

FYI-Brennan Center comments on the hearing and Gov/LG statement

email: [REDACTED] Hatch,Ricky"

Friday, October 22, 2021 at 3:07:43 PM Mountain Daylight Time

To: email: [REDACTED] Deidre Henderson" , email: [REDACTED] Shelly Jackson" , email: [REDACTED] Mark Mitchell"

I thought you might like to see these short comments (highlighted) from my colleague at the Brennan Center. Liz is the former deputy commissioner of elections for Virginia.

R.

Carpe Diem

Ricky Hatch, CPA, CPO

Clerk/Auditor

Weber County

2380 Washington Blvd., Suite 320 | Ogden UT | 84401 USA

#WinninginWeber

From: Liz Howard [REDACTED]
Sent: Friday, October 22, 2021 2:58 PM
To: Hatch,Ricky [REDACTED]
Subject: [EXTERNAL] RE: Tackling Mis/Mal/Disinformation Workshop Invitation

We've definitely been watching - and sharing the fantastic statement by your Gov + Lt Gov expressing confidence in UT EOs' work and efforts to conduct safe and secure elections! I also shared your slide deck internally as a great resource. Many thanks for being part of creating a bright spot in the face of these challenges. Thank you thank you for all that you're doing and I will definitely keep you updated. Happy weekend!

From: Hatch,Ricky [REDACTED]
Sent: Friday, October 22, 2021 4:53 PM
To: Liz [REDACTED]
Subject: RE: Tackling Mis/Mal/Disinformation Workshop Invitation

Hi Liz,

Thanks for the invite – this is a much-needed effort! We just had a legislative hearing at our state capitol on elections integrity. Two representatives are hitting the forensic audit pretty hard.

<https://www.deseret.com/utah/2021/10/20/22737041/utah-lawmaker-fans-flames-calls-for-audit-of-utahs-2020-election-but-will-it-catch-election-fraud>

For the 12th, Utah's clerks will all be in our annual conference, so I can't make it this time. Please keep me informed, though. I really want to bring as much assistance as possible to our colleagues across the country.

Thanks – hope you're well. Have a great weekend!

R.

Carpe Diem

Ricky Hatch, CPA, CPO

Clerk/Auditor

Weber County

2380 Washington Blvd., Suite 320 | Ogden UT | 84401 USA



#WinninginWeber

From: Liz Howard [REDACTED]

Sent: Friday, October 22, 2021 8:52 AM

To: Hatch, Ricky [REDACTED]

Subject: [EXTERNAL] Tackling Mis/Mal/Disinformation Workshop Invitation

CAUTION:

This email originated from outside Weber County. Do not click links or open attachments unless you know the sender and are expecting the link or attachment.

Think Before You Click!

Morning, Ricky! Hope you're well! We've partnered with some fantastic folks at the Center for Advanced Hindsight to help identify some solutions to the mis/disinfo problems facing election officials from across the country. We're hosting a small (virtual) workshop next month and we would LOVE for you to join. Invitation and additional details are below.

Liz

Duke's Center for Advanced Hindsight has partnered with the Brennan Center to work on tackling election-based mis- and disinformation by crafting evidence-based tools that will be useful to election officials and others.

On Friday, November 12, 2021, from 11 AM to 3 PM ET we will be hosting an Ideation Workshop to further shape the direction of this project.

The primary aim of this Ideation Workshop is to generate ideas to help tackle election misinformation and increase trust in democracy and elections. Through a generative approach, this workshop will facilitate brainstorming that will then be synthesized to determine prototype tools, messages, and strategies for further empirical testing.

As a thought leader in this field, we would love for you to participate in this workshop and share your insights on how to build democratic trust and reduce misinformation.

Capacity is limited, so please click [REDACTED] to RSVP by next Thursday, October 28th. This invitation is not transferable.

You may also use the link below:

[REDACTED]

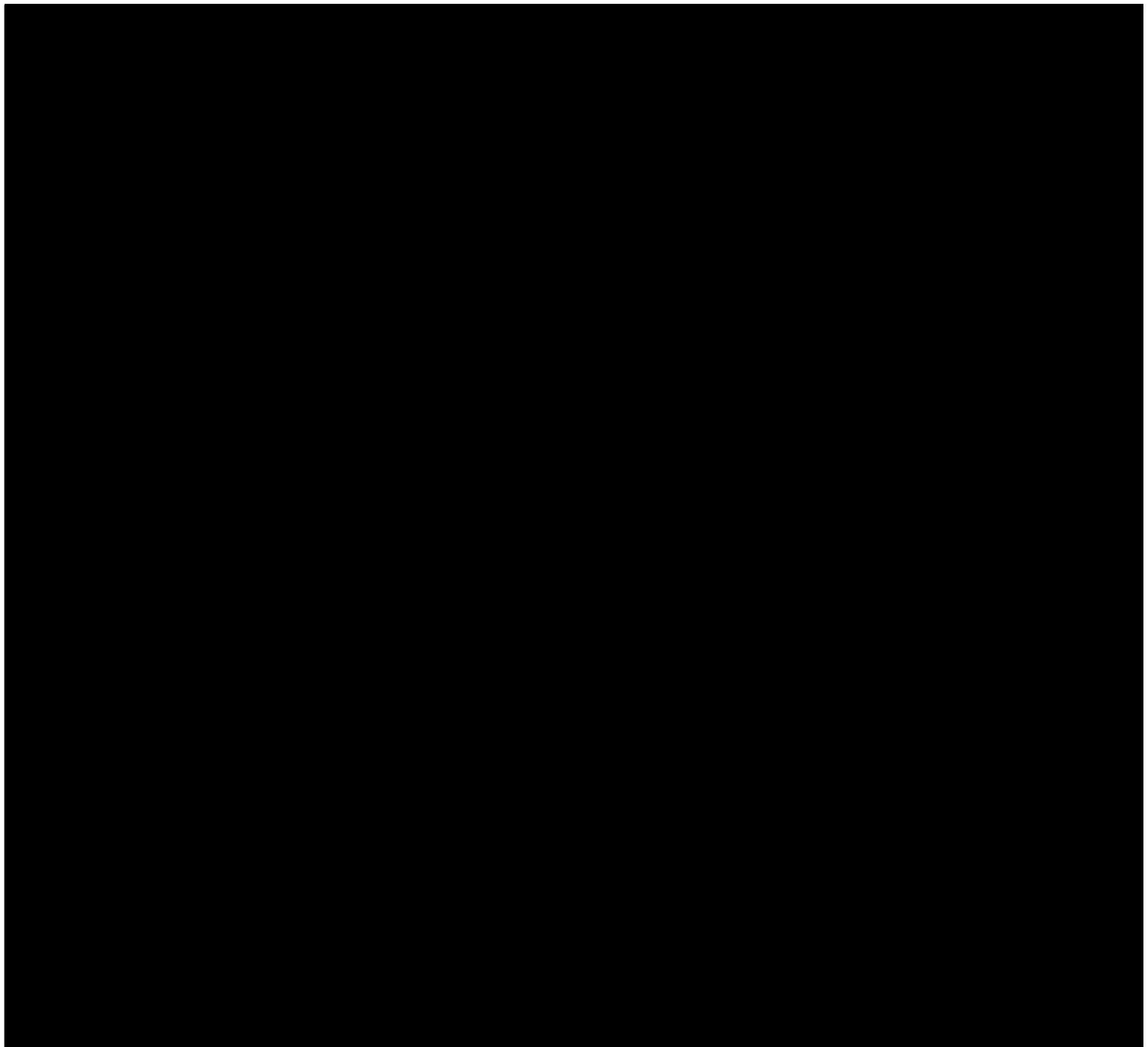
In the coming weeks, registrants will receive additional information about the program, including an agenda.

For additional information or if you have any questions, please contact Alisa Batista at

[REDACTED]

committee meeting

email: [REDACTED] "Scott Cheney" Wednesday, October 20, 2021 at 10:44:54 AM Mountain Daylight Time
To: email: [REDACTED] "Deidre Henderson"



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



My name is Deidre Henderson, I am the Lieutenant Governor of the State of Utah. In my role I am also the Chief Election Officer of the State and my most important job is to follow the law. Many people don't realize, though, that my Office does not run elections. We oversee them, but every election is run at the county and municipal level.

There have been a lot of accusations and inaccuracies tossed around lately, and I want to unequivocally state for the record that in Utah, we value voters just as we value the rule of law.

Article IV of the Utah Constitution is the guidepost for the way we run elections in the state. It not only guarantees voting rights to adult citizens residents of the state, but it also says that they "shall be entitled to vote in the election," and that their votes "shall be by secret ballot."

Over the past few years, our state has made methodical and deliberate improvements to election law with the aim of both increasing access to the ballot and increasing the security of elections. Policy and lawmakers have recognized that those two principles: ballot access, and election security, are not mutually exclusive principles. We can and do have both. What's more, our state has proven that election security and ballot access need not be divisive partisan points of contention. When it comes to election processes, we can all agree on the fundamental democratic principles that underpin our Republic. These include MORE voter turnout, NOT voter suppression.

In the last few years, the legislature made systemic improvements that increase our citizens' rightful access to free and fair elections. Our reforms have served as the vanguard—the model—for other states.

Some of these improvements include:

- Universal Vote by mail
- Voter Ballot tracking
- Same day voter registration

Each of these improvements comes with multiple safeguards to ensure the integrity of the process, such as public audits, signature verification, chain of custody requirements, Utah REAL ID, address validation, not connecting any elections equipment to the internet, secure drop boxes for voters who do not wish to use the US Postal Service, and a process for candidates and citizens to challenge the results of an election.

I would like to add that last year there were a total of 462 individual races throughout the state, and to my knowledge there was not a single challenge to any of those results.

That being said, we are continually learning and improving our systems and processes to make sure that we always abide by the governing principles of ballot access, election integrity, and rule of law. So far this year I have visited 21 of the 29 county clerk offices throughout Utah and I have come away from those visits, not only grateful for the public service that each of the clerks

and their staffs render on behalf of our state, but also confident that the law and our processes are being faithfully followed.

