



July 7, 2023

VIA EMAIL

Mohave County Manager's Office
P.O. Box 7000
Kingman, AZ 86402
warem@mohave.gov
sam.elters@mohave.gov

Re: Public Records Request

Dear Public Records Officer:

Pursuant to the Arizona Public Records Law, A.R.S. §§ 39-121 et seq., American Oversight makes the following request for records.

Requested Records

American Oversight requests that your office promptly produce the following records:

1. All email communications (including emails, email attachments, complete email chains, calendar invitations, and calendar invitation attachments) and text messages or messages on messaging platforms (such as Slack, GChat or Google Hangouts, Lync, Skype, Twitter direct messages, Facebook messages, WhatsApp, Signal, Telegram, or Parler) between (A) Supervisor Travis Lingenfelter, Supervisor Hildy Angius, Supervisor Buster Johnson, Supervisor Jean Bishop, or Supervisor Ron Gould, and (B) any of the external individuals or entities listed below, including, but not limited to, at the suggested email addresses or domains.

External Entities and Individuals:

1. Patrick Byrne, Mike Roman (mikeroman@protonmail.com), or anyone communicating from the America Project, including anyone communicating from an email address ending in americaproject.com or theamericaproject.com
2. Anyone communicating on behalf of the Election Fairness Institute (electionfairnessinstitute.org or GoEFI.org)
3. Catherine Engelbrecht, or anyone communicating from an email address ending in truethevote.org or truethevote.com
4. Charles Bundren (charles@bundrenlaw.net)
5. Christine Bauserman (cb12221@gmail.com)
6. Cochise County Recorder David Stevens (recorder@cochise.az.gov)
7. David Clements (davidkclements13@protonmail.com, dkc@theprofessorsrecord.com)



8. Doug Frank (drdouglasgfrank@outlook.com,
drdouglasfrank@protonmail.com)
9. Doug Logan, or anyone communicating on behalf of Cyber Ninjas
(cyberninjas.com)
10. Draza Smith (drazasmith@protonmail.com, drazasmith@gmail.com)
11. Emily Newman (enewman@protonmail.com)
12. Erin Clements (née Hughs) (erin.hughs@yahoo.com)
13. Former Arizona GOP Chair Kelli Ward
(kelli@kelliward.com, drkelliward@gmail.com)
14. Former Arizona Representative Mark Finchem
(markfinchem@me.com, markfinchem@protonmail.com)
15. Former Arizona Senator Karen Fann
(karenefann@outlook.com, fannm@cableone.net)
16. Former Arizona Senator Kelly Townsend (kellyjtownsend@yahoo.com,
kune_fish@yahoo.com)
17. Gregg Phillips (gregg@patriotgames.com, gregg@opsec.group) or
anyone communicating from an email address ending in opsec.group
18. Jeff DeWit (azgop.com)
19. Jeff O'Donnell (theloneraccoon@protonmail.com), or anyone
communicating from an email address ending in ordros.com
20. Jim Hoft (midwestjim@charter.net, jwhoft@gmail.com), or anyone
communicating from an email address ending in gatewaypundit.com
21. Jordan Conradson (jordanconradson@gmail.com)
22. Jovan Hutton Pulitzer (jovanhuttonpulitzer@gmail.com)
23. Kari Lake (karilake.com)
24. Ken Bennett (kbazos@gmail.com, kjbennettaz@gmail.com,
arizonaaudit@gmail.com)
25. Kurt Olsen (kurtols@protonmail.com)
26. Liz Harris (lizharrisma@gmail.com, lizharris@cox.net,
liz@lizharrisrealty.com)
27. Michael Schafer (mcsaz42@protonmail.com)
28. Mike Lindell (mike@mypillow.com), Michele Replogle
(micrep@protonmail.com, micrep@pm.me), or anyone communicating
from an email address ending in mypillow.com
29. Pete McGinnis (pmcginnis0@protonmail.com)
30. Phil Waldron (phil@onewarrior.com, p@bonfiresearch.org), or anyone
communicating from an email address ending in bonfiresearch.org
31. Randy Pullen (rpullen13@gmail.com)
32. Russ Ramsland (ryuks9sq@alliedspecialops.us,
yrku9sqs@protonmail.com) or anyone communicating from Allied
Special Operations Group (alliedspecialops.us)
33. Seth Keshel (skeshel@protonmail.com,
skeshel@gmail.com, bookings@captk.com)
34. Shawn Smith (luftsas@gmail.com, ratioinvictus@protonmail.com)
35. Shelby Busch (shelby.b@libertyunitedcoalition.com,
wethepeopleaz@protonmail.com, shelbywpaa@protonmail.com)
36. Shiva Ayyadurai (vashiva@vashiva.com)

