Hubert
LUCE	Portage
LUCE	Seney
Antrim	Warner Township
Charlevoix	Chandler Township
Charlevoix	Hudson Township
Cheboygan	Wilmot Township
Mackinac	Raber Township
Benzie	Almira-AVCB
Benzie	Benzonia-AVCB
Benzie	Crystal Lake-AVCB
Houghton	Duncan Twp
Wayne	City of Detroit

# Evidence of “Cooking the Books” in Wayne County

13 Days into Wayne County Canvassing, New Voter Lists Arrived 1 Day Before Board of Canvassers Vote



Poll book included vote tallies  
Canvassers could see counts.  
Precincts were unbalanced by as many as 600 ballots.



“Black Box” arrives 12:30pm at 11/16.  
A man in a van labeled “Vote Mobile” from the Detroit Department of Elections delivered a huge rolling black container about four 6 feet long, 3 feet high and 2.5 feet wide. Most staff weren’t in the room when this was delivered.



Contents of black included new voter lists in manilla envelopes (See Gena Affidavit) .  
Director of Wayne County Elections Greg Mahar states contents of black box were voter lists  
Contradicts Daniel Baxter statement telling State Board of Canvasser Norm Shinkle “there were no new voter lists” (See Leisa Affidavit and State Board of Canvassers Zoom Meeting)



Revised poll books updated to show maximum discrepancy of 29

# State Board of Canvassers

## **168.842 Board of state canvassers; meeting; time and place, notice, adjournment; expedited canvass of returns.**Sec. 842.

(1) The board of state canvassers, for the purpose of canvassing the returns and ascertaining and determining the result of an election, shall meet at the office of the secretary of state on or before the twentieth day after the election. The secretary of state shall appoint the day of the meeting and shall notify the other members of the board. The board has power to adjourn from time to time to await the receipt or correction of returns, or for other necessary purposes, but shall complete the canvass and announce their determination not later than the fortieth day after the election. The board may at the time of its meeting, or an adjournment of its meeting, canvass the returns for any office for which the complete returns have been received.

(2) If the unofficial election returns show that the election of electors of President and Vice President of the United States is determined by a vote differential between the first place and second place candidates for President and Vice President of the United States of less than 25,000 votes, the secretary of state shall direct the boards of county canvassers to canvass returns for electors of President and Vice President of the United States on an expedited schedule. The secretary of state may direct the boards of county canvassers to complete the statements for electors of President and Vice President of the United States required by section 824 and certify the statements as required by section 828 to the secretary of state by the seventh day after the election or by a date before the fourteenth day after the election.

(3) The secretary of state may appoint the day for the board of state canvassers to conduct the expedited canvass of the returns for electors of President and Vice President of the United States and determine the results of that election. The day appointed for the expedited canvass must be as soon as practicable after receipt of the returns from the boards of county canvassers, but no later than the twentieth day after the election.

# Michigan Board of Canvassers

Of the 566,788 absentee ballots cast in Wayne County, the absentee data file provided by the Michigan Secretary of State indicates that 203,311 ballots show that no application for an absentee ballot was mailed or sent to that voter by their local clerk, which is a rate of roughly 36%.

**Statement of Votes Report  
November 3, 2020 - General Election  
Wayne County, Michigan  
OFFICIAL RESULTS**

Precinct	Registered Voters	Cards Cast	Voters Cast	% Turnout
Election Day	2,002	593	593	29.62%
AV Counting Board	2,002	888	888	44.36%
Total	2,002	1,481	1,481	73.98%
City of Wyandotte, Precinct 9				
Election Day	2,581	714	714	27.66%
AV Counting Board	2,581	1,235	1,235	47.85%
Total	2,581	1,949	1,949	75.51%
City of Wyandotte, Precinct 10				
Election Day	1,562	445	445	28.49%
AV Counting Board	1,562	634	634	40.59%
Total	1,562	1,079	1,079	69.08%
City of Detroit, AVCB 1				
Election Day	0	0	0	N/A
AV Counting Board	0	1,506	1,506	N/A
Total	0	1,506	1,506	N/A

# Dominion Security Vulnerabilities

# DVS Security Vulnerabilities

## Foreign Control

- CCP Influence
  - CCP Financial Control of DVS Assets
  - CCP Controls Testing
  - CCP Controls Operations
- Iranian Influence
  - Server connection to Iranian OSINT
  - Multiple CISA-FBI Alerts
- Overseas servers host data
  - Frankfurt, Germany
- Russian Influence

## Vote Adjustment Features

- SCYTL Modules
  - SCYTL developments on “Git Hub” have developed “Decorator” app to smooth out voting results
- Ranked Choice Voting Module
  - Antrim County forensics analysis noted that RCV function was active
  - Fractional votes evident in raw data stream from DVS servers to Edison servers
- Adjudication Process
  - Error Threshold
  - Write-In Shifts

## Internet Connectivity

- Evidence that Detroit AVCB computers were connected to the internet
- DVS Wayne County training refers to connectivity if ImageCast Listener on election day
- System manuals explicitly refer to internet and ethernet connectivity
- Encryption keys stolen
- DVS passwords available on Dark Web
- NIST posted DVS file attributes