But, I have also noticed some areas that could be bolstered and improved, and I am working with Rep. Jon Hawkins and the County Clerks to propose legislation that would address additional safeguards including audits of the voter registration rolls, in-person attendance of post-election audits to provide an independent review of the process, and improvements to the controls governing ballot processing.

Weber County Clerk Ricky Hatch, who is the chair of UAC's Clerk/Auditor group will add detail to some of our proposed ideas for these additional improvements and safeguards to our elections.

In conclusion, I want to address the allegations of fraud in Utah elections. I'm extremely concerned that public officials who deliberately sow seeds of distrust in the integrity of our elections are undermining the very foundations of our constitutional republic. In America, we believe in the peaceful transfer of power. We value the fact that every citizen has the right to have their voice heard, to express their support or opposition to government leaders and policies, and that the process by which they do that is free and fair elections. In the United States, we understand that sometimes you win and sometimes you lose, and that's okay. There is always another election but let's not use baseless claims to undermine the public's faith in our election processes, because doing so is a threat to our form of government and our very freedom.

Can our system be improved? Of course it can. And it should be. But we let's not confuse "reforms" with clear attempts to suppress voters who might look and think differently than us.

We are not going to start implementing Jim Crow laws in the state of Utah

We want INCREASED voter turnout in our elections, not voter SUPPRESSION.

The ideas presented before me are not election reform, they are voter suppression. and should not be referred to as such. Let's call

Elections Security in Utah Graphic-for Wednesday's Judicial Comm. Hearing

email: [REDACTED] Hatch,Ricky" Friday, October 15, 2021 at 6:24:47 PM Mountain Daylight Time
To: email: [REDACTED] Deidre Henderson", email: [REDACTED] Shelly Jackson", email: [REDACTED]
Karen Peterson", email: [REDACTED] Curtis Koch ([REDACTED])", email: [REDACTED]
[REDACTED]

Please see the attached graphic, especially the additional last page with the voter responsibilities. This document is what we were thinking of providing to committee members.

During my comments, I plan to briefly refer to one or two items on each page. The goal is to show that we've done a comprehensive dive into the risks and related safeguards.

The graphic still includes the state seal, but I will only include it (or the LG's seal) with LG Henderson's permission and direction. Otherwise, we'll only put the UAC logo on it.

Thank you,

Ricky

--

Carpe Diem

Ricky Hatch, CPA, CPO

Clerk/Auditor

Weber County

2380 Washington Blvd., Suite 320 | Ogden UT | 84401 USA



#WinninginWeber

Attachments:

q421_elections office infographic_R3_OL.pdf 5.2M

remarks

email: [REDACTED] "Deidre Henderson" Wednesday, October 20, 2021 at 4:32:34 PM Mountain Daylight Time
To: email: [REDACTED] "Jennifer Napier-Pearce"

--

Warm Regards,

Lieutenant Governor Deidre M. Henderson

State of Utah, Office of the Lieutenant Governor
350 N. State Street, Suite 220, Salt Lake City, UT 84114
[REDACTED]

Attachments:

Election Integrity Remarks.docx 17k

**HOUSE OF REPRESENTATIVES
STATE OF UTAH**

REPRESENTATIVE
STEPHEN R. CHRISTIANSEN
DISTRICT 47
SALT LAKE COUNTY



September 14, 2021

Honorable Lieutenant Governor Henderson,

I am hereby requesting copies of voter-registration records from the VISTA database managed by your elections office and/or backed up at the Utah Division of Archives and Records Service, with possibly secure file transfer services provided by the Utah Division of Technology Services as described below.

1. From the VISTA database or backup images of voter-registration records for the 2020 elections:
 - Please provide all data from three backup dates:
 - General Election on November 3, 2020;
 - Last Day of Canvass on November 17, 2020 (or day after on November 18).
 - December 31, 2020 (or next available backup).
 - For each date-folder, preferably 29 separate files, one for each county,
 - or 6 files with about 5 counties in each,
 - or as one large file with all counties.
 - All results data for three election dates:
 - 3/3/20 Presidential Primary,
 - 6/30/20 Utah State Primary,
 - 11/3/20 General Election.
 - Summarized at the precinct level:
 - preferably at the VistaID level, also known as Precinct-SubPrecinct level, or
 - at the PrecinctID level.
 - Within each Election folder, preferably one file containing all counties and all precincts within counties.
 - For each of the 29 counties in Utah.
 - Preferably in 3 separate folders, one for each Election.
 - Include these 10 Contests:
 - President
 - US House of Representatives District 1
 - US House of Representatives District 2
 - US House of Representatives District 3
 - US House of Representatives District 4

- Governor & Lieutenant Governor
- Attorney General
- State Auditor
- State Treasurer
- Salt Lake County Mayor
- Provide in a 'csv' flat file:
 - Each Contest-County-Precinct record on a row, for about 27,000 rows.
- In 'csv' file format; file(s) can be compressed or zipped.
- Include all three record-types:
 - 'Withheld'
 - 'Private'
 - Normal
- Include these fields:
 - Voter ID, Record Type,
 - Last Name, First Name, Middle Name, Name Suffix,
 - Status, Permanent Absentee, UOCAVA,
 - Registration Date, Original Registration Date,
 - Party, BirthYear,
 - Phone, Email,
 - Mailing Address, 'Mailing city, state zip',
 - County ID, Precinct,
 - House Number, House Number Suffix, Direction Prefix, Street, Direction Suffix, Street Type,
 - Unit Type, Unit Number, City, Zip,
 - Congressional, State House, State Senate, State SchoolBoard, Local SchoolBoard,
 - County Council, City Council,
 - 3/3/20, How Voted (e.g., mail, in-person, absentee, early, provisional, etc.),
 - 6/30/20, How Voted (e.g., mail, in-person, absentee, early, provisional, etc.),
 - 11/3/20, How Voted (e.g., mail, in-person, absentee, early, provisional, etc.).
 - Contest, County, VistalID / PrecinctID,
 - numPrecinctVotes, numPrecinctRegisteredVoters, numPrecinctBlankVoted,
 - Name(s)Candidate.1, PartyCandidate.1, VotesCandidate.1,
 - Name(s)Candidate.2, PartyCandidate.2, VotesCandidate.2,
 - ...
 - Name(s)Candidate.15, PartyCandidate.15, VotesCandidate.15
 - (There were 15 candidates for the Presidential Contest, the most of any contest.)
 - (If there are fewer than 15 candidates for a contest, leave the other candidate-fields blank.)

2. Security:

- A public key to enable encryption/secure file transfer can be provided. The type of key pair generated is ECC, or key pairs can be generated using other ciphers such as DSA or RSA, as your office prefers.
- The security plan/steps your office has developed for such a request from a Utah State Legislator will be followed.

3. File(s) transfer:

- An electronic transfer of the file(s), following the steps your office provides, is preferred.
- Alternatively, a device-to-device transfer using a 2 Terabyte SSD in exFAT format, password-protected, and a USB-C cable can be used.

4. Purpose: to analyze for political purposes.

Utah Code 20A-2-104 provides that voter registration records that have been classified as 'private' or 'withheld' **may NOT be withheld from government officials**. (See detailed reference to statute on the next page.)

Since time is of the essence, I ask that you please deliver the requested information within 5 business days. In the unlikely event you believe this request, or any part thereof, cannot be fulfilled, please explain the basis for non-compliance.

Thank you very much,



Stephen R. Christiansen
Representative, House District 47

cc: Representative Phil Lyman
John Cannon
John Fellows

Utah Code 20A-2-104 Voter registration form -- Registered voter lists

Effective 5/5/2021

...

(4)

(a) As used in this Subsection (4), "qualified person" means:

(i) **a government official** or government employee acting in the government official's or government employee's capacity as a government official or a government employee;

...

(d) The lieutenant governor or a county clerk may not disclose the voter registration form of a person, or information included in the person's voter registration form, whose voter registration form is **classified as private** under Subsection (4)(h) to a person **other than**:

(i) **a government official** or government employee acting in the government official's or government employee's capacity as a government official or government employee; or

(ii) except as provided in Subsection (7) and subject to Subsection (4)(e), a person described in Subsection (4)(a)(v) or (vi) for a political purpose.

...

(7)

The lieutenant governor or a county clerk shall withhold from a person, **other than a person described in Subsection (4)(a)(i)**, the voter registration record, and information obtained from the voter registration record, of an individual:

(a) who submits a **withholding request** form, with the voter registration record or to the lieutenant governor or a county clerk, if:

(i) the individual indicates on the form that the individual, or an individual who resides with the individual, is a victim of domestic violence or dating violence or is likely to be a victim of domestic violence or dating violence; or

(ii) the individual indicates on the form and provides verification that the individual, or an individual who resides with the individual, is:

(A) a law enforcement officer;

(B) a member of the armed forces, as defined in Section 20A-1-513;

(C) a public figure; or

(D) protected by a protective order or protection order; or

(b) **whose voter registration record was classified as a private record at the request of the individual before May 12, 2020.**

STATE OF UTAH
OFFICE OF THE LIEUTENANT GOVERNOR



DEIDRE M. HENDERSON
LIEUTENANT GOVERNOR

October 1, 2021

Representative Stephen R. Christiansen
[REDACTED]

Dear Representative Christiansen:

The Office of the Lieutenant Governor has received your letter of September 14, 2021 and hereby replies to your request.

You have asked for records that are classified as "private" under Utah's GRAMA statute of U.C.A. 63G-2-302(1)(j)-(m) or withheld under U.C.A. 20A-2-104. These include records such as a voter's driver license or identification card number, social security number, email address, date of birth, or phone number. In addition, voter registration records from individuals who have declared their information private or opted to have their information withheld as private are "private" under GRAMA. Except in certain situations, a governmental entity may not disclose records that are private. Accordingly, the Office cannot produce the "private" and "withheld" records you have requested.

While you are correct that some private or withheld voter information may be available to "government officials" in certain circumstances, statute limits those circumstances to when the government official is "acting in the government official's capacity as a government official". While you are an elected member of the State Legislature, there is nothing in your request letter that demonstrates that you are acting in the capacity of a government official or on behalf of a government entity or otherwise as a "qualified person" under 20A-2-104(4)(a), and (d)(i). Nor does it appear that any other statutory exception applies to allow the Office to deliver private records to you. Therefore, the Office hereby declines your request to the extent you seek voter information that is classified as private or withheld.

