



April 26, 2019

VIA ELECTRONIC MAIL

Scottie Howell
Director of Open Government
Florida House of Representatives
418 The Capitol
402 South Monroe Street
Tallahassee, FL 32399
opengovernment@myfloridahouse.gov

Re: Public Records Request

Dear Mr. Howell:

Pursuant Article 1, Section 24 of the Florida Constitution and Florida’s public records laws, as codified at Fla. Stat. Chapter 119, American Oversight makes the following request for records.

Requested Records

American Oversight requests that the Florida House of Representatives promptly produce the following:

All communications (including emails, email attachments, text messages, calendar invitations/entries, letters, memoranda, or other communications) regarding voter eligibility, voter registration, Amendment 4, HB 7089, maintenance or revision of voter rolls, election administration, or election security between (a) any of the Florida state legislature staff members listed in Column A below, and (b) any of the individuals or entities listed in Column B below:

Column A: Florida State Legislature Staff	Column B: External Individuals & Entities
<ul style="list-style-type: none"> • Michael Poche, Staff Director, House Judiciary Committee • Donna Ellerkamp, Administrative Lead, House Judiciary Committee • Whitney Hall, Policy Chief, House Criminal Justice Subcommittee • Breanna Kim, Administrative Support, House Criminal Justice Subcommittee • Heather Williamson, Staff Director, House State Affairs Committee • Tiffany Harrington, Deputy Staff Director, House State Affairs Committee 	<ul style="list-style-type: none"> • Kris Kobach (including communications with kkobach@gmail.com, kris@kriskobach.com, or any email addresses ending in ks.gov) • J. (John) Christian Adams • Hans von Spakovsky • John R. Lott Jr. • Ken Block • Donald Palmer • Robert Popper • Catherine Engelbrecht • Richard Harrison



<ul style="list-style-type: none"> • Tori Denson, Administrative Lead, House State Affairs Committee • Victoria Rundles, Administrative Support, House State Affairs Committee 	<ul style="list-style-type: none"> • Anyone communicating on behalf of the Election Law Center (electionlawcenter.com) • Anyone communicating on behalf of the Government Accountability Institute (g-a-i.org) • Anyone communicating on behalf of Simpatico Software Systems (simpaticosoftware.com) • Anyone communicating on behalf of Judicial Watch (judicialwatch.org) • Anyone communicating on behalf of the Heritage Foundation (heritage.org) • Anyone communicating on behalf of Heritage Action for America (heritageaction.com) • Anyone communicating on behalf of the Public Interest Legal Foundation (publicinterestlegal.org) • Anyone communicating on behalf of the American Civil Rights Union (theacru.org) • Anyone communicating on behalf of True the Vote (truethevote.org) • Anyone communicating on behalf of Floridians for a Sensible Voting Rights Policy (floridavotingrights.org)
--	--

Please provide all responsive records from November 6, 2018, to the date the search is conducted.

American Oversight seeks all responsive records regardless of format, medium, or physical characteristics. In conducting your search, please understand the term “record” in its broadest sense, to include any written, typed, recorded, graphic, printed, or audio material of any kind. We seek records of any kind, including electronic records, audiotapes, videotapes, and photographs, as well as letters, emails, facsimiles, telephone messages, voice mail messages and transcripts, notes, or minutes of any meetings, telephone conversations or discussions. Our request includes any attachments to these records. **No category of material should be omitted from search, collection, and production.**

In addition, American Oversight insists that the House of Representatives use the most up-to-date technologies to search for responsive information and take steps to ensure that the most complete repositories of information are searched. American Oversight is available to work with you to craft appropriate search terms. **However, custodian searches are still required; your office may not have**

direct access to files stored in .PST files, outside of network drives, in paper format, or in personal email accounts.

In the event some portions of the requested records are properly exempt from disclosure, please disclose any reasonably segregable non-exempt portions of the requested records. If it is your position that a document contains non-exempt segments, but that those non-exempt segments are so dispersed throughout the document as to make segregation impossible, please state what portion of the document is non-exempt, and how the material is dispersed throughout the document. If a request is denied in whole, please state specifically that it is not reasonable to segregate portions of the record for release.

Please take appropriate steps to ensure that records responsive to this request are not deleted by your office before the completion of processing for this request. If records potentially responsive to this request are likely to be located on systems where they are subject to potential deletion, including on a scheduled basis, please take steps to prevent that deletion, including, as appropriate, by instituting a litigation hold on those records.

To ensure that this request is properly construed, that searches are conducted in an adequate but efficient manner, and that extraneous costs are not incurred, American Oversight welcomes an opportunity to discuss its request with you before you undertake your search or incur search or duplication costs. By working together at the outset, American Oversight and the House of Representatives can decrease the likelihood of costly and time-consuming litigation in the future.

Where possible, please provide responsive material in electronic format by email or in PDF on a USB drive. Please send any responsive material being sent by mail to American Oversight, 1030 15th Street NW, Suite B255, Washington, DC 20005. If it will accelerate release of responsive records to American Oversight, please also provide responsive material on a rolling basis.

Conclusion

American Oversight is a 501(c)(3) nonprofit with the mission to promote transparency in government, to educate the public about government activities, and to ensure the accountability of government officials. American Oversight uses the information gathered, and its analysis of it, to educate the public through reports, press releases, or other media. American Oversight also makes materials it gathers available on its public website and promotes their availability on social media platforms, such as Facebook and Twitter.¹

We share a common mission to promote transparency in government. American Oversight looks forward to working with the Florida House of Representatives on this request. If you do not

¹ American Oversight currently has approximately 12,200 page likes on Facebook and 54,100 followers on Twitter. American Oversight, FACEBOOK, <https://www.facebook.com/weareoversight/> (last visited Apr. 25, 2019); American Oversight (@weareoversight), TWITTER, <https://twitter.com/weareoversight> (last visited Apr. 25, 2019).

understand any part of this request, have any questions, or foresee any problems in fully releasing the requested records, please contact Beth France at foia@americanoversight.org or 202.897.2465.

Sincerely,

A handwritten signature in blue ink that reads "Austin R. Evers". The signature is fluid and cursive, with a long horizontal flourish extending to the left.

Austin R. Evers
Executive Director
American Oversight