



June 22, 2021

**VIA ONLINE PORTAL**

Steven Rosenberg  
Official Custodian of Records  
Office of the County Attorney  
141 Pryor Street SW, Suite 4038  
Atlanta, GA 30303  
Via Online Portal

**Re: Open Records Request**

Dear Records Custodian Rosenberg:

Pursuant to the Georgia Open Records Law (O.C.G.A. §§ 50-18-70 et seq.), American Oversight makes the following request for records.

**Requested Records**

American Oversight requests that Fulton County produce the following within three business days:

1. All email communications (including emails, complete email chains, calendar invitations, and attachments thereto) between (a) any of the Fulton County officials listed in List A, below, and (b) any of the external parties listed in List B, below.
2. All text messages or communications on messaging applications similar in form to text messages (including, but not limited to, Signal, The Buzz, WhatsApp, Facebook Messenger, and Twitter direct messages) between (a) any of the Fulton County officials listed in List A, below, and (b) any of the external parties listed in List B, below.
3. All records reflecting the content of any meetings or calls between (a) any of the Fulton County officials listed in List A, below, and (b) any of the external parties listed in List B, below, including, but not limited to, agendas, meeting minutes or summaries (including handwritten notes and informal email summaries), and any materials exchanged by participating parties.

**List A: Fulton County Officials:**

- |  |  |
|--|--|
| <u>Fulton County Board of Commissioners:</u> |  |
| i. Robb Pitts, Chair                         | iii. Bob Ellis, District 2               |
| ii. Liz Hausmann, District 1                 | iv. Lee Morris, District 3               |
|  | v. Natalie Hall, District 4              |
|  | vi. Marvin S. Arrington, Jr., District 5 |



- |  |  |
|--|--|
| <ul style="list-style-type: none"> <li>vii. Khadijah Abdur-Rahman,<br/>District 6</li> <li>viii. Joe Carn, former<br/>Commissioner<br/><u>Fulton County Board of<br/>Registration and Elections:</u></li> <li>i. Richard Barron, Director</li> </ul> | <ul style="list-style-type: none"> <li>ii. Alex Wan, Chair</li> <li>iii. Vernetta Keith Nuriddin,<br/>Vice Chair</li> <li>iv. Dr. Kathleen Ruth, Member</li> <li>v. Aaron V. Johnson, Member</li> <li>vi. Mark Wingate, Member</li> <li>vii. Mary Carole Cooney, former<br/>Chair</li> </ul> |
|--|--|

**List B: External Parties:**

- i. Garland Favorito, Nydia Tisdale, MaryLou Meyer, Ted Metz, Ricardo Davis, Bill Simon, or anyone communicating on behalf of Voters Organized for Trusted Election Results or VoterGA (@voterga.net or @voterga.org)
- ii. Todd Harding, William Maddox, Billy Maddox, or anyone communicating on behalf of Maddox & Harding (@maddoxharding.com)
- iii. Erick Kaardal, or anyone communicating on behalf of Mohrman, Kaardal & Erickson, P.A. (@mklaw.com)
- iv. Tarren Bragdon, or anyone communicating on behalf of the Foundation for Government Accountability (@thefga.org)
- v. President Donald J. Trump, Chief of Staff Mark Meadows, Cassidy Hutchinson, or anyone communicating on behalf of the White House (@who.eop.gov)
- vi. The Trump campaign (@donaldtrump.com, @donaldjtrump.com, @trumpvictory.com, @45office.com, or @trumporg.com)
- vii. Dan Scavino, Molly Michael, Nicholas Luna, Stephen Miller, Eliza Thurston, Desiree Thompson, or anyone communicating on behalf of the post-presidential transition office of former President Donald Trump
- viii. David Shafer, Ronna McDaniel, Laura Cox, Terry Bowman, or anyone communicating from an email address ending in @gop.com, @rnchq.com, or @gagop.org
- ix. Rudolph Giuliani, or anyone communicating on his behalf (@giulianisecurity.com, giulianipartners.com, gdcillc.com)
- x. Joseph diGenova, Victoria Toensing, or anyone communicating on behalf of diGenova & Toensing, LLP (@digenovatoensing.com)
- xi. Sidney Powell, or anyone communicating on behalf of Sidney Powell, P.C. (@federalappeals.com)
- xii. Jenna Ellis, or anyone communicating on behalf of Liberty University's Falkirk Center (@falkirkcenter.com or @liberty.edu), the Thomas More Society (@thomasmoresociety.org), or the American Greatness Fund (@americangreatnessfund.com)
- xiii. Former National Security Advisor Mike Flynn
- xiv. Cleta Mitchell (including, but not limited to, cleta@cletamitchell.com, cmitchell@foley.com, or email addresses ending in @bradleyfdn.org, or @freedomworks.org)
- xv. Michael Farris, or anyone communicating from an email address ending in @adflgal.org