Even though the Office cannot provide all the records you seek, those records that are in the custody of the Office and classified as public can be provided in the format they are maintained by this Office. The Office estimates such records could be delivered to you on or before December 1, 2021. The estimated fee for us to compile these records would be \$1,380.00. A schedule of the Lieutenant Governor's Office record production fees is attached with this document.

Please communicate with this Office as to your continuing interest in the public records that the Office could provide as described. If you are not interested in these public records, please inform us of that decision. As the requestor for government records you have the right to appeal the denial of that request within 30 days. Appeals should be directed to the Chief Administrative Officer of the governmental entity, who in this case would be Lieutenant Governor Henderson, at 350 North State Street Suite 220 Salt Lake City, UT 84114.

Sincerely,


Director of Administrative Services

LIEUTENANT GOVERNOR'S OFFICE FEES FOR PROVIDING RECORDS

In Discovery and Under Other Authorities

Fee for photocopies:

- \$.25 per page for standard size, non-color white copies, which includes staff time to copy
- \$.40 per page for standard size, color copies, which includes staff time to copy
- \$1.00 per page for 11 X 17 copies, which includes staff time to copy
- Actual costs for other odd sized copies

Staff time required to search, compile and otherwise prepare to provide a record:

- Actual cost, not to exceed salary of lowest paid employee who, in the discretion of the record's custodian, has the necessary skill and training to perform the request. Staff time for photocopying, faxing, and mailing is included in the fee for those items.

Mailing and shipping costs:

- \$2.00 for staff mail preparation time, plus actual mailing costs if greater than \$2.

Other Services (e.g., fees for third party services)

- Actual cost

As authorized by GRAMA, [UCA § 63-2-203](#), a governmental entity may charge a reasonable fee to cover the governmental entity's actual cost of duplicating a record.

STATE OF UTAH
OFFICE OF THE LIEUTENANT GOVERNOR



DEIDRE M. HENDERSON
LIEUTENANT GOVERNOR

September 21, 2021

Representative Stephen R. Christiansen
[REDACTED]

Dear Representative Christiansen:

My office has received your letter dated September 14, 2021 requesting voter information and election records. Inasmuch as you have requested government records from a governmental entity, I interpret your letter to be a request under the Utah GRAMA statute.

Under GRAMA a governmental entity may postpone approval or denial under extraordinary circumstances, which my office deems applicable in this instance. The request you have sent seeks a voluminous quantity of records and would require my office to review a large number of records simply to locate the records requested. Furthermore, segregating the information that may be public and subject to production from that information that is classified private under GRAMA will also take considerable time. While I recognize your note that "time is of the essence," it is simply not possible to expedite your request or respond within the five days.

For these and other reasons listed as "extraordinary circumstances" under §63G-2-202(6), my office will require additional time to review, process and respond to your request. I anticipate that a formal response to your request can be communicated to you on or before Friday, October 1, 2021. Thank you for your understanding.

Sincerely,

Lieutenant Governor

Request for guidance re: elections integrity and Judiciary Committee Oct. Interim

email: [REDACTED] Hatch, Ricky" Tuesday, October 12, 2021 at 9:26:08 AM Mountain Daylight Time
To: email: [REDACTED] Karen Peterson", email: [REDACTED] Deidre Henderson"
Cc: email: [REDACTED] Curtis Koch ([REDACTED] , email: [REDACTED] Shelly Jackson"

Thank you!

Rep. Lisonbee would really like us to discuss elections integrity at the October Interim (apparently November's agenda is already packed, but October's is light).

I told her that we wouldn't be able to provide a lot of details on specific legislation, but that we could talk about the safeguards that are currently in place, as well as general thoughts on legislation. She has spoken with Rep. Hawkins about it as well.

Rep. Christiansen will likely speak at that hearing, and there may be others.

Rep. Hawkins is going to call me today. We'll keep you informed.

Thanks,

R.

--

Carpe Diem

Ricky Hatch, CPA, CPO

Clerk/Auditor

Weber County

2380 Washington Blvd., Suite 320 | Ogden UT | 84401 USA

[REDACTED]

#WinninginWeber

From: Karen Peterson [REDACTED]

Sent: Thursday, October 7, 2021 11:10 AM

To: Deidre Henderson [REDACTED]

Cc: Hatch, Ricky [REDACTED] Curtis Koch [REDACTED]

Shelly Jackson [REDACTED]

Subject: [EXTERNAL] Re: Request for guidance re: elections integrity and Judiciary Committee Oct. Interim

CAUTION: This email originated from outside Weber County. Do not click links or open attachments unless you know the sender and are expecting the link or attachment.
Think Before You Click!

Shelly is going to take the lead on getting this meeting scheduled.

Karen Peterson

Legislative Affairs Director

Office of the Lieutenant Governor

Utah State Capitol, Suite 200

[REDACTED]

On Wed, Oct 6, 2021 at 9:36 PM Deidre Henderson <[REDACTED]> wrote:

Yes, I think that's a good idea. Let's maybe get a meeting with Rep. Hawkins set up sooner rather than later and he can help participate as well.

Deidre Henderson

Lieutenant Governor

State of Utah

On Oct 6, 2021, at 9:48 AM, Hatch,Ricky <[REDACTED]> wrote:

Hello Lt. Gov. Henderson and Ms. Peterson,

Thank you again for the discussion on elections integrity last week.

I spoke with Rep. Lisonbee yesterday. House and Senate Leadership assigned the Judiciary Interim Committee, which she co-chairs with Sen. Weiler, the study topic of Elections Integrity.

She and Sen. Weiler don't want to give Rep. Christiansen that forum to discuss his theories. They would prefer to give time to the clerks and LG to lead the discussion at the October hearing.

I need your advice: Do you think it's a good idea for the clerks and your office to do a combined presentation discussing the following talking points?

- Utah's elections are secure, accurate, fair, and audited. In fact, Utah elections are a standard to the nation.
- We could share the "Securing Utah's Elections" document with the committee and highlight some examples of election risks and what safeguards are in place to address them.
- We are always looking for ways to make elections more secure, accurate and fair. We've completed a detailed review of the risks and safeguards of our elections, and have identified a few areas where we can strengthen even further the integrity of the process.
The LG and clerks are working together on the best ways to implement these improvements, whether it be via legislation, administrative rule, standards of practice, and training. This is a work in progress, but we will have related legislation for the 2022 session.

The Judiciary Interim Committee isn't the ideal entity to bring this forward, but they've been assigned this study topic, so they have to address it. I'm encouraged that Rep. Lisonbee reached out to us with this option, and that she's deferring to the election officials for how best to address this topic in her committee. Rep. Hawkins is on this committee, as well.

What suggestions to you have on how best to proceed? Is this the approach / forum that we want to take?

If a phone discussion is better for you, please give me a call at [REDACTED]

Thank you!

Ricky

Ricky Hatch, CPA, CPO

Clerk/Auditor

Weber County

2380 Washington Blvd., Suite 320 | Ogden UT | 84401 USA

[REDACTED]

#WinninginWeber

email: [REDACTED] Shelly Jackson" Tuesday, October 12, 2021 at 9:28:21 AM Mountain Daylight Time
To: email: [REDACTED] Hatch,Ricky"
Cc: email: [REDACTED] Karen Peterson" , email: [REDACTED] Deidre Henderson" , email: [REDACTED]
Curtis Koch ([REDACTED]

Hawkins and Lisonbee are the judiciary committee. Is that where they will be presenting next week.

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[REDACTED]

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Sent: Thursday, October 7, 2021 11:10 AM

To: Deidre Henderson <[REDACTED]>

Cc: Hatch, Ricky [REDACTED] Curtis Koch [REDACTED]
[REDACTED] Shelly Jackson [REDACTED]

Subject: [EXTERNAL] Re: Request for guidance re: elections integrity and Judiciary Committee Oct. Interim

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Utah State Capitol, Suite 200

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Thank you!

Ricky

Ricky Hatch, CPA, CPO

Clerk/Auditor

Weber County

2380 Washington Blvd., Suite 320 | Ogden UT | 84401 USA



#WinninginWeber

--

Shelly Jackson, CERA
Deputy Director of Elections

Office of the Lieutenant Governor

State of Utah
[REDACTED]

email: [REDACTED] Hatch,Ricky" Tuesday, October 12, 2021 at 9:29:01 AM Mountain Daylight Time
To: email: [REDACTED] Shelly Jackson"
Cc: email: [REDACTED] Karen Peterson" , email: [REDACTED] Deidre Henderson" , email: [REDACTED]
Curtis Koch [REDACTED]

Yes.

--

Carpe Diem

Ricky Hatch, CPA, CPO

Clerk/Auditor

Weber County

2380 Washington Blvd., Suite 320 | Ogden UT | 84401 USA

E: [REDACTED]

#WinninginWeber

From: Shelly Jackson [REDACTED]

Sent: Tuesday, October 12, 2021 9:28 AM

To: Hatch, Ricky [REDACTED]

Cc: Karen Peterson [REDACTED] Deidre Henderson [REDACTED] Curtis Koch
[REDACTED]

Subject: [EXTERNAL] Re: Request for guidance re: elections integrity and Judiciary Committee Oct. Interim

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Think Before You Click!

Hawkins and Lisonbee are the judiciary committee. Is that where they will be presenting next week.

On Tue, Oct 12, 2021 at 9:26 AM Hatch,Ricky [REDACTED] wrote:

Thank you!

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I told her that we wouldn't be able to provide a lot of details on specific legislation, but that we could talk about the safeguards that are currently in place, as well as general thoughts on legislation. She has spoken with Rep. Hawkins about it as well.

Rep. Christiansen will likely speak at that hearing, and there may be others.

Rep. Hawkins is going to call me today. We'll keep you informed.

Thanks,

R.

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Carpe Diem

Ricky Hatch, CPA, CPO

Clerk/Auditor

Weber County

2380 Washington Blvd., Suite 320 | Ogden UT | 84401 USA

[REDACTED]

#WinninginWeber

From: Karen Peterson [REDACTED]

Sent: Thursday, October 7, 2021 11:10 AM

To: Deidre Henderson [REDACTED]

Cc: Hatch, Ricky [REDACTED] Curtis Koch [REDACTED]

Shelly Jackson [REDACTED]

Subject: [EXTERNAL] Re: Request for guidance re: elections integrity and Judiciary Committee Oct. Interim

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Shelly is going to take the lead on getting this meeting scheduled.