37. State Senator Anthony Kern (akern@azleg.gov), or anyone communicating on his behalf
38. State Senator Sonny Borrelli (sborrelli@azleg.gov), or anyone communicating on his behalf
39. State Senator Wendy Rogers (wrogers@azleg.gov), or anyone communicating on her behalf
40. State Representative Steve Montenegro (smontenegro@azleg.gov, steve@coronamconsulting.com, stevemontenegro@gmail.com, stevemontenegro@protonmail.com), or anyone communicating on his behalf
41. Tim Griffin, or anyone communicating on behalf of the Thomas More Society (thomasmoresociety.org)
42. Todd Sanders (todd@krknsys.com, todd@americaproject.com, t@bonfiresearch.org)

Please note that American Oversight does not seek, and that this request specifically excludes, the initial mailing of news clips or other mass-distribution emails. However, subsequent communications forwarding such emails are responsive to this request. In other words, for example, if the specified individual received a mass-distribution news clip email from an external party listed above, that initial email would not be responsive to this request. However, if the specified individual forwarded that email to another individual with his own commentary, that subsequent message would be responsive to this request and should be produced.

2. All email communications (including emails, email attachments, complete email chains, calendar invitations, and calendar invitation attachments) and text messages or messages on messaging platforms (such as Slack, GChat or Google Hangouts, Lync, Skype, Twitter direct messages, Facebook messages, WhatsApp, Signal, Telegram, or Parler) sent or received by Supervisor Travis Lingenfelter, Supervisor Hildy Angius, Supervisor Buster Johnson, Supervisor Jean Bishop, or Supervisor Ron Gould that contain any of the following key terms:

Key Terms:

1. “hand count”
2. handcount
3. “hand-count”
4. “hand-counting”
5. “SCR 1037”
6. SCR1037
7. “Senate Concurrent Resolution 1037”
8. “SB 1074”
9. SB1074
10. “Senate Bill 1074”
11. Borrelli
12. “Wendy Rogers”
13. “Senator Rogers”

14. tabulating
15. tabulate
16. tabulator
17. “electronic voting”

Please note that American Oversight does not seek, and that this request specifically excludes, the initial mailing of news clips or other mass-distribution emails. However, subsequent communications forwarding such emails are responsive to this request. In other words, for example, if the specified individual received a mass-distribution news clip email referencing a listed key term, that initial email would not be responsive to this request. However, if the specified individual forwarded that email to another individual with his own commentary, that subsequent message would be responsive to this request and should be produced.

For all parts of this request, please provide all responsive records from January 9, 2023, through the date the search is conducted.

Statement of Noncommercial Purpose

This request is made for noncommercial purposes. American Oversight seeks records regarding the Mohave County Board of Supervisors’ consideration of hand counting ballots in future elections. Records with the potential to shed light on this matter would contribute significantly to public understanding of operations of the government, including whether and to what extent public officials have communicated with external individuals and entities while considering a plan to implement hand counting measures in upcoming elections.

Because American Oversight is a 501(c)(3) nonprofit, this request is not in American Oversight’s financial interest and is not made for a commercial purpose. American Oversight’s mission is 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

Because this request is made for noncommercial purposes, American Oversight requests that any fees charged in connection with processing this request be limited to copying

¹ American Oversight currently has approximately 16,000 followers on Facebook and 113,200 followers on Twitter. American Oversight, Facebook, <https://www.facebook.com/weareoversight/> (last visited July 5, 2023); American Oversight (@weareoversight), Twitter, <https://twitter.com/weareoversight> (last visited July 5, 2023).

and postage charges, if applicable.² 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.
- If any records are withheld in full or in part, pursuant to A.R.S. § 39-121.01(D)(2), please provide an index of records or categories of records that have been withheld and the reasons the records or categories of records have been withheld.

² A.R.S. § 39-121.01(D)(1); *see also Hanania v. City of Tucson*, 128 Ariz. 135, 624 P.2d 332 (Ct. App. 1980). Furthermore, because this request is for noncommercial purposes, additional fees provided for under A.R.S. § 39-121.03(A) are not applicable and should not be assessed.

- 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.

Conclusion

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.

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 Ben Sparks at records@americanoversight.org or 202.873.1741.

Sincerely,

/s/ Ben Sparks

Ben Sparks
on behalf of
American Oversight