# DVS Security Vulnerability Evidence

## Foreign Control

- Dr. Navid Keshavarz-Nia
- 305<sup>th</sup> Military Intelligence Battalion Analyst
- CISA Alert AA20-304A
- CISA Alert AA20-296B
- Senate Committee on Intelligence Report on 2016 Election

## Vote Adjustment Features

- Russ Ramsland
- Keith Kaminski
- Antrim County Forensics Report

## Internet Connectivity

- Russ Ramsland
- Mellissa Carone
- Patrick Colbeck
- NIST Website
- Dominion System Manuals
- 305<sup>th</sup> Military Intelligence Analyst Affiant



Some of the following is an abstract from the larger report Project Foot Patrol and includes relevant slides on the following:

Chinese Communist Party (CCP)  
FINANCIAL CONTROL of Dominion  
Voting Machines

CCP CONTROL OF TESTING for  
Smartmatic Software Operating  
Dominion Voting Machines



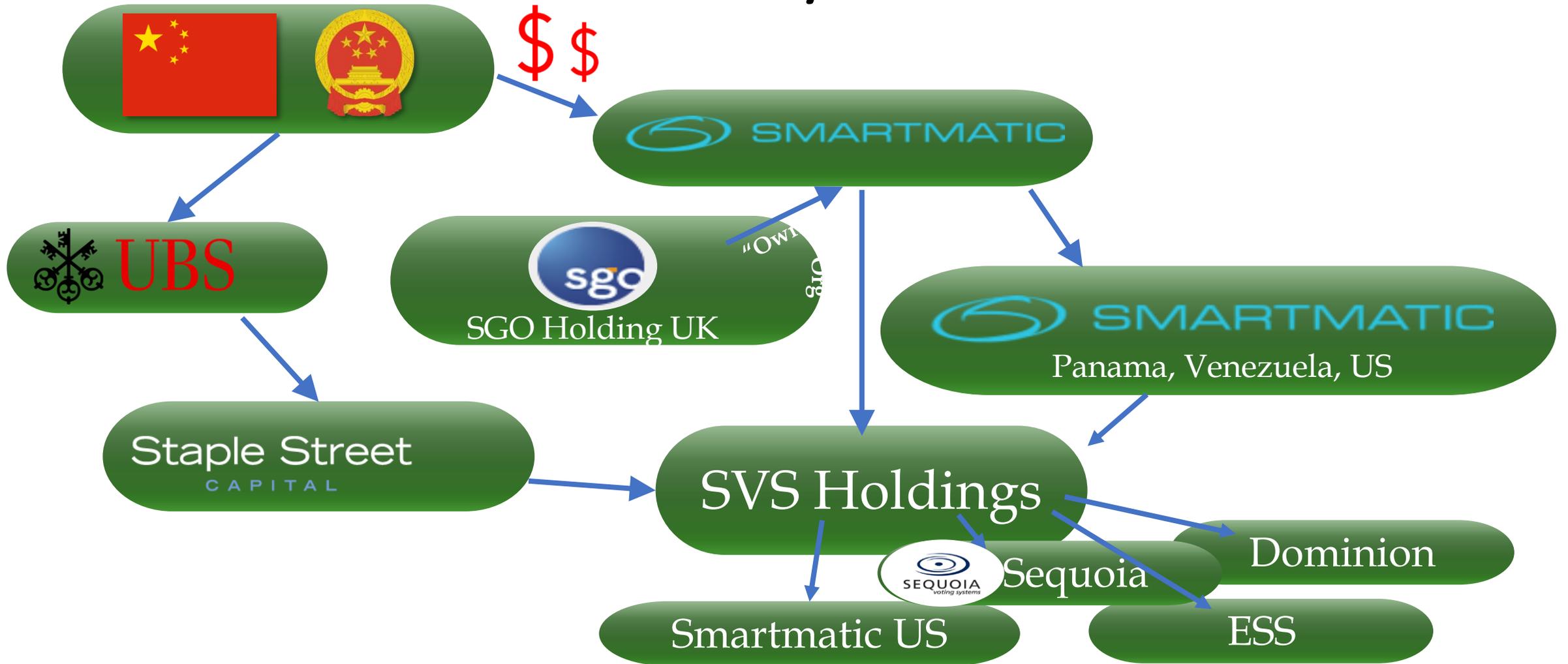
# CCP Financial Control of Dominion Voting Machines

**UBS Securities, LLC – New York** is linked to **UBS Securities Co LTD Beijing**

- **UBS Securities, LLC**, historically, a Swiss investment bank
  - shares the following Chinese Board members (Deleted 9 Dec 20)
    - Ye Xiang – Board Chairman of UBS Beijing for > 10 Years (**resigned 1 Dec 20 to hide relationship**)
    - Secretary, People’s Bank of China, Executive Director Bank of China International
    - Mu Lina – Director of Fund Management and Head of Fund Operations, USB Beijing
    - Luo Qiang (French Citizen) – On both NY and Beijing Board
  - owns **24.99%** of **UBS Securities Co LTD**, a Chinese Investment Bank
- **UBS Securities Co. LTD** Is owned **75%** by the Chinese government
- The overall owners of UBS Securities Co Ltd include:
  - Beijing Guoxiang (33%, and is a State-owned asset)
  - UBS (24.99%)
  - Guangdong Comm. Group [zh] (14.01%, and is the Guangdong Provincial Government)
  - China Guodian (14%, is a State-owned enterprise administered for the SASAC for the State Council)
  - COFCO Group (14%, is a state-wide enterprise under the direct supervision of the SASAC)



# Money Trails





# CCP Control of Testing for Smartmatic Software Operation on Dominion Voting Machines

- This firm was involved in significant litigation in the Chancery Court of the State of Delaware ***because*** they share the same software and testing through licensing.
  - The case:

Smartmatic International Corporation et al. Plaintiffs

vs.

