IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

US DOMINION, INC., DOMINION VOTING SYSTEMS, INC., and DOMINION VOTING SYSTEMS CORPORATION c/o Cogency Global 1025 Vermont Ave, NW, Ste. 1130 Washington, DC 20005, Plaintiffs, v. RUDOLPH W. GIULIANI 45 East 66th Street, Apt. 10W New York, NY 10065, Defendant.	Case No. _____

COMPLAINT AND DEMAND FOR JURY TRIAL

1. During a court hearing contesting the results of the 2020 election in Pennsylvania, Rudy Giuliani admitted that the Trump Campaign "doesn't plead fraud" and that "this is not a fraud case." Although he was unwilling to make false election fraud claims about Dominion and its voting machines in a court of law because he knew those allegations are false, he and his allies manufactured and disseminated the "Big Lie," which foreseeably went viral and deceived millions of people into believing that Dominion had stolen their votes and fixed the election. Giuliani reportedly demanded $20,000 per day for that Big Lie. But he also cashed in by hosting a podcast where he exploited election falsehoods to market gold coins, supplements, cigars, and protection from "cyberthieves." Even after the United States Capitol had been stormed by rioters who had been deceived by Giuliani and his allies, Giuliani shirked responsibility for the consequences of his words and repeated the Big Lie again. This defamation action follows.

2. Dominion was founded for the purpose of creating a fully auditable paper-based vote system that would empower people with disabilities to vote independently on verifiable paper ballots.[1] As it grew, Dominion developed technology to solve many of the technical and voter-intent issues that came to light as a result of the 2000 election. Its systems are certified under standards promulgated by the U.S. Election Assistance Commission ("EAC"), reviewed and tested by independent testing laboratories accredited by the EAC, and were designed to be auditable and include a paper ballot backup to verify results. Indeed, recounts of paper ballots have repeatedly shown that Dominion machines accurately counted votes in the 2020 election—conclusively disproving the election-fixing claims promoted by Giuliani and his allies.

3. As a result of the defamatory falsehoods peddled by Giuliani—in concert with Sidney Powell, Russell Ramsland, L. Lin Wood, Mike Lindell, Patrick Byrne, Lou Dobbs, Fox News, Fox Business, Newsmax, One America News Network ("OAN"), *The Epoch Times*, and other like-minded allies and media outlets determined to promote a false preconceived narrative about the 2020 election—Dominion's founder and employees have been harassed and have received death threats, and Dominion has suffered unprecedented and irreparable harm.

4. Dominion brings this action to set the record straight, to vindicate the company's rights under civil law, to recover compensatory and punitive damages, and to stand up for itself, its employees, and the electoral process.

[1] "Dominion" refers to Plaintiffs, US Dominion, Inc. and its subsidiaries, Dominion Voting Systems, Inc., and Dominion Voting Systems Corporation.

PARTIES

5. Plaintiff US Dominion, Inc. is a for-profit Delaware corporation with its principal place of business in Denver, Colorado.

6. Plaintiff Dominion Voting Systems, Inc. is a for-profit Delaware corporation with its principal place of business in Denver, Colorado.

7. Plaintiff Dominion Voting Systems Corporation is a for-profit Ontario corporation with its principal place of business in Toronto, Ontario.

8. Defendant Rudolph Giuliani was formerly the mayor of New York City, the Associate Attorney General of the United States, and a United States Attorney for the Southern District of New York. He is now a YouTube podcast host, a radio show host, a media figure, and the personal attorney to Donald J. Trump. He is domiciled in New York but has spent most of his time in Washington, D.C., during the events giving rise to this case.

JURISDICTION AND VENUE

9. This Court has subject matter jurisdiction pursuant to 28 U.S.C. § 1332 because there is complete diversity of citizenship between Plaintiffs and Defendant and the amount in controversy exceeds $75,000.00, exclusive of interest and costs.

10. This Court has personal jurisdiction over Giuliani pursuant to § 13-423 of the District of Columbia Code because Giuliani: (i) transacted business within the District of Columbia, including by demanding $20,000 per day to represent Donald J. Trump in his efforts to overturn the 2020 election and by selling advertisements that were featured in his defamatory broadcasts about Dominion; (ii) caused tortious injury by acts committed within the District of Columbia, including and specifically by making false and defamatory statements about Dominion from within the District of Columbia on Twitter, on his podcast and radio shows, on televised media appearances, and at the "Save America" rally before the storming of the

U.S. Capitol on January 6, 2021; and (iii) caused tortious injury by acts committed outside the District of Columbia while regularly doing business within, engaging in persistent conduct within, and deriving substantial revenue from services rendered within the District of Columbia.

11. Requiring Giuliani to litigate these claims in the District of Columbia does not offend traditional notions of fair play and substantial justice and is permitted by the Due Process Clause of the United States Constitution. Dominion's claims arise in part from defamatory statements Giuliani made about Dominion from within the District of Columbia, and Giuliani avails himself of numerous privileges in the District of Columbia, including those set forth above.

12. Venue is proper in this Court under 28 U.S.C. § 1391(b) because a substantial part of the events giving rise to the claims in this Complaint occurred in this District and, as discussed above, because Giuliani is subject to the Court's personal jurisdiction in this District.

FACTUAL ALLEGATIONS

Giuliani Enriches Himself by Falsely Claiming That Dominion Fixed the Election— A Claim He Was Not Willing to Make in Court Because He Knew It Was False

13. By at least Election Day 2020, Giuliani had decided to claim that Donald Trump had won the election, regardless of the facts. Sitting in the White House just after midnight on election night, Giuliani ranted to top campaign aides: "[t]here's no way he lost; this thing must have been stolen. Just say we won Michigan! Just say we won Georgia! Just say we won the election! He needs to go out and claim victory!"[2]

14. The day after the election, Patrick Byrne got in touch with Rudy Giuliani and Sidney Powell in Washington, D.C., and told them that he had known months earlier that "goons"

[2] Jonathan Swan & Zachary Basu, *Off the Rails: Episode 1: A premeditated lie lit the fire*, Axios (Jan. 16, 2021), available at, https://www.axios.com/trump-election-premeditated-lie-ebaf4a1f-46bf-4c37-ba0d-3ed5536ef537.html (Ex. 108). Exhibit numbers referenced within are either used in or consecutively numbered with a related case, *Dominion v. Powell*, No. 21-cv-000040 (D.D.C. Jan. 8, 2021).

were going to steal the election, that he had started funding a plan in August, that he "had this plotted out what they were going to do," and that he had "reverse engineered" how the election was stolen.[3]

15. The next day, Giuliani and Powell showed up at the Trump Campaign's headquarters and Powell started pressing the campaign to focus suspicion on Dominion, saying that the Dominion strategy was ideal because it would draw into question the accuracy of the vote in so many states.[4] At least one Trump Campaign official was surprised by Powell's sudden involvement and observed that Powell did not seem interested in having evidence.[5] When Trump Campaign attorneys Justin Clark and Matt Morgan sought evidence from Powell, she produced none. They then told others that they should not present the Dominion theory because there was no evidence for it.[6] Indeed, Byrne later explained that while Powell had been "totally super receptive" to his election-fixing claims about Dominion, his claims were "a little farfetched for other people in Washington" and Giuliani "came at this a bit differently."[7]

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[3] *Patrick Byrne Explains Trump Path to Victory*, Corsi Nation (Dec. 24, 2020), available at, https://www.stitcher.com/show/corsi-nation-by-jerome-r-corsi-phd/episode/dr-corsi-news-12-24-20-patrick-byrne-explains-trump-path-to-victory-80388895 (last visited Jan. 18, 2021) (Ex. 22). Byrne was previously the CEO of Overstock.com, but abruptly resigned his board seat and position as CEO after it was revealed that he had had a romantic affair with a Russian agent, Maria Butina, who was sentenced to 18 months in prison after being indicted by federal prosecutors for trying to infiltrate powerful political circles in the United States at the direction of the Russian government. *See* Michael Corkery, *Overstock C.E.O. Takes Aim at 'Deep State' After Romance With Russian Agent*, N.Y. Times (Aug. 15, 2019), available at, https://www.nytimes.com/2019/08/15/business/overstock-paul-byrne-maria-butina-affair.html (Ex. 21).

[4] Aaron C. Davis, Josh Dawsey, Emma Brown & Jon Swaine, *For Trump Advocate Sidney Powell, a playbook steeped in conspiracy theories*, Wash. Post (Nov. 28, 2020), available at, https://www.washingtonpost.com/investigations/sidney-powell-trump-kraken-lawsuit/2020/11/28/344d0b12-2e78-11eb-96c2-aac3f162215d_story.html (Ex. 23).

[5] *Id.*

[6] *Id.*

[7] Ex. 22.

16. People close to Trump have said that Giuliani encouraged Trump to believe a number of conspiracy theories about voting machine irregularities, and some Trump allies feared that Giuliani was encouraging Trump to continue the fight because he saw financial advantage for himself.[8] Multiple people briefed on the matter said that Giuliani asked the Trump Campaign to pay him $20,000 a day.[9]

17. On November 9, 2020, the Trump Campaign filed a complaint challenging the legitimacy of mail-in ballots and the conduct of election officials in Pennsylvania.[10] ***Notably, although Dominion machines were used in Pennsylvania in the 2020 election, the Trump Campaign's complaint did not include any allegations about Dominion.***

18. A few days later, Giuliani gave a televised interview on *Lou Dobbs Tonight*, falsely telling a global audience that Dominion is owned by Smartmatic and that Smartmatic was formed "in order to fix elections" by "three Venezuelans who were very close to … the dictator Chávez of Venezuela." He also claimed that "Smartmatic, the company that owns Dominion" was being run by one of the people who was number two or three in George Soros's organization.[11] The next day, on his weekday radio show, Giuliani falsely told his audience that "Dominion software … really is Venezuelan … it's called Smartmatic."[12] The day after that, Giuliani falsely tweeted that

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[8] Michael S. Schmidt & Maggie Haberman, *Giuliani Is Said to Seek $20,000 a Day Payment for Trump Legal Work*, N.Y. Times (Jan. 14, 2021), available at, https://www.nytimes.com/2020/11/17/us/politics/giuliani-trump-election-pay.html (Ex. 113).

[9] *Id.*

[10] Verified Complaint for Declaratory and Injunctive Relief, *Donald J. Trump for President, Inc. v. Boockvar*, No. 4:20-cv-02078 (M.D. Pa. Nov. 9, 2020) [Dkt. 1].

[11] *Lou Dobbs Tonight*, Fox Business (Nov. 12, 2020), available at, https://twitter.com/LouDobbs/status/1327024215887851521 (last visited Jan. 20, 2021) (Ex. 109).

[12] *Chat with the Mayor: Major Challenges*, 77WABC (broadcast from Washington, D.C., Nov. 13, 2020), available at, https://wabcradio.com/episode/major-challenges-11-13-2020/ (last visited Jan. 18, 2021) (Ex. 110).

Dominion is "a front for Smartmatic."[13] His tweet was liked over 81,000 times and was foreseeably retweeted over 32,000 times.

19. On November 13, 2020, Giuliani posted an episode of his podcast, in which he capitalized on publicity he was receiving because of the Big Lie about Dominion. Along with the false accusation that Dominion had stolen the election "technologically," Giuliani warned his viewers about "cyberthieves" stealing home titles "online," and threw his arms in the air as if to emphasize the obvious danger of entrusting important matters to technology.[14]



20. Giuliani then pitched his viewers on a service they could buy to protect themselves for just $596 for the 4-year service if they used the promo code "Rudy" when ordering.[15]

[13] Rudy W. Giuliani (@RudyGiuliani), Twitter (Nov. 14, 2020), available at, https://twitter.com/RudyGiuliani/status/1327616396939948032 (last visited Jan. 20, 2021) (Ex. 111).
[14] *REVEALED: Sworn Evidence of Pervasive Voter Fraud*, Rudy Giuliani's Common Sense (broadcast from Washington, D.C., Nov. 13, 2020), available at, https://www.youtube.com/watch?v=sd-5Xm5PFmg&list=PLlMn0a7NgIUZIGjQVofrk1M3Ulqdc7_-4&index=15 (last visited Jan. 19, 2021) (Ex. 112).
[15] *Id.*



21. Also during that defamatory podcast, Giuliani claimed supplements would cure his viewers' achy joints and muscles and implored them to "stop wasting money and switch."[16] He instructed them to use his name when ordering and said they could get a second bottle free if they ordered "now."



[16] *Id.* at 21:00.



22. On November 14, Donald Trump tweeted: "I look forward to Mayor Giuliani spearheading the legal effort to defend OUR RIGHT to FREE and FAIR ELECTIONS! Rudy Giuliani, Joseph diGenova, Victoria Toensing, Sidney Powell, and Jenna Ellis, a truly great team, added to our other wonderful lawyers and representatives!"[17] The tweet went out to Trump's then-88 million followers, was retweeted over 66,000 times, and received over 325,000 likes.



[17] Donald J. Trump (@realDonaldTrump), Twitter (Nov. 14, 2020), previously available at, https://twitter.com/realdonaldtrump/status/1327811527123103746 (last visited Jan. 4, 2021) (Ex. 106).

23. The next day, on November 15, the Trump Campaign filed an amended complaint in the Pennsylvania case, mistakenly withdrawing certain counts.[18] ***The amended complaint did not contain any allegations about Dominion***.

24. That same day, during his radio show and a televised interview on Fox News's *Sunday Morning Futures with Maria Bartiromo*, Giuliani repeated the falsehoods the Trump Campaign had twice declined to make under penalty of Rule 11 sanctions in court, namely, that Dominion "uses Venezuela[] company software that's been used to steal elections in other countries," that Dominion uses software by Smartmatic, a company "that was founded by Chávez and by Chávez's two allies who still own it," that "it's really being run by people that are close to Maduro and Chávez," that the company "has tried and true methods for fixing elections," and that Dominion "notifies" election officials when they are too far behind so they can add in fake ballots.[19]



[18] First Amended Verified Complaint for Declaratory and Injunctive Relief, *Donald J. Trump for President, Inc. v. Boockvar*, No. 4:20-cv-02078 (Nov. 15, 2020) [Dkt. 125].

[19] *Uncovering the Truth with Rudy Giuliani & Dr. Maria Ryan: Voter Fraud*, 77WABC (Giuliani's appearance broadcast from Washington, D.C., Nov. 15, 2020), available at, https://wabcradio.com/podcast/uncovering-the-truth-with-rudy-giuliani-maria-ryan/ (last visited Jan. 18, 2021) (Ex. 114); *Giuliani: Trump is contesting the election 'vigorously' in the courts*, Fox News (Giuliani's interview broadcast from Washington, D.C., Nov. 15, 2020), available at, https://video.foxnews.com/v/6209933935001 (last visited Jan. 20, 2021) (Ex. 115).

25. On November 17, Giuliani filed a petition for *pro hac vice* admission in the Trump Campaign's Pennsylvania lawsuit and, the following day, filed and signed a motion for leave to file a second amended complaint and the proposed second amended complaint itself.[20] By signing the various iterations of the complaint, Giuliani and the Trump Campaign's other attorneys certified that, to the best of their knowledge, information, and belief, formed after an inquiry reasonable under the circumstances, the factual contentions in the complaints had evidentiary support. *See* Fed. R. Civ. P. 11. ***Notably, not a single one of the three complaints signed and filed by Giuliani and other attorneys for the Trump Campaign in the Pennsylvania action contained any allegations about Dominion***.[21]

26. The day after Giuliani had signed and filed the Trump Campaign's second amended complaint in the Pennsylvania action—which again, contained ***zero*** allegations about Dominion—Giuliani took to his weekday radio show to repeat the false accusation that "Dominion … is originally a company from Venezuela that was put together in order to help Chávez win in Venezuela" and "has expertise in subtly changing the vote."[22]

27. Later that day, Giuliani broadcast an episode of his podcast, again repeating false accusations about Dominion and again airing his direct-to-camera pitch for protection from

[20] Petition for *Pro Hac Vice* Admission by Rudolph Giuliani, *Donald J. Trump for President, Inc. v. Boockvar*, No. 4:20-cv-02078 (M.D. Pa. Nov. 17, 2020) [Dkt. 156]; Second Amended Complaint, *Donald J. Trump for President, Inc. v. Boockvar*, No. 4:20-cv-02078 (M.D. Pa. Nov. 18, 2020) [Dkt. 172].

[21] Although a Missouri-based attorney representing the Trump Campaign signed his name to a pleading falsely alleging that Dominion machines were at fault for the initial misreporting of election results in Antrim County, Michigan, he did not allege that Dominion had fixed the election or been created in Venezuela for the purpose of rigging elections. *See Donald J. Trump for President, Inc. v. Benson*, No. 1:20-cv-01083 (W.D. Mich. Nov. 11, 2020) [Dkt. 1].

[22] *Chat with the Mayor: Those are the Facts*, 77WABC (broadcast from Washington, D.C., Nov. 18, 2020), available at, https://wabcradio.com/podcast/rudy-giuliani/ (last visited Jan. 18, 2021) (Ex. 116).

cyberthieves.[23] After decrying how an American election had been fixed by a Venezuelan-owned company, Giuliani marketed cigars from an "American-owned" company, offering "$20 off orders over $100" if his viewers used the code "Rudy20" when ordering.[24]



28. Giuliani also tweeted out that YouTube podcast (and its ads) to his more than one million followers, garnering more than 9,000 retweets and more than 25,000 likes.[25]



[23] *American Votes Tallied in Foreign Countries*, Rudy Giuliani's Common Sense (broadcast from Washington, D.C., Nov. 18, 2020), available at, https://www.youtube.com/watch?v=VOG1yOjSAd4 (last visited Jan. 18, 2021) (Ex. 117).
[24] *Id.*at 21:43-23:13.
[25] Rudy W. Giuliani (@RudyGiuliani), Twitter (Nov. 18, 2020), available at, https://twitter.com/RudyGiuliani/status/1329208126931955715 (last visited Jan. 18, 2021) (Ex. 118).

29. The same day he released that episode, Giuliani appeared for a televised interview on the Fox Business show *Lou Dobbs Tonight*. He repeated his lies about Dominion and falsely represented that Congresswoman Maloney wrote a letter supporting his false claims.[26] In reality, the Maloney letter said nothing about Dominion.[27]



30. On November 19, Donald Trump invited more than 88 million Twitter followers to tune in for an "Important News Conference today by lawyers on a very clear and viable path to victory. Pieces are very nicely falling into place. RNC at 12 p.m."[28] At noon that day, despite the fact that U.S. Cybersecurity & Infrastructure Security Agency ("CISA") director and Trump appointee Chris Krebs had already publicly confirmed a week earlier that there was no voting

[26] *Giuliani returns to court to argue Trump campaign's election case*, Fox Business (Giuliani interview broadcast from Washington, D.C., Nov. 18, 2020), available at, https://video.foxbusiness.com/v/6210778333001?playlist_id=933116636001 (last visited Jan. 18, 2021) (Ex. 119).
[27] Letter from Congresswoman Maloney to Henry M. Paulson (Oct. 6, 2006), Complaint at Ex. 24, *Pearson v. Kemp*, No. 1:20-cv-04809 (N.D. Ga. Nov. 25, 2020) [Dkt. 1-24], available at, https://defendingtherepublic.org/?page_id=986.
[28] Donald J. Trump (@realDonaldTrump), Twitter (Nov. 19, 2020), previously available at, https://twitter.com/realDonaldTrump/status/1329408856733184008 (last visited Jan. 4, 2021) (Ex. 31).

machine manipulation in the 2020 election,[29] Giuliani gave a televised press conference alongside Sidney Powell and Jenna Ellis at the Republican National Committee headquarters in Washington, D.C., in which he peddled the falsehoods that he and other Trump Campaign attorneys were apparently unwilling to make in their own court filings, namely, that Dominion provided a "Venezuelan voting machine" and "is owned by two Venezuelans who were allies of Chávez, are present allies of Maduro," and "whose Chairman is a close associate and business partner of George Soros."[30]



Standing with Sidney Powell and Jenna Ellis, Rudy Giuliani speaks during a televised press conference from the Republican National Committee headquarters in Washington, D.C., on November 19, 2020.

31. In addition, Giuliani held Sidney Powell out as representing Donald Trump and the Trump Campaign, even though he knew she would tell a global television audience the same lies

[29] Cybersecurity & Infrastructure Security Agency, *Joint Statement From Elections Infrastructure Government Coordinating Council & The Election Infrastructure Sector Coordinating Executive Committees* (Nov. 12, 2020), available at, https://www.cisa.gov/news/2020/11/12/joint-statement-elections-infrastructure-government-coordinating-council-election (Ex. 19).

[30] *Trump Campaign News Conference on Legal Challenges,* C-SPAN (Nov. 19, 2020), available at, https://www.c-span.org/video/?478246-1/trump-campaign-alleges-voter-fraud-states-plans-lawsuits (last visited Jan. 18, 2021) (Ex. 32).

about Dominion that Giuliani himself was unwilling to make in court, but which Giuliani had been promoting on television and online. Standing with Giuliani, Powell falsely claimed that Dominion was "created in Venezuela at the direction of Hugo Chávez to make sure he never lost an election," that Dominion flipped votes from Trump to Biden by running an algorithm that automatically flips all the votes, and that George Soros's "number two person" Lord Malloch Brown was "one of the leaders of the Dominion project." Based on these false assertions of fact, Powell stated, "[t]here should never be another election conducted in this country… using a Dominion machine …"[31] Later that day, Giuliani used his weekday radio show to promote those falsehoods about Dominion.[32]

32. Video of the D.C. press conference was foreseeably tweeted by the GOP and by Giuliani's client, Donald Trump, to his more than 88 million followers, garnering over 240,000 likes and over 24,000 comments, and being foreseeably retweeted over 58,000 times—instantly and irreparably damaging Dominion's reputation and business to a global audience and putting the lives of Dominion employees in danger.[33]

33. The same day as the press conference, Fox News's Tucker Carlson reported that, despite his explicit requests, neither Sidney Powell nor "others around the Trump campaign" had provided any evidence to support the claims that had been made against Dominion. Instead,

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[31] *Id.*

[32] *Chat with the Mayor: Fraud and Lies*, 77WABC (broadcast from Washington, D.C., Nov. 19, 2020), available at, https://wabcradio.com/episode/those-are-the-facts-11-18-2020/ (last visited Jan. 19, 2021) (Ex. 120).

[33] Donald J. Trump (@realDonaldTrump), Twitter (Nov. 20, 2020), previously available at, https://twitter.com/realDonaldTrump/status/1329760015314464770?s=20 (last visited Jan. 4, 2021) (Ex. 34).

Carlson reported, others around the Trump Campaign and "people in positions of authority" said that "Powell ha[d] never given them any evidence either."[34]

34. Despite the lack of evidence expressly acknowledged by Tucker Carlson and others at Fox News, Fox News gave Giuliani a platform on Sean Hannity's show that very evening to make the false accusation that "a Dominion employee" in Detroit on election night had been "notified by Smartmatic in Frankfurt that Biden was way behind."[35] Giuliani warned, "[t]hese people want to destroy us. They are very, very bad people. … Somehow, the Democrat party was highjacked by Clinton, and since then, it's gone more corrupt and more corrupt and more corrupt." Then, making a throat-slashing motion, Giuliani instructed viewers: "Somebody's got to cut the head off."[36]



[34] *MUST-SEE: Tucker Carlson ABANDONS Trump's election fraud case on air*, YouTube (Nov. 19, 2020), available at, https://www.youtube.com/watch?v=BspHzH6RRxo (last visited Jan. 18, 2021) (Ex. 33).
[35] *Giuliani: Dems plotted 'national conspiracy' to steal 2020 election*, Fox News (Giuliani's interview broadcast from Washington, D.C., Nov. 19, 2020), available at, https://video.foxnews.com/v/6211099886001?playlist_id=930909813001 (last visited Jan. 19, 2021) (Ex. 121).
[36] *Id.*

35. On November 20, 2020, after a hand count of 100% of the paper ballots cast in Georgia's election verified the accuracy of the counts from Dominion machines, Georgia's Republican Governor Kemp and Secretary of State Raffensperger certified the state's election results.[37] That same day, Giuliani doubled down on the disproven lies about Dominion on his weekday radio show,[38] and then on his podcast, falsely claimed that Dominion "interfered with the vote" and "this election was stolen."[39] Sidney Powell called the Georgia certification a "farce" and falsely accused Dominion of bribing Georgia's governor and secretary of state.[40]

36. On November 22, during an interview on ABC News's *This Week*, Trump loyalist Chris Christie gave an interview in which he stated "[i]f you've got the evidence of fraud, present it. … The conduct of the president's legal team has been a national embarrassment. … If you're unwilling to come forward and present the evidence, it must mean the evidence doesn't exist."[41]

37. That same day, Giuliani issued the following statement: "Sidney Powell is practicing law on her own. She is not a member of the Trump Legal Team. She is also not a lawyer for the President in his personal capacity."

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[37] *See* Kate Brumback, *Georgia officials certify election results showing Biden win*, Associated Press (Nov. 20, 2020), available at, https://apnews.com/article/georgia-certify-election-joe-biden-ea8f867d740f3d7d42d0a55c1aef9e69 (Ex. 35).

[38] *Chat with the Mayor: The Mob Was Easier to Deal With*, 77WABC (broadcast from Washington, D.C., Nov. 20, 2020), available at, https://wabcradio.com/episode/the-mob-was-easier-to-deal-with-11-20-2020/ (last visited Jan. 19, 2021) (Ex. 122).

[39] *Legal Strategy: Multiple Pathways to Victory*, Rudy Giuliani's Common Sense (broadcast from Washington, D.C., Nov. 20, 2020), available at, https://www.youtube.com/watch?v=H0h6sRuC8bQ (last visited Jan. 19, 2021) (Ex. 123).

[40] *Sidney Powell: It will be BIBLICAL*, Newsmax TV (Nov. 21, 2020), available at, https://www.youtube.com/embed/Y68pEknYyCM?rel=0&start=0 (last visited Jan. 4, 2021) (Ex. 36).

[41] Paul Kane & Felicia Sonmez, *Chris Christie calls the conduct of Trump's legal team a 'national embarrassment,'* Wash. Post (Nov. 22, 2020), available at, https://www.washingtonpost.com/politics/republicans-christie-trump-concede/2020/11/22/05c280e6-2cda-11eb-bae0-50bb17126614_story.html (Ex. 37).



TRUMP
PENCE
MAKE AMERICA GREAT AGAIN!
2020

- November 22, 2020 -

Trump Campaign Statement on Legal Team

"Sidney Powell is practicing law on her own. She is not a member of the Trump Legal Team. She is also not a lawyer for the President in his personal capacity."

- Rudy Giuliani, Attorney for President Trump, and Jenna Ellis, Trump Campaign Senior Legal Adviser and Attorney for President Trump

Knowing That the Claims Against Dominion Were False, Rudy Giuliani and the Trump Campaign Decline to Sign on to the Sham Litigations Filed by Sidney Powell and L. Lin Wood

38. On November 25, Powell and her Georgia-based ally and co-counsel L. Lin Wood filed lawsuits together in federal courts in Georgia and Michigan. (Wood is known for using Twitter—until his account was permanently suspended on January 6, 2021—and Parler—before it was de-platformed—to falsely accuse Chief Justice John G. Roberts of being a child-murdering pedophile and to call for Vice President Mike Pence to be executed by "firing squad" for "treason."[42]) In their lawsuits, Powell and Wood alleged "massive election fraud" in the 2020 election, claiming that Dominion was "founded by foreign oligarchs and dictators to ensure computerized ballot-stuffing and vote manipulation to whatever level was needed to make certain

[42] Lin Wood (@LLinWood), Twitter (Jan. 1, 2021), previously available at, https://twitter.com/LLinWood/status/1345067881319587840; Lin Wood (@LLinWood), Twitter (Jan. 4, 2021), previously available at, https://twitter.com/LLinWood/status/1345991175690457091; LLinWood (@linwood), Parler (Jan. 4, 2021), previously available at, https://parler.com/post/99be4095510747c2928ed02a4bc41a18 (Ex. 9).

Venezuelan dictator Hugo Chávez never lost another election."[43] The following week, on December 1 and 2, 2020, Powell and Wood filed similar lawsuits in federal courts in Wisconsin and Arizona, repeating their false claims of "massive election fraud."

39. Neither Giuliani nor any of the Trump Campaign's other lawyers joined or signed their names to any of the pleadings in any of Powell's and Wood's sham election litigations; they knew there was no evidence to support the claims being made about Dominion in those cases. Indeed, two days after Powell and Wood filed their lawsuits alleging "massive election fraud" in Georgia and Michigan—and after Giuliani had repeatedly gone on television and online to falsely accuse Dominion of election fraud—Giuliani admitted during a court hearing in Pennsylvania that the Trump Campaign "doesn't plead fraud" and that "this is not a fraud case."[44]

40. On December 1, Trump appointee and then-U.S. Attorney General Bill Barr publicly stated, "There's been one assertion that would be systemic fraud and that would be the claim that machines were programmed essentially to skew the election results. And the DHS and DOJ have looked into that, and so far, ***we haven't seen anything to substantiate that***."[45] That same day, Barr told Trump that the theories about the election being stolen were "bullshit," and

[43] Complaint at ¶ 5, *Pearson v. Kemp*, No. 12-cv-04809 (N.D. Ga. Nov. 25, 2020) [Dkt. 1], available at, https://defendingtherepublic.org/wp-content/uploads/2020/11/COMPLAINT-CJ-PEARSON-V.-KEMP-11.25.2020.pdf; Complaint for Declaratory, Emergency, and Permanent Injunctive Relief at ¶ 5, *King v. Whitmer*, No. 20-cv-13134 (E.D. Mich. Nov. 29, 2020) [Dkt. 6], available at, https://defendingtherepublic.org/wp-content/uploads/2020/11/Michigan-Complaint.pdf.

