



March 4, 2022

VIA EMAIL

Office of the Lieutenant Governor
Jordan Watters, Chief of Staff
State Capitol Building
700 W. Jefferson Street
Boise, ID 83720
jordan.watters@lgo.idaho.gov

Re: Public Records Act Request

Dear Public Records Custodian:

Pursuant to Idaho's Public Records Act, as codified at Chapter 1 of Title 74 of the Idaho Code, I.C. T. 74, Ch. 1, American Oversight makes the following request for records.

Requested Records

Pursuant to Section 74-103(1) of the Idaho Code, American Oversight requests that your office produce the following records within three working days, or, if a longer period of time is needed and American Oversight is so notified, within ten working days:

1. All electronic communications (including emails, email attachments, calendar invitations, text messages, or calendar entries) sent by Lieutenant Governor Janice McGeachin containing any of the key terms listed below:

Key Terms:

- a. "National emergency"
- b. Conspiracy
- c. Insurrection
- d. Capitol
- e. "Stop the steal"
- f. "Save America"
- g. "Rally to Revival"
- h. "Electoral college"
- i. Certification
- j. "January 6"
- k. Trump
- l. Biden
- m. Dominion
- n. Smartmatic
- o. Fox



- p. Newsmax
- q. OANN
- r. OAN
- s. “One America News”
- t. “Gateway Pundit”
- u. MyPillow
- v. Bobb
- w. Lindell
- x. Murdoch
- y. “Election fraud”
- z. “Election integrity”
- aa. MAGA

In an effort to accommodate your office and reduce the number of potentially responsive records to be processed and produced, American Oversight has limited item 1 of its request to communications sent by Lieutenant Governor McGeachin. To be clear, however, American Oversight still requests that complete email and text message chains be produced, displaying both sent and received messages. This means, for example, that both Lieutenant Governor McGeachin’s response to an email containing the key term “certification” and the initial received message are responsive to this request and should be produced.

For item 1 of this request, please provide all responsive records from January 1, 2021, through January 10, 2021.

2. All electronic communications (including emails, email attachments, calendar invitations, text messages, or calendar entries) between (a) Lieutenant Governor McGeachin and (b) any entity or individual listed below.
 - i. Emily Newman (enewman@protonmail.com), Todd Sanders (todd@krknsys.com), Michael Roman (mikeroman@protonmail.com), or anyone communicating from an email address ending in @americaproject.com
 - ii. Katherine Friess (kfriess@protonmail.com)
 - iii. Bernard Kerik (bernardkerik@protonmail.com)
 - iv. Boris Ephsteyn (bepshteyn@gmail.com)
 - v. John Eastman (jeastman@claremont.org, jeastman@ccg1776.com)
 - vi. Lin Wood, or anyone communicating from an email address ending in @fightback.law
 - vii. Sidney Powell (sp@seeking-justice.org), or anyone communicating on behalf of Sidney Powell, P.C. (including anyone communicating from an email address ending in @federalappeals.com)
 - viii. Matthew DePerno (matthew@depernolaw.com)
 - ix. Matt Braynard, Ian Camacho, Caroline Craze, Ken Bennett, and/or anyone communicating on behalf of Look Ahead America