Karen Peterson

Legislative Affairs Director

Office of the Lieutenant Governor

Utah State Capitol, Suite 200

[REDACTED]

On Wed, Oct 6, 2021 at 9:36 PM Deidre Henderson [REDACTED] wrote:

Yes, I think that's a good idea. Let's maybe get a meeting with Rep. Hawkins set up sooner rather than later and he can help participate as well.

Deidre Henderson

Lieutenant Governor

State of Utah

On Oct 6, 2021, at 9:48 AM, Hatch,Ricky <[REDACTED]> wrote:

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If a phone discussion is better for you, please give me a call at [REDACTED]

Thank you!

Ricky

Ricky Hatch, CPA, CPO

Clerk/Auditor

Weber County

2380 Washington Blvd., Suite 320 | Ogden UT | 84401 USA

E: [REDACTED]
P [REDACTED] | M [REDACTED]

#WinninginWeber

--

Shelly Jackson, CERA

Deputy Director of Elections

Office of the Lieutenant Governor

State of Utah

[REDACTED] (Office)

[REDACTED] (Cell)

email: "[REDACTED] Karen Peterson" Tuesday, October 12, 2021 at 12:44:49 PM Mountain Daylight Time
To: email: "[REDACTED] Hatch, Ricky", email: "[REDACTED]"
Cc: email: "[REDACTED] Deidre Henderson", email: "[REDACTED] Curtis Koch ([REDACTED])", email: "[REDACTED] Shelly Jackson"

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Carpe Diem

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Clerk/Auditor

Weber County

2380 Washington Blvd., Suite 320 | Ogden UT | 84401 USA

E: [REDACTED]
P [REDACTED]

#WinninginWeber

From: Karen Peterson <[REDACTED]>

Sent: Thursday, October 7, 2021 11:10 AM

To: Deidre Henderson <[REDACTED]>

Cc: Hatch, Ricky <[REDACTED]> Curtis Koch <[REDACTED]>
<[REDACTED]> Shelly Jackson <[REDACTED]>

Subject: [EXTERNAL] Re: Request for guidance re: elections integrity and Judiciary Committee Oct. Interim

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Utah State Capitol, Suite 200

Office: [REDACTED]

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Clerk/Auditor

Weber County

2380 Washington Blvd., Suite 320 | Ogden UT | 84401 USA

E:
P

#WinninginWeber

email: "[REDACTED] Hatch, Ricky"

Tuesday, October 12, 2021 at 1:59:50 PM Mountain Daylight Time

To: email: "[REDACTED] Karen Peterson", email: "[REDACTED]"

Cc: email: "[REDACTED] Deidre Henderson", email: "[REDACTED] Curtis Koch ([REDACTED])", email:

"[REDACTED] Shelly Jackson"

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Thank you!

R.

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Carpe Diem

Ricky Hatch, CPA, CPO

Clerk/Auditor

Weber County

2380 Washington Blvd., Suite 320 | Ogden UT | 84401 USA

E: [REDACTED]
P: [REDACTED]

#WinninginWeber

From: Karen Peterson <[REDACTED]>

Sent: Tuesday, October 12, 2021 12:45 PM

To: Hatch, Ricky <[REDACTED]> [REDACTED]

Cc: Deidre Henderson <[REDACTED]> Curtis Koch ([REDACTED] <[REDACTED]>
Shelly Jackson <[REDACTED]>

Subject: [EXTERNAL] Re: Request for guidance re: elections integrity and Judiciary Committee Oct. Interim

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Utah State Capitol, Suite 200

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Clerk/Auditor

Weber County

2380 Washington Blvd., Suite 320 | Ogden UT | 84401 USA

E: [REDACTED]
P: [REDACTED]

#WinninginWeber

From: Karen Peterson <[REDACTED]>

Sent: Thursday, October 7, 2021 11:10 AM

To: Deidre Henderson <[REDACTED]>

Cc: Hatch, Ricky <[REDACTED]> Curtis Koch <[REDACTED]>

<[REDACTED]>
Shelly Jackson <[REDACTED]>

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Office of the Lieutenant Governor

Utah State Capitol, Suite 200

Office: [REDACTED]

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State of Utah

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Ricky

Ricky Hatch, CPA, CPO

Clerk/Auditor

Weber County

2380 Washington Blvd., Suite 320 | Ogden UT | 84401 USA

E:
P:

#WinninginWeber

email: "[REDACTED] Shelly Jackson" Thursday, October 14, 2021 at 9:48:37 AM Mountain Daylight Time
To: email: "[REDACTED] Deidre Henderson"

Has Karen coordinated with you about this? How can I help? I will plan to attend, let me know if I should prepare anything. Thank you.

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

From: **Hatch, Ricky** <[REDACTED]>
Date: Tue, Oct 12, 2021 at 2:00 PM
Subject: RE: [EXTERNAL] Re: Request for guidance re: elections integrity and Judiciary Committee Oct. Interim
To: Karen Peterson <[REDACTED]> <[REDACTED]>
Cc: Deidre Henderson <[REDACTED]> Curtis Koch <[REDACTED]>
Shelly Jackson <[REDACTED]>

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Carpe Diem

Ricky Hatch, CPA, CPO

Clerk/Auditor

Weber County

2380 Washington Blvd., Suite 320 | Ogden UT | 84401 USA

E:
P:

#WinninginWeber

From: Karen Peterson <[REDACTED]>

Sent: Tuesday, October 12, 2021 12:45 PM

To: Hatch, Ricky <[REDACTED]> [REDACTED]

Cc: Deidre Henderson <[REDACTED]> Curtis Koch <[REDACTED]> <[REDACTED]>
Shelly Jackson <[REDACTED]>

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Office of the Lieutenant Governor

Utah State Capitol, Suite 200

Office:



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Weber County

2380 Washington Blvd., Suite 320 | Ogden UT | 84401 USA

E: [REDACTED]
P: [REDACTED]

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Sent: Thursday, October 7, 2021 11:10 AM

To: Deidre Henderson <[REDACTED]>

Cc: Hatch,Ricky <[REDACTED]> Curtis Koch ([REDACTED])

<[REDACTED]>
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Subject: [EXTERNAL] Re: Request for guidance re: elections integrity and Judiciary Committee Oct. Interim

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Legislative Affairs Director

Office of the Lieutenant Governor

Utah State Capitol, Suite 200

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E:
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#WinninginWeber

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Shelly Jackson, CERA
Deputy Director of Elections

Office of the Lieutenant Governor

State of Utah

email: "[REDACTED] Deidre Henderson"
To: email: "[REDACTED] Shelly Jackson"

Thursday, October 14, 2021 at 12:27:05 PM Mountain Daylight Time

I am meeting with Rep. Lisonbee today and will have better information after that. We will definitely need to coordinate. Let's sync up this afternoon after the budget meetings if you're around.

Deidre Henderson
Lieutenant Governor
State of Utah

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Utah State Capitol, Suite 200

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Ricky Hatch, CPA, CPO

Clerk/Auditor

Weber County

2380 Washington Blvd., Suite 320 | Ogden UT | 84401 USA

E: [REDACTED]
P: [REDACTED]

#WinninginWeber

From: Karen Peterson <[REDACTED]>

Sent: Thursday, October 7, 2021 11:10 AM

To: Deidre Henderson <[REDACTED]>

Cc: Hatch, Ricky <[REDACTED]> Curtis Koch ([REDACTED])
<[REDACTED]>
Shelly Jackson <[REDACTED]>

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Lisonbee reached out to us with this option, and that she's deferring to the election officials for how best to address this topic in her committee. Rep. Hawkins is on this committee, as well.

What suggestions to you have on how best to proceed? Is this the approach / forum that we want to take?

If a phone discussion is better for you, please give me a call at [REDACTED]
[REDACTED]

Thank you!

Ricky

Ricky Hatch, CPA, CPO

Clerk/Auditor

Weber County

2380 Washington Blvd., Suite 320 | Ogden UT | 84401 USA

E:

P:

#WinninginWeber

--

Shelly Jackson, CERA
Deputy Director of Elections
Office of the Lieutenant Governor
State of Utah

email: "Shelly Jackson" Thursday, October 14, 2021 at 12:28:35 PM Mountain Daylight Time
To: email: "Deidre Henderson"

Sounds great.

On Thu, Oct 14, 2021 at 12:27 PM Deidre Henderson < > wrote:

I am meeting with Rep. Lisonbee today and will have better information after that. We will definitely need to coordinate. Let's sync up this afternoon after the budget meetings if you're around.

Deidre Henderson
Lieutenant Governor
State of Utah

On Oct 14, 2021, at 9:48 AM, Shelly Jackson <[REDACTED]> wrote:

Has Karen coordinated with you about this? How can I help? I will plan to attend, let me know if I should prepare anything. Thank you.

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

From: **Hatch, Ricky** <[REDACTED]>
Date: Tue, Oct 12, 2021 at 2:00 PM
Subject: RE: [EXTERNAL] Re: Request for guidance re: elections integrity and Judiciary Committee Oct. Interim
To: Karen Peterson <[REDACTED]> <[REDACTED]>
Cc: Deidre Henderson <[REDACTED]> Curtis Koch ([REDACTED])
<[REDACTED]> Shelly Jackson <[REDACTED]>

Our perfect world would include LG Henderson co-presenting with the clerks and Rep. Hawkins. Her role could be simply to introduce the discussion, basically the first bullet point below, but it would send a huge message that she's heavily involved in elections integrity, and will establish support for Rep. Hawkins' legislation. Then I could cover point 2 as the Clerks' representative, and Rep. Hawkins could co-present with me on point 3.

By the end of this week, we will have a detailed list of possible items that could be included in legislation. We could refer to these at a summary level, if needed.

For the “Securing Utah’s Elections” handout, we’d love to provide that to the committee with the LG’s seal on it, if possible. We have just a few more updates to it.