[44] Opinion, *Donald J. Trump for President v. Sec'y Commonwealth of Pa.*, No. 20-3371 (3d. Cir. Nov. 27, 2020), available at, https://www2.ca3.uscourts.gov/opinarch/203371np.pdf (citing to Mot. to Dismiss Hr'g Tr. 118:19–20, 137:18) (Ex. 124).

[45] Michael Balsamo, *Disputing Trump, Barr says no widespread election fraud*, Associated Press (Dec. 1, 2020), available at, https://apnews.com/article/barr-no-widespread-election-fraud-b1f1488796c9a98c4b1a9061a6c7f49d (Ex. 43) (all emphases added unless otherwise noted).

that the legal team advancing those claims was "clownish."[46] Barr continued: "I'm a pretty informed legal observer and I can't fucking figure out what the theory is here."[47] Giuliani issued a press release falsely accusing Barr of failing to investigate.[48]

41. By December 9, 2020, all four of the election lawsuits Powell and Wood had filed together had been dismissed.

42. The United States District Court for the Eastern District of Michigan found that Powell and Wood had submitted "nothing but speculation and conjecture that votes for President Trump were destroyed, discarded or switched to votes for Vice President Biden." Op. & Order at 34, *King v. Whitmer*, No. 20-cv-12134 (E.D. Mich. Dec. 7, 2020) [Dkt. 62].

43. The United States District Court for the District of Arizona found that the evidence put forward by Powell and Wood was "largely based on anonymous witnesses, hearsay, and irrelevant analysis of unrelated elections," and includes "expert reports" that "reach implausible conclusions, often because they are derived from ***wholly unreliable sources***." Order at 24-25, *Bowyer v. Ducey*, No. 2-20-cv-02321 (D. Ariz. Dec. 9, 2020) [Dkt. 84]. The "wholly unreliable sources" put forward by Powell and Wood in that case included Russell Ramsland and an anonymous purported Venezuelan military officer who claimed to have previously served under the now-deceased Venezuelan dictator Hugo Chávez.

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[46] Jonathan Swan, *Off the Rails: Episode 4: Trump turns on Barr*, Axios (Jan. 18, 2021), available at, https://www.axios.com/trump-barr-relationship-off-the-rails-b33b3788-e7e9-47fa-84c5-3a0016559eb5.html (Ex. 125).

[47] Matt Naham, *Bill Barr Apparently Told Trump the Stolen Election Lie Was a 'Bullsh*t' Theory That He Could Not F***ing Figure Out*, Law & Crime (Jan. 18, 2021), available at, https://lawandcrime.com/2020-election/bill-barr-apparently-told-trump-the-stolen-election-lie-was-a-bullsht-theory-that-he-could-not-fing-figure-out/?utm_source=mostpopular (Ex. 126).

[48] *See* Maggie Haberman (@maggieNYT), Twitter (Dec. 1, 2020), available at, https://twitter.com/maggieNYT/status/1333862557740888068 (Ex. 127).

44. Even after Powell's and Wood's sham litigations had been dismissed, Giuliani continued propagating the demonstrable falsehoods they had advanced. By way of example only, on December 12, 2020, he appeared for a televised interview on *Fox and Friends* and falsely claimed that the "Dominion machine … was developed to steal elections and [was] being used in the states that are involved."[49]

Starting with the Claims of a Facially Unreliable Purported Venezuelan Military Officer, Giuliani Deliberately Embellishes His Claims and Misrepresents the Relationship Between Dominion and Smartmatic to Support His Defamatory Falsehoods About Dominion

45. Some of Giuliani's false claims about Dominion are apparently based on the declaration of an anonymous purported Venezuelan military officer, whose declaration was submitted by Sidney Powell and L. Lin Wood in support of their sham litigations.[50]

46. There are several obvious reasons why Giuliani knew that source was unreliable.

47. ***First***, the "anonymous witness's" explanation for why he purportedly came forward was a near-verbatim recitation from another declaration put forward by Powell, proving that those witnesses did not each write their declarations independently and raising serious questions about the role that Powell and her team played in drafting the declarations.

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[49] *Rudy Giuliani on Trump election fight: We have '1,000 affidavits from witnesses in 6 different states,'* Fox News (Dec. 12, 2020), available at, https://video.foxnews.com/v/6215882367001?playlist_id=930909787001 (last visited Jan. 19, 2021) (Ex. 128).

[50] Declaration of an anonymous source claiming to have been selected for the "national security guard detail of the President of Venezuela," *Pearson v. Kemp*, No. 1:20-cv-04809 (N.D. Ga. Nov. 25, 2020) [Dkt. 1-2 at ¶ 4], available at, https://defendingtherepublic.org/?page_id=986; Complaint at Ex. 1, *King v. Whitmer*, No. 20-cv-13134 (E.D. Mich. Nov. 25, 2020) [Dkt. 1-1], available at, https://defendingtherepublic.org/?page_id=1015.

Declaration of an anonymous source claiming to have been selected for the "national security guard detail of the President of Venezuela," *Pearson v. Kemp*, No. 1:20-cv-04809 (N.D. Ga. Nov. 25, 2020) [Dkt. 1-2 at ¶ 4].	Statement by Ana Mercedes Díaz Cardozo, *Pearson v. Kemp*, No. 1:20-cv-04809 (N.D. Ga. Nov. 25, 2020) [Dkt. 1-3 at ¶ 3].
"I want to alert the public and let the world know the truth about the corruption, manipulation, and lies being committed by a conspiracy of people and companies intent upon betraying the honest people of the United States and their legally constituted institutions and fundamental rights as citizens. This conspiracy began more than a decade ago in Venezuela and has spread to countries all over the world. It is a conspiracy to wrongfully gain and keep power and wealth. It involves political leaders, powerful companies, and other persons whose purpose is to gain and keep power by changing the free will of the people and subverting the proper course of governing."	"I want to alert the public and let the world know the truth about corruption, manipulation, and lies being committed through a conspiracy of individuals and businesses with the intention of betraying the honest people of the United States and its legally constituted institutions and fundamental rights as citizens. This conspiracy began more than a decade ago in Venezuela and has spread to countries all over the world. It is a conspiracy to unjustly gain and maintain power and wealth. It involves political leaders, powerful companies, and other persons whose purpose is to gain and maintain power by changing people's free will and subverting the proper course of governing."

48. ***Second***, his declaration has been redacted to conceal his identity and key details about his background.

49. ***Third***, even if he were who he purports to be, there are serious reasons to doubt the outlandish claims of someone ***who worked for a dictator with an interest in undermining confidence in American democracy***.

50. ***Fourth***, American Trump appointees like Chris Krebs and Bill Barr—who, unlike the anonymous Venezuelan military officer, have never worked for a Venezuelan dictator—have confirmed that there was no widespread voter fraud in the 2020 election.

51. But even if one were to credit the incredible claims of the associate of a foreign dictator, even his declaration does not actually claim that Dominion was created in Venezuela for the purpose of rigging elections for Hugo Chávez. Rather, his declaration makes that claim about

Dominion's competitor, Smartmatic. Although his declaration blithely asserts that Smartmatic software is "in the DNA" of every vote tabulating company's software and system, it fails to provide any credentials, expertise, or factual basis whatsoever from which the declarant could possibly determine what is "in the DNA" of proprietary software he never even claims to have had access to, which is operated by multiple voting machine companies he never even claims to have worked for.[51] Moreover, as is shown from information readily available in the public domain, voting machine companies' source code is reviewed by third-party labs that are federally accredited by the EAC and the National Institute of Standards and Technology ("NIST").[52] As such, Giuliani knew or recklessly disregarded that that claim was obviously baseless and false.

52. In addition, if the anonymous purported Venezuelan military officer were in fact Leamsy Villafaña José Salazar—as has been reported by the Associated Press and the Caracas Chronicles—that would raise other serious doubts about the veracity of his declaration. After serving Hugo Chávez, Salazar worked for Diosdado Cabello, the alleged head of a Venezuelan drug cartel, before cooperating with the United States Drug Enforcement Agency. He

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[51] Declaration of an anonymous source claiming to have been selected for the "national security guard detail of the President of Venezuela," *Pearson v. Kemp*, No. 1:20-cv-04809 (N.D. Ga. Nov. 25, 2020) [Dkt. 1-2 at ¶ 4], available at, https://defendingtherepublic.org/?page_id=986.

[52] *See, e.g., How the U.S. Election Assistance Commission Facilitates Fair and Secure Elections*, EAC, available at, https://www.eac.gov/news/2020/12/03/how-us-election-assistance-commission-facilitates-fair-and-secure-elections/ (Ex. 141) ("Before voting machines and election management systems are used in elections, the systems undergo rigorous hardware and software testing by laboratories accredited by the EAC and the National Institutes of Standards and Technology (NIST). The testing encompasses security, accuracy, functionality, accessibility, usability, and privacy based on requirements in the EAC's Voluntary Voting System Guidelines (VVSG)"); *Frequently Asked Questions*, EAC, available at, https://www.eac.gov/voting-equipment/frequently-asked-questions (Ex. 129) ("the test labs will examine the source code to ensure compliance with the voluntary voting system guidelines"); *Testing & Certification Program Manual, Version 2.0*, EAC (May 31, 2015), available at, https://www.eac.gov/sites/default/files/eac_assets/1/28/Cert%20Manual%207%208%2015%20FINAL.pdf (Ex. 219) (the [Voting System Test Laboratory] must complete the source code review of the software delivered from the manufacturer for compliance with the [Voluntary Voting System Guidelines]").

is quoted in a 2016 book titled *Boomerang Chávez: The Fraud that Led to Venezuela's Collapse*, which alleges that Smartmatic (not Dominion) was involved in rigging elections for Hugo Chávez in Venezuela. That book makes no mention of Dominion. If Salazar actually believed the Smartmatic software were "in the DNA" of Dominion and every other American voting machine company, surely that explosive accusation would have been mentioned in the book for which he was a source, and surely he would have come forward when he arrived in the United States approximately five years ago, instead of waiting until after Trump had lost the presidential election.

53. In any event, Giuliani deliberately embellished the anonymous declarant's obviously false accusation that Smartmatic software is "in the DNA" of Dominion's systems, claiming, for example, that "Dominion is a company that's owned by another company called Smartmatic,"[53] that Dominion is "a front for Smartmatic"[54] and "a shell for Smartmatic,"[55] and that "Dominion sends everything to Smartmatic."[56]

54. As evidenced by records on the Georgia Secretary of State's website and other public information that was readily available to Giuliani before he falsely claimed that Dominion

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[53] *Lou Dobbs Tonight*, Fox Business (Nov. 12, 2020), available at, https://twitter.com/LouDobbs/status/1327024215887851521 (last visited Jan. 20, 2021) (Ex. 109).

[54] Rudy W. Giuliani (@RudyGiuliani), Twitter (Nov. 14, 2020), available at, https://twitter.com/RudyGiuliani/status/1327616396939948032 (last visited Jan. 18, 2021) (Ex. 111).

[55] *Uncovering the Truth with Rudy Giuliani & Dr. Maria Ryan: Voter Fraud*, 77WABC (Giuliani's appearance broadcast from Washington, D.C., Nov. 15, 2020), available at, https://wabcradio.com/podcast/uncovering-the-truth-with-rudy-giuliani-maria-ryan/ (last visited Jan. 18, 2021) (Ex. 114).

[56] *Giuliani: Trump is contesting the election 'vigorously' in the courts*, Fox News (Giuliani's interview broadcast from Washington, D.C., Nov. 15, 2020), available at, https://video.foxnews.com/v/6209933935001 (last visited Jan. 20, 2021) (Ex. 115).

was owned by Smartmatic and was a front for Smartmatic, Dominion is Smartmatic's ***competitor***, not its subsidiary.[57]

Giuliani Intentionally Misrepresents What Happened in Antrim County, Michigan to Bolster His False Preconceived Narrative About Dominion

55. On election night, the unofficial result from Antrim County, Michigan, indicated a win for Biden. That happened because of a series of human errors by the Antrim County Clerk: contrary to the instructions provided to her, she mistakenly failed to update all of the voting machines' tabulator memory cards and failed to perform the pre-election logic and accuracy testing that would have caught her first mistake. Because of the checks and balances in place to catch human errors, her mistakes were promptly caught as part of the normal canvass process before the election result was made official. The official results were never impacted by the clerk's promptly corrected mistakes.

56. On November 6, 2020, the Office of Michigan's Secretary of State publicly announced that the "erroneous reporting of unofficial results in Antrim county was a result of accidental error on the part of the Antrim County Clerk. The equipment and software did not malfunction and all ballots were properly tabulated."[58] And a few days later, a spokesperson for

[57] *See e.g.*, Georgia Secretary of State, *Elections Security Is Our Top Priority: Security-Focused Tech Company, Dominion Voting to Implement New Verified Paper Ballot System*, available at, https://sos.ga.gov/securevoting/; *https://sos.ga.gov/securevoting/#:~:text=Elections%20Security%20is%20Our%20Top%20Priority&text=(ATLANTA)%20%2D%2D%20After%20a%20competitive,new%20verified%20paper%20ballot%20system* (Ex. 1); (listing separate bids from Dominion and Smartmatic for Georgia's voting systems contract, listing Georgia's separate evaluations of Dominion and Smartmatic, and listing the finalized August 9, 2019 contract between Georgia and Dominion); U.S. Election Assistance Commission, *Registered Manufacturers*, available at, https://www.eac.gov/voting-equipment/registered-manufacturers (last visited Jan. 20, 2021) (Ex. 130) (listing Dominion Voting Systems Corp. and Smartmatic USA Corporation as ***separate*** entities with separate addresses).

[58] The Office of Secretary of State Jocelyn Benson, *False claims from Ronna McDaniel have no merit* (Nov. 6, 2020), available at, https://www.michigan.gov/sos/0,4670,7-127-1640_9150-544676--,00.html (Ex. 131).

the Michigan Secretary of State confirmed, "We have not seen any evidence of fraud or foul play in the actual administration of the election … What we have seen is that it was smooth, transparent, secure and accurate."[59]

57. Intentionally disregarding the announcement from the Secretary of State, Giuliani seized on the mundane reality of the clerk's human error and intentionally distorted it to fit the false preconceived narrative that Dominion had fixed the election. For example, he falsely claimed that a "Dominion machine flipped 6000 votes from Trump to Biden" in Antrim County, Michigan and that the "[s]pike of votes by Dominion happened all over the state."[60] He also falsely claimed that the error in the county's initial reported results "[h]ad nothing to do with human error,"[61] that "the machine switched the votes based on some kind of pre-programming,"[62] and that the Dominion machines in Antrim County were "62% inaccurate,"[63] had a "68% error rate" and an "81.9% rejection rate" showing that "the election in Michigan for sure was a fraud," and that the machines "don't count ballots" but "calculate ballots" and have "algorithms" that "recalculate" votes to be "half a vote" or a "third of a vote."[64] Similarly, he claimed that "Dominion … machines … in Michigan produced a 62 percent inaccuracy rate, and an 84 percent adjudication rate which

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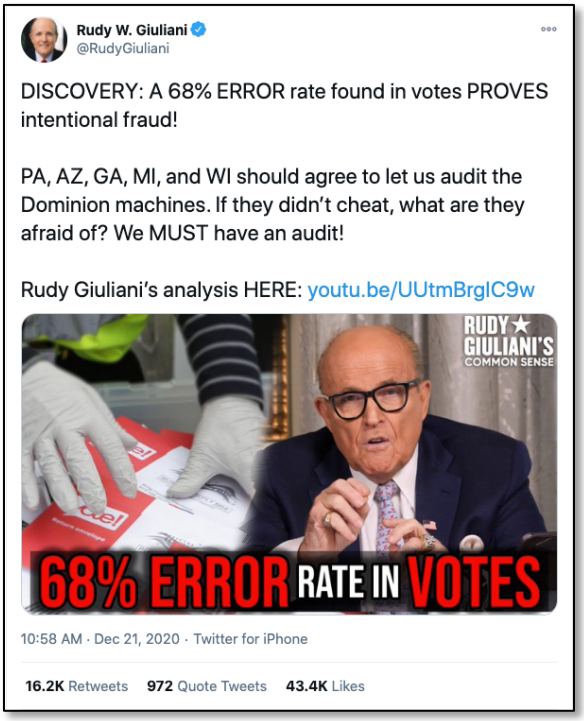
[59] Nick Corasaniti, Reid J. Epstein & Jim Rutenberg, *The Times Called Officials in Every State: No Evidence of Voter Fraud*, N. Y. Times (Nov. 10, 2020), available at, https://www.nytimes.com/2020/11/10/us/politics/voting-fraud.html (Ex. 16).
[60] Rudy W. Giuliani (@rudygiuliani), Twitter (Dec. 4, 2020), available at, https://twitter.com/RudyGiuliani/status/1335014224532221952 (last visited Jan. 19, 2021) (Ex. 132).
[61] *Joe Pags Show*, Twitch (Dec. 14, 2020), available at, https://www.twitch.tv/videos/837601732?filter=all&sort=time (last visited Jan. 19, 2021) (Ex. 133).
[62] *DISCOVERY: 68% ERROR Rate in Votes PROVES Intentional Fraud*, Rudy Giuliani's Common Sense (broadcast from Washington, D.C., Dec. 18, 2020), available at, https://www.youtube.com/watch?v=UUtmBrgIC9w (last visited Jan. 19, 2021) (Ex. 134).
[63] *The Glenn Beck Program*, Blaze TV (Dec. 17, 2020), available at, https://twitter.com/glennbeck/status/1339722041545555968 (last visited Jan. 19, 2021) (Ex. 135).
[64] Ex. 133.

means that only 16 percent of the votes in that county were actually cast by people."[65] He also falsely proclaimed that, in Antrim County, "[t]he machine flipped the vote. In other words when you pressed down Biden, you got Trump, and when you pressed down Trump you got Biden."[66] Giuliani repeated these false claims on his podcast,[67] his weekday radio show,[68] his Sunday morning radio show,[69] and Twitter, garnering over 16,000 retweets and over 43,000 likes.[70]



[65] *Uncovering the Truth with Rudy Giuliani & Dr. Maria Ryan*, 77WABC (Dec. 20, 2020), available at, https://wabcradio.com/episode/uncovering-the-truth-12-20-20/ (last visited Jan. 19, 2021) (Ex. 136).

[66] *Chat with the Mayor: Major Challenges*, 77WABC (broadcast from Washington, D.C., Nov. 13, 2020), available at, https://wabcradio.com/episode/major-challenges-11-13-2020/ (last visited Jan. 18, 2021) (Ex. 110).

[67] *See, e.g.,* Ex. 134; *This Has NEVER Occurred in U.S. History*, Rudy Giuliani's Common Sense (Jan. 15, 2021), available at, https://www.iheart.com/podcast/867-rudy-giulianis-common-sens-72908742/episode/this-has-never-occurred-in-us-76308324/ (last visited Jan. 19, 2021) (Ex. 137).

[68] *Chat with the Mayor: Capital Riot Aftermath*, 77WABC (broadcast from Washington, D.C., Jan. 8, 2021), available at, https://wabcradio.com/podcast/rudy-giuliani/ (last visited Jan. 19, 2021) (Ex. 138).

[69] Ex. 114.

[70] Rudy W. Giuliani (@RudyGiuliani), Twitter (Dec. 21, 2020), available at, https://twitter.com/RudyGiuliani/status/1341050325751492608 (last visited Jan. 21, 2021) (Ex. 139).

58. To bolster his lies about Dominion, Giuliani intentionally misrepresented that his accusations were supported by a "forensic examination" conducted by "forensic experts" with "a very reputable company."[71]

59. As Giuliani was well aware when he made those false claims, the purported "forensic expert" was Russell Ramsland—a "Deep State" conspiracy theorist in cahoots with Sidney Powell who was selected not because Ramsland had election security expertise, but because he was determined to promote the false preconceived narrative that the election had been fixed.

60. Before Giuliani touted Ramsland's expertise, Ramsland had publicly claimed, among other things, that George Soros helped form the "Deep State" in Nazi Germany in the 1930s—along with President George H.W. Bush's father, the Muslim Brotherhood, and "leftists."[72] Mr. Soros was born in 1930.

61. Moreover, by the time Giuliani touted Ramsland as a "forensic expert" and specifically referenced the "forensic review" from Ramsland and his "very reputable company,"[73] Ramsland had been publicly discredited for making false claims of overvoting in Michigan, which Ramsland based on vote counts from an entirely different state—Minnesota.[74] Indeed, a Delaware judge determined that Ramsland provided "materially false information" in support of his claims

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[71] Ex. 134.

[72] John Savage, *Texas Tea Partiers Are Freaking Out Over 'Deep State' Conspiracy Theories*, Vice (Sept. 20, 2018), available at, https://www.vice.com/en/article/mbwgxx/texas-tea-partiers-are-freaking-out-over-deep-state-conspiracy-theories (Ex. 56).

[73] Ex. 134.

[74] Clara Hendrickson, *Affidavit in Michigan lawsuit seeking to overturn election makes wildly inaccurate claims about vote*, PolitiFact (Dec. 4, 2020), available at, https://www.politifact.com/factchecks/2020/dec/04/russell-james-ramsland-jr/affidavit-michigan-lawsuit-seeking-overturn-electi/ (Ex. 57); *see also*, Louis Jacobson and Noah Y. Kim, *Giuliani cites affidavit with crucial errors in press conference*, PolitiFact (Nov. 20, 2020), available at, https://www.politifact.com/factchecks/2020/nov/20/rudy-giuliani/giuliani-cites-affidavit-crucial-errors-press-conf/ (Ex. 155).

of vote manipulation[75] when he referenced and cited locations in Minnesota when alleging voter fraud in Michigan—something that Giuliani either knew or recklessly failed to verify by reference through a basic Google search.[76]

62. Ramsland's report on the "forensic examination" of the Dominion machines in Antrim County contains a staggering number of inaccuracies; obvious misunderstandings of election procedures, hardware, and software; and other indicia of unreliability.

63. Even though Ramsland cites to "experts" upon whom he purportedly relied in creating his report, he does not identify a single one. Nor does he identify any of their credentials or prior experience—other than the vaguest reference to a handful of government agencies—to justify their designation as "experts."[77] And Ramsland does not identify any experience that he, or any of his so-called "experts," have in elections or election hardware or software.

64. Additionally, Ramsland references the "allowable election error rate established by the Federal Election Commission." The Federal Election Commission does not regulate voting machines or software. It regulates campaign finance.[78] Ramsland confused—or did not bother to research the differences between—the FEC and the EAC.[79] Dominion's election voting system suite is, of course, certified by the EAC.[80]

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[75] Rule to Show Cause, *Page v. Oath Inc.*, No. S20C-07-030 (Del. Super. Ct. Dec. 18, 2020).
[76] Ex. 57.
[77] Pet. Notice of Suppl. Authority, *King v. Whitmer*, No. 20-815 (S. Ct. Dec. 13, 2020), available at, https://www.supremecourt.gov/DocketPDF/20/20-815/163875/20201215164905775_Final%20Michigan%20Notice%20of%20Supplemental%20Authority.pdf.
[78] *Mission and history*, FEC, available at, https://www.fec.gov/about/mission-and-history/ (Ex. 140).
[79] *How the U.S. Election Assistance Commission Facilitates Fair and Secure Elections*, EAC, available at, https://www.eac.gov/news/2020/12/03/how-us-election-assistance-commission-facilitates-fair-and-secure-elections/ (Ex. 141).
[80] Certificate of Conformance, EAC (Sept. 14, 2018), available at, https://www.eac.gov/sites/default/files/voting_system/files/DSuite55_CertConf_Scope%28FINAL%29.pdf (Ex. 142).

65. Apart from these red flags indicating he is no expert at all, Ramsland also illustrates a gross misunderstanding of the machines and software in the details of his report. For example, he claims that his "forensics team" "perform[ed a] forensic duplication of the Antrim County Election Management Server running Dominion Democracy Suite 5.5.3-002." But there is no Democracy Suite 5.5.3-002. Instead, 5.5.3-002 is the version of the ImageCast Precinct tabulator (*i.e.*, the actual scanner), not the election management server or software.[81] This demonstrates that Ramsland is incapable of telling the difference between the relevant hardware, software, and servers involved—or simply did not take care to do so.

66. Ramsland also fails to understand the difference between—or intentionally distorted—adjudication software (which is an optional component of Dominion's voting system suite) and the process of adjudicating a ballot. In fact, Antrim County only purchased (and therefore only used) certain components of Dominion's voting system suite; critically, Antrim County neither purchased nor used—nor possessed the hardware required to use—the adjudication software.[82] This did not prevent Ramsland from falsely claiming that "[b]allots sent to adjudication can be altered by administrators," and that "all adjudication log entries for the 2020 election cycle are missing" and must have been "manually removed."

67. Finally, Ramsland's specific claim of a 68% "error rate" evidences a fundamental misunderstanding of election software. Ramsland claims to have used the tabulation logs as the source for his supposed "error rate." But the tabulation logs do not reflect the machine's tabulation of votes. They record activities logged by the machine during the tabulation process.[83] So

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[81] Declaration of Ryan Macias, FactCheck.org, available at, https://cdn.factcheck.org/UploadedFiles/Rebuttal_ASOG-Antrim_Report.pdf (Ex. 143).
[82] *Id.*
[83] *See*, Paul Egan & Clara Hendrickson, *Trump tweet wrongly suggests there were defects with Michigan voting machines*, The Detroit Free Press (Dec. 15, 2020), available at, https://www.free

Ramsland's claim that "these … tabulation totals were used as the official results" is false (because they are a recording of machine activity, not votes). Simply put, Ramsland does not understand what he is looking at.

68. While Ramsland claims that a huge percentage of machine activity reflected in the tabulation logs were "errors" or "warnings," he gives no explanation of how he identified or defined an "error" or "warning."

69. Ramsland references three settings—"reverse," "divert," and "override"—as examples of these so-called "critical errors" or "warnings." But these are not "errors." They are parameters used in the tabulator to handle ballots that—for example—include write-in candidates or ballots that contain votes for two candidates for the same office. Calling these "errors" is analogous to claiming that the low fuel indicator light turning on in a car is an "error"—it is of course not an error; the car is operating precisely how it is supposed to. Similarly, just because the tabulator recorded, for example, "divert" does not mean that there was error with the ballot or the vote; precisely the opposite—it means that the machine operated properly in response to that ballot.[84] This shows that Ramsland does not understand—or did not take care to distinguish—the difference between an actual error and proper functioning.

70. Given Giuliani's tenure as a federal prosecutor, he is well aware of how to evaluate the credentials of a purported expert and the reliability of a purported expert report; he realized beforehand that Ramsland was not an expert in the subject matter and that his opinion was worthless and designed from the outset to reach a conclusion to support a false preconceived

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p.com/story/news/politics/elections/2020/12/15/trump-fact-check-defect-voting-machines-michigan/3902951001/ (Ex. 144).

[84] Angelo Fichera, *Audit in Michigan County Refutes Dominion Conspiracy Theory*, FactCheck.org (Dec. 18, 2020), available at, https://www.factcheck.org/2020/12/audit-in-michigan-county-refutes-dominion-conspiracy-theory/ (Ex. 145).

narrative about the election. Despite these facts, Giuliani falsely passed Ramsland off as a reputable forensic expert with the expertise needed to produce a legitimate forensic report on Dominion's machines.

Even After Ramsland's Bogus Forensic Report Is Conclusively Disproven, Giuliani Persists in Promoting False Claims About Dominion

71. People who are actually knowledgeable about election security and procedures in Antrim County promptly, publicly, and forcefully rebutted Ramsland's report.

72. Antrim County officials determined—and publicly announced—that Ramsland's report was "riddled with false and unsupported claims, baseless attacks, and incorrect use of technical terms."[85]

73. Similarly, the former acting director of the EAC's Voting System Testing and Certification program said that Ramsland's report showed a "grave misunderstanding" of Antrim County's voting system and "a lack of knowledge of election technology and process."[86]

74. Michigan's Attorney General and Secretary of State issued a joint statement that Ramsland's report was "critically flawed, filled with dramatic conclusions without any evidence to support them."[87]

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[85] *See* Ali Swenson, *Report spreads debunked claims about Dominion machines in Michigan county*, Associated Press (Dec. 15, 2020), available at, https://apnews.com/article/fact-checking-afs:Content:9847904839 (Ex. 58).

[86] *See* Todd Spangler, *Former election security chief for Trump knocks down Antrim County report*, The Detroit Free Press (Dec. 16, 2020), available at, https://www.freep.com/story/news/politics/elections/2020/12/16/antrim-county-report-debunked-by-former-trump-election-official/3923499001/ (Ex. 59).

[87] *AG, SOS: Plaintiff's Report in Antrim County Election Lawsuit Demonstrates Lack of Credible Evidence in Widespread Fraud or Wrongdoing*, Michigan Dep't of Attorney General (Dec. 14, 2020), available at, https://www.michigan.gov/ag/0,4534,7-359-92297_47203-547422--,00.html (Ex. 42).