Dominion Voting Systems International Corporation, et al.



- Case Number C.A. No. 7844-VCP
- Involved a dispute over worldwide licensing rights regarding their voting machines software



# CCP Control of Testing for Smartmatic Software Operation on Dominion Voting Machines



- Later, analysts found that **Smartmatic International Corp. formed a relationship with a Chinese-based technology firm** to conduct in-depth studies and certifications over the hardware and software of its machines.
- The Chinese firm is known as:  
**Shenzhen Zhongjian Nanfang Testing Co., Ltd.**  
No.110~116, Building B,  
Jinyuan Business Building  
Xixiang Road, Bao'an District  
Shenzhen, Guangdong, China  
Telephone: +86 (0) 755 23118282  
Fax: +86 (0) 755 23116366
- Published numerous studies and published reports on every aspect of the devices



CCP Control of Testing for Smartmatic Software Operation on Dominion Voting Machines, ergo, they embedded anything they wanted!

**Shenzhen Zhongjian Nanfang Testing Co., Ltd.**

**This firm had COMPLETE ACCESS over every aspect of the devices and software that they examined to execute the certification.**

**These studies and certifications were done just a few months BEFORE the November 3, 2020 elections.**



# Detroit Poll Challenger Observations

Board #41 monitor pop up – Microsoft has prevented a hack attempt. I went to area supervisor – Tonya Anderson and showed her (she witnessed) and she proceeded to get IT worker to view. By the time IT arrived pop up was gone. Darrell Finken was the area poll challenger and was made aware of the Microsoft message (message gone by time he arrived), Raphael Washington was the team leader of the board.

Jean Kordenbrock – Trump lawyer - was made aware of incident and was present at board #41 ( message had vanished before she arrived). I was asked if I would sign affidavit and I said I would. I gave my contact info to Trump legal team. The supervisor – Tonya Washington verified she had seen the message. Tonya said it was just the firewall protecting the system and she sees this all the time with her home computer. Tonya mentioned the message said prevented – so nothing to worry about. She has Norton on her computer at home and it works just fine. Issue is why were these board computers on a non local, secure intranet system? I asked IT tech and he said he only worked on tabulator network and had nothing to do with board network.

Matthew  
Mikolajczak

Jason Humes

approximately 10 am one of the adjudication screens I was observing had an error message pop up on the screen. Within a few minutes, upon my observation, all the screens had error messages and the terminals at the raised platform were also impacted. The election IT employees were scrambling for at least 30 minutes to restore the computer system. No explanation was provided on what caused the computer issue.