- Utah’s elections are secure, accurate, fair, and audited. In fact, Utah elections are a standard to the nation. (we can provide additional details and examples)
- We could share the “Securing Utah’s Elections” document with the committee and highlight some examples of election risks and what safeguards are in place to address them.
- We are always looking for ways to make elections more secure, accurate and fair. We’ve completed a detailed review of the risks and safeguards of our elections, and have identified a few areas where we can strengthen even further the integrity of the process.
The LG, clerks, and Rep. Hawkins are working together on the best ways to implement these improvements, which will include legislation, administrative rule, standards of practice, and training.

Happy to discuss in more detail.

Thank you!

R.

Carpe Diem

Ricky Hatch, CPA, CPO

Clerk/Auditor

Weber County

2380 Washington Blvd., Suite 320 | Ogden UT | 84401 USA

E:
P:

#WinninginWeber

From: Karen Peterson <[REDACTED]>

Sent: Tuesday, October 12, 2021 12:45 PM

To: Hatch,Ricky <[REDACTED]> [REDACTED]

Cc: Deidre Henderson <[REDACTED]> Curtis Koch ([REDACTED])
<[REDACTED]> Shelly Jackson <[REDACTED]>

Subject: [EXTERNAL] Re: Request for guidance re: elections integrity and Judiciary Committee Oct. Interim

CAUTION: This email originated from outside Weber County. Do not click links or open attachments unless you know the sender and are expecting the link or attachment.
Think Before You Click!

Since our meeting is scheduled for after the Judiciary hearing, please let us know the expectation for during the hearing as soon as possible. Who will be presenting? What will they be covering? How can Rep. Hawkins be helpful? (I have cc'd him on this email)

Karen Peterson

Legislative Affairs Director

Office of the Lieutenant Governor

Utah State Capitol, Suite 200

Office: [REDACTED]

On Tue, Oct 12, 2021 at 9:26 AM Hatch,Ricky <[REDACTED]> wrote:

Thank you!

Rep. Lisonbee would really like us to discuss elections integrity at the October Interim (apparently November's agenda is already packed, but October's is light).

I told her that we wouldn't be able to provide a lot of details on specific legislation, but that we could talk about the safeguards that are currently in place, as well as general thoughts on legislation. She has spoken with Rep. Hawkins about it as well.

Rep. Christiansen will likely speak at that hearing, and there may be others.

Rep. Hawkins is going to call me today. We'll keep you informed.

Thanks,

R.

--

Carpe Diem

Ricky Hatch, CPA, CPO

Clerk/Auditor

Weber County

2380 Washington Blvd., Suite 320 | Ogden UT | 84401 USA

E:
P:

#WinninginWeber

From: Karen Peterson <[REDACTED]>

Sent: Thursday, October 7, 2021 11:10 AM

To: Deidre Henderson <[REDACTED]>

Cc: Hatch, Ricky <[REDACTED]> Curtis Koch <[REDACTED]>
<[REDACTED]>
Shelly Jackson <[REDACTED]>

Subject: [EXTERNAL] Re: Request for guidance re: elections integrity and Judiciary Committee Oct. Interim

CAUTION: This email originated from outside Weber County. Do not click links or open attachments unless you know the sender and are expecting the link or attachment.
Think Before You Click!

Shelly is going to take the lead on getting this meeting scheduled.

Karen Peterson

Legislative Affairs Director

Office of the Lieutenant Governor

Utah State Capitol, Suite 200

Office:



On Wed, Oct 6, 2021 at 9:36 PM Deidre Henderson <[REDACTED]> wrote:

Yes, I think that's a good idea. Let's maybe get a meeting with Rep. Hawkins set up sooner rather than later and he can help participate as well.

Deidre Henderson

Lieutenant Governor

State of Utah

On Oct 6, 2021, at 9:48 AM, Hatch,Ricky <[REDACTED]> wrote:

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Thank you again for the discussion on elections integrity last week.

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She and Sen. Weiler don't want to give Rep. Christiansen that forum to discuss his theories. They would prefer to give time to the clerks and LG to lead the discussion at the October hearing.

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What suggestions to you have on how best to proceed? Is this the approach / forum that we want to take?

If a phone discussion is better for you, please give me a call at [REDACTED]
[REDACTED]

Thank you!

Ricky

Ricky Hatch, CPA, CPO

Clerk/Auditor

Weber County

2380 Washington Blvd., Suite 320 | Ogden UT | 84401 USA

E: [REDACTED]
P: [REDACTED]


#WinninginWeber

--

Shelly Jackson, CERA
Deputy Director of Elections
Office of the Lieutenant Governor
State of Utah
[REDACTED]

--

Shelly Jackson, CERA
Deputy Director of Elections
Office of the Lieutenant Governor
State of Utah



Request for guidance re: elections integrity and Judiciary Committee Oct. Interim

email: "[REDACTED] Hatch,Ricky" Wednesday, October 6, 2021 at 9:48:26 AM Mountain Daylight Time
To: email: "[REDACTED]", email: "[REDACTED]"
Cc: email: "[REDACTED] Curtis Koch ([REDACTED])", email: "[REDACTED]"
[REDACTED]

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Ricky

Ricky Hatch, CPA, CPO

Clerk/Auditor

Weber County

2380 Washington Blvd., Suite 320 | Ogden UT | 84401 USA

E: [REDACTED]

#WinninginWeber

email: "[REDACTED] Deidre Henderson" Wednesday, October 6, 2021 at 9:36:03 PM Mountain Daylight Time
To: email: "[REDACTED] Hatch,Ricky"
Cc: email: "[REDACTED]", email: "[REDACTED] Curtis Koch ([REDACTED])", email: "[REDACTED]"

Yes, I think that's a good idea. Let's maybe get a meeting with Rep. Hawkins set up sooner rather than later and he can help participate as well.

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Lieutenant Governor
State of Utah

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Clerk/Auditor

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E: [REDACTED]

#WinninginWeber

email: "[REDACTED] Karen Peterson" Thursday, October 7, 2021 at 11:10:26 AM Mountain Daylight Time
To: email: "[REDACTED] Deidre Henderson"
Cc: email: "[REDACTED] Hatch, Ricky", email: "[REDACTED] Curtis Koch ([REDACTED])", email: "[REDACTED] Shelly Jackson"

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Clerk/Auditor

Weber County

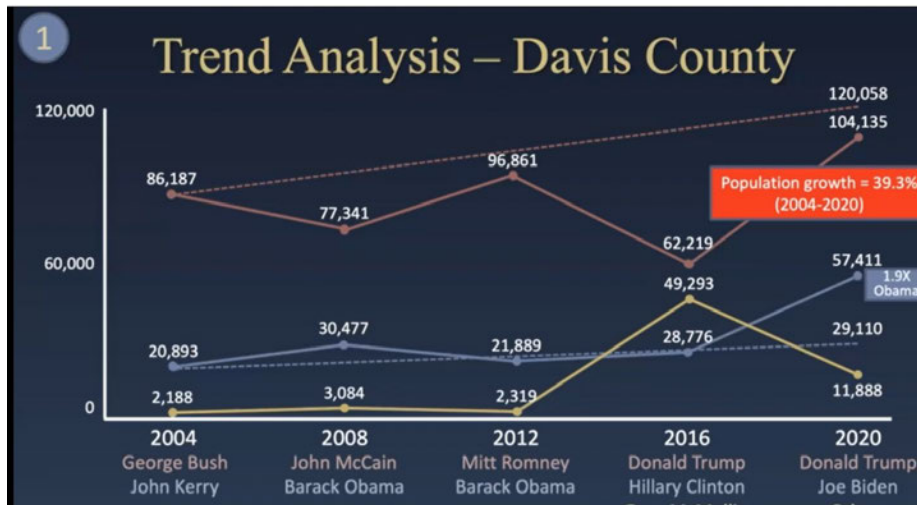
2380 Washington Blvd., Suite 320 | Ogden UT | 84401 USA

E: [REDACTED]

#WinninginWeber

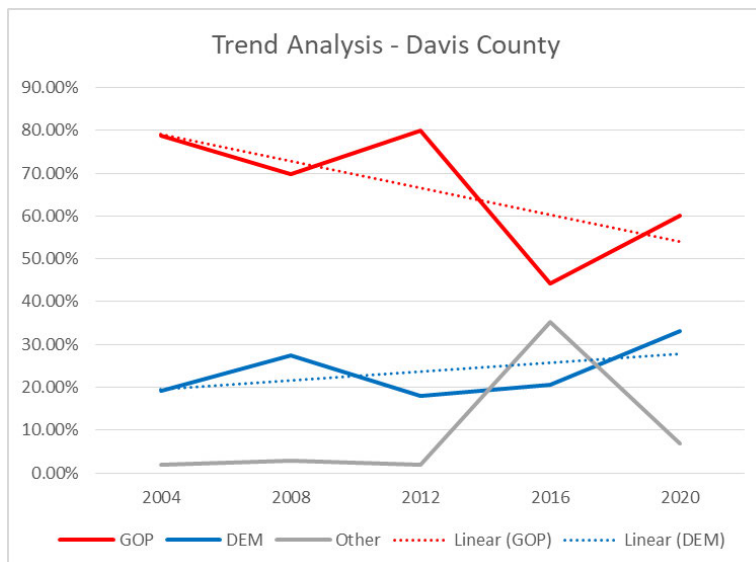
Representative Christiansen has provided during his presentation a number of inaccurate conclusions based upon misleading, incomplete or inaccurate data.

1 – In his first analysis of the voter trends, he uses total votes for candidates over the past 5 presidential elections, he demonstrated a trend line that would lead one to conclude where the “norm” should be.



These are accurate numbers, however they are presented in a purposely misleading manner with the intent to convince the viewer that Joe Biden’s votes were so much higher than the norm that clearly there is a problem.