75. The Republican county clerk who made the mistake that resulted in the inaccurate unofficial results stated that Ramsland's report contained "many misleading statements" and was "simply not accurate."[88]

76. But there is no need for a battle of the experts: ***the paper ballots in Antrim County were recounted by hand***—conclusively disproving the lie that Dominion machines had erroneously tabulated 68% of the votes.[89]

77. Following a bipartisan investigation into the vote in Antrim County, Michigan, the state's Republican Senate Majority Leader Mike Shirkey announced, "[o]ur investigation, which has been very intense, discovered none, none of the allegations and accusations against Dominion [are] true."[90]

78. Yet even after the hand recount confirmed that "Dominion's voting machines accurately tabulated the votes cast for president in Antrim County,"[91] Giuliani continued to repeat the lie. For example:

(a) the day after the hand recount, Giuliani proclaimed on his podcast that the Dominion voting machines had "6,000 votes switched from Trump to Biden," that the Dominion machines "switched the votes based on some kind of pre-programming," and that there was a "68% error rate."[92]

(b) On his December 20, 2020 radio show, Giuliani falsely claimed that "Dominion … machines … in Michigan produced a 62 percent inaccuracy rate, and an 84

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[88] Craig Mauger, *Michigan election officials slam report on votes in Antrim County*, The Detroit News (Dec. 14, 2020), available at, https://www.detroitnews.com/story/news/politics/2020/12/14/michigan-judge-allows-release-report-antrim-county-voting/6537394002/ (Ex. 146).

[89] *See* Ex. 15.

[90] Abigail Censky, *How Misinformation Lit The Fire Under A Year Of Political Chaos In Michigan*, NPR (Jan. 1, 2021), available at, https://www.npr.org/2021/01/01/952528193/how-misinformation-lit-the-fire-under-a-year-of-political-chaos-in-michigan (Ex. 17).

[91] *See Trump still wins small Michigan county after hand recount*, Associated Press (Dec. 17, 2020), available at, https://apnews.com/article/election-2020-joe-biden-donald-trump-michigan-elections-07e52e643d682c8033a0f26b0d863387 (Ex. 15).

[92] *DISCOVERY: 68% ERROR Rate in Votes PROVES Intentional Fraud*, Rudy Giuliani's Common Sense (broadcast from Washington, D.C., Dec. 18, 2020), available at, https://www.youtube.com/watch?v=UUtmBrgIC9w (last visited Jan. 19, 2021) (Ex. 134).

> percent adjudication rate which means that only 16 percent of the votes in that county were actually cast by people … the machine was 62 percent inaccurate. … [T]hey belong to a crooked company called Dominion … they've been caught cheating in so many elections …. These machines, you have to realize, come from a company that developed machines in order to cheat on elections. And that's why it can do things like change votes, have fractional votes.[93]

(c) On December 23, 2020, Giuliani said on his podcast, "[T]hese Dominion crooked machines are calculating machines. … [W]e can go into the memory of the machine and we can show that Trump actually got 6,000 votes, and Biden actually got 3,000 votes; the way you cheated in Antrim County and got caught. You didn't just do it in Antrim County, you did it throughout America in order to change the result of this election."[94]

(d) On January 8, Giuliani again repeated the disproven claim on his weekday radio show.[95]

As Repeatedly Proven by Independent Audits and Hand Recounts of Paper Ballots, Giuliani's Claims About Dominion Fixing the Election Are False

79. Giuliani's claims about Dominion fixing the election by manipulating vote counts are demonstrably false and have been repeatedly disproven by independent audits and hand recounts of paper ballots.

80. The voter-verified paper ballots are the hard evidence that can be easily used to verify the accuracy of the Dominion machine counts. If Dominion or anyone else had rigged the election by manipulating the vote counts in the Dominion machines, the number of paper ballots

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[93] *Uncovering the Truth with Rudy Giuliani & Dr. Maria Ryan*, 77WABC (Dec. 20, 2020), available at, https://wabcradio.com/episode/uncovering-the-truth-12-20-20/ (last visited Jan. 19, 2021) (Ex. 136).

[94] *Christmas is NOT CANCELLED, It's Vital This Year*, Rudy Giuliani's Common Sense (broadcast from Washington, D.C., Dec. 23, 2020), available at, https://www.youtube.com/watch?v=FkvvtuVsyUA&list=PLlMn0a7NgIUZIGjQVofrk1M3Ulqdc7_-4&index=5 (last visited Jan. 19, 2021) (Ex. 147).

[95] *Chat with the Mayor: Capital Riot Aftermath*, 77WABC (broadcast from Washington, D.C., Jan. 8, 2021), available at, https://wabcradio.com/podcast/rudy-giuliani/ (last visited Jan. 19, 2021) (Ex. 138) ("Dominion is an extremely sophisticated cyber-attack. And it, you know, it'll, it'll take a whole county and it will adjust the vote by 1%, 2%, in every, in every machine. It's not going to, like, they made a mistake in Antrim county, Michigan where they got caught, where they made a 600, 6,000 switch, too fast in one machine … and then you could see the numbers switched in the machine and you could see what phony machines Dominion machines are.").

that were verified and cast by voters would not match the machine counts. In fact, independent 100% hand audits and recounts of paper ballots have repeatedly verified the accuracy of the vote counts from Dominion machines.

81. After a 100% hand audit of all the ballots cast in Georgia in the 2020 election, Georgia's Republican Secretary of State Brad Raffensperger explained that "Georgia's historic first statewide audit reaffirmed that the state's new secure paper ballot voting system accurately counted and reported results."[96]

82. At the request of the Trump Campaign, in addition to the hand audit, Georgia also conducted a subsequent machine recount, which again affirmed the original outcome of the presidential race in Georgia.

83. As Secretary of State Raffensperger explained after a signature match audit affirmed the outcome of the 2020 presidential race in Georgia for a ***third time***, "[t]he Secretary of State's office has always been focused on calling balls and strikes in elections and, in this case, three strikes against the voter fraud claims and they're out."[97]

84. Similarly, as Secretary Raffensperger explained to Giuliani's client, Donald Trump, during a telephone call that was reported by *The Washington Post*, "I don't believe that you're really questioning the Dominion machines. Because we did a hand re-tally, a 100 percent re-tally of all the ballots, and compared them to what the machines said and came up with virtually the

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[96] Georgia Secretary of State, *Historic First Statewide Audit of Paper Ballots Upholds Result of Presidential Race*, available at, https://sos.ga.gov/index.php/elections/historic_first_statewide_audit_of_paper_ballots_upholds_result_of_presidential_race#:~:text=2020%20Qualifying%20Packet-,Historic%20First%20Statewide%20Audit%20of%20Paper%20Ballots%20Upholds%20Result%20of,machine%20tally%20of%20votes%20cast (Ex. 11).

[97] Georgia Secretary of State, *3rd Strike Against Voter Fraud Claims Means They're Out After Signature Audit Finds No Fraud*, https://sos.ga.gov/index.php/elections/3rd_strike_against_voter_fraud_claims_means_theyre_out_after_signature_audit_finds_no_fraud (Ex. 12).

same result. Then we did the recount, and we got virtually the same result. So I guess we can probably take that off the table. I don't think there's an issue about that."[98]

85. Similarly, in a press conference, an official from the Georgia Secretary of State's Office explained, "[l]et's just go to the other ridiculous claims, that Dominion voting machines are somehow using fractional voting or flipping votes. Again, by doing the hand tally, it shows none of that is true. Not a whit."[99]

86. In Arizona, the Chairman of the Maricopa County Board of Supervisors released a statement explaining, "[t]he evidence overwhelmingly shows the system used in Maricopa County is accurate and provided voters with a reliable election. … The Dominion tabulation equipment met mandatory requirements during logic and accuracy testing before the Presidential Preference Election, the Primary Election and the General Election. And after each of these 2020 elections, the hand count audit showed the machines generated an accurate count."[100]

87. The Elections Infrastructure Government Coordinating Council and the Election Infrastructure Sector Coordinating Executive Committees released a joint statement confirming that there is "***no evidence*** that any voting system deleted or lost votes, changed votes, or was in

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[98] Amy Gardner & Paulina Firozi, *Here's the full transcript and audio of the call between Trump and Raffensperger*, Wash. Post (Jan. 3, 2021), available at, https://www.washingtonpost.com/politics/trump-raffensperger-call-transcript-georgia-vote/2021/01/03/2768e0cc-4ddd-11eb-83e3-322644d82356_story.html (Ex. 13).

[99] *WATCH: Georgia election officials reject Trump call to 'find' more votes*, PBS (Jan. 4, 2021), available at, https://www.pbs.org/newshour/politics/watch-live-georgia-secretary-of-states-office-holds-press-conference (Ex. 14).

[100] Letter from Clint Hickman to Maricopa County Voters (Nov. 17, 2020), available at, https://www.maricopa.gov/DocumentCenter/View/64676/PR69-11-17-20-Letter-to-Voters#:~:text=Here%20are%20the%20facts%3A&text=The%20evidence%20overwhelmingly%20shows%20the,voters%20with%20a%20reliable%20election.&text=As%20required%20by%20law%20(A.R.S,used%20in%20any%20Arizona%20elections (Ex. 18).

any way compromised."[101] The Joint Statement was signed and endorsed by, among others, the National Association of State Election Directors, National Association of Secretaries of State, and CISA—then led by a Trump appointee, Chris Krebs.

Giuliani Intentionally Disregards Hard Evidence and Reliable Sources Including Trump Appointees, Republicans, and Election Security Experts Who Rebut and Disprove His False Accusations About Dominion

88. While endeavoring to make the facts conform to the false preconceived narrative that the election had been fixed by Dominion, Giuliani was confronted with a number of facts that rendered his outlandish claims inherently improbable, if not outright impossible.

89. For example, he has not explained how a decades-old international election-rigging conspiracy involving independent testing labs accredited by the EAC and thousands of bipartisan local election volunteers could have evaded detection for so long.

90. Giuliani also has not explained how—if Dominion were actually controlled by the associates of a Venezuelan dictator—it was permitted to operate in the United States by the Committee on Foreign Investment in the United States ("CFIUS").

91. Nor has Giuliani explained how—if Dominion were willing and able to commit a massive fraud to deprive Trump of the presidency—Trump won the presidential election in 2016, when Dominion machines were used in 1,635 jurisdictions in more than two dozen "red" and "blue" states.

92. Yet, despite the inherent improbability of his lies, Giuliani continued to promote them even after Powell's sham litigations had been dismissed and her witnesses—including the anonymous purported Venezuelan military officer and Russell Ramsland—had been judicially

[101] Cybersecurity & Infrastructure Security Agency, *Joint Statement From Elections Infrastructure Government Coordinating Council & The Election Infrastructure Sector Coordinating Executive Committees* (Nov. 12, 2020), available at, https://www.cisa.gov/news/2020/11/12/joint-statement-elections-infrastructure-government-coordinating-council-election (Ex. 19).

determined to be "wholly unreliable," and even after Giuliani's false claims about Dominion fixing the election had been repeatedly, forcefully, and publicly rebutted and disproven by the hard evidence of independent audits and hand recounts of paper ballots and by reliable sources like Trump appointee Bill Barr, Trump appointee Chris Krebs, Georgia's Republican Governor Brian Kemp, Georgia's Republican Secretary of State Brad Raffensperger, federal judges, and 59 election security experts.[102]

As Shown from Publicly Available Records,
Giuliani's Accusations About Dominion's Origins Are False

93. Publicly available records prove that Giuliani's wild accusations about Dominion's origins are also demonstrably false.

94. Dominion was not founded in Venezuela to fix elections for Hugo Chávez. It was founded in 2002 in John Poulos's basement in Toronto to help blind people vote on paper ballots.[103]

95. By 2009, Dominion's business had grown in the United States, and a subsidiary company, Dominion Voting Systems, Inc., was incorporated in Delaware and headquartered in Denver, Colorado.[104] By 2018, the majority of the business's customers and employees were in the United States, so Poulos sold the majority stake of the business to U.S. investors.[105]

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[102] *See* Tony Adams, Prof. Andrew W. Appel, et al., *Scientists say no credible evidence of computer fraud in the 2020 election outcome, but policymakers must work with experts to improve confidence*, Matt Blaze (Nov. 16, 2020), available at, https://www.mattblaze.org/papers/election2020.pdf (Ex. 47).

[103] Iain Marlow, *Selling Trust in Democracy*, Toronto Star (Nov. 2, 2009), available at, https://www.thestar.com/business/2009/11/02/selling_trust_in_democracy.html (Ex. 148).

[104] State of Delaware Entity Search, available at, https://icis.corp.delaware.gov/ecorp/entitysearch/NameSearch.aspx (Ex. 149); Colorado Secretary of State, available at, https://www.sos.state.co.us/biz/BusinessEntityDetail.do?quitButtonDestination=BusinessEntityResults&nameTyp=ENT&masterFileId=20101359683&entityId2=20101359683&fileId=20101359683&srchTyp=ENTITY (Ex. 150).

[105] *Dominion Voting Systems Acquired by its Management Team and Staple Street Capital*, PR Newswire (July 16, 2018), available at, https://www.prnewswire.com/news-releases/dominion-

96. Today, Dominion's business is organized as US Dominion, Inc. and its two wholly owned subsidiaries, Dominion Voting Systems, Inc. and Dominion Voting Systems Corporation.[106]

Dominion Suffers Enormous Harm

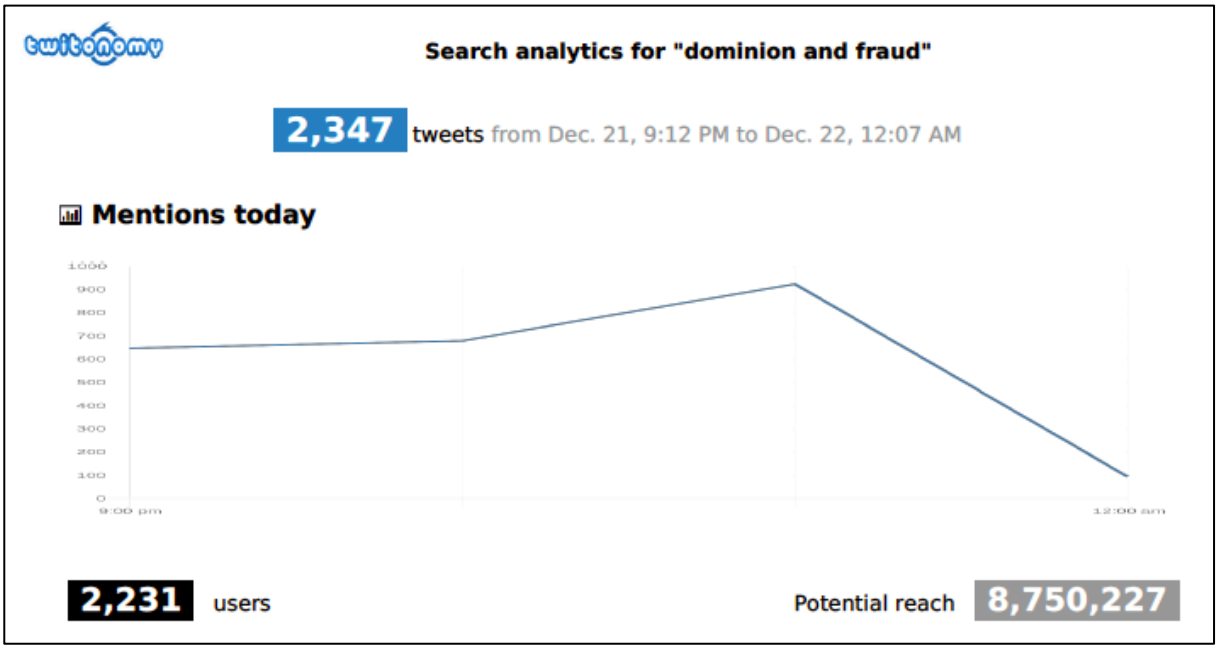
97. As a result of the false accusations disseminated to a global audience by Giuliani, his allies, and like-minded media outlets—who acted in concert to promote a false preconceived narrative about the 2020 election, despite the total lack of evidence to support it, and despite the mountains of paper ballots and the army of credible sources disproving it—Dominion has suffered unprecedented reputational and financial harm, and its employees' lives have been put in danger.

98. Giuliani's false tweets about Dominion were liked over 534,000 times and were foreseeably retweeted over 160,000 times. The retweets disseminated Giuliani's false tweets to over 1.5 million Twitter accounts. Based on the average followers and the number of retweets overall, Giuliani's false tweets about Dominion potentially reached more than 331 million Twitter accounts—or about the same number of accounts as the entire U.S. population.

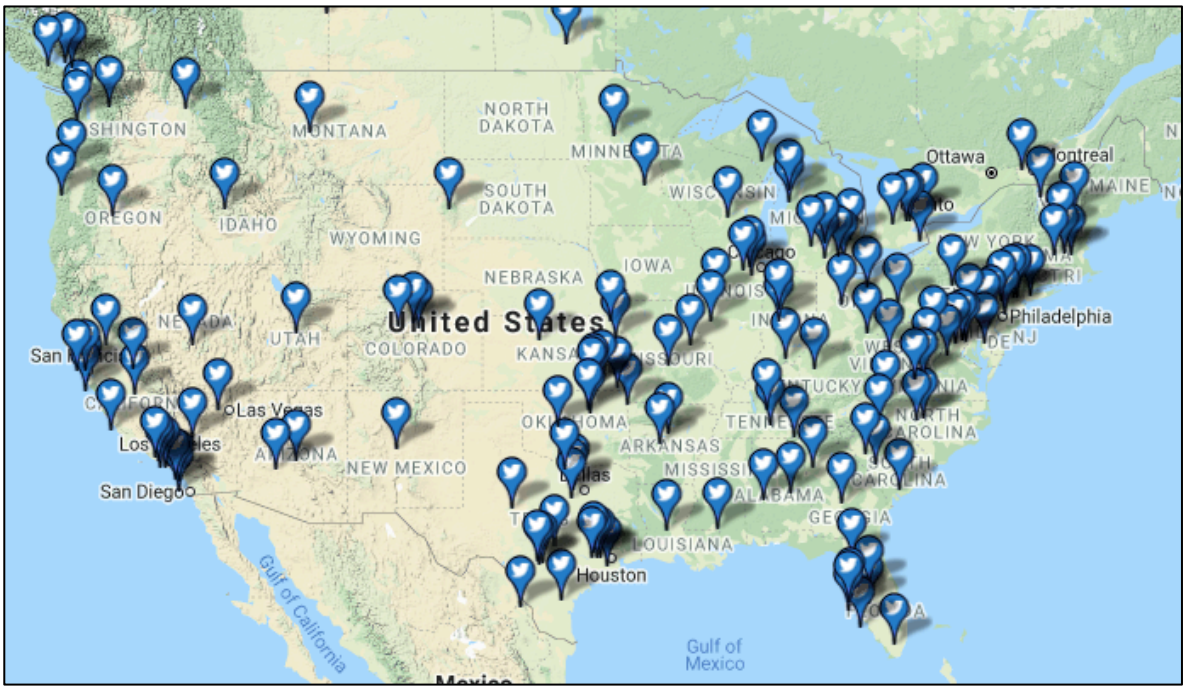
99. Over a ***three-hour period*** on December 21, 2020, the terms "dominion" and "fraud" were tweeted out together by more than ***2,200*** users with over ***8.75 million*** total followers.

voting-systems-acquired-by-its-management-team-and-staple-street-capital-300681752.html (Ex. 151).

[106] Ex. 149.



100. Those over 2,200 Twitter users were located across the United States and in 17 countries around the world.



101. Among the hundreds of millions of people who were exposed to Giuliani's falsehoods about Dominion, one wrote "Giuliani said Dominion is owned by Venezuela's Maduro!"[107]



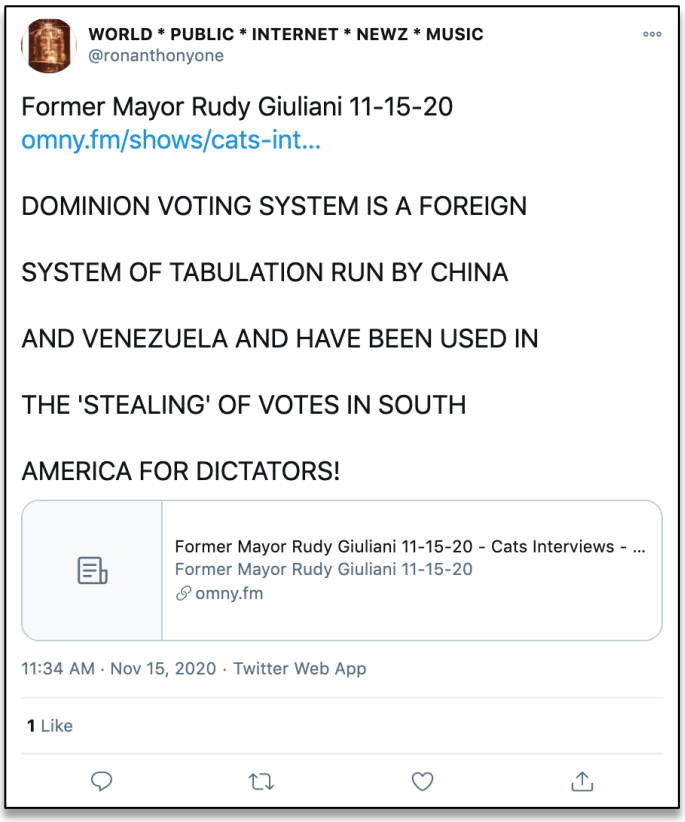
102. Another wrote, replying to President Barack Obama and his over 128 million followers, "Giuliani reveals Dominion is a company owned by Smartmatic, whose founders were close to Chávez, dictator of Venezuela; its establishment was to fix the elections."[108]

[107] SQepticalVal (@S_Qeptic), Twitter (Nov. 13, 2020), available at, https://twitter.com/S_Qeptic/status/1327465121577242624 (Ex. 220).
[108] Maula (@DaLi9177447), Twitter (Nov. 17, 2020), available at, https://twitter.com/DaLi94877447/status/1328604803539333120 (Ex. 152).

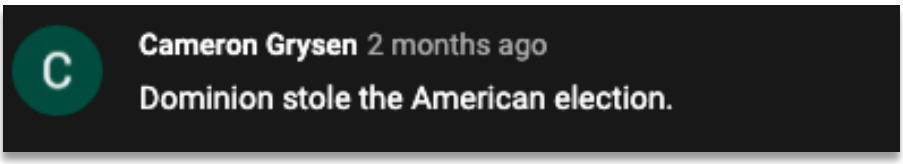


103. After listening to Giuliani's November 15, 2020 interview on the radio show "The CATS Roundtable," one person shared a link to the interview, and then foreseeably republished Giuliani's defamatory falsehoods about Dominion, writing "DOMINON VOTING SYSTEM IS A FOREIGN SYSTEM OF TABULATION RUN BY CHINA AND VENEZUELA AND HAVE BEEN USED IN THE 'STEALING' OF VOTES IN SOUTH AMERICA FOR DICTATORS."[109]

[109] Ron Anthony (@ronanthonyone), Twitter (Nov. 15, 2020), available at, https://twitter.com/ronanthonyone/status/1328013538678476800 (Ex. 153).

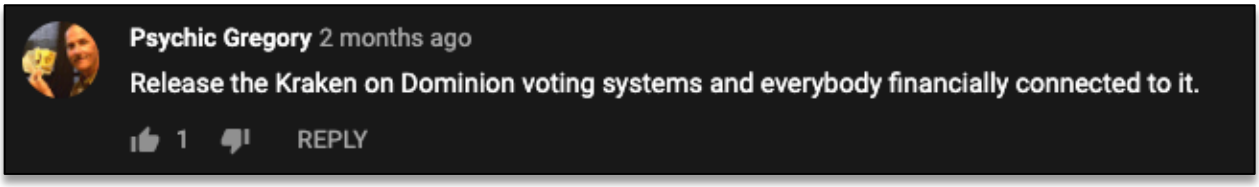


104. One commenter on Giuliani's November 13 podcast wrote, "Dominion stole the American election."[110]

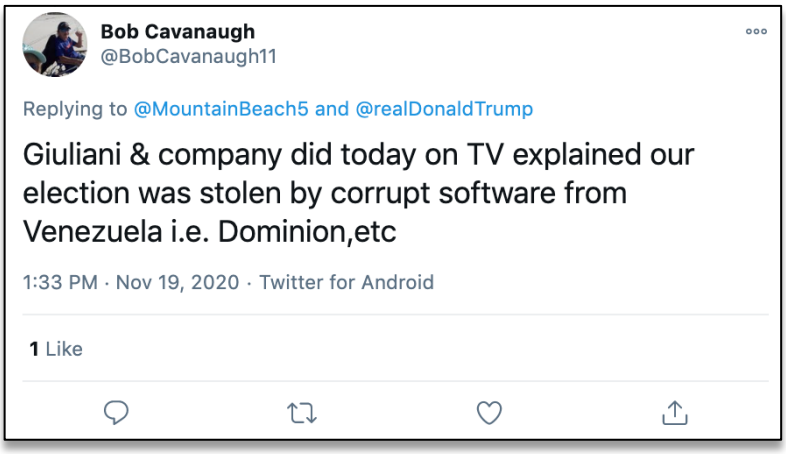


[110] *REVEALED: Sworn Evidence of Pervasive Voter Fraud*, Rudy Giuliani's Common Sense (broadcast from Washington, D.C., Nov. 13, 2020), available at, https://www.youtube.com/watch?v=sd-5Xm5PFmg (last visited Jan. 19, 2021) (Ex. 112).

105. Another wrote: "Release the Kraken on Dominion voting systems and everybody financially connected to it."[111]



106. Immediately after Giuliani's November 19, 2020 Washington, D.C. press conference, countless people foreseeably began republishing his defamatory statements. For example, one person replied to Donald Trump and his over 88 million followers, "Giuliani & company did today on TV explained our election was stolen by corrupt software from Venezuela i.e. Dominion, etc."[112]



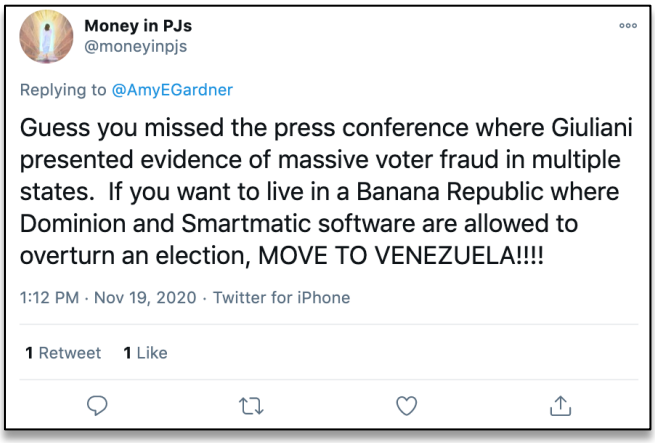
107. Another person wrote: "did you listen to the Giuliani press conference, George Soros, crooked Dominion Software connections to Venezuela, dirty politics but we no longer have

[111] *Id.*
[112] Bob Cavanaugh (@BobCavanaugh11), Twitter (Nov. 19, 2020), available at, https://twitter.com/BobCavanaugh11/status/1329493022946570241 (Ex. 156).

journalists, Trump suffered under deep state lies but he exposed them within our highest government agencies."[113]

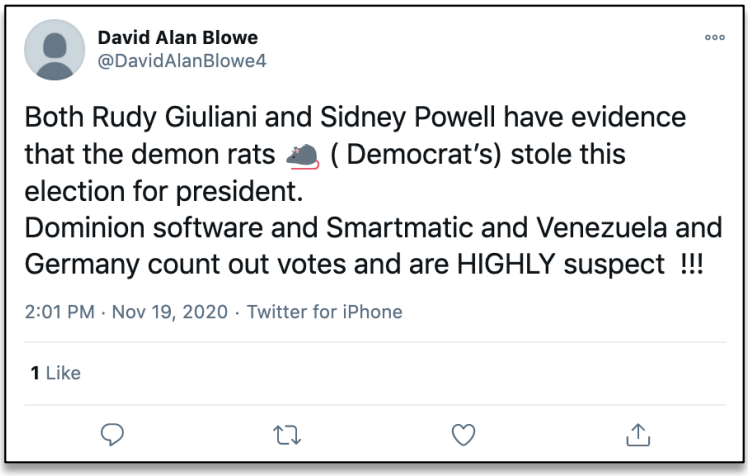


108. Another person claimed that they relied on the "evidence" Giuliani presented of massive voter fraud during the press conference, when in fact, he did not present a single shred of evidence supporting his defamatory statements: "Guess you missed the press conference where Giuliani presented evidence of mass voter fraud in multiple states. If you want to live in a Banana Republic where Dominion and Smartmatic software are allowed to overturn an election, MOVE TO VENEZUELA!!!!"[114]

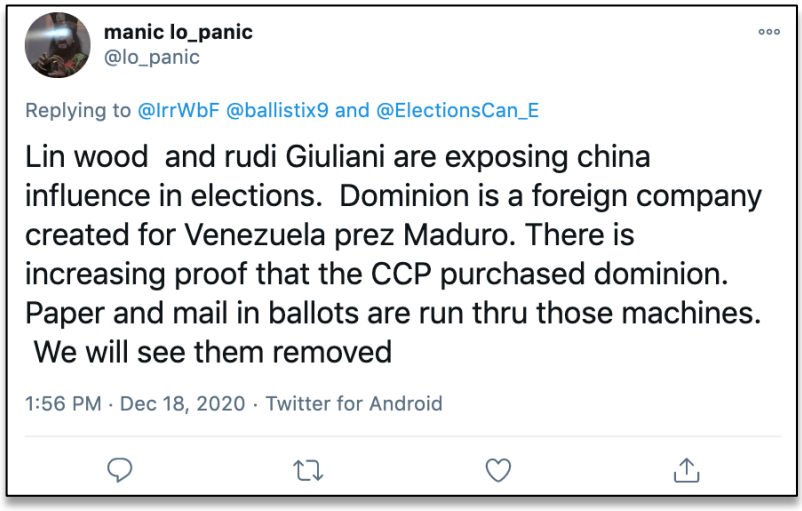


[113] Ronnieh (@hcatfioe), Twitter (Nov. 19, 2020), available at, https://twitter.com/hcatfioe/status/1329496142703439874 (Ex. 157).
[114] Money in PJs (@moneyinpjs), Twitter (Nov. 19, 2020), available at, https://twitter.com/moneyinpjs/status/1329487770260295682 (Ex. 158).

