

Update on Forensic Audit

In November 2021, Governor Greg Abbott announced that he was authorizing funding for a “full forensic audit” of 4 counties including Collin county.

On December 31, 2022, the Secretary of State announced the results of Phase 1.

We have not heard anything further about the audit.

Can you ask the Secretary of State to provide an update to the citizens of Collin and a date to expect the next report?

Can you confirm whether or not they have looked at the hard ballots from the 2020 General Election. If not, then what they are conducting is not full and not forensic. We already know that the process has not been independent, nor transparent.

According to the Rasmussen Poll on July 7, 2022, between 52 to 59% of American Voters maintain that cheating likely affected the 2020 election outcome. We need to know if our Texas votes were compromised in any way. The best way to restore public confidence in our elections is to do a full, thorough, forensic audit that is independent and transparent, and this includes looking at the paper ballots.

I am also publicly calling on you to preserve all evidence related to the 2020 General Election for the following reasons:

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- **2020 was the most historic General Election of all modern time.**

- **It represented the single largest event in American history exposing fraud and voter roll bloat on the voter rolls in American history.**
- **It represents the single largest number of witness affidavits regarding observations of election maladministration, malfeasance, and election irregularities.**
- **Generated the single largest cumulative purge of voters from American voter rolls IMMEDIATELY FOLLOWING an election.**
- **Generated the most statistical anomalies in American voting history.**

Therefore, all documents and materials regarding the 2020 General Election must be immediately protected from destruction and kept for study, research, debate, examination, verification, and cross examination.

Fraud

Black's Law Dictionary 4th edition defines Fraud as: FRAUD. An intentional perversion of truth for the purpose of inducing another in reliance upon it to part with some valuable thing belonging to him or to surrender a legal right; a false representation of a matter of fact, whether by words or by conduct, by false or misleading allegations, or by concealment of that which should have been disclosed, which deceives and is intended to deceive another so that he shall act upon it to his legal injury.

I think you, as our commissioners, should be asking yourselves:

- Would you accept the FDIC issuing fraudulent insurance certifications for your bank?
- Would you accept your bank using vulnerable, uncertified banking systems and software?
- Would you place your money in a bank if their certification was signed by an office worker instead of the proper signing authority?
- Would you accept a university diploma signed by a professor?

The Voting System Testing Laboratory Manual clearly says that the accreditation certificate SHALL not exceed a period of two years.

According to Black's Law Dictionary: As used in statutes and similar instruments, this word [SHALL] is generally imperative or mandatory. In fact, I believe Commissioner Flethcer mentioned the word "shall" being mandatory a couple of weeks ago in this very court.

Therefore, it is mandatory that the certificate expires in 2 years or follows a process for renewal.

The manual describes the process for renewal that requires that the Voting System Testing Lab make application for renewal 30-60 days before the expiration.

Why would the EAC have a standard and a procedure if there is really no expiration? If they are not going to follow their own standards, then how can we know that the machines are safe for our community?

More questions to ask yourself

- Did the Election Assistance Commission commit fraud when they failed to notify the state's Secretaries of State that the accreditation for both Voting System Test Laboratories had expired in 2017?
- Are they continuing to commit fraud by continuing to state that there is no expiration?
- Did they Commit fraud when writing a letter stating that the lapse in accreditation was due to Covid-19 when the pandemic did not start until 2 years after the accreditations lapsed?

I urge you to consider the truthfulness of the statements by the EAC. Your associates at the state and national level are misleading you, and I hope you will start to take everything they say to you with a grain a salt.

Secretary of State Failures

Failure by the Secretaries of State to ensure that ES&S machines complied with the certification requirements by an EAC accredited Voting System Testing Lab and the Voting Systems Standards required by Section 301 of HAVA 2002, before it was “certified” by their office, violated Section 101 and Section 102 of HAVA 2002, TX Admin §81.61 and TX ELEC §122.01. Nothing in the Election Code grants the Secretary of State the authority to ignore or suspend specific sections of the Election Code or other state and federal laws.

These Secretaries’ actions violate the Separation of Powers clause of Art. 2, Sec. 1 of the Texas Constitution. Further, because the Secretary is causing counties to violate Tex. Elec. Code 122.01(3), this is a violation of the Suspension of Laws provision in Art. 1, Sec. 28 of the Texas Constitution. The Constitution provides that only the Legislature can suspend laws - not the Secretary, a member of the Executive Branch. **By suspending laws and authorizing exceptions to Tex. Elec. Code § 122.01 (3), and other statutes, the Secretary is failing to perform his ministerial duty.** Surely the Legislatures did not intend for any of these provisions to be waived, ignored, or violated. If any government official can simply ignore or modify laws as they wish, would that not render the legislature an invalid and useless branch of government.

Texas has had 11 Secretaries of State since 2005. And we haven’t had one that has been properly nominated and confirmed by the legislature for the last 5 years. The last few have been appointed by Governor Abbott when the legislature has been out of session. It appears that the Governor just switched them out when the pressure gets too great. Multiple Secretaries have failed to monitor and enforce the conditions of Election machine certification. We deserve better than rotating Secretaries of State that continue to fail at their job. If the State cannot do its job in regards to certifying the equipment used and verifying that the equipment is federally certified, then our County Commissioners should have the courage to do something to ensure the integrity of our elections. We can no longer be naïve to their shenanigans. But we must verify every claim they make with FOIA’s of paperwork, emails, and other evidence.

After seeing evidence of wrongdoing in the 2020 elections, the citizens of Collin County have a healthy skepticism of what is happening in our own backyard. We need a remedy to regain the trust that has been lost. We know that you want fair elections as well. So, let’s work together to see how we can formulate a plan to make Collin County the shining star of Texas Elections.