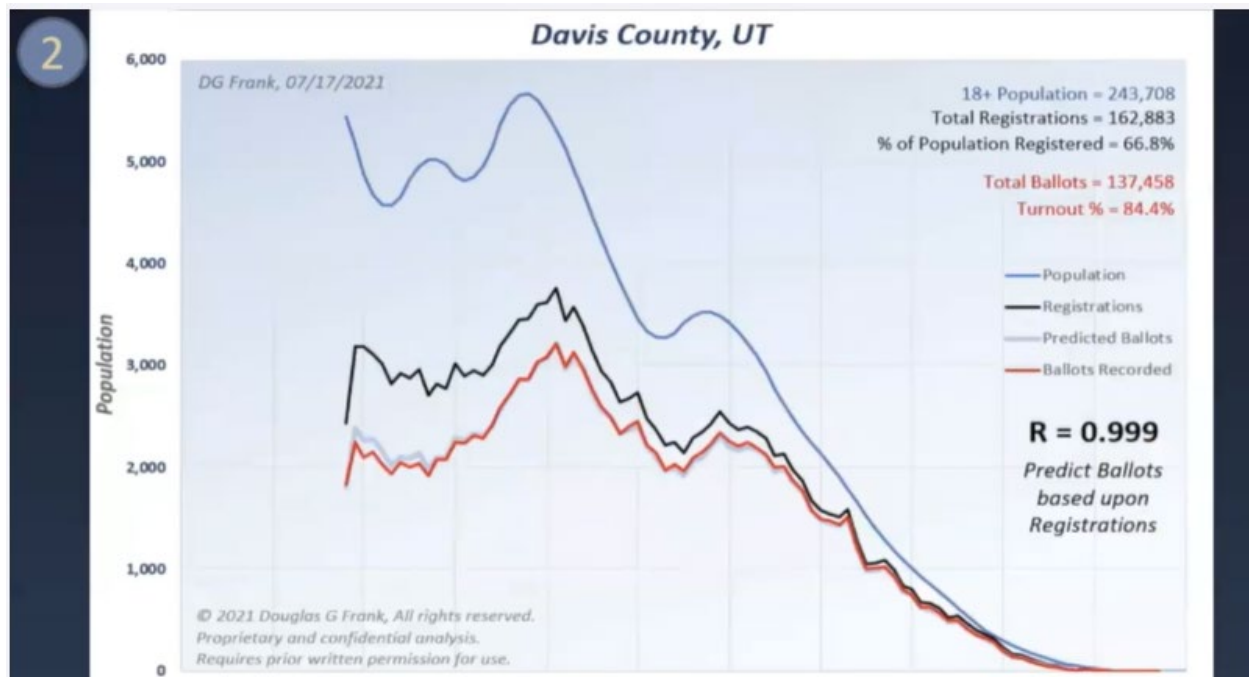
Here is an example of how the same data source can be used to tell a completely different story. Below is a trend analysis using the total votes for each candidate over the same period of time but converted to a percentage of the total votes cast in the race.



You can now see how the story changes, first you will notice that the trend indicates that the GOP candidates are moving in a downward slope while the democratic candidates are moving in an upward slope. In addition and most important you will see in 2020 that each of the major party candidates performed slightly above the trend (3-5 percentage points). No longer do we feel the shock and awe of a democratic candidate performing significantly above the “norm”. I am not saying one analysis is better than the other, I am simply demonstrating that the data presented by Representative Christiansen was

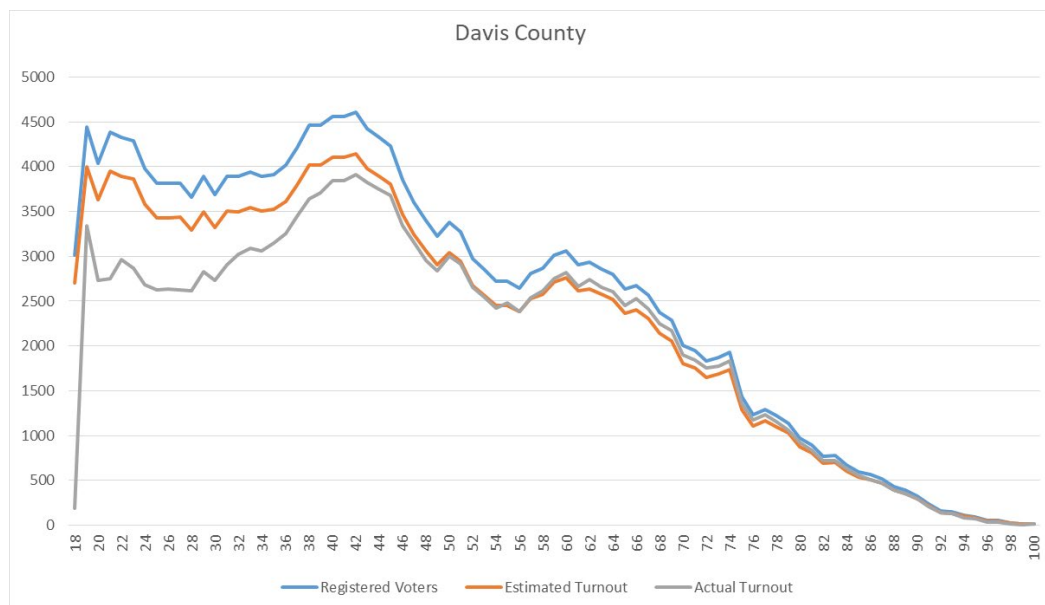
specifically selected and presented in a way with the intent to create the impression that the results were so significantly out of the norm as to suggest that fraudulent activities are the only answer.

2 – In the second analysis that demonstrates the theory of an algorithm that is controlling voter registration and participation in our elections. The Representative provided an explanation of a complex algorithm theory reported by Doug Frank. It is described as an equation a Sixth order polynomial. He spends significant time helping the average person understand how complex this equation is and then proceeds to demonstrate how this equation can predict in “almost perfect accuracy” the number of votes cast by each age group.



It is interesting that creating this graphical representation requires such a complex mathematical equation, when it can more simply be created using the law of averages. (the commonsense observation that probability influences everyday life so that over the long term the possible outcomes of a repeated event occur with specific frequencies – Merriam Webster)

In the example below we took a complete data set of current (10-18-21) Davis County Voters grouped and totaled by age. We took the turnout from the 2020 general Election (90.1%) and multiplied each age group to estimate how many of each age group would have voted in that election. This becomes our “predicted ballots”. We then included the actual total of ballots cast for each age group. You will see that our graph closely resemble the graph above, slight differences are attributed using a different data set time frame and our data set includes all voter files (private and public).



Our conclusion is that the complex mathematical equation the the sixth order polynomial is nothing more that smoke and mirrors put forward to lend legitimacy to this discovery. A discovery of nothing more than the fact that if you have an average turnout percentage determined for an election, it is reasonable to believe that that average turnout percentage will exist across all age demographics with only a slight deviation.

3 – Time Series Analysis – during this analysis conducted by Draza Smith data was used from the New York Times election data website. He shared that there were patterns discovered during this analysis. One is listed below. Representative Christinansen explained that Donald Trump received 57.75% of the votes over nine reporting periods he stated “which makes no sense”.

3 Time-Series Analy

State	Date	Time (London)	Subtract 8	Trump % of Interval Change	Biden % of Interval Change	3rd Party % of Interval Change
Utah	11/4/20	5:55:01		57.750%	38.750%	3.500%
Utah	11/4/20	5:59:54		57.750%	26.592%	15.658%
Utah	11/4/20	6:07:51		57.750%	38.650%	3.600%
Utah	11/4/20	6:08:58		57.750%	38.650%	3.600%
Utah	11/4/20	6:10:53		57.750%	58.000%	-15.770%
Utah	11/4/20	6:18:55		57.750%	-19.283%	101.333%
Utah	11/4/20	6:24:51		57.750%	38.650%	3.600%
Utah	11/4/20	6:25:16		57.750%	38.650%	3.600%
Utah	11/4/20	6:28:53		57.750%	38.650%	3.600%
Utah	11/4/20	6:56:29		37.754%	38.650%	23.596%
Utah	11/4/20	7:03:45		57.650%	38.650%	3.700%
Utah	11/4/20	7:05:53		123.737%	38.650%	-62.387%
Utah	11/9/20	18:58:30		58.250%	37.550%	4.200%
Utah	11/9/20	22:04:44		58.250%	37.550%	4.200%
Utah	11/13/20	15:21:01		57.950%	37.850%	4.200%
Utah	11/14/20	15:44:20		57.950%	37.850%	4.200%
Utah	11/16/20	22:57:51		57.950%	37.850%	4.200%
Utah	11/17/20	0:06:48		57.950%	37.850%	4.200%
Utah	11/17/20	0:27:48		57.950%	37.850%	4.200%
Utah	11/17/20	17:23:52		57.950%	37.850%	4.200%
Utah	11/17/20	17:50:55		57.950%	37.850%	4.200%
Utah	11/17/20	18:40:45		57.950%	37.850%	4.200%
Utah	11/17/20	19:20:54		57.950%	37.850%	4.200%
Utah	11/17/20	19:50:46		57.950%	37.850%	4.200%
Utah	11/17/20	20:00:47		57.950%	37.850%	4.200%

The problem with this demonstration is that by his own admission the data was modified and “a few rows of data were hidden to highlight the pattern”. In other words data was not shared that would not benefit the idea that something was wrong. This is the same as withholding evidence in a court of law that change the verdict of the jury. It is dishonest and irresponsible.

This analysis doesn’t tell the full story. Looking at the full unaltered data set will help us fully understand what is happening here. First the date and time shown in the data reference London Zulu time, which is 7 hours earlier that Utah. So the time frame listed in Representative Christiansen’s presentation would be 10:55 pm to 11:28 pm on November 3, 2020 (Election Night) in Utah. This is important to note, because most reporting of election results had already been completed by this time on Election Night. So let’s first look at the time frames before 9:55 pm on election night starting at 8:06 pm.