109. Another person foreseeably republished Giuliani's defamatory falsehoods and touted the "evidence" he claimed to possess, writing "Both Rudy Giuliani and Sidney Powell have evidence that the demon rats (Democrat's) stole this election for president. Dominion software and Smartmatic and Venezuela and Germany count out votes and are HIGHLY suspect !!!"[115]

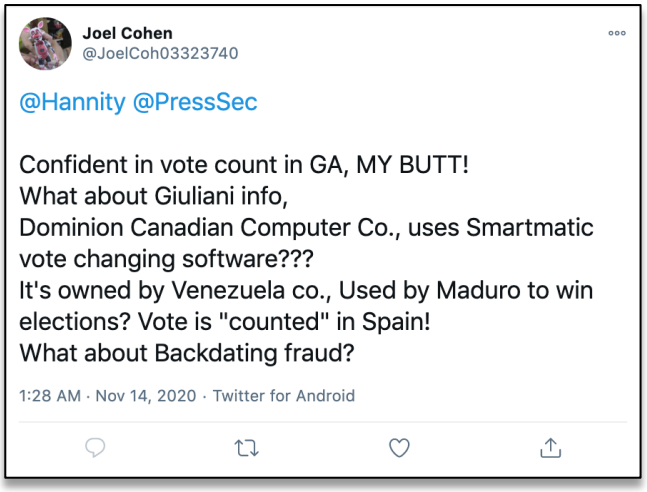


110. Another person wrote, "Lin wood and rudi Giuliani are exposing china influence in elections. Dominion is a foreign company created for Venezuela prez Maduro."[116]

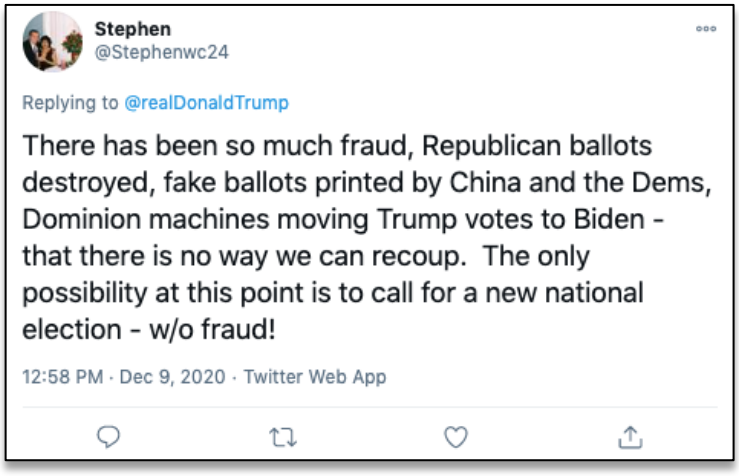


[115] David Alan Blowe (@DavidAlanBlowe4), Twitter (Nov. 19, 2020), available at, https://twitter.com/DavidAlanBlowe4/status/1329499960027570183 (Ex. 159).
[116] Manic lo_panic (@lo_panic), Twitter (Dec. 18, 2020), available at, https://twitter.com/lo_panic/status/1340007958172725248 (Ex. 160).

111. One person wrote "Confident in vote count in GA, MY BUTT! What about Giuliani info, Dominion Canadian Computer Co., uses Smartmatic vote changing software??? It's owned by Venezuela co., Used by Maduro to win elections?"[117]

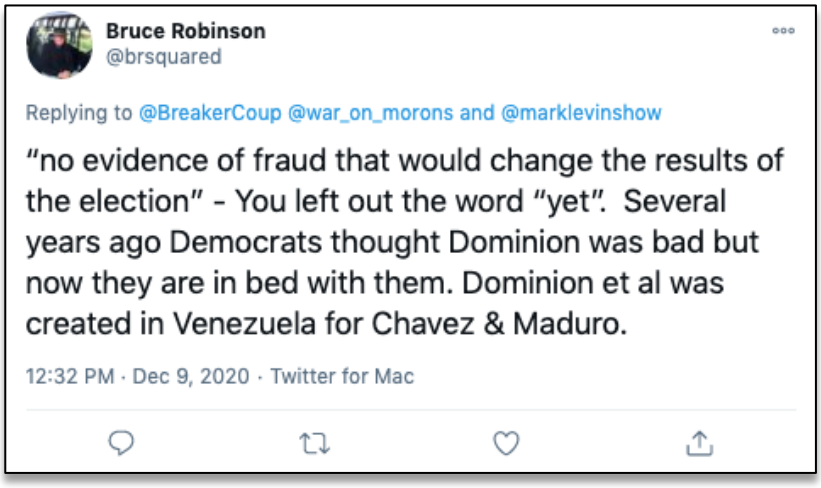


112. Another person who believed the defamatory falsehoods tweeted, "There has been so much fraud" including "Dominion machines moving Trump votes to Biden."[118]



[117] Joel Cohen (@JoelCoh03323740), Twitter (Nov. 14, 2020), available at, https://twitter.com/JoelCoh03323740/status/1327498656694509568 (Ex. 161).
[118] Stephen (@Stephenwc24), Twitter (Dec. 9, 2020), available at, https://twitter.com/Stephenwc24/status/1336732043607068673 (Ex. 66).

113. One person tweeted, "Dominion et al was created in Venezuela for Chavez & Maduro."[119]



114. Another person succinctly summarized the devastating harm that has been inflicted on Dominion's commercial reputation, writing "Dominion is [a] fancy word for election fraud."[120]



115. As reflected in polling data about decreasing confidence in the legitimacy of the 2020 election, tens of millions of people believed the defamatory falsehoods about Dominion. For example, before the election, 44% of Trump supporters were "not very" or "not at all" confident

[119] Bruce Robinson (@brsquared), Twitter (Dec. 9, 2020), available at, https://twitter.com/brsquared/status/1336725318367911936 (Ex. 67).
[120] Ivo Boutrous (@ivoboutros), Twitter (Dec. 8, 2020), available at, https://twitter.com/ivoboutros/status/1336443509134548993 (Ex. 68).

in the national vote count.[121] But after the viral disinformation campaign against Dominion, 81% of Trump voters believe that voter fraud influenced the election outcome.[122]

116. Among Republicans generally, a November poll showed 68% are concerned that the election was "rigged,"[123] and a December poll showed 77% believe that "there was widespread voter fraud in the 2020 presidential election."[124]

117. As of January 7, 2021, a Google search of the terms "dominion," "voting," and "fraud" yields over 8.4 million results; a search of the terms "dominion," "manipulate," and "vote" yields over 1.9 million results; a search of the terms "boycott," "dominion," and "fraud" yields over 2.8 million results; and more focused searches like "who manufactures dominion voting machines" yields over 18.9 million results, just to name a few.

118. As a result of the viral disinformation campaign against Dominion, the company and its employees have been targeted and have received calls for jail time and death threats.

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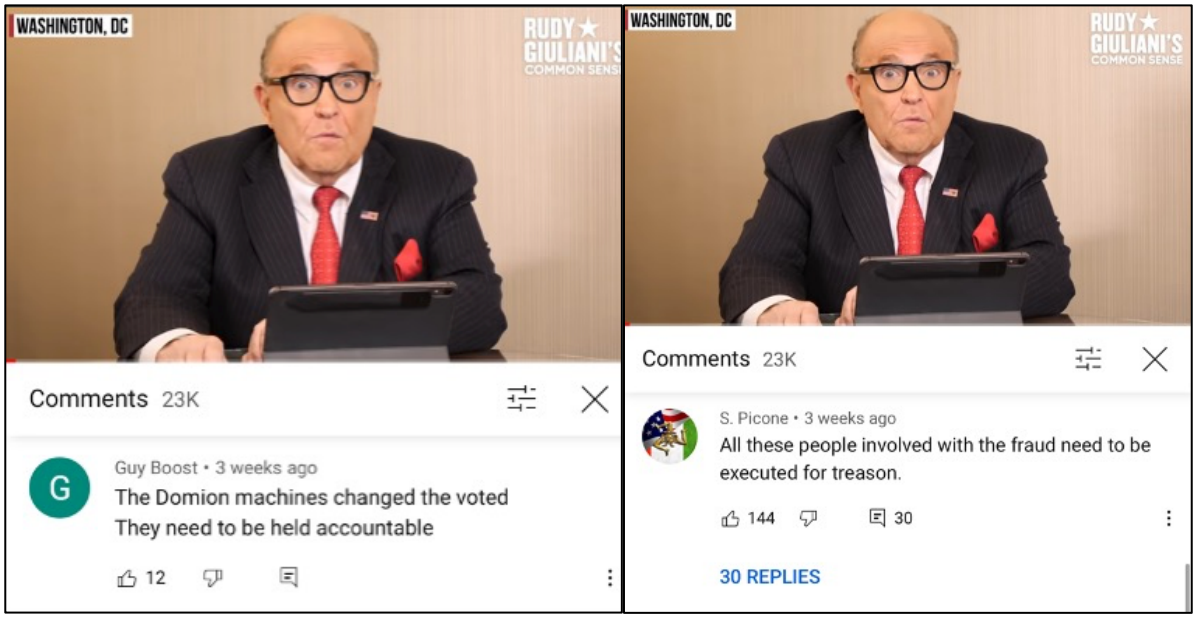
[121] *A Democratic Stress Test – The 2020 Election and Its Aftermath*, Bright Line Watch (Nov. 2020), available at, http://brightlinewatch.org/american-democracy-on-the-eve-of-the-2020-election/a-democratic-stress-test-the-2020-election-and-its-aftermathbright-line-watch-november-2020-survey/ (Ex. 71).

[122] Candice Jaimungal, *Three-quarters of voters think fraud occurred during the election*, YouGov (Nov. 12, 2020) available at, https://today.yougov.com/topics/politics/articles-reports/2020/11/12/voters-think-fraud-occurred-during-elec (poll available at, https://docs.cdn.yougov.com/9j7sr0my95/econTabReport.pdf) (Ex. 72).

[123] Chris Kahn, *Half of Republicans say Biden won because of a 'rigged' election: Reuters/Ipsos poll*, Reuters (Nov. 18, 2020), available at, https://www.reuters.com/article/us-usa-election-poll/half-of-republicans-say-biden-won-because-of-a-rigged-election-reuters-ipsos-poll-idUSKBN27Y1AJ (poll available at, https://www.ipsos.com/sites/default/files/ct/news/documents/2020-11/topline_reuters_post_election_survey_11_18_2020.pdf) (Ex. 73).

[124] *60% View Joe Biden's 2020 Presidential Victory As Legitimate, Quinnipiac University National Poll Finds; 77% of Republicans Believe There Was Widespread Voter Fraud*, Quinnipiac University (Dec. 10, 2020), available at, https://poll.qu.edu/national/release-detail?ReleaseID=3685 (Ex. 74).

119. For example, viewers of Giuliani's Christmas Day podcast about Dominion commented on the video: "The Dominion machines changed the vote[]. They need to be held accountable" and "All these people involved with the fraud need to be executed for treason."[125]



120. Another person posted on social media, "Why isn't every single Dominion employee in jail for their election fraud?!!!!!!!!!"[126]



[125] *WHO Will Be Our PRESIDENT? The Current State of Our Country*, Rudy Giuliani's Common Sense (broadcast from Washington, D.C., Dec. 25, 2020), available at, https://www.youtube.com/watch?v=NAzCECx8XeE (last visited Jan. 19, 2021) (Ex. 162).
[126] Woody James (@WoodsonTJames), Twitter (Dec. 9, 2020), available at, https://twitter.com/WoodsonTJames/status/1336726130771038208 (Ex. 75).

121. Another person posted, "jail dominion find them…ask allies to track them down"[127]



122. One Dominion employee received text messages stating "***we are already watching you. Come clean and you will live***."

123. One person left the following message on Dominion's customer support line:

> ***You're all fucking dead, You're all fucking dead. We're bringing back the firing squad and you fuckers are all dead, everybody involved up against the wall you motherfuckers.*** We're gonna have a fucking lottery to fucking give people a chance to shoot you motherfuckers you fucking wait you cocksuckers you commie pieces of shit. ***We're going to fucking kill you all you motherfuckers***. After a fair trial of course you pieces of shit. The American people are fucking coming for you this is the end of your fucking line guys your fucking days are numbered you better enjoy your Thanksgiving because you'll never see another one you fucking cocksuckers. You will be gone soon. Happy Thanksgiving. Cock suckers. You're almost done just watch and see what happens. Check out the executive order from September 12, 2018. You'll see what's going to happen. You'll own nothing. You'll be on the fucking 2030 plan because you'll own nothing you fucking cocksuckers. It's coming. Buckle your fucking seatbelts. Watch what's going to happen next.

124. Another person sent a Dominion employee an email with the subject line, "***Time is up***" and with the message, "***You have 24 hours***…"

125. And another person left the following message on Dominion's main office line:

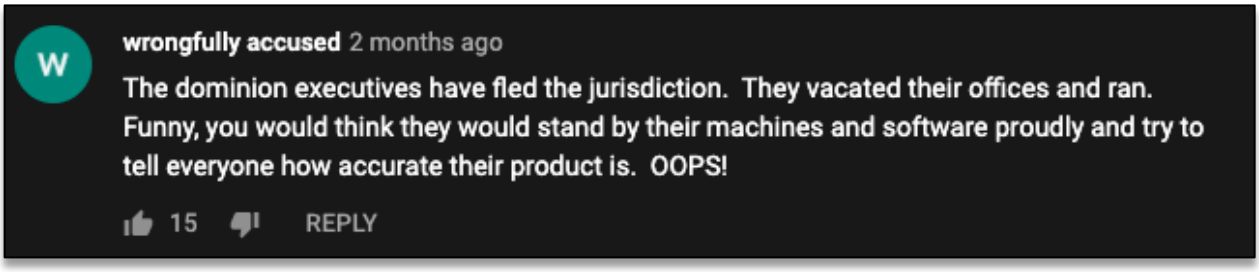
> Yeah, good afternoon. Fuck you, fucking scumbags. ***We're gonna blow***

[127] Lionslovestrump (@leonkhanin1234), Twitter (Dec 8. 2020), available at, https://twitter.com/leonkhanin1234/status/1336497514598555650 (Ex. 76).

your fucking building up. Piece of fucking shit.

126. Because of these threats and numerous others, Dominion has made significant expenditures to protect its people from harm—including by employing on-site police and security. Since the beginning of the viral disinformation campaign, Dominion has spent more than $565,000 on private security for the protection of its people.

127. As Dominion was coping with the barrage of death threats by hiring security and having employees work remotely, a commenter on one of Giuliani's defamatory podcasts crowed, "The dominion executives have fled the jurisdiction. They vacated their offices and ran. Funny, you would think they would stand by their machines and software proudly and try to tell everyone how accurate their product is. OOPS!"[128]



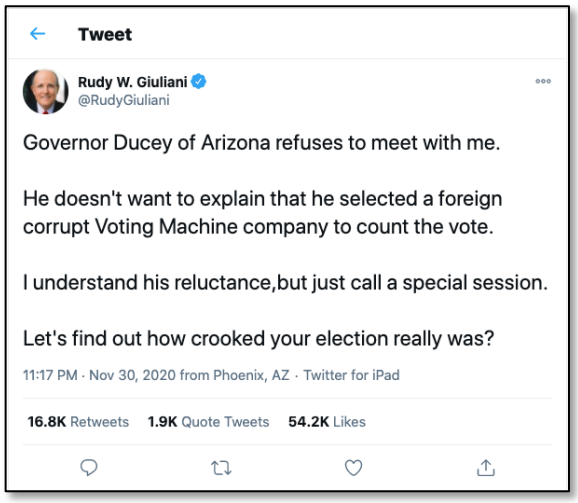
128. As a direct result of the viral disinformation campaign, Dominion has been forced to make significant expenditures in an attempt to mitigate the harm to its reputation and business. To date, Dominion has incurred expenses of more than $1,170,000 to that end.

129. Dominion is a for-profit company that provides local election officials with tools they can use to run elections. It generates revenue by selling voting technology services to elected officials from both political parties. It contracts with state and local governments to provide its voting systems and services in a majority of states across the country. Those contracts are typically

[128] *REVEALED: Sworn Evidence of Pervasive Voter Fraud*, Rudy Giuliani's Common Sense (broadcast from Washington, D.C., Nov. 13, 2020), available at, https://www.youtube.com/watch?v=sd-5Xm5PFmg (last visited Jan. 19, 2021) (Ex. 112).

multi-year contracts and range from tens of thousands of dollars to over a hundred million dollars, depending on the jurisdiction and scope of the contract. Given the nature of the U.S. election system and the voting services industry, Dominion's contracts have historically been long term with high renewal rates. In 2020, state and local election officials and bipartisan poll workers in 28 "red" and "blue" states administered their elections by using Dominion's tabulation devices to count paper ballots.

130. Giuliani has used his substantial Twitter following to leverage the false accusations about Dominion to exert overt political pressure on Governor Ducey of Arizona and Governor Kemp of Georgia.[129]





[129] Rudy W. Giuliani (@RudyGiuliani), Twitter (Nov. 30, 2020), available at, https://twitter.com/RudyGiuliani/status/1333626364805533696 (last visited Jan. 19, 2021) (Ex. 163); Rudy W. Giuliani (@RudyGiuliani), Twitter (Jan. 1, 2021), available at, https://twitter.com/RudyGiuliani/status/1344876003840176128 (last visited Jan. 19, 2021) (Ex. 164).

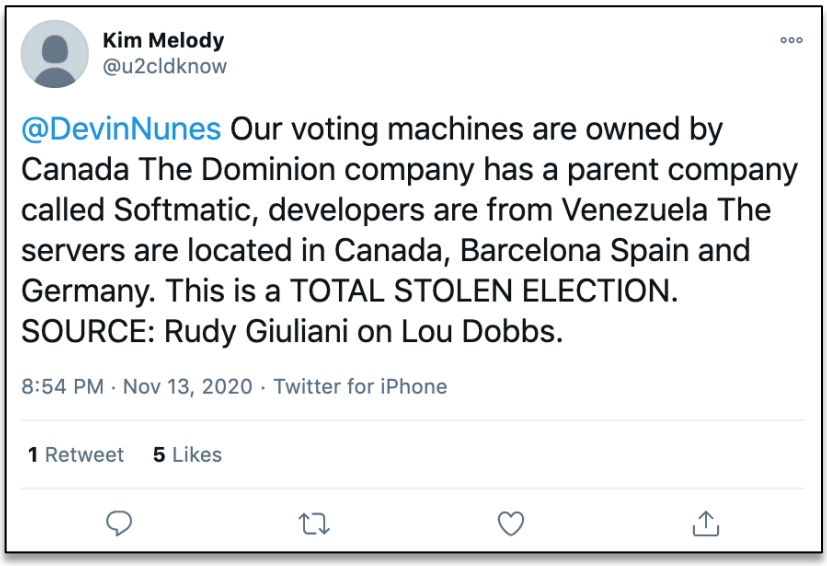
131. Just one day after Giuliani's and Powell's Washington, D.C. press conference, Arizona state Congressman Warren Peterson tweeted, "I'm drafting legislation to ban the use of Dominion software and equipment from the state of Arizona. My constituents do not trust it…"[130]



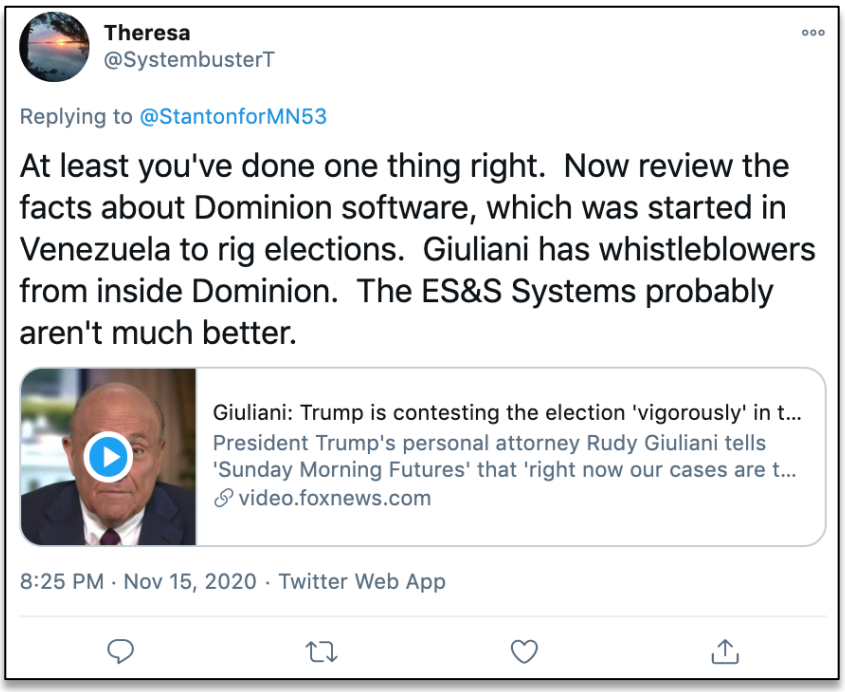
132. Similarly, since the viral disinformation campaign began, state legislators in various states in which Dominion has contracts—including Florida, Louisiana, Michigan, and Pennsylvania—have stated their intent to review and reassess those contracts.

133. One person wrote to California Congressman Devin Nunes and stated: "Our voting machines are owned by Canada The Dominion company has a parent company called Softmatic, developers are from Venezuela. … This is a TOTAL STOLEN ELECTION. SOURCE: Rudy Giuliani on Lou Dobbs."[131]

[130] Warren Petersen (@votewarren), Twitter (Nov. 20, 2020), available at, https://twitter.com/votewarren/status/1329802399565770752 (Ex. 77).
[131] Kim Melody (@u2cldknow), Twitter (Nov. 13, 2020), available at, https://twitter.com/u2cldknow/status/1327429703414607874 (Ex. 165).



134. Another Twitter user commented on one Minnesota state official's Twitter page: "Now review the facts about Dominion software, which was started in Venezuela to rig elections. Giuliani has whistleblowers from inside Dominion."[132]



[132] Theresa (@SystembusterT), Twitter (Nov. 15, 2020), available at, https://twitter.com/SystembusterT/status/1328147210203181056/ (Ex. 166).

135. As illustrated in the examples above, as a result of the viral disinformation campaign, Dominion has been unfairly subjected to the hatred, contempt, and distrust of tens of millions of American voters, and the elected officials who are Dominion's actual and potential customers have received emails, letters, and calls from their constituents demanding that they avoid contracting with Dominion or using Dominion machines. As a result, elected officials, insurers, and potential investors have been deterred from dealing with Dominion, putting Dominion's contracts in more than two dozen states and hundreds of counties and municipalities in jeopardy and significantly hampering Dominion's ability to win new contracts. Based on Dominion's historic financial track record, contract pipeline, retention and renewal rates, and new business capture rates, as well as the nature, severity, pervasiveness, and permanence of the viral disinformation campaign, current projections show lost profits of $200 million over the next five years, when reduced to present value. In addition, the viral disinformation campaign has irreparably damaged Dominion's reputation and destroyed the resale value of a business that was worth between $450 million and $500 million before the viral disinformation campaign.

After Dominion Seeks a Retraction, Giuliani Doubles Down

136. On December 16, 2020, Dominion sent a 15-page retraction demand letter to Giuliani's ally, Sidney Powell, detailing the falsity of the claims that Powell and Giuliani had made about Dominion at the press conference and during their televised media tours.[133]

137. The letter made headlines in *The New York Times*, *The Washington Post*, *Forbes*, and other national media outlets, and prompted the Trump Campaign, on December 19, to instruct its people to preserve and retain all materials that might become relevant in litigation relating to

[133] Retraction Demand Letter from T. Clare and M. Meier to S. Powell (Dec. 16, 2020) (Ex. 3).

the matter.[134] Because of this, Giuliani knew about—and likely read—the retraction demand letter to Powell—which set forth the falsity of the claims that Giuliani had also been making about Dominion—by at least December 19, 2020.

138. On December 22, Dominion also sent Giuliani a letter demanding that he cease and desist making false and defamatory claims about Dominion and instructing him to preserve all materials that might be relevant in litigation about the matter.[135]

139. The letters seem to have had some effect on Giuliani—at least temporarily. On Twitter and in media appearances from December 21-23, Giuliani reframed his claims to avoid directly charging Dominion with fraud and election-fixing: instead, he falsely charged "crooked" election officials of "cheat[ing]" and "fool[ing] around with the machines" and "misus[ing]" the machines.[136] And, he claimed the company "has a history of making – let's be generous – a lot of

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[134] Alan Feuer, *Dominion demands that Sidney Powell retract 'baseless and false allegations' about voting machines*, N.Y. Times (Dec. 17, 2020), available at, https://www.nytimes.com/2020/12/17/us/dominion-demands-that-sidney-powell-retract-baseless-and-false-allegations-about-voting-machines.html (Ex. 154); Emma Brown, *Dominion sues pro-Trump lawyer Sidney Powell, seeking more than $1.3 billion*, Wash. Post (Jan. 8, 2021), available at, https://www.washingtonpost.com/politics/dominion-sues-pro-trump-lawyer-sidney-powell-seeking-more-than-13-billion/2021/01/08/ebe5dbe0-5106-11eb-b96e-0e54447b23a1_story.html (Ex. 167); Alison Durkee, *Dominion Demands Sidney Powell Retract 'Knowingly Baseless' Voting Machine Conspiracy Theory*, Forbes (Dec. 17, 2020), available at, https://www.forbes.com/sites/alisondurkee/2020/12/17/dominion-demands-sidney-powell-retract-knowingly-baseless-voting-machine-conspiracy-theory/?sh=4cc7cd453db0 (Ex. 168); Kaitlan Collins, Kevin Liptak & Pamela Brown, *Trump campaign told to preserve all documents related to Sidney Powell and Dominion Voting Systems*, CNN (Dec. 19, 2020), available at, https://www.cnn.com/2020/12/19/politics/trump-campaign-sidney-powell-dominion-voting-systems/index.html (Ex. 169).

[135] Retraction Demand Letter from T. Clare and M. Meier to R. Giuliani (Dec. 22, 2020) (Ex. 170).

[136] Rudy W. Giuliani (@RudyGiuliani), Twitter (Dec. 21, 2020), available at, https://twitter.com/RudyGiuliani/status/1340999931616768001 (last visited Jan. 19, 2021) (Ex. 171); *Rudy Giuliani to Newsmax TV: Pennsylvania Lawsuit First of Many Efforts*, Newsmax (Dec. 21, 2020), available at, https://www.newsmax.com/newsmax-tv/rudy-giuliani-pennsylvania-scotus-lawsuit/2020/12/21/id/1002628/ (last visited Jan. 22, 2021) (Ex. 172).

mistakes" and having "a very, very questionable background."[137] The change in Giuliani's tone appears to have been intentionally calculated to go right up to the line where Giuliani could avoid defamation liability, while nevertheless reinforcing the falsehood that the election was stolen.

140. But Giuliani's calculated caution did not last long. The day before Christmas Eve, he broadcast an episode of his *Common Sense* YouTube show, in which he falsely charged Dominion with fixing the election with crooked machines that flipped votes from Trump to Biden.[138] In addition to re-running his direct-to-camera advertisements for an "American-owned" cigar company, Giuliani also warned that a "socialist storm is brewing," and pitched his audience on buying paid memberships—costing up to $500 for a lifetime membership—in the "conservative alternative to the AARP."[139] Giuliani instructed his viewers to use his name when signing up.



[137] *Cats At Night Special Guest Rudy Giuliani*, 77WABC (Dec. 23, 2020), available at, https://www.youtube.com/watch?v=HZ37DcM-nCM&feature=youtu.be (last visited Jan. 19, 2021) (Ex. 173).
[138] *Christmas is NOT CANCELLED, It's Vital This Year*, Rudy Giuliani's Common Sense (broadcast from Washington. D.C. Dec. 23, 2020), available at, https://www.youtube.com/watch?v=FkvvtuVsyUA&list=PLlMn0a7NgIUZIGjQVofrk1M3Ulqdc7_-4&index=5 (last visited Jan. 19, 2021) (Ex. 147).
[139] *Id.* at 13:30.

141. Giuliani also touted his defamatory falsehoods about Dominion while marketing gold and silver coins to his viewers, saying "I accomplished a lot in 2020, exposing the truth," and warning that "these are uncertain times" and that "[t]he one thing you can count on to protect what you have worked so hard for is physical gold and silver."[140] He recommended that his viewers buy gold from "the company you can trust" and told them to "give them a call and tell them Rudy sent you." And, Giuliani advised, "if you call them right now, they'll give you up to $1500 of free silver on your first order."





[140] *Id.* at 21:17.