- xvi. Howard Kleinhendler (including, but not limited to, howard@kleinhendler.com)
- xvii. Earl Eugene Kern, or anyone communicating on behalf of Wake Technology Services, Inc. (@waketsi.com)
- xviii. Ben Cotton, or anyone communicating on behalf of CyFir (@cyfir.com)
- xix. Doug Logan, or anyone communicating on behalf of Cyber Ninjas (@cyberninjas.com)
- xx. Colonel Phil Waldron (including, but not limited to, phil@onewarrior.com or p@bonfireresearch.com), Russell Ramsland (including, but not limited to ryuks9sq@alliedspecialops.us), or anyone communicating on behalf of Allied Security Operations Group (@alliedspecialops.us)
- xxi. Jovan Hutton Pulitzer (including, but not limited to, jovanhuttonpulitzer@gmail.com)
- xxii. Corey Lewandowski
- xxiii. Ken Bennett (kbennettaz7@gmail.com, kbazsos@gmail.com, kjbennettaz@gmail.com, arizonaaudit@gmail.com), Karen Fann, or anyone communicating on behalf of the Arizona state senate (azleg.gov)
- xxiv. James Bopp (including, but not limited to, at jboppjr@aol.com), Richard Coleson, Courtney Turner Milbank, or anyone communicating on behalf of Bopp Law Firm (@bopplaw.com)
- xxv. Anyone communicating from an email address ending in mail.house.gov or senate.gov

Please provide all responsive records from November 3, 2020, through the date this request is received by your office.

Please notify American Oversight of any anticipated fees or costs in excess of \$100 prior to incurring such costs or fees.

### **Guidance Regarding the Search & Processing of Requested Records**

In connection with its request for records, American Oversight provides the following guidance regarding the scope of the records sought and the search and processing of records:

- Please search all locations and systems likely to have responsive records, regardless of format, medium, or physical characteristics. For instance, if the request seeks “communications,” please search all locations likely to contain communications, including relevant hard-copy files, correspondence files, appropriate locations on hard drives and shared drives, emails, text messages or other direct messaging systems (such as iMessage, WhatsApp, Signal, or Twitter direct messages), voicemail messages, instant messaging systems such as Lync or ICQ, and shared messages systems such as Slack.
- In conducting your search, please understand the terms “record,” “document,” and “information” in their 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 for records includes any attachments to those records or other materials enclosed with those records when they were previously transmitted. To the extent that an email is responsive to our request, our request includes all prior messages sent or received in that email chain, as well as any attachments to the email.
- Please search all relevant records or systems containing records regarding agency business. Do not exclude records regarding agency business contained in files, email accounts, or devices in the personal custody of your officials, such as personal email accounts or text messages. Records of official business conducted using unofficial systems or stored outside of official files are subject to the Open Records Act.<sup>1</sup>
- 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 a request is denied in whole, please state specifically why 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 the agency 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.

If you have any questions regarding how to construe this request for records or believe that further discussions regarding search and processing would facilitate a more efficient production of records of interest to American Oversight, please do not hesitate to contact American Oversight to discuss this request. 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 your agency can decrease the likelihood of costly and time-consuming litigation in the future.

Where possible, please provide responsive material in an electronic format by email. Alternatively, please provide responsive material in native format or in PDF format 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.

---

<sup>1</sup> O.C.G.A. § 50-18-70(b)(2).

## 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.<sup>2</sup>

We share a common mission to promote transparency in government. American Oversight looks forward to working with you on this request. If you do not understand any part of this request, have any questions, or foresee any problems in fully releasing the requested records, please contact Khahilia Shaw at [records@americanoversight.org](mailto:records@americanoversight.org) or 202.539.6507.

Sincerely,

*/s/ Khahilia Shaw*  
Khahilia Shaw  
on behalf of  
American Oversight

---

<sup>2</sup> American Oversight currently has approximately 15,660 page likes on Facebook and 106,200 followers on Twitter. American Oversight, Facebook, <https://www.facebook.com/weareoversight/> (last visited June 17, 2021); American Oversight (@weareoversight), Twitter, <https://twitter.com/weareoversight> (last visited June 17, 2021).