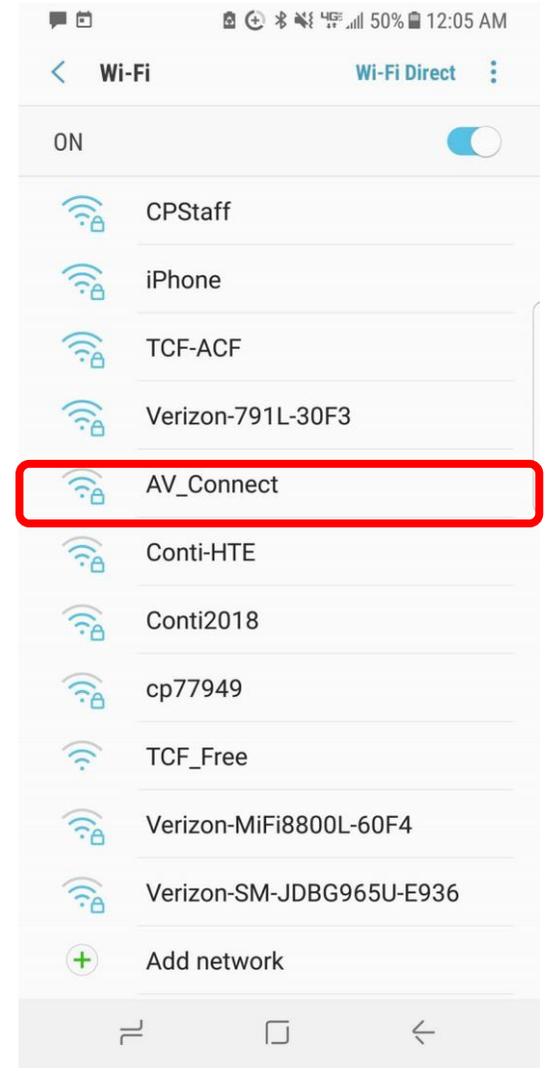
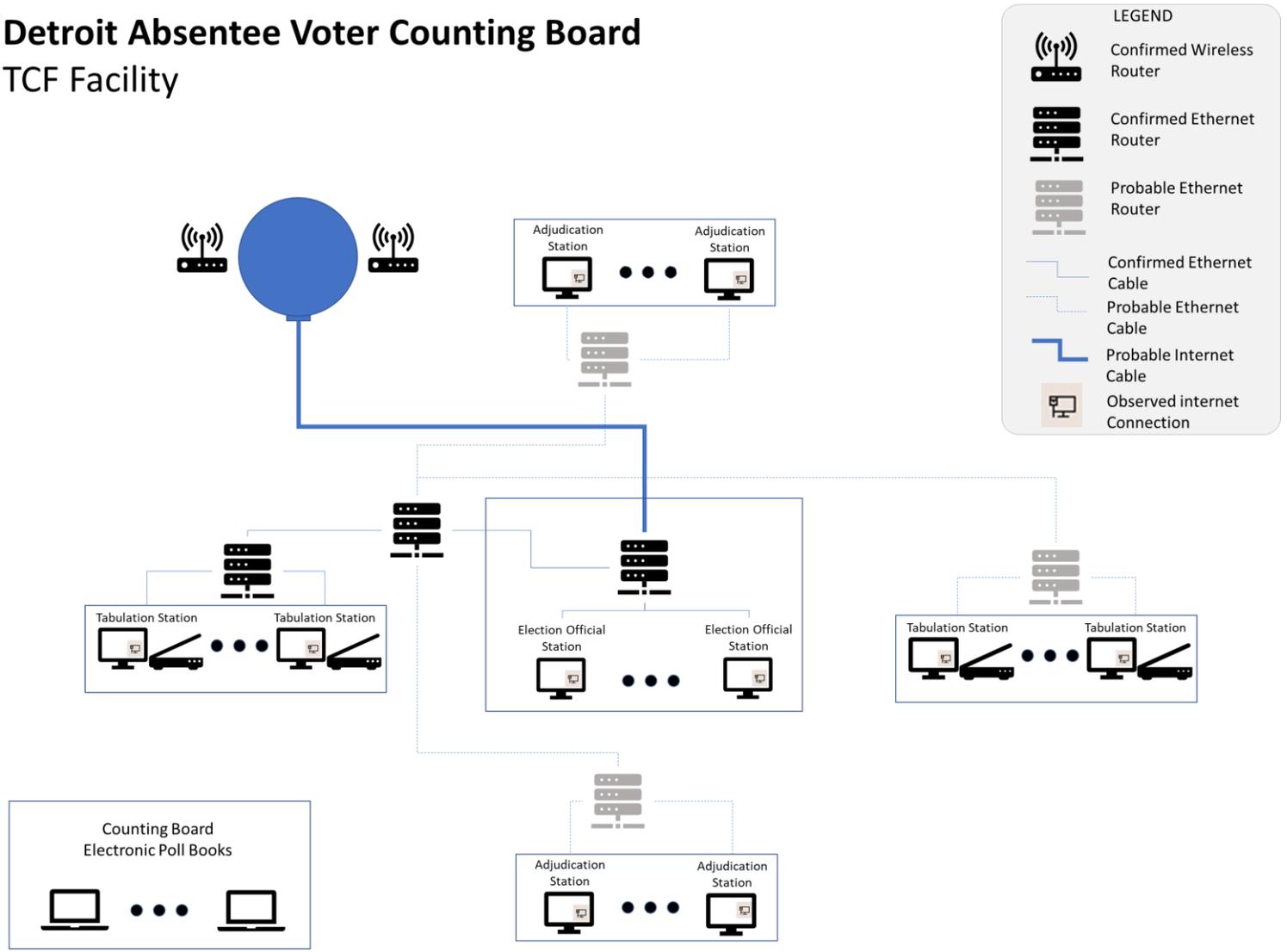
# Poll Worker Observations

We also printed out several closing tapes as required and we accidentally printed one additional tape. I have that tape in my possession. Three days ago, I looked at the closing tape and was dismayed by what I saw. It clearly and unbelievably shows numerous write-in votes. The machine did not have any of those ballots go into the write-in bin. We are supposed to document in the poll book all write-in candidates. There were none that I saw the poll worker who operated the machine didn't see any in the chamber for that scenario. I'm not sure what this tape demonstrates, but with a listing of write-in candidates that were not accounted for, it is plausible to think the machine was in fact defective.