142. On January 2 and January 5, Giuliani again doubled down on his false claims about Dominion on OAN, his weekday radio show, and his YouTube podcast.[141]

Incited by the Big Lie, a Mob Storms the United States Capitol and Temporarily Halts the Certification of the 2020 U.S. Presidential Election

143. By the night of the election, Giuliani had devised a plan to simply assert, without evidence, the Big Lie that the election had been stolen. Then, in a flurry of media appearances and on Twitter, Giuliani and his allies repeatedly told hundreds of millions of people that Dominion was the thief. Just as Giuliani and his allies intended, the Big Lie went viral on social media as people tweeted, retweeted, and raged that Dominion had stolen their votes. While some lies—little lies—flare up on social media and die with the next news cycle, the Big Lie was different. The harm to Dominion's business and reputation is unprecedented and irreparable because of how fervently millions of people believe it. Indeed, hundreds of people believed the Big Lie about Dominion with such devotion that they took the fight from social media to the United States Capitol to #StopTheSteal. Americans with no prior criminal records booked hotel rooms, bought flights, and boarded planes to Washington, D.C., to attend the so-called "Save America" rally and to storm the Capitol to stop Congress from certifying the results of the "stolen" election. Having been deceived by Giuliani and his allies into thinking that they were not criminals—but patriots "Defend[ing] the Republic" from Dominion and its co-conspirators—they then bragged about their involvement in the crime on social media.

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[141] *Weekly Briefing Interview with Giuliani*, OAN (Jan. 2, 2021), available at, https://app.criticalmention.com/app/#clip/view/74ed09be-0f2b-4c14-b9de-0ca0ad59952b?token=76f4002c-113c-4d95-b318-b3fe81b0c8b5 (Ex. 174); *Chat with the Mayor: Georgia Runoff Looms*, 77WABC (broadcast from Washington, D.C., Jan. 5, 2021), available at, https://wabcradio.com/podcast/rudy-giuliani/ (last visited Jan. 19, 2021) (Ex. 175); *WATCH THIS BEFORE January 6th*, Rudy Giuliani's Common Sense (Jan. 5, 2021), available at, https://www.iheart.com/podcast/867-rudy-giulianis-common-sens-72908742/episode/watch-this-before-january-6th-75890773/ (last visited Jan. 19, 2021) (Ex. 176).

144. A viewer of one of Giuliani's defamatory podcasts had previously foreshadowed the violence that later foreseeably resulted from the Big Lie about Dominion, writing in the comments under Giuliani's YouTube video: "the fact that this doesnt even include all the dominion stuff is telling how elaborate and great this fraud is. TRUMP 2020! … if biden is inaugurated, theres a reason our founding fathers gave us the 2nd amendment."[142]



[142] *REVEALED: Sworn Evidence of Pervasive Voter Fraud*, Rudy Giuliani's Common Sense (broadcast from Washington, D.C., Nov. 13, 2020), available at, https://www.youtube.com/watch?v=sd-5Xm5PFmg&list=PLlMn0a7NgIUZIGjQVofrk1M3Ulqdc7_-4&index=15 (last visited Jan. 19, 2021) (Ex. 112).

145. A week before the January 6, 2021 certification, Giuliani's client Donald Trump tweeted to his more than 88 million Twitter followers, "Big protest in D.C. on January 6th. Be there, will be wild!"[143]

146. In the days leading up to the January 6 protest, people promoted the protest extensively on Facebook and Instagram, and more than 100,000 users posted hashtags affiliated with the movement, including #StopTheSteal, #FightForTrump, #DoNotCertify, and #WildProtest.[144] The day before the protest, Republican Party officials in Georgia, Texas, North Carolina, and Oregon circulated a meme calling for "Operation Occupy the Capitol" and promoting the hashtag #1776Rebel.[145]

147. The evening before the certification and the "Save America" rally protesting it, Giuliani tweeted out a video, writing "WATCH This Before January 6th!"[146] The tweet garnered over 16,000 likes and 6,000 retweets. The video embedded in it was Giuliani's January 5, 2020 *Common Sense* podcast, in which he falsely claimed that "the Dominion machines … switched 6,000 votes … in just one small area."

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[143] Donald J. Trump (@realDonaldTrump) Twitter, (Dec. 20, 2020), available at, https://web.archive.org/web/20201219122053/twitter.com/realdonaldtrump (Ex. 177).
[144] Elizabeth Dwoskin, *Facebook's Sandberg deflected blame for Capitol riot, but new evidence shows how platform played role*, Wash. Post (Jan. 13, 2021), available at, https://www.washingtonpost.com/technology/2021/01/13/facebook-role-in-capitol-protest/ (Ex. 178).
[145] *Id.*
[146] Rudy W. Giuliani (@RudyGiuliani), Twitter (Jan. 5, 2021), available at, https://twitter.com/RudyGiuliani/status/1346601024149188609 (Ex. 179); Ex. 176.



148. At 7:44 p.m. that evening, Giuliani tweeted "President Trump will be joining us tomorrow on The Ellipse in Washington, DC! SEE YOU THERE!"[147] The tweet generated over 25,000 likes.

149. On the morning of January 6, 2020, at 5:54 a.m., Giuliani retweeted a tweet that is no longer available and wrote "Hope to see you."[148] At 10:28 a.m., he doubled down on the Big Lie that the election had not been honest, retweeting a video of "[H]istoric crowds in Washington DC in support of President Trump and honest elections."[149]

[147] Rudy W. Giuliani (@RudyGiuliani), Twitter (Jan. 5, 2021), available at, https://twitter.com/RudyGiuliani/status/1346618559108165633 (last visited Jan. 22, 2021) (Ex. 180).
[148] Rudy W. Giuliani (@RudyGiuliani), Twitter (Jan. 6, 2021), available at, https://twitter.com/RudyGiuliani/status/1346772109327032320 (last visited Jan. 19, 2021) (Ex. 181).
[149] Rudy W. Giuliani (@RudyGiuliani), Twitter (Jan. 6, 2021), available at, https://twitter.com/RudyGiuliani/status/1346841161349132289 (last visited Jan. 19, 2021) (Ex. 181).



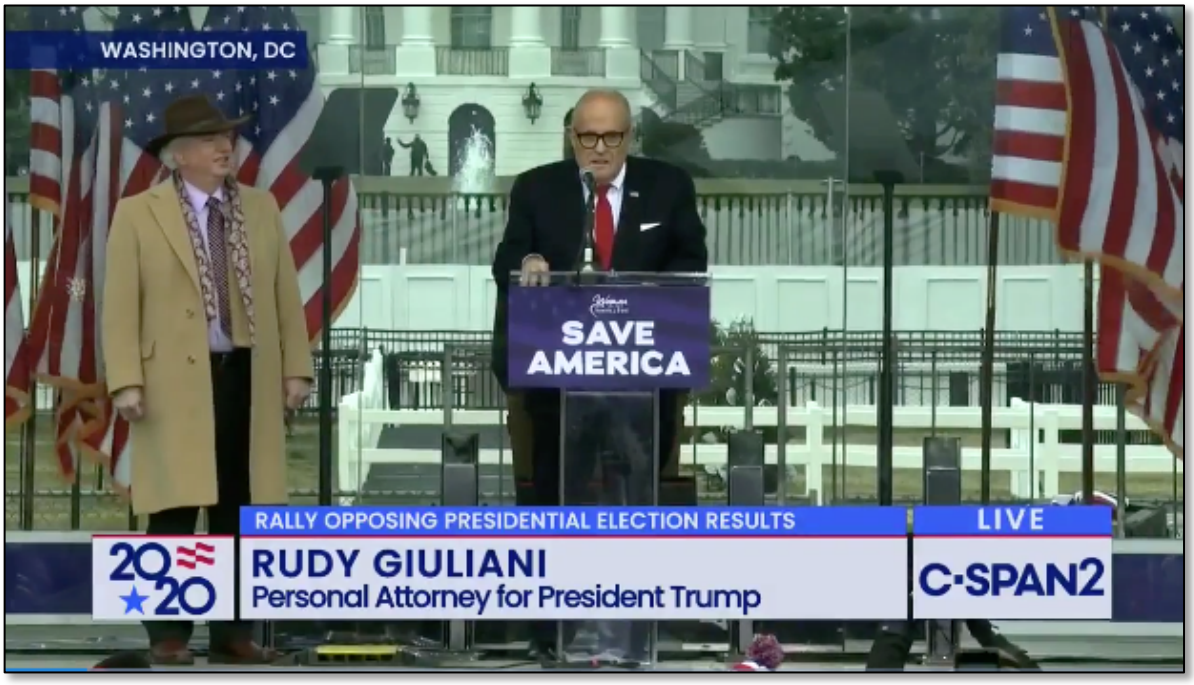
150. At 10:29 a.m., Giuliani retweeted a tweet by Vernon Jones, who had spoken alongside Sidney Powell and L. Lin Wood at the "Stop the Steal" rally in Georgia on December 2, 2020.[150]

151. At 10:31 a.m., Giuliani retweeted his January 5 *Common Sense* YouTube podcast, repeating the Big Lie about Dominion.[151]

[150] *Sidney Powell, Lin Wood attend 'Stop the Steal' rally in Georgia*, YouTube (Dec. 2, 2020), available at, https://www.youtube.com/watch?v=pq-_B5z3QIA (last visited Jan. 19, 2021) (Ex. 44).
[151] Rudy W. Giuliani (@RudyGiuliani), Twitter (Jan. 6, 2021), available at, https://twitter.com/RudyGiuliani/status/1346841734345592832 (last visited Jan. 19, 2021) (Ex. 181).

152. At 10:50 a.m., Giuliani took the stage at the "Save America" protest and doubled down on the Big Lie that he had first told about Dominion in early November, stating:

> [W]e get to see the machines that are crooked, the ballots that are fraudulent. … So, let's have trial by combat. … [O]ne of the experts who's examined these crooked Dominion machines, has absolutely found what he believes is conclusive proof that in the last 10%, 15% of the vote counted, the votes were deliberately changed by the same algorithm that was used in cheating President Trump and Vice President Pence, same algorithm, same system, same thing was done with the same machines. … This election was stolen.[152]



153. Around noon, Donald Trump took the stage. Shortly after Trump started speaking, Giuliani again doubled down on the Big Lie, tweeting out a photo of him along with the caption, "The truly elected President!"[153] That tweet garnered over 10,000 retweets and over 46,000 likes.

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[152] *Rudy Giuliani Speaks at Washington DC Save America Rally*, YouTube (Jan. 6, 2021), available at, https://www.youtube.com/watch?v=YNIIryv3PW8 (last visited Jan. 19, 2021) (Ex. 182).

[153] Rudy W. Giuliani (@RudyGiuliani), Twitter (Jan. 6, 2021), available at, https://twitter.com/RudyGiuliani/status/1346868458030571521 (last visited Jan. 19, 2021) (Ex. 181).



154. At 12:48 p.m., while Trump was still on stage, Giuliani tweeted, "The Save America March is to demand an examination of the machines and the ballots the crooks are concealing."[154] The tweet was retweeted over 10,000 times and garnered over 37,000 likes. Three minutes later, at 12:51 p.m., while Trump was still on stage, Giuliani retweeted three tweets containing excerpts of his own rally speech and a fourth tweet that said, "'I know the courage it

[154] Rudy W. Giuliani (@RudyGiuliani), Twitter (Jan. 6, 2021), available at, https://twitter.com/RudyGiuliani/status/1346876415476715524 (last visited Jan. 19, 2021) (Ex. 181).

takes to be out there.' Thank you @RudyGiuliani and thank you PATRIOTS! God Bless the USA!"[155]

155. During his speech, Trump foreseeably repeated the lies that Giuliani and his allies had told him, stating "there's theft involved … we will stop the steal."[156] The crowd chanted, "FIGHT FOR TRUMP! FIGHT FOR TRUMP! FIGHT FOR TRUMP!"[157] Trump continued, "Rudy, you did a great job. He's got guts. You know what? He's got guts, unlike a lot of people in the Republican party. He's got guts, he fights. He fights."[158]

156. Trump continued: "if Mike Pence does the right thing, we win the election… All Vice President Pence has to do is send it back to the States to recertify, and we become president … We're going to have to fight much harder and Mike Pence is going to have to come through for us. … After this, we're going to walk down and I'll be there with you. … We're going to walk down to the Capitol. … [Y]ou'll never take back our country with weakness. You have to show strength, and you have to be strong."[159]

157. Trump also foreseeably repeated the Big Lie about Dominion that Giuliani, Powell, and Wood had fed him and—based on that lie—ordered his supporters to march to the Capitol:

> We've amassed overwhelming evidence about a fake election. … In addition, there is the highly troubling matter of Dominion voting systems. In one Michigan County alone, 6,000 votes were switched from Trump to Biden, and the same systems are used in the majority of states in our country. … There is clear evidence that tens of thousands of votes were switched from President Trump to former Vice President Biden in several

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[155] Ex. 181.
[156] *Donald Trump Speech "Save America" Rally Transcript January 6*, Rev.com (Jan. 6, 2021), available at, https://www.rev.com/transcript-editor/shared/7Nw_aFgSCwkywakGftVXzVw6NTJEvtBTeS6rNigOo221hgTCjvDEnf_zvai7Hv5hmGYuImOca6TjcP2GuV0K1i_9pOY?loadFrom=PastedDeeplink&ts=3603.61 (last visited Jan. 23, 2021) (Ex. 183).
[157] *Id.*
[158] *Id.*
[159] *Id.*

> counties in Georgia. … This is the most corrupt election in the history, maybe of the world. … We must stop the steal. … So we're going to, we're going to walk down Pennsylvania Avenue … and we're going to the Capitol and we're going to try and give … our Republicans, the weak ones, because the strong ones don't need any of our help, we're going to try and give them the kind of pride and boldness that they need to take back our country.[160]

158. As Trump concluded his remarks, members of the crowd started marching toward the Capitol, chanting "STOP THE STEAL! STOP THE STEAL! STOP THE STEAL!"[161] A man in the crowd later told the FBI that he and his cousin had begun marching toward the Capitol because "President Trump said to do so."[162]

159. At the end of their march, the horde descended on the Capitol, where lawmakers were assembled inside to count the Electoral College votes and where Republican Senate Majority Leader and Trump loyalist Mitch McConnell had called the claims that Giuliani, Powell, Wood, and their allies had been peddling for months "sweeping conspiracy theories"[163] that incited doubt "without any evidence."[164]

160. The mob outside harassed police officers posted at the barricades around the Capitol and started to get physical.[165] Others followed suit until they overwhelmed the police and breached the Capitol's outer perimeter.[166] One man screamed at a police officer, "[w]e were

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[160] *Id.*

[161] Rosalind S. Helderman, Spencer S. Hsu & Rachel Weiner, *'Trump said to do so': Accounts of rioters who say the president spurred them to rush the Capitol could be pivotal testimony*, Wash. Post (Jan. 16, 2021), available at, https://www.washingtonpost.com/politics/trump-rioters-testimony/2021/01/16/01b3d5c6-575b-11eb-a931-5b162d0d033d_story.html (Ex. 184).

[162] *Id.*

[163] *Senate Leaders McConnell and Schumer Remarks on Objection to Counting of Electoral College Votes*, CSPAN (Jan. 6, 2021), available at, https://www.c-span.org/video/?c4933716/senate-leaders-mcconnell-schumer-remarks-objection-counting-electoral-college-votes.

[164] *Id.*

[165] Lauren Leatherby, Arielle Ray, Anjali Singhvi, et al., *How a Presidential Rally Turned Into a Capitol Rampage*, N.Y. Times (Jan. 12, 2021), available at, https://www.nytimes.com/interactive/2021/01/12/us/capitol-mob-timeline.html (Ex. 185).

[166] *Id.*

invited here! We were invited by the President of the United States!"[167] Just before 2:00 p.m., rioters tore through scaffolding in front of the Capitol's northwest steps and made their way closer to the building.[168]



[167] Drew Harwell (@drewharwell), Twitter (Jan. 13, 2021), available at, https://twitter.com/drewharwell/status/1349436733889404928?s=20 (Ex. 186).
[168] Ex. 185.

161. After breaching the final barrier on the northwest side of the Capitol, rioters broke into the building. One of the intruders—Eric Gavelek Munchel—made his way to the Senate chamber clad in military-style clothing and holding the type of zip ties that can be used as handcuffs in hostage situations.[169]



162. Munchel had previously posted to Facebook a photograph of himself with a shotgun, an American flag, and Fox Business on a television screen in the background.[170] Fox Business had given Giuliani and Powell a global platform and endorsed the Big Lie about Dominion.



[169] Adam Goldman & Kate Benner, *The F.B.I. arrests two men who had carried plastic restraints into the Capitol*, N.Y. Times (Jan. 10, 2021), available at, https://www.nytimes.com/2021/01/10/us/politics/capitol-zip-ties-arrest.html (Ex. 187).

[170] Adam Goldman (@adamgoldmanNYT), Twitter (Jan. 10, 2021), available at, https://twitter.com/adamgoldmanNYT/status/1348402331327598592 (Ex. 188).

163. Outside the Capitol, the mob grew and beat police officers. Robert Lee Sanford—a retired firefighter from Pennsylvania who was later charged with throwing a fire extinguisher at police officers—felt that Trump had instructed him to go to the Capitol.[171] More than fifty police officers were injured in the melee, and Officer Brian Sicknick was struck with a fire extinguisher.[172]

164. Although Giuliani had been active on Twitter throughout the day, tweeting and retweeting more than a dozen times between 5:54 a.m. and 12:51 p.m., he remained silent on Twitter for two hours while rioters brawled with police, smashed windows, and broke into the United States Capitol.[173] During those two hours—while Fox News, C-SPAN, and other networks were featuring live coverage of the mayhem—neither Giuliani nor Trump told the rioters to stand down or go home.[174]

165. Instead, while rioters were chanting "Hang Mike Pence" and Vice President Mike Pence and other lawmakers were under siege inside the Capitol, Trump tweeted at 2:24 p.m.,

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[171] Ex. 184.

[172] Peter Hermann & Julie Zauzmer, *Beaten, sprayed with mace and hit with stun guns: police describe injuries to dozens of officers during assault on U.S. Capitol*, Wash. Post (Jan. 11, 2021), available at, https://www.washingtonpost.com/local/public-safety/police-capitol-injuires-trump/2021/01/11/ca68e3e2-5438-11eb-a08b-f1381ef3d207_story.html (Ex. 189).

[173] Rudy W. Giuliani (@RudyGiuliani), Twitter (Jan. 6, 2021), available at, https://twitter.com/RudyGiuliani (Ex. 181).

[174] *Live Updates*, Fox News, available at, https://www.foxnews.com/politics/live-updates-pence-has-power-to-block-certification-trump-says; *Protests at the U.S. Capitol*, C-SPAN (Jan. 6, 2021), available, https://www.c-span.org/video/?507772-1/live-protests-us-capitol; *Insurrection At The Capitol: Live Updates*, NPR (Jan. 6, 2021), available at, https://www.npr.org/sections/congress-electoral-college-tally-live-updates; *LIVE COVERAGE: Capitol overrun by pro-Trump mobs*, The Hill (Jan. 6, 2021), available at, https://thehill.com/homenews/campaign/532854-live-coverage-pro-trump-protesters-gather-in-washington; *WATCH: U.S. Capitol locked down as Trump supporters clash with police*, PBS (Jan. 6, 2021), available at, https://www.pbs.org/newshour/politics/watch-live-u-s-capitol-locked-down-as-trump-supporters-clash-with-police; *D.C. Protests Live Coverage*, Forbes (Jan. 6, 2021), available at, https://www.forbes.com/sites/jemimamcevoy/2021/01/06/dc-protests-trump-pro-trump-rally-live-coverage/?sh=731763522339.

"Mike Pence didn't have the courage to do what should have been done to protect our Country and our Constitution, giving States a chance to certify a corrected set of facts, not the fraudulent or inaccurate ones which they were asked to previously certify. USA demands the truth!"[175]

166. At 2:52 p.m., implicitly acknowledging that he, Trump, and their allies had incited people to sack the United States Capitol, Giuliani tweeted:

> To all those patriots challenging the fraudulent election,
> POTUS wants you to EXPRESS YOUR OPINION PEACEFULLY,
> We are the law and order party,
> You are on the right side of the law and history.
> Act with respect for all.[176]

167. At 3:34 p.m., CBS reported that a woman was in critical condition after being shot in the neck inside the Capitol. The woman—who later died from her injuries—was Ashli Babbitt, a fervent Trump supporter who had attempted to break into the Speaker's Lobby. Babbitt's Twitter feed revealed that she watched Fox News and took inspiration from its hosts, commentators, and guests, retweeting them scores of times in the last year.[177]

168. A little more than half an hour later, at 4:09 p.m., while congressional leaders were being evacuated from the Capitol, Giuliani retweeted a tweet linking to a Breitbart article about his speech earlier that day—during which he had repeated the Big Lie about Dominion that he had been peddling for months.[178]

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[175] Donald J. Trump (@realDonaldTrump), Twitter (Jan. 6, 2021), previously available at, https://twitter.com/realDonaldTrump/status/1346900434540240897 (Ex. 190).
[176] Ex. 181.
[177] Ailsa Chang, *After Deadly Capitol Riot, Fox News Stays Silent On Stars' Incendiary Rhetoric*, NPR (Jan. 13, 2021), available at, https://www.npr.org/transcripts/955694096 (Ex. 191).
[178] Ex. 181.

169. At 4:17 p.m., Trump tweeted a video of himself saying that his supporters should "go home now," but again repeated the Big Lie that the election had been "stolen from us."[179]

170. In the airport on their way home from Washington, D.C., after the attack on the Capitol, a crowd surrounded and harassed Congressman Lou Correa, screaming that he was a "fucking rat," a "fucker," a "motherfucker," and an "elitist," screaming "my children's future is fucked because of motherfuckers like you," and questioning the legitimacy of his election by demanding to know if the people who had voted for him had "use[d] Dominion."[180]



Giuliani Tries to Deflect Blame from Himself and Trump for the Riot

171. In the aftermath of the storming of the United States Capitol, many acknowledged that the Big Lie had led to the riot. For example, when Trump's former White House

[179] *President Trump Tweets out video statement "Go Home in Peace,"* KATC News (Jan. 6, 2021), available at, https://www.katc.com/news/national-news/president-trump-tweets-out-video-statement-go-home-in-peace (Ex. 192).

[180] *Congressman Lou Correa stands up to Trump extremists in the airport*, YouTube (Jan. 11, 2021), available at, https://www.youtube.com/watch?v=7rDIE2xpuAE (Ex. 193).

communications director Alyssa Farah was asked if Trump lied, she said, "he did on the election, and … people around him know better. We know that the results were not going to be overturned. ***We knew that it was a stunt to carry this on for days longer***." And she lamented that "this runaway train of 'the election was stolen' got wind underneath it … ***if you tell people their vote was stolen … of course it's going to end in violence and in riots***."[181]

172. Although both Giuliani and Trump had implicitly acknowledged in their tweets that Trump supporters had attacked the Capitol, the next day, Giuliani reversed course and tried to deflect blame from himself and his client for inciting the violence.

173. On a January 7 episode of Giuliani's radio show—while Officer Sicknick lay dying from injuries he sustained at the hands of rioters the day before—Giuliani blamed the police, ANTIFA, and D.C.'s mayor for the riot.[182] While refusing to accept responsibility for the consequences of the Big Lie, Giuliani doubled down on it, falsely claiming the Dominion machines had "algorithms for moving votes" and that Dominion had "fixed the vote."[183] The next day, Giuliani broadcast another episode of his talk radio show, again doubling down on the lie.[184]

174. The following week, Giuliani inadvertently tweeted out—and then deleted—a screenshot of text messages he had apparently exchanged with people involved in the storming of

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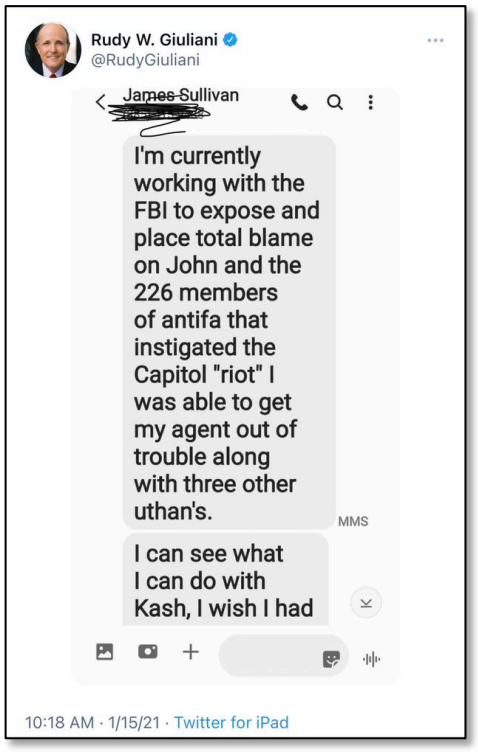
[181] Veronica Stracqualursi, *Former Trump communications director says President lied about 2020 election and should consider resigning*, CNN (Jan. 8, 2021), available at, https://www.cnn.com/2021/01/08/politics/alyssa-farah-trump-lied-resignation-cnntv/index.html (Ex. 194).

[182] *Chat with the Mayor: Violent Rioters Must be Condemned*, 77WABC (broadcast from Washington, D.C., Jan. 7, 2021), available at, https://wabcradio.com/episode/violent-rioters-must-be-condemned-01-07-21/ (last visited Jan. 19, 2021) (Ex. 195).

[183] *Id.*

[184] *Chat with the Mayor: Capital Riot Aftermath*, 77WABC (broadcast from Washington, D.C., Jan. 8, 2021), available at, https://wabcradio.com/podcast/rudy-giuliani/ (last visited Jan. 19, 2021) (Ex. 138).

the Capitol, in an effort to "expose and place total blame" on "226 members of antifa that instigated the Capitol 'riot.'"[185]



Giuliani Refuses to Retract His False Accusations About Dominion

175. On January 10, 2021, Dominion sent Giuliani another retraction demand letter that laid out the facts, including that, as a result of Giuliani's false accusations, Dominion had suffered enormous harm and its employees had been stalked, had been harassed, and had received death threats.[186]

[185] Rudy W. Giuliani (@RudyGiuliani), Twitter (Jan. 15, 2021), available at, https://web.archive.org/web/20210115152314if_/https://twitter.com/rudygiuliani/status/1350100097296691204 (Ex. 196).

[186] Second Retraction Demand Letter from T. Clare and M. Meier to R. Giuliani (Jan. 10, 2021) (Ex. 197).

176. Giuliani has not retracted his false claims about Dominion, and many of his false and defamatory television and radio appearances and tweets remain available online to a global internet audience. Indeed, to this day, he continues to double down on the Big Lie.

COUNT ONE – DEFAMATION *PER SE*

177. Dominion repeats and re-alleges each of the forgoing paragraphs as if set forth fully herein.

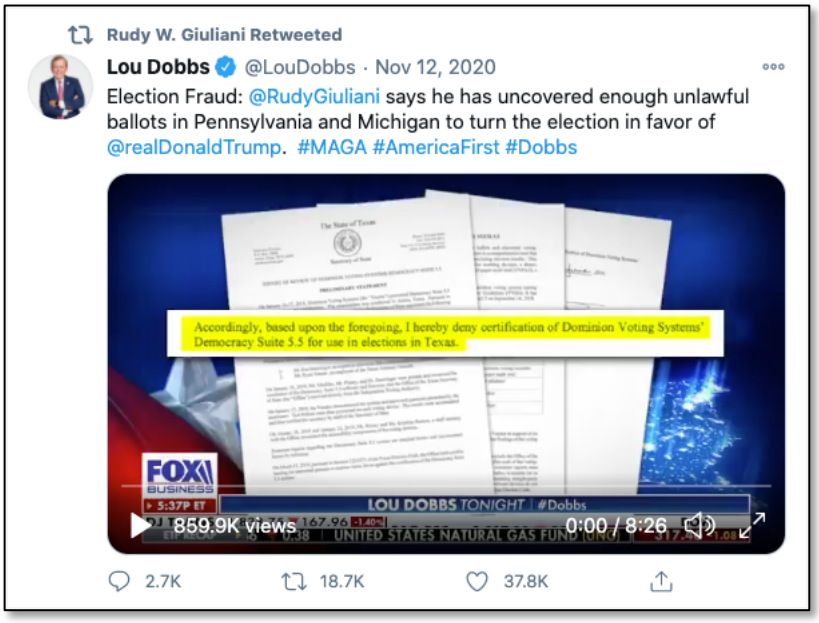
178. Giuliani made the following false and defamatory statements of fact about Dominion:

(a) Beginning shortly after November 3, 2020, and continuing to the present day, Giuliani falsely claimed to numerous reporters, media outlets, and global audiences, in words or substance, that Dominion participated in a scheme to fix the 2020 presidential election by manipulating votes and the vote count, that Dominion is owned by or is a front for a company created in Venezuela to rig elections for Hugo Chávez, and that Dominion machines in Antrim County, Michigan flipped votes and had a 68% error rate and an 81.9% error rate, proving that the election in Michigan was a fraud. In making these false claims, Giuliani acted in concert with like-minded allies and media outlets that were determined to promote a false preconceived narrative about the 2020 election, and Giuliani expected, intended, foresaw, and facilitated the republication of his false statements to the broadest possible audience.