Date	London Time	Utah Time 11-3-20	Trump Share	Biden Share	Total Votes
11-4-20	3:06:42	8:06 pm	41.4	55.7	360385
11-4-20	3:09:49	8:09 pm	43.2	53.8	388195
11-4-20	3:13:54	8:13 pm	48.1	48.9	464146
11-4-20	3:17:31	8:17 pm	50.8	45.9	602218
11-4-20	3:25:59	8:25 pm	51.2	45.4	610454
11-4-20	3:30:12	8:30 pm	54.5	41.5	799939
11-4-20	3:37:38	8:37 pm	55.4	40.6	830179
11-4-20	3:42:21	8:42 pm	55.5	40.5	832126
11-4-20	3:54:07	8:54 pm	55.3	40.4	834639
11-4-20	3:57:20	8:57 pm	55.8	40.0	920814
11-4-20	4:29:19	9:29 pm	55.8	39.9	923305
11-4-20	4:33:58	9:33 pm	55.9	39.9	924493
11-4-20	4:47:08	9:47 pm	55.9	39.9	924805
11-4-20	4:55:07	9:55 pm	56.1	40.0	925863
11-4-20	5:08:40	10:08 pm	57.7	38.8	983616
11-4-20	5:40:17	10:40 pm	57.8	38.7	1001807

As you can see the share of the votes between Trump and Biden continue to change as the night of reporting went on. This time frame which would include the majority of election result reporting, was omitted from Representative Christiansen's presentation. It represents 16 reporting periods. I ask why was it not included? My only assumption is that it was purposefully excluded because it didn't match his narrative that something nefarious was happening.

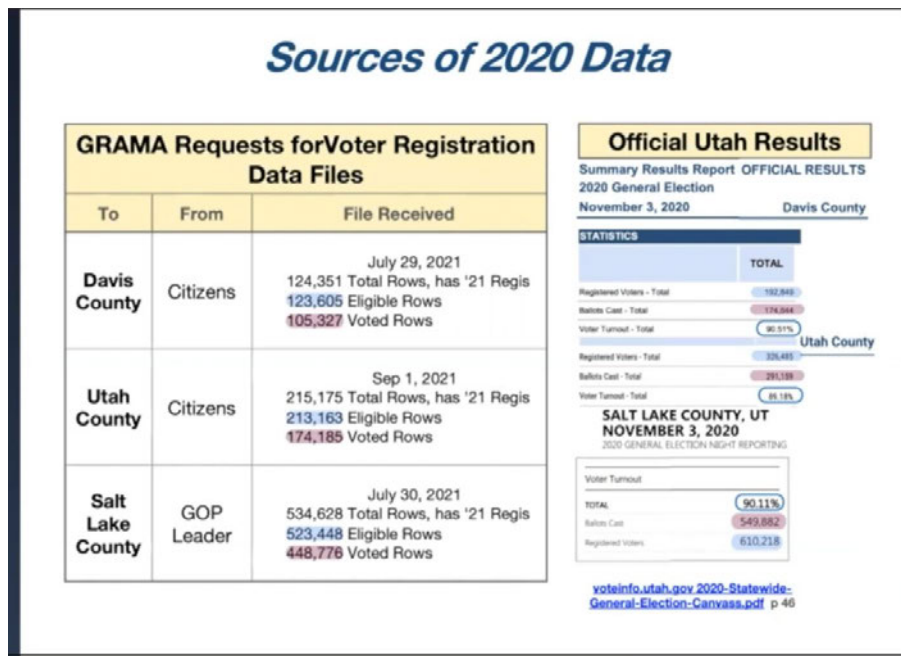
In addition it should be noted that the total votes reported during the reporting periods highlighted by Representative Christiansen were not shared. When we look at these totals they also help answer why there was not any significant changes to the share of votes for each candidate.

Date	Time	Utah time 11-3-20	Trump Share	Biden Share	Total Votes
11-4-20	5:55:01	10:55 pm	57.8	38.6	1010237
11-4-20	5:59:54	10:59 pm	57.8	38.6	1010275
11-4-20	6:07:51	11:07 pm	57.8	38.6	1010340
11-4-20	6:08:58	11:08 pm	57.8	38.7	1015583
11-4-20	6:10:53	11:10 pm	57.8	38.6	1016620
11-4-20	6:18:55	11:18 pm	57.8	38.6	1016816
11-4-20	6:24:51	11:24 pm	57.8	38.6	1017414
11-4-20	6:25:16	11:25 pm	57.8	38.6	1018859
11-4-20	6:28:53	11:28 pm	57.7	38.6	1023980

From 10:55 pm to 11:28 pm there was an increase of 13,743 votes reported a 1.3% increase of the total votes reported at that time. Whereas during the period of time that was omitted from Representative Christiansen's report there were a difference of 641,422 votes from the initial reporting period or 64%.

<https://static01.nyt.com/elections-assets/2020/data/api/2020-11-03/race-page/utah/president.json>

4 – Excess Ballot Analysis by Cindy Butler. During this analysis an inaccurate conclusion is presented relying on incomplete data and inaccurate assumptions. Representative Christiansen shared the image below. This analysis demonstrates and suggests that the number of ballots cast exceeds the realistic number of registered voters.



It was noted that the data set was limited because it did not include all voter files due to private voter and withheld voter status. It was stated that the Cindy knew how many voter registrations were missing because she took the total number of eligible rows and subtracted the total registered voters from the election results report. For Davis County 192,849 minus 123,605 equal the missing voters 69,244. This is a flawed assumption. This analysis failed to highlight two additional factors. First Cindy is comparing a data set from July 29, 2021 to a total number of active voters from November 2020. Eight months have passed between these two comparisons. People have moved into and out of the county. In addition the eligible rows from the July 2021 data set includes active and inactive voters, the Registered Voters listed on the Election Results only includes Active Voters. In comparison to data from 10-19-21 this is a difference of 83,304. So the conclusion that for Davis County, the full 100 % of the “missing” voters would have needed to vote is inaccurate. In fact only approximately 83% of the “missing” voters would have needed to vote.

This analyses demonstrates a gross negligence in using incomplete, and incompatible data sets in formulating a conclusion that we have more voters voting than registered to vote. Representative Christiansen was informed of this problem on October 15th and yet continues to share this information and offers legitimacy to its conclusions.

5 – Phantom Voter Analyses. Representative Christiansen inaccurately has stated that as a government official he has “the legal right to receive the complete voter data set from the Lt. Governor’s Office” he stated that he requested this from the Lt. Governor’s Office and that his request was denied, that there was “no good reason” for the denial.

State law allows for the release of private, controlled, or protected records under specific circumstances [63G-2-206\(1\)\(e\)\(i\)](#).

These records may be released to a member of the Legislature if it is in relation to the Legislature's duties including the preparation or review of a legislative proposal or legislation; appropriations; or an investigation or review conducted by the Legislature or a legislative committee.

Representative Christiansen stated that "the purpose of wanting that data was to conduct a phantom voter analysis". This is clearly outside of the legislatively established requirements to obtain this data.

Because his request was denied he shared his belief that this type of behavior only serves to exacerbate citizens' distrust of government.

Our government officials are required expected to follow the law, the law does not provide for the release of private records unless you meet the requirements set forth in the law, regardless of the merits of the cause. Furthermore to suggest that by complying with the current law in some way "exacerbates citizens' distrust of government" is irresponsible.

Fwd: Response to Rep C

email: [REDACTED]

Wednesday, October 20, 2021 at 4:13:23 PM Mountain Daylight Time

to: email: [REDACTED]

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

From: **Brian McKenzie** [REDACTED]

Date: Wed, Oct 20, 2021 at 1:00 PM

Subject: Fwd: Response to Rep C

To: [REDACTED]

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

From: **Brian McKenzie** [REDACTED]

Date: Wed, Oct 20, 2021 at 11:55 AM

Subject: Response to Rep C

To: Ricky Hatch [REDACTED]

Ricky,

Here is what I put together.

Brian McKenzie, CERA

Chief Deputy Clerk/Auditor
[REDACTED]

--

Brian McKenzie, CERA

Chief Deputy Clerk/Auditor
[REDACTED]

--

Jen Robison

Chief of Staff, Lieutenant Governor Deidre M. Henderson
State of Utah
[REDACTED]

Attachments:

Response to Rep Christiansen.docx 2.9M



Riley Wheeler <rwheeler@utah.gov>

Lieutenant Governor's Office Formal Response

5 me age

Riley Wheeler

Fri, Oct 1, 2021 at 3:00 PM

To: [REDACTED] John Cannon <[REDACTED]> John Fellows

Cc: Brad Wilson <[REDACTED]> Deidre Henderson <[REDACTED]> Michelle Jackson
<[REDACTED]> Mark Mitchell <[REDACTED]> Scott Cheney <[REDACTED]>

Representative Christiansen,

Attached in this email is our office's formal response to your letter. I've also included the text of the response in this email. Thank you.

Dear Representative Christiansen:

The Office of the Lieutenant Governor has received your letter of September 14, 2021 and hereby replies to your request.

You have a record that are classified as a "private" under Utah's GRAMA statute of U.C.A. 63G-2-302(1)(j) (m) or withheld under U.C.A. 20A-2-104. These include records such as a voter's driver license or identification card number, social security number, email address, date of birth, or phone number. In addition, voter registration records from individuals who have declared their information private or opted to have their information withheld as private are "private" under GRAMA. Except in certain situations, a governmental entity may not disclose records that are private. Accordingly, the Office cannot produce the "private" and "withheld" records you have requested.

While you are correct that some private or withheld voter information may be available to "government officials" in certain circumstances, the statute limits those circumstances to when the government official is "acting in the government official's capacity as a government official". While you are an elected member of the State Legislature, there is nothing in your request letter that demonstrates that you are acting in the capacity of a government official or on behalf of a government entity or otherwise as a "qualified person" under 20A-2-104(4)(a), and (d)(i). Nor does it appear that any other statutory exception applies to allow the Office to deliver private records to you. Therefore, the Office hereby declines your request to the extent you seek voter information that is classified as private or withheld.

Even though the Office cannot provide all the records you seek, those records that are in the custody of the Office and classified as public can be provided in the format they are maintained by this Office. The Office estimates such records could be delivered to you on or before December 1, 2021. The estimated fee for us to compile these records would be \$1,380.00. A schedule of the Lieutenant Governor's Office record production fees is attached with this document.