Keith Kaminski

# Detroit Absentee Voter Counting Board TCF Facility



# Texas Issues with Dominion

- Some of the hardware in the Democracy 5.5 System can be connected to the internet, but the vendor claims it is protected by hardening of data and IP address features.
- The foldable ballot box offered with the Democracy 5.5 System could not be used in early voting because it does not have the capability of having 2 locks with two separate keys securing the box as required by Texas law.
- The rolling ballot box dividers for provisional or disputed ballot storage were not present, but the vendor claimed such dividers were available. This is important for handling the adjudication of provisional and contested ballots.
- The use of COTS printers with the ICX device (in ballot marker mode) is a cost-savings measure, but the COTS hardware also presents issues for service, internal drivers for the hardware and the potential for traditional additional problems with any COTS product. For example, one examiner noted that having the printer tray ajar during the voting process caused the system, after all the races are voted, to wipe out all selections and require the voter to start over after the print tray is fixed. This would require a poll worker interaction and could greatly slow down the voting process.
- The Verified Voter Paper Audit Trail ("VVPAT") used with the ICX in DRE mode stores a voter's selections in a sequential order, meaning that if a single ICX is used at a voter location and a limited number of voters appear at the polling place, the secrecy of the ballot may be compromised by remembering the order in which voters used the ICX in comparison to the VVPAT tape.
- The precinct ballot scanner jammed on several occasions and was very slow in scanning the hand-marked ballots.
- The central scanner/tabulator also jammed on multiple occasions and ballot batches had to be re-run through the scanner. If this happened on a busy election night, it could create a significant delay in vote tabulation.
- The "pigtail" portion of the cord connection to the power supply to the VVPAT portion of the ICX was easily accessible and could be unplugged by any voter. When the pigtail was unplugged at the examiner's inspection, the process to get back to a voter-ready condition was unclear and complicated to the point that the battery had to be removed and reinstalled in the device. The vendor, after the inspection, stated that this power connection can be made behind a sealed door in a different configuration; however, it is clear an end-user may choose to configure the VVPAT in a way that allows this to occur.
- The ICX machines had a problem with straight party voting in that the deselection of the straight party choice on a single race eventually leads to the deselection of all of the other straight party selections.
- Use of non-sequential numbered paper ballots as required by the Texas Constitution cannot be created within the Democracy 5.5 System. Instead, the only way to comply with this requirement of the law would be to hand-write and/or pre-print paper with serial numbers in a range for the selected precinct and then manually intermingle the ballots so their numbers are not sequential.
- The adjudication portion of the tabulation process in the election management software was problematic and showed that the handwritten write-ins subject to adjudication were not easily picked up by the ballot scanner. This poor resolution on the scanner also failed to pick up some of the printed wording on the ballots. In a follow-up, the vendor stated that only black Sharpie markers should be used for marking the ballots; however, when the black sharpie was used during testing, it did, on a few occasions, bleed through to the back side of the two-sided ballot in such a way that it could confuse the ballot scanner or kick the ballot out.
- The paths for the import of election data into the election management program also showed multiple opportunities for mistakes that required three (3) separate restarts of the adjudication process.

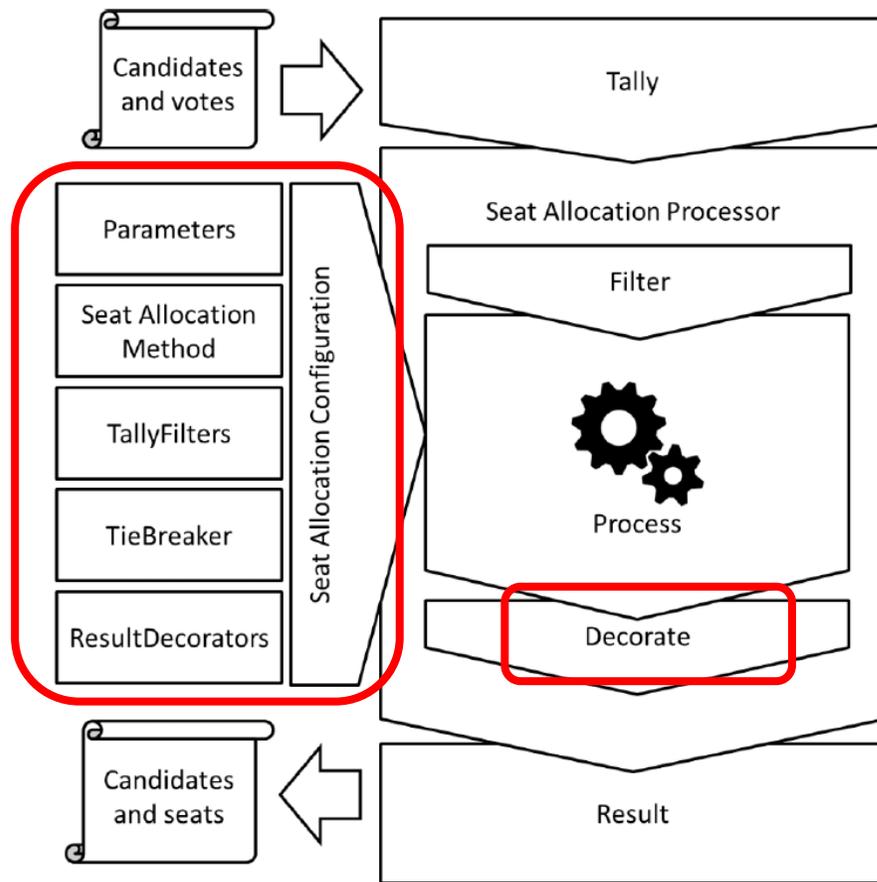
# How is a Poll Challenger to Monitor This?