(b) On November 12, 2020, Giuliani appeared on the Fox Business show "Lou Dobbs Tonight" with Fox personality Lou Dobbs. Dobbs tweeted an embedded video of the interview, which Giuliani retweeted. In the interview, Giuliani falsely stated:

> Dominion is a company that's owned by another company called Smartmatic, through intermediary company called Indra. Smartmatic is a company that was formed … by three Venezuelans who were very close to, very close to the dictator, Chávez of Venezuela. And it was formed in order to fix elections. That's the company that owns Dominion. … [A]ll of its software is Smartmatic software … So we're using a … company that is owned by Venezuelans who were close to – were close to Chávez, are now close to Maduro, have a history, they were founded as a company to fix elections … I'll give you another connection, Smartmatic, the company that owns Dominion, well the guy who was running it, was

one of the people who was number two or three in Soros's change the world organization, Open Society.[187]



(c) On November 13, 2020, Giuliani hosted his radio show, "Chat with the Mayor" on 77WABC radio, from Washington, D.C., during which he falsely stated:

> We have great concern over Dominion … its software really is Venezuelan, it was called, it's called Smartmatic. It was invented for, for Hugo Chávez to steal elections. … And with a company owned by two people that are very close to a very big enemy of the United States, Hugo Chávez … We do know in Antrim county, Michigan, … the machine screwed up the vote. The machine flipped the vote. In other words when you pressed down Biden, you got Trump, and when you pressed down Trump you got Biden … but flipping around the machine might not be, might also be a contributor when you consider that this company was expert in it, what it was invented to do.[188]

(d) On November 13, 2020, Giuliani published an episode of—and also tweeted a link to— his podcast "Rudy Giuliani's Common Sense" from Washington, D.C., in which he falsely stated:

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[187] *Lou Dobbs Tonight*, Fox Business (Nov. 12, 2020), available at, https://twitter.com/LouDobbs/status/1327024215887851521 (last visited Jan. 20, 2021) (Ex. 109).

[188] *Chat with the Mayor: Major Challenges*, 77WABC (broadcast from Washington, D.C., Nov. 13, 2020), available at, https://wabcradio.com/episode/major-challenges-11-13-2020/ (last visited Jan. 18, 2021) (Ex. 110).

> Dominion Voting Services was the company that was selected to count the ballots …. It's going to turn out to be a very strange selection when you learn … where these votes went so they could be manipulated. … And then we'll take a look at Dominion, and we'll show you how technologically, they stole the election.[189]



(e) On November 13, 2020, Giuliani appeared on an episode of Steve Bannon's "War Room: Pandemic" podcast during which he falsely stated:

> Dominion … it really is a Venezuelan company, it depends completely on the software of Smartmatic. Smartmatic was a company that was developed … to help Chávez steal elections. The software is intended to help to steal elections. And that's the software that's embedded within Dominion, and Smartmatic owns a

[189] *REVEALED: Sworn Evidence of Pervasive Voter Fraud*, Rudy Giuliani's Common Sense (broadcast from Washington, D.C., Nov. 13, 2020), available at, https://www.youtube.com/watch?v=sd-5Xm5PFmg (last visited Jan. 19, 2021) (Ex. 112); Rudy W. Giuliani (@RudyGiuliani), Twitter (Nov. 13, 2020), available at, https://twitter.com/RudyGiuliani/status/1327372367111335937 (last visited Jan. 21, 2021) (Ex. 198).

> big piece of Dominion. The company … its roots are Chávisa, Venezuelan roots. [190]

(f) On November 14, 2020, Giuliani tweeted the following false statement:

> ***DOMINION … was a front for SMARTMATIC***, who was really doing the computing.[191]

(g) On November 15, 2020, Giuliani hosted his Sunday radio show, "Uncovering the Truth with Rudy Giuliani & Dr. Maria Ryan" from Washington, D.C., and falsely stated:

> There was a big pause. Now it looks like ***it was instigated by Dominion***, and they probably got the word, we got to make up those ballots, and the cheating really went into high gear. And that's when, at four in the morning, 100,000 votes show up in Michigan, 100,000 votes that show up in ash cans, and boxes … the voting machine company … Dominion isn't what it appears to be. … they use their software, by contract, with a company called Smartmatic. Smartmatic is founded in 2004 by two Venezuelans who were very close to Chávez. It was founded and put together for the specific purpose of stealing elections. It stole elections in Venezuela, stole elections in Argentina … so Dominion is basically a shell for Smartmatic. It's a company still owned by two Venezuelans, two Venezuelans very close to Maduro, the guy that we're trying to overthrow in Venezuela. And our votes … we don't know what they're doing with it. And here's one of their specialties, which they did in an Argentinian election I believe, one of their specialties is if you're going to lose, they immediately figure out where they gotta cut off the vote … [O]ne of the things that Smartmatic specializes in, including, you know, warning you you're falling too far behind, stop, reset, and start cheating even more, they also know how to spread a vote out, so if they have to catch you up, let's say by 10,000 votes, they don't do it just in one place, they sprinkle it in throughout a big city. And they, but they made a mistake in Michigan, that's how it all started. … [T]he machine had 6,000 votes switched from Trump to Biden. … This is a … entity that is rigging our election. This is a Venezuelan-owned company … they may be registered in

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[190] *Freakout*, War Room: Pandemic (Nov. 13, 2020), available at, https://pandemic.warroom.org/2020/11/13/ep-499-pandemic-farce-w-john-fredericks-and-rudy-giuliani/ (last visited Jan. 22, 2021) (Ex. 221).

[191] Rudy W. Giuliani (@RudyGiuliani), Twitter (Nov. 14, 2020), available at, https://twitter.com/RudyGiuliani/status/1327616396939948032 (last visited Jan. 18, 2021) (Ex. 111).

> Delaware, but the people who own it and funded it are Venezuelans. They did it originally for Chávez. They work with Maduro now.[192]

(h) On November 15, 2020, Giuliani appeared on the Fox Business show "Sunday Morning Futures with Maria Bartiromo" with Fox personality Maria Bartiromo. Giuliani was interviewed from Washington, D.C., and falsely stated:

> Giuliani: [T]he rigging … went on … [A] company that did the votes in 27 states … uses Venezuela company software that's been used to steal elections in other countries. … [T]he software that they use is done by a company called Smartmatic, it's a company that was founded by Chávez and by Chávez's two allies who still own it. It's been used to cheat in elections in South America. … Dominion sends everything to Smartmatic. … And this company has tried and true methods for fixing elections by calling a halt to the voting when you're running too far behind. They've done that in prior elections. … One of the chairmen of Smartmatic is a close business associate of George Soros. … In Detroit, we have evidence that 100,000 ballots were brought in at 4:30 in the morning and counted and to the extent that our witnesses and there are four of them saw it, and one of them is an ex-employee of Dominion, and according to them every single ballot was for Biden and not only that whatever ballots they could see because they weren't Republican so they could get closer, every ballot they could see just had Biden's name on it, nobody else, not even another Democrat. Why does that happen? ***It happens because*** you know you're behind, ***Dominion notifies you***, you call off the counting and then you start doing ballots like this. …
>
> Bartiromo: … One source says that the key point to understand is that the Smartmatic system has a back door, that allows it to be or that allows the votes to be mirrored and monitored allowing an intervening party a real-time understanding of how many votes will be needed to gain an electoral advantage. Are you saying the states that use that software did that?
>
> Giuliani: I know I can prove that they did it in Michigan. I can prove it, with witnesses. … We have people that I can't really disclose, that can describe the hardware in great detail. We have some of the people, former government employees, our government employees, and others that were there at the creation of Smartmatic, they can describe it, they can draw it, they can show it, and then we have

[192] *Uncovering the Truth with Rudy Giuliani & Dr. Maria Ryan: Voter Fraud*, 77WABC (Giuliani's appearance broadcast from Washington, D.C., Nov. 15, 2020), available at, https://wabcradio.com/podcast/uncovering-the-truth-with-rudy-giuliani-maria-ryan/ (last visited Jan. 18, 2021) (Ex. 114).

> proof that I can't disclose yet … I mean, I can't imagine you'd give a contract to a company, if you went one step further and found out it's really being run by people that are close to Maduro and Chávez.[193]



(i) On November 18, 2020, Giuliani published an episode of—and also tweeted a link to—his podcast "Rudy Giuliani's Common Sense" from Washington, D.C., in which he falsely stated:

> Now let me tell you the history of Smartmatic. … Smartmatic … was founded by two Venezuelans, and two Venezuelans that were very close to the dictator in Venezuela, Chávez. And it was founded for the specific purpose of being able to fix elections. That's right. The company that is calculating many of our votes in 27 states, the company that's using the software to count those votes, was founded for the specific purpose of fixing elections. … Dominion is a front for Smartmatic. … Usually, according to the evidence that we have so far … the way Smartmatic fixes an election is to very subtly change votes, so there isn't some big change in any one particular voting place. So, let's say you want to make up 50,000 votes in the city of New York. You don't do it in one place. You don't do it in two places, three. They use an algorithm in which they spread it out across the city, so they can get you a 2-3% difference over your opponent. This is the formula that they used in Venezuela. This is the formula they used in Argentina. This is the formula they're known for. That is executed by the Smartmatic algorithms and the

[193] *Giuliani: Trump is contesting the election 'vigorously' in the courts*, Fox News (Giuliani's interview broadcast from Washington, D.C., Nov. 15, 2020), available at, https://video.foxnews.com/v/6209933935001#sp=show-clips (last visited Jan. 20, 2021) (Ex. 115).

> Smartmatic software, which, as I said, originates from Venezuela. In other words, we're using a Venezuelan system to calculate the votes in the United States. We're using a system that originates from a dictatorship… as the core of our vote calculation and a company whose expertise is subtle changes in votes. … In Antrim County, Michigan, … in one particular machine, they had switched, Dominion had, and Smartmatic, which is the ultimate software, had switched 6,000 votes, had switched 6,000 votes from Trump to Biden. So the poor people of Michigan who went into vote for Trump ended up voting for Biden because the machine and the software that originates with Venezuela, the dictatorship, changed their vote. … One of the other things they do is, they warn you when you're falling too far behind when the count is going on. … [194]



(j) On November 18, 2020, Giuliani broadcast his radio show, "Chat with the Mayor" on 77WABC radio, from Washington, D.C., during which he falsely stated:

> But it isn't just about the results of the election, it's about the cheating that goes on in American, in American elections, it's

[194] *American Votes Tallied in Foreign Countries*, Rudy Giuliani's Common Sense (broadcast from Washington, D.C., Nov. 18, 2020), available at, https://www.youtube.com/watch?v=VOG1yOjSAd4 (last visited Jan. 18, 2021) (Ex. 117); Rudy W. Giuliani (@RudyGiuliani), Twitter (Nov. 18, 2020), available at, https://twitter.com/RudyGiuliani/status/1329208126931955715 (last visited Jan. 21, 2021) (Ex. 118).

> widespread, and then they use this company called Dominion, which is originally a company from Venezuela that was put together in order to help Chávez win in Venezuela and then Maduro. And it has expertise in subtly changing the vote. Subtle changes in vote. It has an algorithm where, let's say that want to change 10,000 votes in New York City; they do not do it all in one place. They do it in various places, so that it spreads out so that it's hard to find, so that it's 1,000 votes here or 500 votes there, 1,000 is probably too much, 250 somewhere, depending on the size of a district. And then they determine if an election is getting out of control like this one was, and they halt like they did here at 2:30 in the morning because Biden was going under, he was getting buried as they counted votes, so they stopped, they re-adjust things, they figure out how many phony mail in ballots they have to bring in...[195]

(k) On November 18, 2020, Giuliani appeared from Washington, D.C., on the Fox Business show "Lou Dobbs Tonight" with Fox personality Lou Dobbs. Dobbs tweeted an embedded video of the interview, which Giuliani retweeted. In the interview, Giuliani falsely stated:

> Our votes in 27, 28 states that are counted by Dominion … And the company counting it is not Dominion, it's Smartmatic, which is a company that was founded in 2005 in Venezuela for the specific purpose of fixing elections. That's their expertise, how to fix elections. They did it a number of times in Venezuela, they did it in Argentina … Well, that's the company that was counting and calculating on election night. And they did all their old tricks. They stopped it, they also switched votes around, subtly, maybe 10 per district so you don't notice it. They got caught in Antrim county, which is how we found out about them … We shouldn't be using this company that was founded by Chávez to call votes in America, because their specialty in Venezuela is cheating. … And they're using a Venezuelan company as the vote counter which is known for changing votes.[196]

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[195] *Chat with the Mayor: Those are the Facts*, 77WABC (broadcast from Washington, D.C., Nov. 18, 2020), available at, https://wabcradio.com/podcast/rudy-giuliani/ (last visited Jan. 18, 2021) (Ex. 116).

[196] *Giuliani returns to court to argue Trump campaign's election case*, Fox Business (Giuliani interview broadcast from Washington, D.C., Nov. 18, 2020), available at, https://video.foxbusiness.com/v/6210778333001?playlist_id=933116636001 (last visited Jan. 18, 2021) (Ex. 119).





(l) On November 19, 2020, Giuliani spoke at a Trump Campaign news conference in Washington, D.C., and falsely stated:

> Dominion. … we used largely a Venezuelan voting machine, in essence, to count our vote … You couldn't possibly believe that the company counting our vote, with control over our vote is owned by two Venezuelans who were allies of Chávez, are present allies of

> Maduro, with a company whose Chairman is a close associate and business partner of George Soros.[197]

(m) On November 19, 2020, Giuliani hosted his radio show, "Chat with the Mayor" on 77WABC radio, during which he falsely stated:

> The company that does count the votes is a company called Smartmatic. Smartmatic is a Venezuelan product. It was invented to help fix elections in Venezuela, and it did so. And in Argentina. And it is currently owned by two Venezuelans who are close to Nicolás Maduro, the dictator of Venezuela, who we have for the last year and a half been trying to get out of power. … [T]he company counting the votes for the nice people in Michigan are owned by friends of one of the greatest enemies of the United States, and that their specialty is stealing elections. And they were in 27 states. It's amazing. … [Y]our ballot … goes into the hands of a company that is owned by one of the biggest enemies of the United States … and that's the state of Venezuela. … I mean, Dominion, Dominion is the overall company that does the contracting, but the real guts of the operation is Smartmatic. And Smartmatic is owned by two Venezuelans who are loyal to Chávez and Maduro.[198]

(n) On November 19, 2020, Giuliani appeared, from Washington, D.C., on the Fox News show "Hannity" with Fox personality Sean Hannity. In the interview, Giuliani falsely stated:

> At 4:30 in the morning, three or four big trucks pulled into the Detroit center. There were three people left behind who were honest. Two of our people and ***a Dominion employee***. We have their affidavits. Here's what they saw: they saw a big truck bringing in 100,000 ballots in garbage cans, in wastepaper baskets, in cardboard boxes, and in shopping baskets, and every single one of them was for Biden. And to the extent that they looked at them, it was only for Biden. No down ticket. Now why? Because they didn't have time for a down ticket. All they had time for is Biden, Biden, Biden, Biden, Biden, Biden, Biden, because ***they were being***

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[197] *Trump Campaign News Conference on Legal Challenges,* CSPAN (Nov. 19, 2020), available at, https://www.c-span.org/video/?478246-1/trump-campaign-alleges-voter-fraud-states-plans-lawsuits (last visited Jan. 18, 2021) (Ex. 32).

[198] *Chat with the Mayor: Fraud and Lies*, 77WABC (Nov. 19, 2020), available at, https://wabcradio.com/episode/those-are-the-facts-11-18-2020/ (last visited Jan. 19, 2021) (Ex. 120).

> ***notified by Smartmatic in Frankfurt that Biden was way behind***, and they'd better come up with a lot more ballots … [199]

(o) On November 20, 2020, Giuliani hosted his radio show, "Chat with the Mayor" on 77WABC radio, from Washington, D.C., during which he falsely stated:

> You know we used what are at base Venezuelan counting machines … And I see that, I see that Dominion put out a statement saying that their machines were just wonderful … Just a big lie. A big lie … The owners of Dominion went to Venezuela to visit with the dictator there. They rely on Smartmatic, Dominion does, Smartmatic software … Smartmatic specializes in algorithms that change elections, and bragged about it. … Basically, the Smartmatic, the Smartmatic software, which is at the core of Dominion.[200]

(p) On November 20, 2020, Giuliani published an episode of his podcast "Rudy Giuliani's Common Sense" from Washington, D.C. —which he also shared via hyperlink on Twitter on November 23, 2020—in which he falsely stated:

> And I haven't gotten at all to the whole situation of Dominion and how the votes were counted in 27 different states by a machine built by a company that began, and continues to be, a company that specializes in voter fraud. … A company that specializes in voter fraud …. The company that counted the ballots in Michigan and most of those states, is a company called Dominion … Dominion doesn't count the votes. A company called Smartmatic counts the votes. The company was founded in the early 2000s by two Venezuelans extremely close to Chávez, the dictator of Venezuela. They continue to own the company to this day. They were founded for the specific purpose of fixing elections in Venezuela. They fixed elections in Venezuela. They fixed elections in Argentina. … The company is founded by communists who wanted to make sure Chávez and then Maduro were elected regardless of the will of the people … We have a Venezuelan company with Venezuelan voter fraud technology counting our vote? … [T]hey interfered with the vote … [T]his election was stolen. … A company that participated

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[199] *Giuliani: Dems plotted 'national conspiracy' to steal 2020 election*, Fox News (Giuliani's interview broadcast from Washington, D.C., Nov. 19, 2020), available at, https://video.foxnews.com/v/6211099886001?playlist_id=930909813001 (last visited Jan. 19, 2021) (Ex. 121).

[200] *Chat with the Mayor: The Mob Was Easier to Deal With*, 77WABC (broadcast from Washington, D.C., Nov. 20, 2020), available at, https://wabcradio.com/episode/the-mob-was-easier-to-deal-with-11-20-2020/ (last visited Jan. 19, 2021) (Ex. 122).

in the undermining of the vote, Smartmatic, which is a Venezuelan company built to cheat for Chávez and Maduro…[201]



(q) On November 23, 2020, Giuliani hosted his radio show, "Chat with the Mayor" on 77WABC radio, from Washington, D.C., during which he falsely stated:

> [T]he ultimate calculator of our votes is a company owned by two Venezuelans, who founded that company for the specific purpose of fixing votes for Hugo Chávez. And have done so. And have a record of doing so. I imagine, in the one application that I saw, that when Dominion applies, they do not explain that they send the ballots … to Smartmatic … nor do they explain that they do business with a company, … particularly with regard to these ballots, that is owned and run by two Venezuelans who supported Chávez, support Maduro …. [W]e'll find out just how deep the intrusion of

[201] *Legal Strategy: Multiple Pathways to Victory*, Rudy Giuliani's Common Sense (broadcast from Washington, D.C., Nov. 20, 2020), available at, https://www.youtube.com/watch?v=H0h6sRuC8bQ (last visited Jan. 19, 2021) (Ex. 123); Rudy W. Giuliani (@RudyGiuliani), Twitter (Nov. 23, 2020), available at, https://twitter.com/RudyGiuliani/status/1330907010477535239 (last visited Jan. 21, 2021) (Ex. 199).

> Dominion and Smartmatic was into our election. … [T]hey're allied with Chávez and Maduro.[202]

(r) On November 27, 2020, Giuliani appeared on an episode of Steve Bannon's "War Room: Pandemic" podcast during which he falsely stated:

> Dominion is a company that specializes in stealing elections. That's their expertise. Their roots are Venezuelan. … I think we'll be able to prove it, scientifically, that they are using Smartmatic software. Smartmatic is a company that was founded for Hugo Chávez to fix elections.[203]

(s) On November 29, Giuliani hosted his Sunday radio show, "Uncovering the Truth with Rudy Giuliani & Dr. Maria Ryan" from Washington, D.C., During this show, Giuliani falsely stated:

> [T]here are significant problems with the Dominion machines in Arizona, as there are in Michigan … and in Georgia, very similar. … The machines were loaded beforehand … so this was a plan, you see, this was a plan or scheme.[204]

(t) On December 2, 2020, Giuliani published an episode of—and also tweeted a link to—his podcast "Rudy Giuliani's Common Sense" from Washington, D.C., in which he falsely stated:

> Smartmatic, which is a company started in Venezuela, and built for the purpose of stealing elections.[205]

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[202] *Chat with the Mayor: Direct Violation*, 77WABC (broadcast from Washington, D.C., Nov. 23, 2020), available at, https://wabcradio.com/podcast/rudy-giuliani/ (last visited Jan. 19, 2021) (Ex. 200).

[203] *Weather the Storm*, War Room: Pandemic (Nov. 27, 2020), available at, https://pandemic.warroom.org/2020/11/28/ep-544-pandemic/ (last visited Jan. 22, 2021) (Ex. 222).

[204] *Uncovering the Truth with Rudy Giuliani & Dr. Maria Ryan: Uncovering Voter Fraud*, 77WABC (Nov. 29, 2020), available at, https://wabcradio.com/podcast/uncovering-the-truth-with-rudy-giuliani-maria-ryan/ (last visited Jan. 19, 2021) (Ex. 201).

[205] *The ANSWER Exists in CONSTITUTION*, Rudy Giuliani's Common Sense (Dec. 2, 2020), available at, https://www.youtube.com/watch?v=81hlgki4hk0 (last visited Jan. 19, 2021) (Ex. 202); Rudy W. Giuliani (@RudyGiuliani), Twitter (Dec. 2, 2020), available at, https://twitter.com/RudyGiuliani/status/1334286767080558592 (last visited Jan. 21, 2021) (Ex. 203).



(u) On December 4, 2020, Giuliani tweeted the following false statement:

> BIG WIN FOR HONEST ELECTIONS.
>
> Antrim County Judge in Michigan orders forensic examination of 22 Dominion voting machines.
>
> This is where ***the untrustworthy Dominion machine flipped 6000 votes from Trump to Biden***.
>
> ***Spiking of votes by Dominion happenned [sic] all over the state.***[206]

(v) On December 4, 2020, Giuliani appeared, from Washington, D.C., on the One America News Network show, "In Focus with Stephanie Hamill," during which he made the following false statement:

> Hamill: So Mayor, we were told this was like the most secure election in U.S. history by officials. What do you say to them?

[206] Rudy W. Giuliani (@RudyGiuliani), Twitter (Dec. 4, 2020), available at, https://twitter.com/RudyGiuliani/status/1335014224532221952 (last visited Jan. 19, 2021) (Ex. 132).

> Giuliani: Either they are the most incompetent officials we've ever had, or ***they're in bed with Dominion and the phony companies who are involved in getting paid millions to help Biden win***.[207]

(w) On December 6, 2020, Giuliani hosted his Sunday radio show, "Uncovering the Truth with Rudy Giuliani & Dr. Maria Ryan," from Washington, D.C., and falsely stated:

> Caller: Regarding the Dominion voting machines, now we know they were designed to cheat with Hugo Chávez and Maduro in Venezuela. We know that they can flip votes because they did flip on one machine from Trump to Biden, 6,000 votes in one county or something.
>
> Giuliani: Correct.[208]

(x) On December 11, 2020, Giuliani hosted his radio show, "Chat with the Mayor" on 77WABC radio, from Washington, D.C., during which he falsely stated:

> Dominion … The machine fraud … And this was a situation in which the machine fraud wasn't enough because he won by too much … You know when he, so they cheated on the Dominion machines like crazy … Dominion has a horrible history going back to Smartmatic, going back to a Venezuelan company that was built to fix elections, been involved in 8 or 10 fixed elections … In this machine you can change the vote. You can change the vote after it's cast. You can change it. … it's a complete fraud machine, and it's run by, it's run by two Venezuelans who were close to, close to Chávez, close to Maduro, fixed elections. … This machine is a crooked machine … Plenty of cheating in the machine …[209]

(y) On December 12, 2020, Giuliani appeared on the Fox News show, "Fox and Friends" from Washington, D.C. During this show, he falsely stated:

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[207] *In Focus with Stephanie Hamill*, OAN (Giuliani's interview broadcast from Washington, D.C., Dec. 4, 2020), available at, https://app.criticalmention.com/app/#clip/view/70ebddad-8d73-4e94-8a7c-7a1897437d92?token=9667991d-a9cf-4554-89fc-7585a7734f37 (last visited Jan. 19, 2021) (Ex. 204).

[208] *Uncovering the Truth with Rudy Giuliani and Dr. Maria Ryan: Uncovering Voter Fraud in Georgia*, 77WABC (broadcast from Washington, D.C., Dec. 6, 2020), available at, https://wabcradio.com/podcast/uncovering-the-truth-with-rudy-giuliani-maria-ryan/ (last visited Jan. 19, 2021) (Ex. 205).

[209] *Chat with the Mayor: Paxton's Fighting On*, 77WABC (broadcast from Washington, D.C., Dec. 11, 2020), available at, https://wabcradio.com/podcast/rudy-giuliani/ (last visited on Jan. 19, 2021) (Ex. 206).

> [W]e have a machine, the Dominion machine that … was developed to steal elections and being used in the states that are involved.[210]



(z) On December 14, 2020, Giuliani appeared on "The Joe Pags Show" from Washington, D.C. During this appearance, Giuliani falsely stated:

> It shows a 68% error rate of the votes cast in the federal election in Antrim county, Michigan by the Dominion machines. … They don't count ballots, they calculate ballots. … Here, these machines calculate, they have algorithms, you can cast half a vote and a third of a vote, they can recalculate it as a third of a vote, and they do. … The report says it was not human error, it was done by the machine. Completely done by the machine. Had nothing to do with human error. … 68% error rate, no question. 81.9% rejection rate, no question you can go over it a thousand times if you want, that's what it is. It shows without any doubt that the election in Michigan for sure was a fraud. And the numbers submitted by Michigan, by the Democrats there are false, fraudulent. They're criminal.[211]

(aa) On December 14, 2020, Giuliani appeared on Steve Bannon's "War Room: Pandemic" podcast during which he falsely stated:

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[210] *Rudy Giuliani on Trump election fight: We have '1,000 affidavits from witnesses in 6 different states,'* Fox News (Dec. 12, 2020), available at, https://video.foxnews.com/v/6215882367001?playlist_id=930909787001 (last visited Jan. 19, 2021) (Ex. 128).

[211] *Joe Pags Show*, Twitch (Dec. 14, 2020), available at, https://www.twitch.tv/videos/837601732?filter=all&sort=time (last visited Jan. 19, 2021) (Ex. 133).

> The Dominion machine … you can change numbers … they're not voting machines, they're calculators, and they're dishonest calculators built to fix elections.[212]

(bb) On December 15, 2020, Giuliani hosted his radio show, "Chat with the Mayor" on 77WABC radio, from Washington, D.C., during which he falsely stated:

> What I want to mention is all of the revelations yesterday that you might not have absorbed completely about the corrupt Dominion voting system that was examined in Antrim county, Michigan. 22 machines, I still can't believe the error rate of 62%, 62% error rate. They reject 83% of the ballots, and send them to adjudication … we will never know what happened to all those votes that were improperly cast in a machine that's made for cheating, that's, I mean, that's the whole purpose, the whole purpose of the Dominion system is to cheat …. [T]hey calculate, so you can get a half a vote for Trump, you can get a third of vote for Trump… You can do that if you were a machine that was made way back in Venezuela … in order to help Hugo Chávez steal elections. And you keep that software, you've been thrown out of countries, you keep changing your name … right now, the result in Michigan … verging on really illegal and criminal. … These Dominion machines … they're calculators rather than counters … And that's part of the way in which they get manipulated. Because algorithms are put in so for every three votes for Biden there's one vote for Trump. Or every four votes for Biden there's one vote for Trump …. They're using Dominion machines in most of the state …. So, the same faulty machines that don't count but calculate, that use algorithms to figure out the vote, and allow half votes, are being used to count the ballots in this election.[213]

(cc) On December 16, 2020, Giuliani hosted his radio show, "Chat with the Mayor" on 77WABC radio, from Washington, D.C., during which he falsely stated:

> Caller: Because it's not just the Dominion machines, the election was really stolen with the fraudulent mail ballots.

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[212] *Crisis At Our Own Making*, War Room: Pandemic (Dec. 14, 2020), available at, https://pandemic.warroom.org/2020/12/14/ep-582-pandemic-quest-for-justice-w-maggie-vandenberg-john-eastman-boris-epshteyn-phill-kline-ben-bergquam-mark-finchem/ (last visited Jan. 22, 2021) (Ex. 223).

[213] *Chat with the Mayor: We Will Keep Fighting*, 77WABC (broadcast from Washington, D.C., Dec. 15, 2020), available at, https://wabcradio.com/podcast/rudy-giuliani/ (last visited Jan. 19, 2021) (Ex. 207).

> Giuliani: You're right, you're right. I would say, I would say 60/40, 70/30, yeah. Dominion machines contributed.[214]

(dd) On December 16, 2020, Giuliani appeared on Steve Bannon's "War Room: Pandemic" podcast during which he falsely stated:

> The report earlier this week … showed that the Dominion machines are completely fraudulent … in the case of the machines we got to examine, 22 of them, they had a 68% error rate. … Missing from them were all the corrections … that would show the corrections that were made, which basically were to switch votes from Trump to Biden. … The 22 machines that we got to examine that had a 68% error rate, that means they were wrong more than they were right.[215]

(ee) On December 17, 2020, Giuliani appeared on the "Glenn Beck Program" from Washington, D.C. During this appearance, Giuliani falsely stated:

> [T]he machines in Michigan … turned out to be 62% inaccurate.[216]

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[214] *Chat with the Mayor: Snow Troubles and a Possible Second Shutdown*, 77WABC (broadcast from Washington, D.C., Dec. 16, 2020), available at, https://wabcradio.com/podcast/rudy-giuliani/ (last visited Jan. 19, 2021) (Ex. 208).

[215] *One Person One Vote*, War Room: Pandemic (Dec. 16, 2020), available at, https://pandemic.warroom.org/2020/12/16/ep-588-pandemic-one-person-one-vote-w-maggie-vandenberghe-john-fredericks-michael-leahy-rudy-giuliani/ (last visited Jan. 22, 2021) (Ex. 224).