Please communicate with this Office as to your continuing interest in the public records that the Office could provide as described. If you are not interested in these public records, please inform us of that decision. As the requestor for government records you have the right to appeal the denial of that request within 30 days. Appeals should be directed to the Chief Administrative Officer of the governmental entity, who in this case would be Lieutenant Governor Henderson, at 350 North State Street Suite 220 Salt Lake City, UT 84114

Sincerely,

--

Riley Wheeler
Director of Administrative Services
Office of the Lieutenant Governor
State of Utah

Representative Christiansen Formal Response 10-1-2021.pdf
521K

Steve Christiansen <[REDACTED]>

Wed, Oct 6, 2021 at 10:24 PM

To: Deidre Henderson <[REDACTED]>
Cc: Brad Wilson <[REDACTED]>, Michelle Jackson <[REDACTED]>, Mark Mitchell <[REDACTED]>, Scott Cheney <[REDACTED]>, "Phillip K. Lyman" <[REDACTED]>, John Cannon <[REDACTED]>, John Fellows <[REDACTED]>, Riley Wheeler <[REDACTED]>, Steve Christiansen <[REDACTED]>

Lt Governor Henderson,

Thank you for your reply (see below). You argued that my request for the complete voter information was rejected because "there is nothing in your request letter that demonstrates that you are acting in the capacity of a government official or on behalf of a government entity or otherwise as a "qualified person" under 20A 2 104(4)(a), and (d)(i) " Two comments may suffice First, my request was delivered to you on my official letterhead of the Utah House of Representatives and referenced my position in that body, not as a private citizen Second, media articles (here is just one example: <https://www.sltrib.com/news/politics/2021/06/15/after-utah-legislator/>) reference my pursuit of a legislative audit of our November 2020 election results since December 2020. Ensuring election integrity is one of my key legislative priorities.

Bottom line, my request is legitimate and legally justified Also, since you are only willing to provide information in the "format ... maintained by [your] office," it should be quite easy to export to a thumb drive copies of the full database in effect on the three dates I requested Therefore, given the anticipated simplicity of the procedure to fulfill this request, I'd be happy to stop by your office Friday afternoon (October 8) and pick up the thumb drive I'm willing to pay the \$1,380 fee

Sincerely,

Steve

--

Rep. Steve Christiansen

Utah House of Representatives, District 47

[REDACTED]

[Quoted text hidden]

Riley Wheeler <[REDACTED]> Fri, Oct 8, 2021 at 11 00 AM
To: Steve Christiansen <[REDACTED]>
Cc: Deidre Henderson <[REDACTED]>, Brad Wilson <[REDACTED]>, Michelle Jackson <[REDACTED]>, Mark Mitchell <[REDACTED]>, Scott Cheney <[REDACTED]>, "Phillip K. Lyman" <[REDACTED]>, John Cannon <[REDACTED]>, John Fellow <[REDACTED]>, Steve Chri tian en <[REDACTED]>

Rep. Christiansen,

Thank you for your email. Unfortunately, your request is not as simple as exporting to a thumb drive. This is a time-consuming task that would require a heavy administrative burden while our office is in the middle of conducting a Municipal General Election. As such, our office cannot provide the public records until December 1. If you are still interested in obtaining the public records to which you are entitled, in the format maintained by our office, please let me know. Otherwise, you may still file a formal appeal of the denial of your request for private and withheld records to Lieutenant Governor Henderson.

Respectfully,



Riley Wheeler
Director of Administrative Services
Office of the Lieutenant Governor



[Quoted text hidden]





Riley Wheeler <rwheeler@utah.gov>

Lieutenant Governor's Office Response

5 me age

Riley Wheeler <[REDACTED]>

Wed, Sep 22, 2021 at 10:00 AM

To: [REDACTED]
Cc: [REDACTED], Deidre Henderson [REDACTED], Michelle Jackson [REDACTED]

Representative Christiansen,

Attached in this email is our office's initial response to your letter. I've also included the text of the response in this email.
Thank you

Dear Representative Christiansen

My office has received your letter dated September 14, 2021 requesting voter information and election records. Inasmuch as you have requested government records from a governmental entity, I interpret your letter to be a request under the Utah GRAMA statute.

Under GRAMA a governmental entity may postpone approval or denial under extraordinary circumstances, which my office deems applicable in this instance. The request you have sent seeks a voluminous quantity of records and would require my office to review a large number of records simply to locate the records requested. Furthermore, segregating the information that may be public and subject to production from that information that is classified private under GRAMA will also take considerable time. While I recognize your note that "time is of the essence," it is simply not possible to expedite your request or respond within the five days.

For these and other reasons listed as "extraordinary circumstances" under §63G-2-202(6), my office will require additional time to review, process and respond to your request. I anticipate that a formal response to your request can be communicated to you on or before Friday, October 1, 2021. Thank you for your understanding.

Sincerely,

Lieutenant Governor

--
Riley Wheeler
Director of Administrative Services
Office of the Lieutenant Governor
State of Utah
[REDACTED]



Representative Christiansen letter 9-21-2021.pdf
231K

Riley Wheeler <[REDACTED]>

Thu, Sep 23, 2021 at 8:01 AM

To: Scott Cheney [REDACTED], Mark Mitchell [REDACTED]

Scott and Mark,

I forgot to include you on the initial response that we sent yesterday. I'm forwarding this over to you. Thanks!

--

Riley Wheeler

Director of Administrative Services

Office of the Lieutenant Governor

State of Utah

[REDACTED]

[Quoted text hidden]

**Representative Christiansen letter 9-21-2021.pdf**
231K**Scott Cheney** [REDACTED]

Thu, Sep 23, 2021 at 8:06 AM

To: Mark Mitchell [REDACTED], Riley Wheeler [REDACTED]

Got it, thanks!

Sent from my Verizon, Samsung Galaxy smartphone

Get [Outlook for Android](#)**From:** Riley Wheeler <rwheeler@utah.gov>**Sent:** Thursday, September 23, 2021 8:01:27 AM**To:** Scott Cheney <SCHENEY@agutah.gov>; Mark Mitchell <markm@utah.gov>**Subject:** Fwd: Lieutenant Governor's Office Response

[Quoted text hidden]

Steve Christian [REDACTED]

Sat, Sep 25, 2021 at 2 09 PM

To: Deidre Henderson [REDACTED]

Cc: Brad Wilson [REDACTED], "Phillip K. Lyman" [REDACTED], John Cannon [REDACTED]

[REDACTED], John Fellows [REDACTED], Riley Wheeler [REDACTED], Michelle Jackson [REDACTED], Steve Christian [REDACTED]

Lt. Governor Henderson,

Thank you for this response. I look forward to the full response (and presumably the requested voter data to which I am entitled) no later than Friday, October 1, 2021.

On a related matter, may I bring to your attention a situation that has occurred and been verified in Colorado that poses a potential threat to the security of Utah 2020 election data. We're all aware that federal law requires that all data associated with a particular election must be retained for 22 months. Unfortunately, when the vendor of one of the election management systems performed a "trusted build" procedure (system update) in Mesa County, Colorado, significant information on that system from the November 2020 election was purged.

The link below is to a document provided by the Mesa County Clerk in Colorado that demonstrates the "substantial amount of data destruction" that occurred in Colorado and that could also occur in Utah (if it hasn't already) as a result of these vendor-initiated procedures. Note the sections on the table of contents under the heading "findings" that describe the extremely troubling nature of the data destruction. Fortunately, the Mesa County Clerk had captured a full forensic image of her election-related equipment before the system update that then allowed her to compare the data on her updated system to the data before the update. This comparison and the verification of the data destruction is what ultimately resulted in the linked report. These are serious risks.

Given these risks, I strongly encourage you to request that all county clerks in Utah capture and retain a forensic image of their election-related equipment and electronic data (election management system, scanners, etc.) to preserve a record of the election information pursuant to federal law. It would be extremely unfortunate if a similar situation occurred in Utah as occurred in Colorado and our election officials hadn't taken the appropriate protective steps to secure a copy of the data in order to avoid finding themselves in non-compliance with federal law.

Will you please notify me within a week as to whether the above-requested protective measures will be taken in each of our counties in Utah?

<https://bloximages.newyork1.vip.townnews.com/gjsentinel.com/content/tncms/assets/v3/editorial/0/47/047e4b26-187e-11ec-91f0-afc338816080/6145df5736676.pdf>

Best regards,

Steve

--

Rep. Steve Christiansen

Utah House of Representatives, District 47

[REDACTED]

From: Riley Wheeler [REDACTED]
Date: Wednesday, September 22, 2021 at 10:01 AM
To: Steve Christiansen [REDACTED], Phillip K Lyman [REDACTED],
John Cannon [REDACTED], John Fellows [REDACTED]
Cc: Brad Wilson [REDACTED], Deidre Henderson [REDACTED], Michelle [REDACTED]

Jackson [REDACTED]

Subject: Lieutenant Governor's Office Response

Representative Christiansen,

Attached in this email is our office's initial response to your letter. I've also included the text of the response in this email. Thank you.

Dear Representative Christiansen:

My office has received your letter dated September 14, 2021 requesting voter information and election records. Inasmuch as you have requested government records from a governmental entity, I interpret your letter to be a request under the Utah GRAMA statute.

Under GRAMA a governmental entity may postpone approval or denial under extraordinary circumstances, which my office deems applicable in this instance. The request you have sent seeks a voluminous quantity of records and would require my office to review a large number of records simply to locate the records requested. Furthermore, segregating the information that may be public and subject to production from that information that is classified private under GRAMA will also take considerable time. While I recognize your note that "time is of the essence," it is simply not possible to expedite your request or respond within the five days.

For these and other reasons listed as "extraordinary circumstances" under §63G-2-202(6), my office will require additional time to review, process and respond to your request. I anticipate that a formal response to your request can be communicated to you on or before Friday, October 1, 2021. Thank you for your understanding.

Sincerely,



Lieutenant Governor

[Quoted text hidden]

Steve Christiansen [REDACTED]

Wed, Oct 6, 2021 at 9:39 PM

To: Deidre Henderson [REDACTED]

Cc: Brad Wilson [REDACTED]

, "Phillip K. Lyman" [REDACTED]

, John Cannon [REDACTED]

, John Fellows [REDACTED]

, Riley Wheeler [REDACTED]

, Michelle Jackson [REDACTED]

, Steve Christiansen [REDACTED]

Lt. Governor Henderson,

I'm just following up on the email I sent on September 25, 2021 (see below). I don't believe I've received a response to my request in the last paragraph. Have the protective measures been taken here in the state of Utah to preserve election-related information in compliance with Federal law?

11/4/21, 11:36 AM

State of Utah Mail - Lieutenant Governor's Office Response

Sincerely,

[Quoted text hidden]