*It is possible for an administrator of the "ImageCast Central" workstation to view and delete any individual ballot scans from the "NotCastImages" folder by simply using the standard Windows delete and recycle bin functions provided by the Windows 10 Pro operating system. ... The upload process is just a simple copying of a "Results" folder containing vote tallies to a flash memory card connected to the "Windows 10 Pro" machine. The copy process uses the standard drag-n-drop or copy/paste mechanisms within the ubiquitous "Windows File Explorer". While a simple procedure, this process may be error prone and is very vulnerable to malicious administrators.*

# Security Issues: Dr. Navid Keshavarz-Nia

- Dominion vulnerable to “Man-in-the-Middle” security risks. DVS data transferred to SCYTL servers in Barcelona, Spain. In 2020, SCYTL data center was moved to Frankfurt.
- Dominion corporate structures were partially designed to obfuscate their complex relationships, especially with Venezuela, China and Cuba; and impede discovery by investigators.
- Despite DVS’s constant denial about the flaws of its systems, the company’s ImageCast Precinct optical scanner system was totally hacked in August 2019. This occurred during the largest and most notable hacker convention, called DEFCON Voting Machine Hacking Village in Nevada.
- In 2019, a computer laptop and several USB memory cards containing the cryptographic key to access DVS systems were stolen in Philadelphia.
- On approximately 2:30 AM EST, TV broadcasts reported that PA, WI, AZ, NV and GA have decided to cease vote counting operations and will continue the following day. The unanimous decision to intentionally stop counting by all 5 battleground states is highly unusual.

# SCYTL is Responsible for Election Security



- In the GitHub account for Scytl, Scytl Jseats has some of the programming necessary to support a much broader set of election types, including a decorator process where the data is smoothed, see the following diagram provided in their source code:



# Ranked Choice Voting

## RANKED CHOICE VOTING

Dominion's Democracy Suite® provides the most comprehensive and transparent Ranked Choice Voting functionality in the market today. Ranked Choice contests allow up to 10 candidates to be presented in an easy to understand format. Tabulation of RCV contest ballots (in-person, mail-in, and vote centers) seamlessly integrates as part of the overall tabulation process and applies standard AuditMark® and Results Tally and Reporting functionality.

**Differences between proposed base Michigan voting system and the proposed modification to the base system** – list, in detail, all substantive differences between the proposed BASE SYSTEM

The modification to the base system, Democracy Suite 5.0-S, adds dial-up and wireless results transmission capabilities to the ImageCast Precinct and results transmission using the Democracy Suite EMS Results Transfer Manager module. Additionally, the COTS Canon M160II scanner is added with the 5.0-S system configuration.

If any candidates have more votes than the election threshold, they are elected. The number of votes they received in excess of the threshold then are added to the totals of continuing candidates. This works by adding a fraction of each vote for the elected candidate to the totals of the candidate ranked next. For example, if a candidate has 10% more votes than the election threshold, every one of their voters will have 10% of their vote count for their next choice. That way, voters aren't punished for honestly ranking a very popular candidate first.

# Tabulator Network Connectivity

CONTRACT #071B7700117



The ImageCast Listener is an add-on component to the base EMS system—it is designed as a turnkey solution for jurisdictions to implement results **transmission from their precinct tabulators** and/or RTM client laptops. The system supports wireless cellular/internet-based transmission, analog dial-up modem transmission, or both, providing flexible options to meet a jurisdiction's particular requirements and preferences. The jurisdiction is responsible for providing external access to the back-end receiving infrastructure.

The base ImageCast Listener system consists of two pieces of hardware: the ImageCast Listener (ICL) server and a firewall appliance (WatchGuard Technologies Firebox M200 or XTM 25). When dial-up transmission is used, an additional Remote Access Server (RAS) is required. The RAS server uses analog USB modems, connected to the server via a powered USB 3.0 hub.

In addition to the base EMS system, the required components for the **ImageCast Listener** system, using wireless/**internet** transmission are:

- ImageCast Listener Server (Dell PowerEdge R330 recommended)
- WatchGuard Technologies *Firebox M200* or *XTM 25* firewall appliance
- 2 x CAT5e or CAT6 Ethernet cables
- **1 x external wireless modem (eDevices CellGo)** per precinct (multiple tabulators in a precinct can share the same modem if transmission is performed serially, rather than simultaneously).

When dial-up transmission is used, the **RAS server** component is required in addition to the components listed above:

- Remote Access Server (Dell PowerEdge R330 recommended)
- Powered 10-port USB 3.0 hub
- USB analog dial-up modems (up to 10)
- 1 x CAT5e or CAT6 Ethernet cable

Note: analog modems on the transmitting end are built into the ImageCast Precinct tabulator.