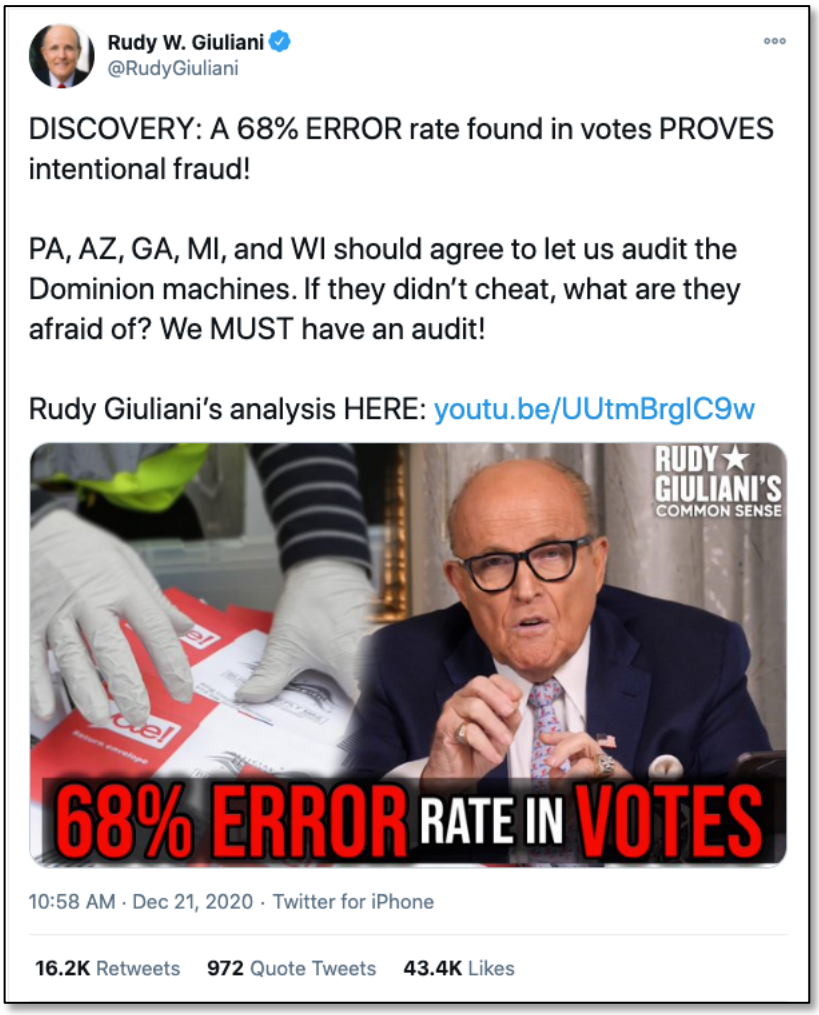
[216] *The Glenn Beck Program*, Blaze TV (Dec. 17, 2020), available at, https://twitter.com/glennbeck/status/1339722041545555968 (last visited Jan. 19, 2021) (Ex. 135).



(ff) On December 18, 2020, Giuliani published an episode of his podcast "Rudy Giuliani's Common Sense" from Washington, D.C.—which he also shared via hyperlink on Twitter on December 21, 2020—in which he falsely stated:

> So, based on the experts that we've had examine the Dominion machine, it's basically operating on the original Smartmatic-Sequoia software, which was designed to not count a vote, but to calculate a vote. … the barest of due diligence on Dominion voting systems, if you just went on here and Googled it, you would find everything I just told you, including the connection, historic connection to Venezuela and to Smartmatic. …. [In Antrim County, Michigan] 6,000 votes [were] switched from Biden, from Trump, rather, to Biden … the county and the state of course lied and said that it was human error … there was no human error. The machine switched the votes based on some kind of pre-programming. And apparently the machines throughout the state are programed to switch votes. The error rate for the votes cast on these machines was a 68% error rate. … The federal election commission allows a rate of .0008%, so this error rate is, virtually means there was no election. … There was an 81.96 reject rate in the votes cast. And in the machine, these are sent to adjudication. They go to adjudication files where somehow, magically based on

> algorithms, they're recalculated. Why they have to be recalculated is, again, only because you want the flexibility to cheat. … This is the purpose of the machine, the purpose of the machine is to calculate, and not count. … [The vote] certified by those states using this fraudulent voting system are without any doubt false. … [T]hese machines were programmed for insertion of votes …. [T]he machine was horribly manipulated to the point where the vote bears no relationship to anything having to do with reality. … This machine is a fraudulent machine that produced a fraudulent vote.[217]



(gg) On December 19, 2020, Giuliani appeared on Steve Bannon's "War Room: Pandemic podcast" where he falsely stated:

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[217] *DISCOVERY: 68% ERROR Rate in Votes PROVES Intentional Fraud*, Rudy Giuliani's Common Sense (broadcast from Washington, D.C., Dec. 18, 2020), available at, https://www.youtube.com/watch?v=UUtmBrgIC9w (last visited Jan. 19, 2021) (Ex. 134);
Rudy W. Giuliani (@RudyGiuliani), Twitter (Dec. 21, 2020), available at, https://twitter.com/RudyGiuliani/status/1341050325751492608 (last visited Jan. 21, 2020) (Ex. 139).

> This is a voting machine designed, way back in Venezuela, to fix elections.[218]

(hh) On December 20, 2020, Giuliani hosted his Sunday radio show, "Uncovering the Truth with Rudy Giuliani & Dr. Maria Ryan," from Washington, D.C., and falsely stated:

> Dominion machines … that in Michigan produced a 62 percent inaccuracy rate, and an 84 percent adjudication rate which means that only 16 percent of the votes in that county were actually cast by people. … [T]he machine was 62 percent inaccurate. … [T]hey belong to a crooked company called Dominion that goes all the way back to a bunch of communists and they've been caught cheating in so many elections it's ridiculous…. I know, for example in Atlanta, in four counties in Atlanta, the officials did not want to certify, because every time they re-ran the vote in the phony Dominion machines, the vote came back different. … These machines, you have to realize, come from a company that developed machines in order to cheat on elections. … And that's why it can do things like change votes, have fractional votes.[219]

(ii) On December 22, 2020, Giuliani hosted his radio show, "Chat with the Mayor" on 77WABC radio, from Washington, D.C., during which he falsely stated:

> Giuliani: Why won't you let them examine the Dominion machines forthwith? Why? Because you know they're crooked. …
>
> Caller: But no one ever mentions the Dominion machines. No one, is anyone going to check them for glitches and doing their fraudulent thing out there? Can you tell me?
>
> Giuliani: … the voting machine can't repeat the election returns twice in a row or three times in a row. It's not a voting machine, it's a calculator.[220]

(jj) On December 23, 2020, Giuliani appeared on an episode of 77WABC's "Bernie & Sid in the Morning" during which he falsely stated:

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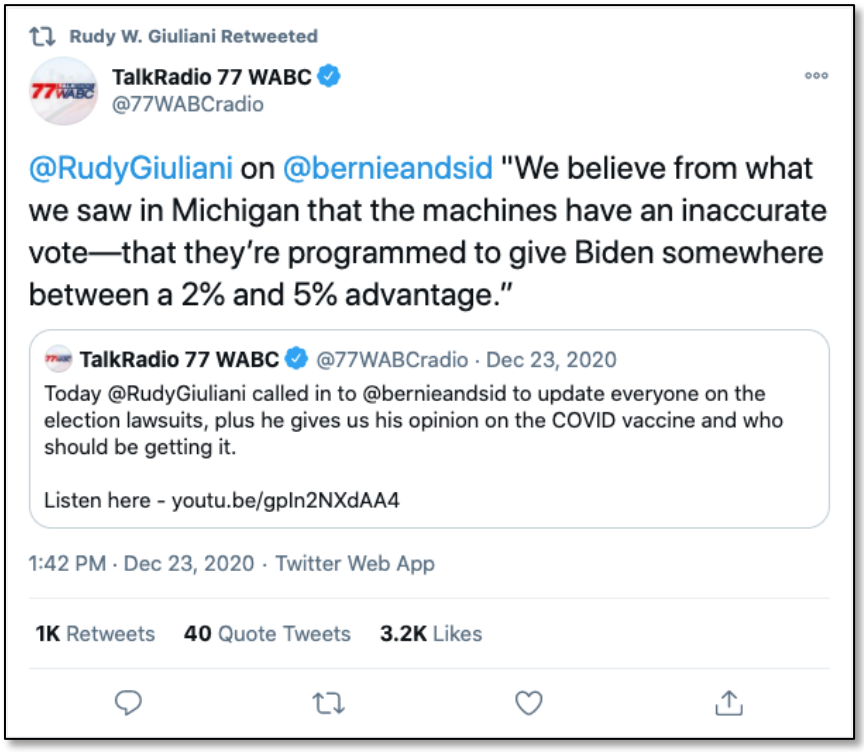
[218] *America Under Attack*, War Room: Pandemic (Dec. 19, 2020), available at, https://listen.warroom.org/e/ep-597-pandemic-america-under-attack-w-maggie-vandenberghe-tony-shaffer-rudy-guliani-john-fredericks/ (last visited Jan. 22, 2021) (Ex. 225).

[219] *Uncovering the Truth with Rudy Giuliani & Dr. Maria Ryan*, 77WABC (Dec. 20, 2020), available at, https://wabcradio.com/episode/uncovering-the-truth-12-20-20/ (last visited Jan. 19, 2021) (Ex. 136).

[220] *Chat with the Mayor: Appoint New Electors*, 77WABC (broadcast from Washington, D.C., Dec. 22, 2020), available at, https://wabcradio.com/podcast/rudy-giuliani/ (last visited Jan. 19, 2021) (Ex. 209).

> The Dominion machines … we believe from what we saw in Michigan that the machines have an inaccurate vote, that they're programmed to give Biden somewhere between a 2 and 5% advantage.[221]



(kk) On December 23, 2020, Giuliani published an episode of—and also tweeted a link to—his podcast "Rudy Giuliani's Common Sense" from Washington, D.C., in which he falsely stated:

> We can come away and we can tell you how many votes they stole … how many votes they actually did steal, how often they changed the vote around, what that algorithm was that they have in there, and what they were doing utilizing half votes and quarter votes. … [T]hese Dominion crooked machines are calculating machines. … [W]e can go into the memory of the machine and we can show that Trump actually got 6,000 votes, and Biden actually got 3,000 votes; the way you cheated in Antrim County and got caught. You didn't

[221] *Rudy Giuliani Gives An Update On The Election Lawsuits*, Bernie & Sid in the Morning, 77WABC (Dec. 23, 2020), available at, https://www.youtube.com/watch?v=gpIn2NXdAA4&feature=emb_logo (last visited Jan. 21, 2021) (Ex. 210); TalkRadio 77 WABC (@77WABCradio), Twitter (Dec. 23, 2020), available at, https://twitter.com/77WABCradio/status/1341816433697828864 (last visited Jan. 21. 2021) (Ex. 211).

just do it in Antrim County, you did it throughout America in order to change the result of this election.[222]



(ll) On December 25, 2020, Giuliani published an episode of—and also tweeted a link to—his podcast "Rudy Giuliani's Common Sense" from Washington, D.C., in which he falsely stated:

> And then when we did see the machines in Michigan … we found that 82%, 82% of the ballots that went into that machine didn't get registered immediately. They went off for adjudication because they were found to be not distinct enough. … These machines are quite something, these Dominion machines. … You can change

[222] *Christmas is NOT CANCELLED, It's Vital This Year*, Rudy Giuliani's Common Sense (broadcast from Washington, D.C., Dec. 23, 2020), available at, https://www.youtube.com/watch?v=FkvvtuVsyUA (last visited Jan. 19, 2021) (Ex. 147); Rudy W. Giuliani (@RudyGiuliani), Twitter (Dec. 23, 2020), available at, https://twitter.com/RudyGiuliani/status/1341960025321795584 (last visited Jan. 21, 2021) (Ex. 212).

votes, you can recalculate votes, you can do things that you'd only want to do if you're cheating.[223]



(mm) On January 2, 2021, Giuliani appeared on the One America News Network show "Weekly Briefing" during which he falsely stated:

> And, of course, the Dominion machines were the machines that we used, which are basically built to cheat. … 68% error rate and an 82% rejection rate. … You think you go in and vote for Biden or Trump, the machine decides it isn't clear enough, and it puts it in for adjudication. … That was 82% in Antrim county. And, by the way, in counties surrounding Detroit, three counties, it was over 80%. So

[223] *WHO Will Be Our PRESIDENT? The Current State of Our Country*, Rudy Giuliani's Common Sense (broadcast from Washington, D.C., Dec. 25, 2020), available at, https://www.youtube.com/watch?v=NAzCECx8XeE (last visited Jan. 19, 2021) (Ex. 162);
Rudy W. Giuliani (@RudyGiuliani), Twitter (Dec. 25, 2020), available at, https://twitter.com/RudyGiuliani/status/1342618055654875138 (last visited Jan. 21, 2021) (Ex. 213).

> actually, only 20% of the people got the vote for sure that they made.[224]

(nn) On January 4, 2021, Giuliani appeared on the Charlie Kirk Show podcast during which he falsely stated:

> Those Dominion machines … I'll show you how they manipulated those machines and changed the vote by 2, 3% … you can actually change the vote. Why would you have a voting machine where you can change the vote, unless you wanted to cheat?[225]

(oo) On January 5, 2021, Giuliani hosted his radio show, "Chat with the Mayor" on 77WABC radio, from Washington, D.C., during which he falsely stated:

> And this is the way the machines, the Dominion machines cheat. They move the votes to adjudication, but now they're moving them to provisional ballots. … If they don't do provisional ballots, they do something else with these cheating machines. 80% to 84% so far of every machine we've looked at in Georgia … send 80% of the votes for adjudication. … You only had a 20% chance of voting for him in Georgia because 80% of the ballots go to adjudication … it shows you that it's a crooked voting machine.[226]

(pp) On January 5, 2021, Giuliani published an episode of—and also tweeted a link to—his podcast "Rudy Giuliani's Common Sense" in which he falsely stated:

> And expert witness examination of the Dominion machines, which, at least in the occasion of the 22 machines that have been examined, show that the machines were not only able to be changed in almost any way you wanted to, but in fact were changed, and switched 6,000 votes from Biden to Trump [sic], in just one small area.[227]

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[224] *Weekly Briefing Interview with Giuliani*, OAN (Jan. 2, 2021), available at, https://app.criticalmention.com/app/#clip/view/74ed09be-0f2b-4c14-b9de-0ca0ad59952b?token=76f4002c-113c-4d95-b318-b3fe81b0c8b5 (Ex. 174).

[225] *Flash Update with Mayor Rudy Giuliani*, The Charlie Kirk Show (Jan. 4, 2021), available at, https://podcasts.apple.com/us/podcast/flash-update-with-mayor-rudy-giuliani/id1460600818?i=1000504332071 (last visited Jan. 21, 2021) (Ex. 214).

[226] *Chat with the Mayor: Georgia Runoff Looms*, 77WABC (broadcast from Washington, D.C., Jan. 5, 2021), available at, https://wabcradio.com/podcast/rudy-giuliani/ (last visited Jan. 19, 2021) (Ex. 175).

[227] *WATCH This BEFORE January 6th*, Rudy Giuliani's Common Sense (Jan. 5, 2021), available at, https://www.iheart.com/podcast/867-rudy-giulianis-common-sens-72908742/ (last visited Jan. 19, 2021) (Ex. 176); Rudy W. Giuliani (@RudyGiuliani), Twitter (Jan. 5, 2021), available at, https://twitter.com/RudyGiuliani/status/1346601024149188609 (last visited Jan. 21, 2021) (Ex. 179).



(qq) On January 6, 2021, Giuliani attended and spoke at the "Save America Rally" in Washington, D.C., and falsely stated:

> [T]he machines … are crooked … [O]ne of the experts that has examined these crooked Dominion machines, has absolutely what he believes is conclusive proof that in the last 10%, 15% of the vote counted, the votes were deliberately changed by the same algorithm that was used in cheating President Trump and Vice President Pence, same algorithm, same system, same thing was done with the same machines. … [T]hey programmed that machine from the outside to accomplish that. And they've been doing it for years to favor the Democrats. … This election was stolen.[228]

(rr) On January 7, 2021, Giuliani hosted his radio show, "Chat with the Mayor" on 77WABC radio, from Washington, D.C., during which he falsely stated:

[228] *Rudy Giuliani Speaks at Washington DC Save America Rally*, YouTube (Jan. 6, 2021), available at, https://www.youtube.com/watch?v=YNIIryv3PW8 (last visited Jan. 19, 2021) (Ex. 182).

> 22 Dominion machines … fixed the vote. These machines moved 6000 votes from Trump to Biden. …. They have algorithms for moving votes.[229]

(ss) On January 8, 2021, Giuliani hosted his radio show, "Chat with the Mayor" on 77WABC radio, from Washington, D.C., during which he falsely stated:

> Dominion is an extremely sophisticated cyber-attack. And it, you know, it'll, it'll take a whole county and it will adjust the vote by 1%, 2%, in every, in every machine. It's not going to, like, they made a mistake in Antrim county, Michigan where they got caught, where they made a 600, 6,000 switch, too fast in one machine … and then you could see the numbers switched in the machine and you could see what phony machines Dominion machines are. … [T]he thing is built to cheat. … [W]hy would the state of Georgia … pay them over $100 million to get a machine that's built to cheat? Because the people at the top, the governor, and that phony secretary of state, are part of this. They wanted the cheating. I don't know what they got for it, but they got something for it. … [T]hey have overwhelming evidence that he machines were rigged.[230]

(tt) On January 10, 2021, Giuliani hosted his Sunday radio show, "Uncovering the Truth with Rudy Giuliani & Dr. Maria Ryan," from Washington, D.C., and falsely stated:

> [T]he Dominion machines … were found to be crooked in Antrim, Michigan.[231]

(uu) On January 11, 2021, Giuliani appeared on "The Sara Carter Show" where he falsely stated:

> [A]ny Dominion machine, I can show fixes votes, gets votes from Europe, actually was used to give Biden more votes than Trump.[232]

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[229] *Chat with the Mayor: Violent Rioters Must be Condemned*, 77WABC (broadcast from Washington, D.C. Jan. 7, 2021), available at, https://wabcradio.com/episode/violent-rioters-must-be-condemned-01-07-21/ (last visited Jan. 19, 2021) (Ex. 195).

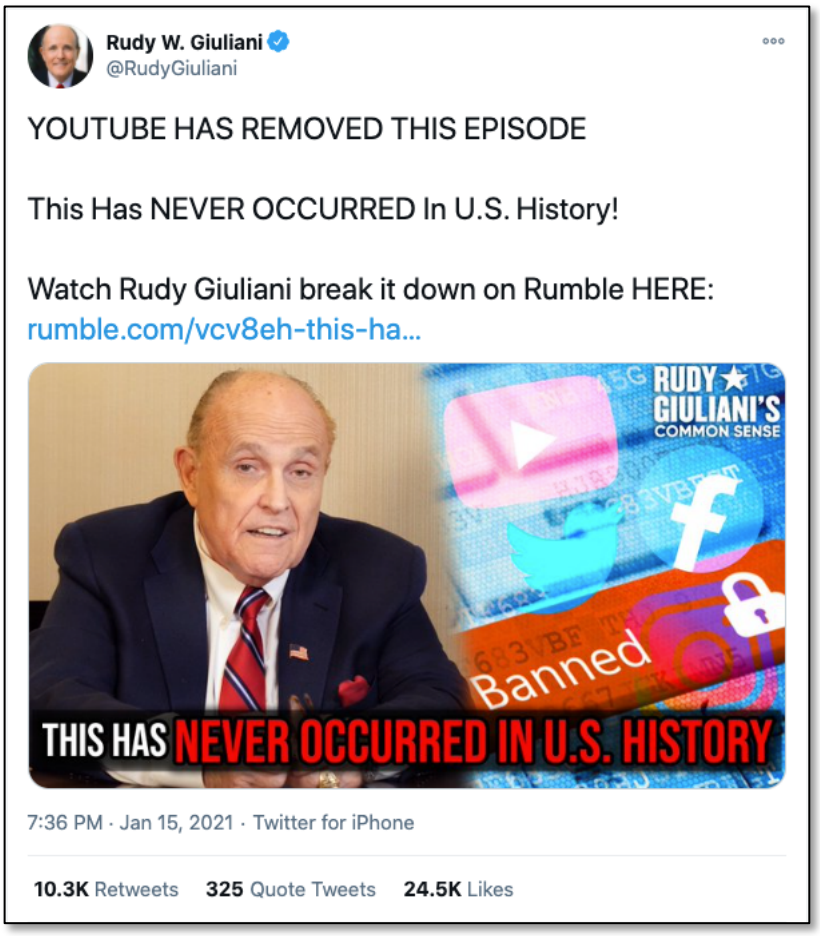
[230] *Chat with the Mayor: Capital Riot Aftermath*, 77WABC (broadcast from Washington, D.C. Jan. 8, 2021), available at, https://wabcradio.com/podcast/rudy-giuliani/ (last visited Jan. 19, 2021) (Ex. 138).

[231] *Uncovering the Truth with Rudy Giuliani & Dr. Maria Ryan*, 77WABC (Jan. 10, 2021), available at, https://wabcradio.com/podcast/uncovering-the-truth-with-rudy-giuliani-maria-ryan/ (last visited Jan. 19, 2021) (Ex. 215).

[232] *Rudy Giuliani: Pres. Trump is going to speak to the American people*, The Sara Carter Show (Jan. 11, 2021), available at, https://www.spreaker.com/user/10614200/sara-carter-01112021-rudygiuliani-censor?utm_medium=widget&utm_source=user%3A10614200&utm_term=episode_title (last visited Jan. 19, 2021) (Ex. 216).

(vv) On January 15, 2021, Giuliani published an episode of—and also tweeted a link to—his podcast "Rudy Giuliani's Common Sense" in which he falsely stated:

> [C]ertain states actually voted for Trump, rather than for Biden … for each one of those states I have enormous amount of proof that what I'm saying is true … I have examinations of the crooked Dominion machines.[233]



(ww) On January 17, 2021, Giuliani hosted his Sunday radio show, "Uncovering the Truth with Rudy Giuliani & Dr. Maria Ryan," from Washington, D.C., and falsely stated:

> Caller: What do you make of the research from the MyPillow guy, Mike Lindell? ….

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[233] *This Has NEVER Occurred in U.S. History*, Rudy Giuliani's Common Sense (Jan. 15, 2021), available at, https://www.iheart.com/podcast/867-rudy-giulianis-common-sens-72908742/episode/this-has-never-occurred-in-us-76308324/ (last visited Jan. 19, 2021) (Ex. 137).

> Giuliani: He's got a very, very important point. … The reality is that Mr. Lindell and Colonel Waldron although slightly different methodologies, can point out that the machines were rigged to create a result. And there were even formulas that they can find, like for every 8 votes that Biden got, Trump got two. And machines were set differently in different places. Even fractions, so, I'll give you an example. In the parts of Atlanta where Trump was going to be a big winner, they couldn't make him a loser, but they took him down by three, four percent … So you shave just four percent. Hard to notice. … But then, it deprives you of the numbers in the rural areas that offset your loss in the city. That's the kind of stuff the Dominion machines does all over.[234]

(xx) On January 21, 2021, Giuliani appeared on "The Joe Pags Show" during which he falsely stated:

> I'd love to take discovery on Dominion … and then to show you how the machine works, where you can change votes, and where 80% of the votes end up in adjudication which means only 20% of the votes get registered the way you put it in.[235]

(yy) On January 22, 2021, Giuliani hosted his weekday radio show, "Chat with the Mayor," during which he falsely stated:

> Dominion is a voting machine, I'll just tell you one thing about it, you can change the vote. If you can change the vote in a voting machine, then it's built for one purpose and one purpose alone, and that's to cheat. … It computes votes, rather than just counts them … so long as you have Dominion, there is a clear and present danger that there's going to be a bump of 2, 3, 4 percent for whomever they want to bump it for. …. The facts that there were votes stolen … it has been proven … that evidence is in the form of … the things that are used to program these Dominion machines. It's evidenced by the examination of the machines in Antrim county, Michigan that showed 6,000 votes changed.[236]

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[234] *Uncovering the Truth with Rudy Giuliani & Dr. Maria Ryan: Inauguration Security & Republican Party Future*, 77WABC (Jan. 17, 2021), available at, https://wabcradio.com/podcast/uncovering-the-truth-with-rudy-giuliani-maria-ryan/ (last visited Jan. 21, 2021) (Ex. 217).

[235] *Joe Pags Show*, Twitch (Jan 21, 2021), available at, https://www.twitch.tv/videos/882795673 (last visited Jan. 22, 2021) (Ex. 226).

[236] *Chat with the Mayor*, 77WABC (Jan. 22, 2021), available in relevant part at, https://app.criticalmention.com/app/#clip/view/a6d28d7d-10df-4f50-b601-a9618d30dd27?token=c61d6a3e-e336-44f7-8438-b22c6611f7fb and https://app.criticalmention.com/app/#clip/view/cfa46023-a414-45c4-9107-bba054e13868?token=c61d6a3e-e336-44f7-8438-b22c6611f7fb (last visited Jan. 23, 2021) (Ex. 227).

179. Giuliani's statements are reasonably understood to be statements of fact about Dominion, and were understood by people who saw, heard, and read them to be statements of fact about Dominion.

180. Giuliani had no applicable privilege or legal authorization to make these false and defamatory statements, or if he did, he abused it.

181. As set forth above in detail, Giuliani's statements are false.

182. As set forth above in detail, Giuliani published these statements with actual malice, knowing or recklessly disregarding that they are false, misrepresenting evidence to support his false accusations; purposefully avoiding or intentionally disregarding abundant and publicly available evidence, facts, and reliable sources rebutting and disproving his false claims; espousing inherently improbable accusations; forming and sticking to a false preconceived narrative in spite of the facts; relying on facially unreliable sources; and—when specifically put on notice of the truth and asked to retract—doubling down on and republishing his false accusations, all in furtherance of his plan to financially enrich himself, to maintain and enhance his public profile, and to ingratiate himself to Donald Trump for money and benefits he expected to receive as a result of that association, including, but not limited to, a reported $20,000 per day fee.[237]

183. Dominion is entitled to punitive damages under D.C. law because Giuliani's defamatory statements were accompanied with spite, malice, ill will, recklessness, wantonness, willful disregard of Dominion's rights, and other circumstances tending to aggravate the injury.

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[237] *See* Michael S. Schmidt & Maggie Haberman *Giuliani Is Said to Seek $20,000 a Day Payment for Trump Legal Work*, N.Y. Times (Jan. 14, 2020), available at, https://www.nytimes.com/2020/11/17/us/politics/giuliani-trump-election-pay.html (Ex. 113); Phillip Rucker, Josh Dawsey & Ashley Parker, *Trump is isolated and angry at aides for failing to defend him as he is impeached again*, Wash. Post (Jan. 13, 2021), available at, https://www.washingtonpost.com/politics/trump-isolated-impeachment/2021/01/13/0595675a-55b6-11eb-a931-5b162d0d033d_story.html (Ex. 218).

184. Giuliani's statements are defamatory and defamatory *per se*. They have exposed Dominion to the most extreme hatred and contempt. Giuliani has directly accused Dominion of fraud, election fixing, conspiracy, and bribery, which are serious crimes. For Dominion—whose business is producing and providing voting systems for elections—there are no accusations that could do more to damage Dominion's business or to impugn Dominion's integrity, ethics, honesty, and financial integrity. Giuliani's statements were calculated to—and did in fact—provoke outrage and cause Dominion enormous harm.

185. Acting in concert with allies and media outlets that were determined to promote a false preconceived narrative about the 2020 election, Giuliani launched a viral disinformation campaign about Dominion that reached millions of people and caused enormous harm to Dominion. As a direct, foreseeable, and intentional result of that viral disinformation campaign, Dominion has suffered the following single and indivisible injuries: Dominion employees have been stalked, have been harassed, and have received death threats; Dominion has been forced to make an expenditure of money to remedy the defamation and to protect the lives of its employees; Dominion has lost profits; and Dominion's reputation has been irreparably damaged.

186. In view of the forgoing, Dominion is entitled to actual, presumed, punitive, and other damages in an amount to be specifically determined at trial.

PRAYER FOR RELIEF

WHEREFORE, Dominion respectfully requests that the Court enter an award and judgment in its favor, and against Giuliani, as follows:

(a) awarding Dominion compensatory damages of not less than $651,735,000;

(b) awarding Dominion punitive damages of not less than $651,735,000; and

(c) such other and further relief as the Court deems appropriate.

JURY DEMAND

Plaintiffs demand a trial by jury on all claims and issues so triable.

Date: January 25, 2021

/s/ Thomas A. Clare, P.C.

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

US DOMINION INC.,	)	
DOMINION VOTING SYSTEMS INC., and	)	
DOMINION VOTING SYSTEMS CORPORATION,	)	
Plaintiffs,	)	
v.	)	Case No. 1:21-cv-00213
RUDOLPH W. GIULIANI	)	
Defendant.	)	

NOTICE OF FILING EXHIBITS

1. Plaintiffs hereby give notice of filing the attached exhibits, which are exhibits to the Complaint filed on January 25, 2021 [D.E. 1].

2. Due to their nature, the exhibits listed below are unable to be filed electronically through the Court's ECF System. Therefore, a transcribed copy of each exhibit has been electronically filed through the Court's ECF System with the corresponding Exhibit Number, unless otherwise noted. Upon request, Plaintiffs can arrange for files of the below listed exhibits to be delivered to the Court.