- (including, but not limited to, anyone communicating from an address ending in @LookAheadAmerica.org)
- x. Douglas Frank (including, but not limited to, the email address drdouglassgfrank@protonmail.com)
 - xi. Ken Blackwell (kennethblackwell693@gmail.com) and/or anyone communicating on behalf of America First Policy Institute (including, but not limited to, anyone communicating from an address ending in @americafirstpolicy.com)
 - xii. Former National Security Advisor Mike Flynn (including, but not limited to, an address ending in @generalflynn.com), Joseph Flynn, Michael Flynn Jr., and/or anyone communicating on behalf of America's Future (including, but not limited to, anyone communicating from an address ending in @americasfuture.net)
 - xiii. Ivan Raiklin (ivan.raiklin@gmail.com or socialmediaraiklin@gmail.com)
 - xiv. Cleta Mitchell (including, but not limited to, cleta@cletamitchell.com, cmitchell@foley.com, or an address ending in @bradleyfdn.org)
 - xv. Jenna Ellis (jenna.ellis.esq@gmail.com) and/or anyone communicating on behalf of Liberty University's Falkirk Center (including, but not limited to, anyone communicating from an address ending in @falkirkcenter.com), Thomas More Society (including, but not limited to, anyone communicating from an address ending in @thomasmoresociety.org), or American Greatness Fund (including, but not limited to, anyone communicating from an address ending in @americangreatnessfund.com)
 - xvi. Colonel Phil Waldron (including, but not limited to, phil@onewarrior.com or anyone communicating from an email address ending in @bonfiresearch.org), Russell Ramsland (including, but not limited to, ryuks9sq@alliedspecialops.us or yrku9sqs@protonmail.com), J. Keet Lewis, and/or anyone communicating on behalf of Allied Security Operations Group (including, but not limited to, anyone communicating from an address ending in @alliedspecialops.us)
 - xvii. Jovan Hutton Pulitzer (jovanhuttonpulitzer@gmail.com)
 - xviii. Christina Bobb, Chanel Rion, or anyone communicating from an address ending in @oann.com, or Voices and Votes, including anyone communicating from an email address ending in @voicesandvotes.org
 - xix. Mike Lindell (mike@mypillow.com)
 - xx. Kurt Olsen (kurtols@protonmail.com)
 - xxi. William Olson (williamolson@lawandfreedom.com, wjo@mindspring.com)
 - xxii. Phill Kline (phillklineva@gmail.com), Luis Cornelio (lcornel001@citymail.cuny.edu) Jacqueline Timmer, Mary Coran, Tom Breth, or anyone communicating on behalf of the American

- Voter's Alliance (including, but not limited to, anyone communicating from an address ending in @got-freedom.org)
- xxiii. Seth Keshel (skeshel@protonmail.com, bookings@captk.com)
 - xxiv. Al Hartman, Jenny Limcher, or anyone communicating on behalf of Hartman REIT (including, but not limited to, anyone communicating from an address ending in @hi-reit.com)
 - xxv. Doug Logan, or anyone communicating on behalf of Cyber Ninjas (@cyberninjas.com)
 - xxvi. Virginia Senator Amanda Chase, or anyone communicating from an email address ending in @chaseforva.com
 - xxvii. Arizona Senator Wendy Rogers (wendyjrogers@gmail.com or wrogers@azleg.gov)
 - xxviii. Shiva Ayyadurai (vashiva@vashiva.com), or anyone communicating on behalf of EchoMail (@echomail.com)
 - xxix. Ron Hooper (ron@ronhooper.com or rhooper@termlimits.com)
 - xxx. Shawn Smith (luftsas@gmail.com)
 - xxxi. Neal Schuerer (neil@pathtoreform.org or nschuerer@outlook.com)

For item 2 of this request, please provide all responsive records from November 1, 2020, through the date the search is conducted.

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

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.
- 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 Idaho's

Public Records Act if they were “prepared” by your agency, including by an employee of your agency.¹

- 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.² 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.

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

¹ See I.C. § 74-101(13); cf. *Cowles Pub. Co. v. Kootenai Cty. Bd. of Cty. Comm’rs*, 144 Idaho 259, 263 (2007).

² I.C. § 74-112.

website and promotes their availability on social media platforms, such as Facebook and Twitter.³

We share a common mission to promote transparency in government. American Oversight looks forward to working with your agency on this request. If you do not understand any part of this request, please contact Emma Lewis at records@americanoversight.org or (202) 919-6303.

Sincerely,

/s/ Emma Lewis
Emma Lewis
on behalf of
American Oversight

³ American Oversight currently has approximately 15,720 page likes on Facebook and 117,800 followers on Twitter. American Oversight, Facebook, <https://www.facebook.com/weareoversight/> (last visited Feb. 28, 2022); American Oversight (@weareoversight), Twitter, <https://twitter.com/weareoversight> (last visited Feb. 28, 2022).