# Dominion Tech Support Manual

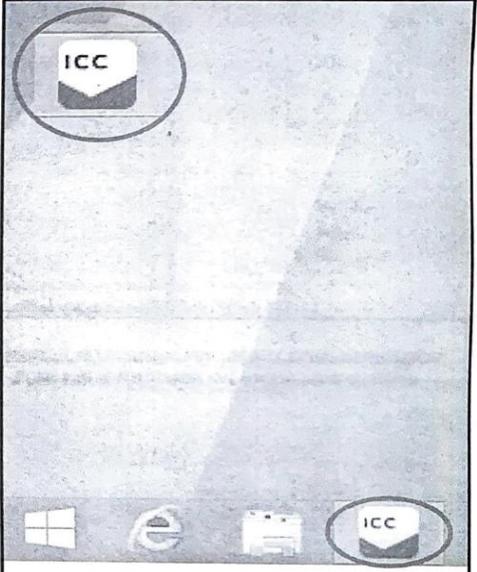
**STARTING THE IMAGECAST® CENTRAL** DOMINION VOTING **IMAGECAST® CENTRAL**



G1130 Workstation M160-II

The ImageCast® Central (ICC) scanner (G1130 or M160-II) is paired with a configured workstation (computer) running the ICC application. Multiple systems can be connected to create a network scanning environment.

- 1 Ensure that the scanner is connected to the ICC workstation with a USB cable.  
Ensure that the workstation is connected to the network switch with an Ethernet cable.
- 2 Power On the Scanner.
- 3 Power On the Workstation.
- 4 From the Windows home screen, locate and double-click the ICC application shortcut.



# Dominion Security Patents Owned by CCP

Dominion Voting Systems Corporation in 2019 sold a number of their patents to China (via HSBC Bank in Canada)

## Patent assignment 050500/0236

### SECURITY AGREEMENT [a](#)

Date recorded  
Sep 26, 2019

Reel/frame  
050500/0236

Pages  
7

Assignors  
DOMINION VOTING SYSTEMS CORPORATION

Execution date  
Sep 25, 2019

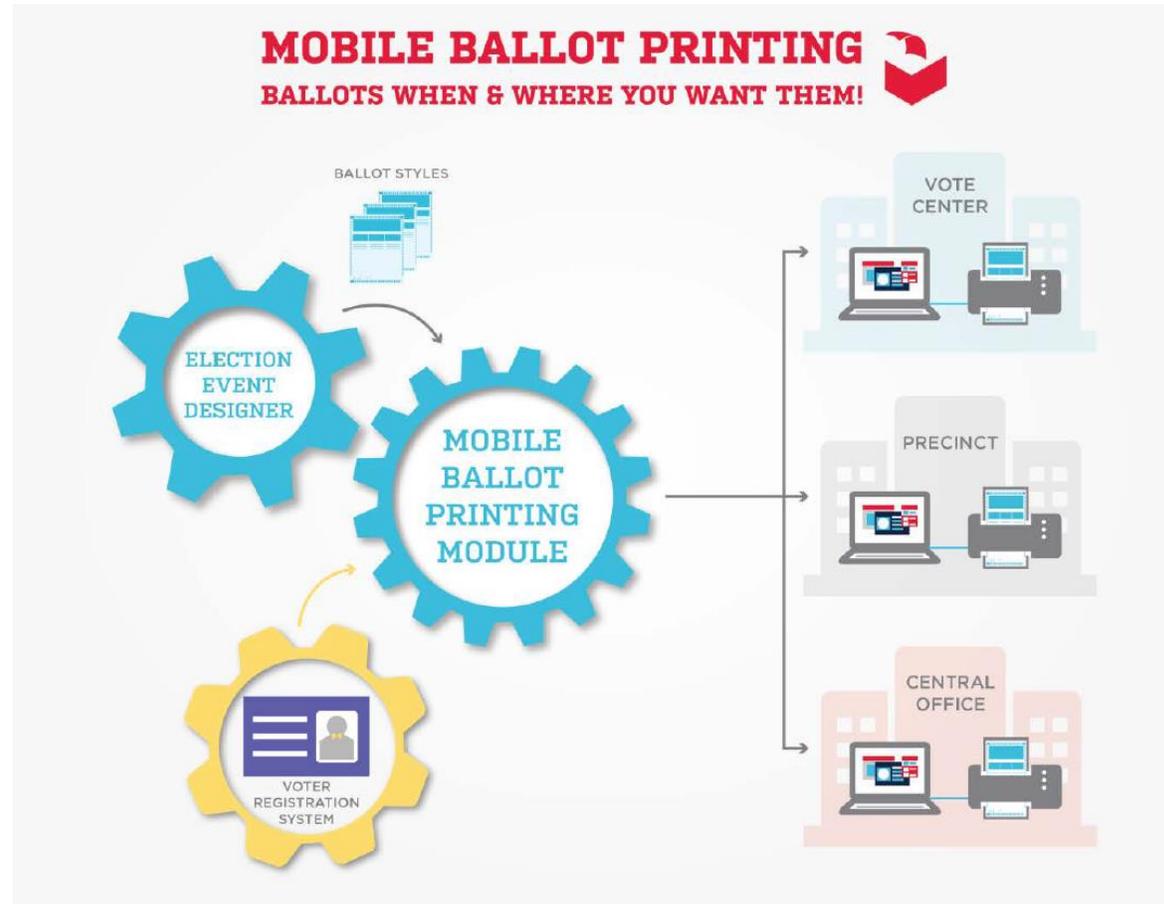
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NEW YORK, NY 10020

### Properties (18 total)

Patent	Publication	Application
1. SYSTEMS AND METHODS FOR PROVIDING SECURITY IN A VOTING MACHINE Inventors: JOHN PAUL HOMEWOOD, THOMAS E. KEELING, PAUL DAVID TERWILLIGER, MARC R. LATOUR		
7111782 Sep 26, 2006	20040238632 Dec 2, 2004	10811969 Mar 30, 2004
2. SYSTEM, METHOD AND COMPUTER PROGRAM FOR VOTE TABULATION WITH AN ELECTRONIC AUDIT TRAIL Inventors: JOHN POULOS, JAMES HOOVER, NICK IKONOMAKIS, GORAN OBRADOVIC		
8195505 Jun 5, 2012	20050247783 Nov 10, 2005	11121997 May 5, 2005
3. SYSTEMS AND METHODS FOR PROVIDING SECURITY IN A VOTING MACHINE Inventors: JOHN PAUL HOMEWOOD, THOMAS E. KEELING, PAUL DAVID TERWILLIGER, MARC R. LATOUR		
7422151 Sep 9, 2008	20070012767 Jan 18, 2007	11526028 Sep 25, 2006
4. BALLOT LEVEL SECURITY FEATURES FOR OPTICAL SCAN VOTING MACHINE CAPABLE OF BALLOT IMAGE PROCESSING, SECURE BALLOT PRINTING, AND BALLOT LAYOUT AUTHENTICATION AND VERIFICATION Inventors: ERIC COOMER, LARRY KORB, BRIAN GLENN LIERMAN		

# Mobile Ballot Printing



# TIMELINE



Jorge Rodriguez

2003	President of Venezuela Chavez creates Smartmatic; Vice President of Venezuela is Jorge Rodriguez
2004	Smartmatic used in Venezuela election fraud to avoid recall vote on Chavez
2005	Smartmatic buys US-based Sequoia Voting Systems (SVS)
2007	In order to avoid CFIUS review, Smartmatic sells Sequoia (software shared, IP shared, non-compete)
2009	-Smartmatic creates SVS Holdings to avoid CFIUS - front company; "Re-purchases" Sequoia; later buys Dominion and ESS -Obama administration stops DOD review of Smartmatic and electronic voting
2010	Smartmatic involved in Philippines election interference
2010-2020	-Dominion buys/merges with ESS, SVS Holdings, Smartmatic (launches SGO Holding 2014) -Democrats (Warren, Sanders) expressed concerns repeatedly -Questions linger over numerous elections 2016, 2018 (Bevin KY Gov)
2014, Dec 19 2018, July 18	China puts \$200M into Staple Street Staple Street buys Dominion (former SVS Holdings)
2020 Sept 17	Ric Grennell meets with Jorge Rodriguez to discuss Maduro depart. Rodriguez is likely mastermind of this operation. Sister is current Vice President of Venezuela. Their father killed by US-backed police in 1976.
2020 Oct 8	<b><i>China puts \$400M into Staple Street weeks before 2020 election, taking an assignment of the IP as "collateral".</i></b>

# Use of COVID to Subvert Election Integrity

# COVID-Influenced Actions

## Poll Challengers Interference

- Limits on number of Poll Challengers per building (Detroit AVCB and Oakland County)
- Removal of poll challengers if mask didn't cover nose
- Rule was issued by Secretary of State to force Poll Challengers to be no closer than 6 feet away when observing poll workers

## Detroit Elections Bureau Stonewalling

- Arrival at DDE of ballots from the USPS and satellite locations throughout Detroit
- Ballot storage procedure in the satellites and Detroit Department of Elections
- Observance of the Relia-vote system (if it is being used in the November 3rd election)
- Sorting of ballots by precinct.
- Transferral of ballots to the TCF AV Counting Boards
- Election Integrity Fund not notified of Pre-Election walk through

## 14-Day Extension

- A Michigan appeals court ruled Friday 10/16 that absentee ballots must be received by 8 p.m. on Election Day to count, [blocking a ruling that had extended the deadline](#).
- Friday's ruling also reinstated some prohibitions against third-party ballot collection, which means voters can no longer designate any person of their choosing to deliver their mail ballots to election officials.
- The appeals court overturned a sweeping September ruling that said absentee ballots postmarked by the day before Election Day must be counted if they arrive within two weeks of Election Day.

## Limits on Freedom of Assembly

- Freedom of Assembly impaired by numerous Executive Orders issued by Governor Whitmer and her administration

# COVID-Influenced Actions Evidence

## Poll Challenger Interference

- Mary Macionski
- Jason Humes 11.03.20, Merri Cullen
- MI GLJC Lawsuit Affiants Angelic Johnson, Zachary C. Larsen, G Kline Preston IV, Articia Boomer, Phillip O'Halloran, Robert Cushman, Jennifer Seidl, Andrew Sitto, Kristina Karamo, Jennifer Seidl, Cassandra Brown, Adam di Angeli, Kayla Toma, Matthew Mikolajczak, Braden Giacobazzi, Kristy Klamer, Janice Herman

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## Limits on Freedom of Assembly

- MI EO-2020-09
- MI EO-2020-11
- MI EO-2020-20
- MI EO-2020-23
- MI EO-2020-43
- MI EO-2020-92
- MI EO-2020-96
- MI EO-2020-110
- MI EO-2020-115
- MI DHHS December 7<sup>th</sup> Gatherings and Facemask Order