Exhibit No.	Description	Location
14-V	*WATCH: Georgia election officials reject Trump call to 'find' more votes*, PBS (Jan. 4, 2021), available at, https://www.pbs.org/newshour/politics/watch-live-georgia-secretary-of-states-office-holds-press-conference.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
22-V	*Patrick Byrne Explains Trump Path to Victory*, Corsi Nation (Dec. 24, 2020), available at, https://www.stitcher.com/show/corsi-nation-by-	This exhibit is maintained by counsel and available upon request. As it is an audio/video,

	jerome-r-corsi-phd/episode/dr-corsi-news-12-24-20-patrick-byrne-explains-trump-path-to-victory-80388895.	the exhibit is not in a format that readily permits electronic filing.
32-V	*Trump Campaign News Conference on Legal Challenges,* CSPAN (Nov. 19, 2020), available at, https://www.c-span.org/video/?478246-1/trump-campaign-alleges-voter-fraud-states-plans-lawsuits.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
33-V	*MUST-SEE: Tucker Carlson ABANDONS Trump's election fraud case on air*, YouTube (Nov. 19, 2020), available at, https://www.youtube.com/watch?v=BspHzH6RRxo.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
36-V	*Sidney Powell: It will be BIBLICAL*, Newsmax TV (Nov. 21, 2020), available at, https://www.youtube.com/embed/Y68pEknYyCM?rel=0&start=0.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
44-V	*Sidney Powell, Lin Wood attend 'Stop the Steal' rally in Georgia*, YouTube (Dec. 2, 2020), available at, https://www.youtube.com/watch?v=pq-_B5z3QIA.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
109-V	*Lou Dobbs Tonight*, Fox Business (Nov. 12, 2020), available at, https://twitter.com/LouDobbs/status/1327024215887851521.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
110-V	*Chat with the Mayor: Major Challenges*, 77WABC (broadcast from Washington, D.C. Nov. 13, 2020), available at, https://wabcradio.com/episode/major-challenges-11-13-2020/.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
112-V	*REVEALED: Sworn Evidence of Pervasive Voter Fraud*, Rudy Giuliani's Common Sense (broadcast from Washington, D.C. Nov. 13, 2020), available at, https://www.youtube.com/watch?v=sd-5Xm5PFmg.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
114-V	*Uncovering the Truth with Rudy Giuliani & Dr. Maria Ryan: Voter Fraud*, 77WABC (Giuliani's appearance broadcast from Washington D.C. Nov. 15, 2020), available at, https://wabcradio.com/podcast/uncovering-the-truth-with-rudy-giuliani-maria-ryan/.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.

115-V	*Giuliani: Trump is contesting the election 'vigorously' in the courts*, Fox News (Giuliani's interview broadcast from Washington, D.C. Nov. 15, 2020), available at, https://video.foxnews.com/v/6209933935001#sp=show-clips.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
116-V	*Chat with the Mayor: Those are the Facts*, 77WABC (broadcast from Washington, D.C. Nov. 18, 2020), available at, https://wabcradio.com/podcast/rudy-giuliani/.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
117-V	*American Votes Tallied in Foreign Countries*, Rudy Giuliani's Common Sense (broadcast from Washington, D.C. Nov. 18, 2020), available at, https://www.youtube.com/watch?v=VOG1yOjSAd4.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
119-V	*Giuliani returns to court to argue Trump campaign's election case*, Fox Business (Giuliani interview broadcast from Washington, D.C. Nov. 18, 2020), available at, https://video.foxbusiness.com/v/6210778333001?playlist_id=933116636001.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
120-V	*Chat with the Mayor: Fraud and Lies*, 77WABC (broadcast from Washington, D.C. Nov. 19, 2020), available at, https://wabcradio.com/episode/those-are-the-facts-11-18-2020/.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
121-V	*Giuliani: Dems plotted 'national conspiracy' to steal 2020 election*, Fox News (Giuliani's interview broadcast from Washington, D.C. Nov. 19, 2020), available at, https://video.foxnews.com/v/6211099886001?playlist_id=930909813001.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
122-V	*Chat with the Mayor: The Mob Was Easier to Deal With*, 77WABC (broadcast from Washington, D.C. Nov. 20, 2020), available at, https://wabcradio.com/episode/the-mob-was-easier-to-deal-with-11-20-2020/. .	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
123-V	*Legal Strategy: Multiple Pathways to Victory*, Rudy Giuliani's Common Sense (broadcast from Washington, D.C. Nov. 20, 2020), available at, https://www.youtube.com/watch?v=H0h6sRuC8bQ.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.

128-V	*Rudy Giuliani on Trump election fight: We have '1,000 affidavits from witnesses in 6 different states,'* Fox News (Dec. 12, 2020), available at, https://video.foxnews.com/v/6215882367001?playlist_id=930909787001.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
133-V	*Joe Pags Show*, Twitch (Dec. 14, 2020), available at, https://www.twitch.tv/videos/837601732?filter=all&sort=time.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
134-V	*DISCOVERY: 68% ERROR Rate in Votes PROVES Intentional Fraud*, Rudy Giuliani's Common Sense (broadcast from Washington, D.C. Dec. 18, 2020), available at, https://www.youtube.com/watch?v=UUtmBrgIC9w.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
135-V	*The Glenn Beck Program*, Blaze TV (Dec. 17, 2020), available at, https://twitter.com/glennbeck/status/1339722041545555968.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
136-V	*Uncovering the Truth with Rudy Giuliani & Dr. Maria Ryan*, 77WABC (Dec. 20, 2020), available at, https://wabcradio.com/episode/uncovering-the-truth-12-20-20/.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
137-V	*This Has NEVER Occurred in U.S. History*, Rudy Giuliani's Common Sense (Jan. 15, 2021), available at, https://www.iheart.com/podcast/867-rudy-giulianis-common-sens-72908742/episode/this-has-never-occurred-in-us-76308324/.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
138-V	*Chat with the Mayor: Capital Riot Aftermath*, 77WABC (broadcast from Washington, D.C. Jan. 8, 2021), available at, https://wabcradio.com/episode/capital-riot-aftermath-01-08-21/.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
147-V	*Christmas is NOT CANCELLED, It's Vital This Year*, Rudy Giuliani's Common Sense (broadcast from Washington. D.C. Dec. 23, 2020), available at, https://www.youtube.com/watch?v=FkvvtuVsyUA.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
162-V	*WHO Will Be Our PRESIDENT? The Current State of Our Country*, Rudy Giuliani's Common Sense (broadcast from Washington, D.C. Dec. 25, 2020), available at, https://www.youtube.com/watch?v=NAzCECx8XeE.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.

172-V	*Rudy Giuliani to Newsmax TV: Pennsylvania Lawsuit First of Many Efforts*, Newsmax (Dec. 21, 2020), available at, https://www.newsmax.com/newsmax-tv/rudy-giuliani-pennsylvania-scotus-lawsuit/2020/12/21/id/1002628/.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
173-V	*Cats At Night Special Guest Rudy Giuliani*, 77WABC (Dec. 23, 2020), available at, https://www.youtube.com/watch?v=HZ37DcM-nCM.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
174-V	*Weekly Briefing Interview with Giuliani*, OAN (Jan. 2, 2021), available at, https://app.criticalmention.com/app/#clip/view/74ed09be-0f2b-4c14-b9de-0ca0ad59952b?token=76f4002c-113c-4d95-b318-b3fe81b0c8b5.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
175-V	*Chat with the Mayor: Georgia Runoff Looms*, 77WABC (broadcast from Washington D.C. Jan. 5, 2021), available at, https://wabcradio.com/podcast/rudy-giuliani/.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
176-V	*WATCH THIS BEFORE January 6th*, Rudy Giuliani's Common Sense (Jan. 5, 2021), available at https://www.iheart.com/podcast/867-rudy-giulianis-common-sens-72908742/episode/watch-this-before-january-6th-75890773/.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
182-V	*Rudy Giuliani Speaks at Washington DC Save America Rally*, YouTube (Jan. 6, 2021), available at, https://www.youtube.com/watch?v=YNIIryv3PW8.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
183-V	*Donald Trump Speech "Save America" Rally Transcript January 6*, Rev.com (Jan. 6, 2021), available at, https://www.rev.com/transcript-editor/shared/7Nw_aFgSCwkywakGftVXzVw6NTJEvtBTeS6rNigOo221hgTCjvDEnf_zvai7Hv5hmGYuImOca6TjcP2GuV0K1i_9pOY?loadFrom=PastedDeeplink&ts=3603.61.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
193-V	*Congressman Lou Correa stands up to Trump extremists in the airport*, YouTube (Jan. 11, 2021), available at, https://www.youtube.com/watch?v=7rDIE2xpuAE.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing. **A transcript for this exhibit has not been filed.*

195-V	*Chat with the Mayor: Violent Rioters Must be Condemned*, 77WABC (broadcast from Washington, D.C. Jan. 7, 2021), available at, https://wabcradio.com/episode/violent-rioters-must-be-condemned-01-07-21/.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
200-V	*Chat with the Mayor: Direct Violation*, 77WABC (broadcast from Washington, D.C. Nov. 23, 2020), available at, https://wabcradio.com/podcast/rudy-giuliani/.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
201-V	*Uncovering the Truth with Rudy Giuliani & Dr. Maria Ryan: Uncovering Voter Fraud*, 77WABC (Nov. 29, 2020), available at, https://wabcradio.com/podcast/uncovering-the-truth-with-rudy-giuliani-maria-ryan/.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
202-V	*The ANSWER Exists in CONSTITUTION*, Rudy Giuliani's Common Sense (Dec. 2, 2020), available at, https://www.youtube.com/watch?v=81hlgki4hk0.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
204-V	*In Focus with Stephanie Hamill*, OAN (Giuliani's interview broadcast from Washington, D.C. Dec. 4, 2020), available at, https://app.criticalmention.com/app/#clip/view/70ebddad-8d73-4e94-8a7c-7a1897437d92?token=9667991d-a9cf-4554-89fc-7585a7734f37.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
205-V	*Uncovering the Truth with Rudy Giuliani and Dr. Maria Ryan: Uncovering Voter Fraud in Georgia*, 77WABC (broadcast from Washington, D.C. Dec. 6, 2020), available at, https://wabcradio.com/podcast/uncovering-the-truth-with-rudy-giuliani-maria-ryan/.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
206-V	*Chat with the Mayor: Paxton's Fighting On*, 77WABC (broadcast from Washington, D.C. Dec. 11, 2020), available at, https://wabcradio.com/podcast/rudy-giuliani/.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
207-V	*Chat with the Mayor: We Will Keep Fighting*, 77WABC (broadcast from Washington, D.C. Dec. 15, 2020), available at, https://wabcradio.com/podcast/rudy-giuliani/.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
208-V	*Chat with the Mayor: Snow Troubles and a Possible Second Shutdown*, 77WABC (broadcast from Washington, D.C. Dec. 16,	This exhibit is maintained by counsel and available upon request. As it is an audio/video,

	2020), available at, https://wabcradio.com/podcast/rudy-giuliani/.	the exhibit is not in a format that readily permits electronic filing.
209-V	*Chat with the Mayor: Appoint New Electors*, 77WABC (broadcast from Washington, D.C. Dec. 22, 2020), available at, https://wabcradio.com/podcast/rudy-giuliani/.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
210-V	*Rudy Giuliani Gives An Update On The Election Lawsuits*, Bernie & Sid in the Morning, 77WABC (Dec. 23, 2020), available at, https://www.youtube.com/watch?v=gpIn2NXdAA4.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
211-V	TalkRadio 77 WABC (@77WABCradio), Twitter (Dec. 23, 2020), available at, https://twitter.com/77WABCradio/status/1341816433697828864.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
214-V	*Flash Update with Mayor Rudy Giuliani*, The Charlie Kirk Show (Jan. 4, 2021), available at, https://podcasts.apple.com/us/podcast/flash-update-with-mayor-rudy-giuliani/id1460600818?i=1000504332071.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
215-V	*Uncovering the Truth with Rudy Giuliani & Dr. Maria Ryan*, 77WABC (Jan. 10, 2021), available at, https://wabcradio.com/podcast/uncovering-the-truth-with-rudy-giuliani-maria-ryan/.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
216-V	*Rudy Giuliani: Pres. Trump is going to speak to the American people*, The Sara Carter Show (Jan. 11, 2021), available at, https://www.spreaker.com/user/10614200/sara-carter-01112021-rudygiuliani-censor?utm_medium=widget&utm_source=user%3A10614200&utm_term=episode_title.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
217-V	*Uncovering the Truth with Rudy Giuliani & Dr. Maria Ryan: Inauguration Security & Republican Party Future*, 77WABC (Jan. 17, 2021), available at, https://wabcradio.com/podcast/uncovering-the-truth-with-rudy-giuliani-maria-ryan/.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
221-V	*Freakout*, War Room: Pandemic (Nov. 13, 2020), available at, https://pandemic.warroom.org/2020/11/13/ep-499-pandemic-farce-w-john-fredericks-and-rudy-giuliani/.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.

222-V	*Weather the Storm*, War Room: Pandemic (Nov. 27, 2020), available at, https://pandemic.warroom.org/2020/11/28/ep-544-pandemic/.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
223-V	*Crisis At Our Own Making*, War Room: Pandemic (Dec. 14, 2020), available at, https://pandemic.warroom.org/2020/12/14/ep-582-pandemic-quest-for-justice-w-maggie-vandenberg-john-eastman-boris-epshteyn-phill-kline-ben-bergquam-mark-finchem/.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
224-V	*One Person One Vote*, War Room: Pandemic (Dec. 16, 2020), available at, https://pandemic.warroom.org/2020/12/16/ep-588-pandemic-one-person-one-vote-w-maggie-vandenberghe-john-fredericks-michael-leahy-rudy-giuliani/.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
225-V	*America Under Attack*, War Room: Pandemic (Dec. 19, 2020), available at, https://listen.warroom.org/e/ep-597-pandemic-america-under-attack-w-maggie-vandenberghe-tony-shaffer-rudy-guliani-john-fredericks/.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
226-V	*Joe Pags Show*, Twitch (Jan 21, 2021), available at, https://www.twitch.tv/videos/882795673.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.
227-V	*Chat with the Mayor*, 77WABC (Jan. 22, 2021), available in relevant part at, https://app.criticalmention.com/app/#clip/view/a6d28d7d-10df-4f50-b601-a9618d30dd27?token=c61d6a3e-e336-44f7-8438-b22c6611f7fb, and https://app.criticalmention.com/app/#clip/view/cfa46023-a414-45c4-9107-bba054e13868?token=c61d6a3e-e336-44f7-8438-b22c6611f7fb.	This exhibit is maintained by counsel and available upon request. As it is an audio/video, the exhibit is not in a format that readily permits electronic filing.

Date: January 25, 2021

/s/ Thomas A. Clare, P.C.

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Exhibit 1



GEORGIA SECRETARY OF STATE
BRAD RAFFENSPERGER

GO MOBILE
WITH THE NEW GA SOS APP!
App Store Google play

ELECTIONS SECURITY IS OUR TOP PRIORITY

SECURITY-FOCUSED TECH COMPANY, DOMINION VOTING TO IMPLEMENT NEW VERIFIED PAPER BALLOT SYSTEM

(ATLANTA) -- After a competitive selection process, the Secretary of State Brad Raffensperger selects Dominion Voting Systems to implement its new verified paper ballot system. Implementation of the new secure voting system will start immediately and be in place and fully operational for the March 24, 2020 Presidential Preference Primary.
"Elections security is my top priority," said Raffensperger. "We look forward to working with national and local elections security experts to institute best practices and continue to safeguard all aspects of physical and cyber-security in an ever-changing threat environment."
The Georgia Secretary of State's office has already partnered with the Department of Homeland Security and private cyber-security companies to provide network monitoring, cyber-hygiene scanning, and cyber-security assessments. Many Georgia counties have also partnered with DHS to provide physical security assessments of their election offices.
"We are honored to partner with the State of Georgia to deliver a best-in-class system that is fully adaptable to state needs," said Dominion CEO John Poulous. "Election officials and voters alike can be assured they are using the most modern, accessible and security-focused system on the market today, with paper ballots for every vote cast to ease auditing and ensure confidence in results."
"As Election Director my job is to make sure every voter has a positive experience," said Rockdale County Elections Supervisor, Cynthia Willingham. "We are grateful to the Secretary of State for the new system and will ensure every voter is able to efficiently and accurately cast their ballot."

If you need assistance, please contact the Press Office: SosContact@sos.ga.gov.

IMPORTANT VOTER INFORMATION:

(Please Click The Links Below For More Details)

Voter FAQ
Voting Is easy as 123
Voting Cart
Electronic Poll Book

AWARD INFORMATION:

(Please Click The Links Below For More Details)

NOIA - Notice Of Intent To Award
Request for Proposals
Contract
Dominion Response to Request for Proposals
ES&S Response to Request for Proposals
Smartmatic Response to Request for Proposals
Selection Committee Bios
Evaluation Spreadsheet
Dominion Certification
Dominion Certification Report
KnowInk Electronic Poll Book Certification
KnowInk Security Information
Initial Findings: Pilot Counties Municipal Elections 2019



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Request for Proposals
Contract
Dominion Response to Request for Proposals
ES&S Response to Request for Proposals
Smartmatic Response to Request for Proposals
Selection Committee Bios
Evaluation Spreadsheet
Dominion Certification
Dominion Certification Report
KnowInk Electronic Poll Book Certification
KnowInk Security Information
Initial Findings: Pilot Counties Municipal Elections 2019

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© 2018 Georgia Secretary of State

Exhibit 3

THOMAS A. CLARE, P.C.

CLARE LOCKE LLP

MEGAN L. MEIER

December 16, 2020

Via Email, Federal Express, & Hand Delivery

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Sidney Powell
Defending the Republic
10130 Northlake Blvd. #214342
West Palm Beach, Florida 34412

Re: Defamatory Falsehoods About Dominion

Dear Ms. Powell:

We represent US Dominion Inc. and its wholly owned subsidiaries, Dominion Voting Systems, Inc. and Dominion Voting Systems Corporation (collectively, "Dominion"). We write regarding your wild, knowingly baseless, and false accusations about Dominion, which you made on behalf of the Trump Campaign as part of a coordinated media circus and fundraising scheme featuring your November 19 press conference in Washington, D.C. and including your "Stop the Steal" rally and numerous television and radio appearances on—and statements to—Fox News, Fox Business, Newsmax, and the Rush Limbaugh Radio Show, among others.





I. Your reckless disinformation campaign is predicated on lies that have endangered Dominion's business and the lives of its employees.

Given the sheer volume and ever-expanding set of lies that you have told and are continuing to tell about Dominion as part of your multi-media disinformation "Kraken" fundraising campaign, it would be impractical to address every one of your falsehoods in this letter. Without conceding the truth of any of your claims about Dominion, we write to demand that you retract your most serious false accusations, which have put Dominion's employees' lives at risk and caused enormous harm to the company.

For example, you falsely claimed that Dominion and its software were created in Venezuela for the purpose of rigging elections for the now-deceased Venezuelan dictator Hugo Chavez, that Dominion paid kickbacks to Georgia officials in return for a "no-bid" contract to use Dominion systems in the 2020 election, and that Dominion rigged the 2020 U.S. Presidential Election by manipulating votes, shifting votes, installing and using an algorithm to modify or "weight" votes such that a vote for Biden counted more than a vote for Trump, trashing Trump votes, adding Biden votes, and training election workers to dispose of Trump votes and to add Biden votes.

By way of example only, just last week, you made the following false assertions about Dominion to Jan Jekielek at *The Epoch Times*:[1]

> Effectively what they did with the machine fraud was to, they did everything from injecting massive quantities of votes into the system that they just made up, to running counterfeit ballots through multiple times in multiple batches to create the appearance of votes that weren't really there. They trashed votes.

These statements are just the tip of the iceberg, which includes similar and other false claims you made at your Washington, D.C. press conference and to other media outlets with global internet audiences.

Your outlandish accusations are demonstrably false. While soliciting people to send you "millions of dollars"[2] and holding yourself out as a beacon of truth, you have purposefully avoided naming Dominion as a defendant in your sham litigations—effectively denying Dominion the opportunity to disprove your false accusations in court. Dominion values freedom of speech and respects the right of all Americans—of all political persuasions—to exercise their First Amendment rights and to disagree with each other. But while you are entitled to your own opinions, Ms. Powell, you are not entitled to your own facts. Defamatory falsehoods are actionable in court and the U.S.

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[1] The Epoch Times, *American Thought Leaders* (Dec. 13, 2020), available at, https://www.theepochtimes.com/exclusive-sidney-powell-on-election-lawsuits-supreme-court-decision-and-the-flynn-case_3617067.html.

[2] *Sidney Powell's Legal Defense Fund*, Defending the Republic, https://defendingtherepublic.org/.

Supreme Court has made clear that "there is no constitutional value in false statements of fact." *Gertz v. Welch, Inc.*, 418 U.S. 323, 340 (1974). Dominion welcomes transparency and a full investigation of the relevant facts in a court of law, where it is confident the truth will prevail. Here are the facts:

1. Dominion's vote counts have been repeatedly verified by paper ballot recounts and independent audits.

Dominion is a non-partisan company that has proudly partnered with public officials from both parties in accurately tabulating the votes of the American people in both "red" and "blue" states and counties. Far from being created to rig elections for a now-deceased Venezuelan dictator, Dominion's voting systems are certified under standards promulgated by the U.S. Election Assistance Commission ("EAC"), reviewed and tested by independent testing laboratories accredited by the EAC, and were designed to be auditable and include a paper ballot backup to verify results. Indeed, paper ballot recounts and independent audits have repeatedly and conclusively debunked your election-rigging claims, and on November 12, 2020, the Elections Infrastructure Government Coordinating Council and the Election Infrastructure Sector Coordinating Executive Committees released a joint statement confirming that there is "***no evidence*** that any voting system deleted or lost votes, changed votes, or was in any way compromised" and that the 2020 election was the most secure in American history.[3] The Joint Statement was signed and endorsed by, among others, the National Association of State Election Directors, National Association of Secretaries of State, and the U.S. Cybersecurity & Infrastructure Security Agency ("CISA")—then led by a Trump appointee, Chris Krebs.

In addition, your false accusation that Dominion rigged the 2020 election is based on a demonstrably false premise that wildly overstates Dominion's very limited role in elections. Dominion provides tools such as voting machines that accurately tabulate votes for the bipartisan poll workers, poll watchers, and local election officials who work tirelessly to run elections and ensure accurate results. Dominion's machines count votes from county-verified voters using a durable paper ballot. Those paper ballots are the hard evidence proving the accuracy of the vote counts from Dominion's machines. If Dominion had manipulated the votes, the paper ballots would not match the machine totals. In fact, they do match. Recounts and audits have proven that Dominion did what it was designed and hired to do: accurately tabulate votes.

[3] Cybersecurity & Infrastructure Security Agency, *Joint Statement From Elections Infrastructure Government Coordinating Council & The Election Infrastructure Sector Coordinating Executive Committees* (Nov. 12, 2020), available at, https://www.cisa.gov/news/2020/11/12/joint-statement-elections-infrastructure-government-coordinating-council-election.



2. Dominion has no connection to Hugo Chavez, Venezuela, or China.

As you are well aware from documents in the public domain and attached to your court filings, ***Hugo Chavez's elections were not handled by Dominion***, but by an entirely different company—Smartmatic. This is a critical fact because you have premised your defamatory falsehoods on your intentionally false claim that Dominion and Smartmatic are the same company even though you know that they are entirely separate companies who compete with each other. Dominion was not created in or for Venezuela, has never been located there, and is not owned by Smartmatic or Venezuelan or Chinese investors. Dominion has never provided machines or any of its software or technology to Venezuela, nor has it ever participated in any elections in Venezuela. It did not receive $400 million from the Chinese in the weeks before the 2020 election or otherwise. It has no ties to the Chinese government, the Venezuelan government, Hugo Chavez, Malloch Brown, George Soros, Bigfoot, or the Loch Ness Monster. Dominion does not use Smartmatic's software or machines, and there was no Smartmatic technology in any of Dominion's voting machines in the 2020 election.

3. You falsely claimed that Dominion's founder admitted he "can change a million votes, no problem at all" and that you would "tweet out the video later"—but you never did so because no such video exists.

During at least one of your many media appearances, you promised to "tweet out [a] video" of Dominion's founder admitting that he "can change a million votes, no problem at all." Your assertion—to a global internet audience—that you had such damning video evidence bolstered your false accusations that Dominion had rigged the election. Yet you have never produced that video because, as you know, it does not exist. Dominion's founder never made such a claim because Dominion cannot change votes. Its machines simply tabulate the paper ballots that remain the custody of the local election officials—nothing more, nothing less.

4. You falsely claimed that you have a Dominion employee "on tape" saying he "rigged the election for Biden"—but you know that no such tape exists.

In peddling your defamatory accusations, you also falsely told a national audience that you had a Dominion employee "on tape" saying that "he rigged the election for Biden." Your own court filings prove that no such tape exists. In them, you cited an interview of Joe Oltmann, a Twitter-banned "political activist" who—far from claiming he had that shocking alleged confession "on tape"—claimed he took "notes" during a conference call he supposedly joined after "infiltrating Antifa." This is a facially ludicrous claim for a number of reasons, including the fact that he lives in Colorado, where it would have been perfectly legal to record such a call if it had actually happened. As a result of your false accusations, that Dominion employee received death threats.



II. Because there is no reliable evidence supporting your defamatory falsehoods, you actively manufactured and misrepresented evidence to support them.

Despite repeatedly touting the overwhelming "evidence" of your assertions during your media campaign, every court to which you submitted that so-called "evidence" has dismissed each of your sham litigations, and even Trump appointees and supporters have acknowledged—including ***after*** you filed your "evidence" in court, posted it on your fundraising website, and touted it in the media—that there is ***no evidence*** that actually supports your assertions about Dominion. Indeed:

- One federal judge observed that you submitted "nothing but speculation and conjecture that votes for President Trump were destroyed, discarded or switched to votes for Vice President Biden." Op. & Order Den. Pl.'s Emer. Motion. for Decl., Emer., and Inj. Relief at 34, *Whitmer v. City of Detroit*, No. 20-cv-12134 (E.D. Mich. Dec. 7, 2020) [Dkt. 62].

- Another federal judge commented that the attachments to your complaint were "only impressive for their volume," are "largely based on anonymous witnesses, hearsay, and irrelevant analysis of unrelated elections," and include "expert reports" that "reach implausible conclusions, often because they are derived from wholly unreliable sources." Order at 24-25, *Bowyer v. Ducey*, No. 2-20-cv-02321 (D. Ariz. Dec. 9, 2020) [Dkt. 84].

- Despite your claim that you have so much "evidence" that it feels as if you are drinking from a "fire hose," when asked by your interviewers and other media outlets to provide that evidence, you have failed to do so each and every time. Conservative television host Tucker Carlson even called you out for failing to provide any evidence to support your assertions.[4]

- After you put the purported "evidence" in your court filings, Trump loyalist and U.S. Attorney General Bill Barr stated, "There's been one assertion that would be systemic fraud and that would be the claim that machines were programmed essentially to skew the election results. And the DHS and DOJ have looked into that, and so far, ***we haven't seen anything to substantiate that.***"[5]

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[4] *Tucker Carlson SLAMS Sidney Powell for not Providing Evidence Election was Taken from Trump*, YouTube (Nov. 19, 2020), available at, https://www.youtube.com/watch?v=57l56J47xhk.

[5] Michael Malsmo, *Disputing Trump, Barr says no widespread election fraud*, Associated Press (Dec. 1, 2020), available at, https://apnews.com/article/barr-no-widespread-election-fraud-b1f1488796c9a98c4b1a9061a6c7f49d.



- Long-time Trump ally Chris Christie said your claims were a "national embarrassment."[6]

- Trump appointee Chris Krebs, then the director of CISA, determined that the "Hammer and Scorecard" conspiracy theory advanced by your so-called cybersecurity expert, Navid Keshavarz-Nia, was "nonsense."[7] And Mr. Keshavarz-Nia's "expert" declaration alleges a pattern of improbable vote reporting in "Edison County, Michigan," even though no county by that name exists in Michigan.

- Similarly, another one of your so-called "experts," Russell Ramsland, in alleging fraud in Michigan, discussed places in Minnesota. He also falsely claimed that voter turnout in Detroit was 139.29% and that turnout in North Muskegon was an eye-popping 781.97%; in reality, the turnout in those places was 50.88% and 78.11%, respectively.[8] But Mr. Ramsland did not just make sloppy and inexcusable mistakes. He is also a notorious conspiracy theorist, having given a presentation in 2018 in which he claimed that the "Deep State" was formed when the Muslim Brotherhood, President George H.W. Bush's father, leftists, and George Soros came together in Nazi Germany in the 1930s—notwithstanding the fact that Mr. Soros was born in 1930.[9]

- Another one of your "experts" relied on a list of allegedly ineligible Georgia voters who allegedly voted illegally; but that data included voters who were, in fact, eligible to vote and was rejected by a federal judge for its "sheer unreliability."[10]

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[6] Paul Kane and Felicia Sonmez, *Chris Christie calls the conduct of Trump's legal team a 'national embarrassment'*, Washington Post (Nov. 22, 2020), available at, https://www.washingtonpost.com/politics/republicans-christie-trump-concede/2020/11/22/05c280e6-2cda-11eb-bae0-50bb17126614_story.html.

[7] Zach Montellaro and Kyle Cheney, *Pro-Trump legal crusade peppered with bizarre blunders*, Politico (Dec. 3, 2020), available at https://www.politico.com/news/2020/12/03/sidney-powell-trump-election-lawsuit-442472.

[8] Clara Hendrickson, *Affidavit in Michigan lawsuit seeking to overturn election makes wildly inaccurate claims about vote*, PolitiFact (Dec. 4, 2020), available at, https://www.politifact.com/factchecks/2020/dec/04/russell-james-ramsland-jr/affidavit-michigan-lawsuit-seeking-overturn-electi/.

[9] John Savage, *Texas Tea Partiers Are Freaking Out Over 'Deep State' Conspiracy Theories*, Vice (Sept. 30, 2018), available at, https://www.vice.com/en/article/mbwgxx/texas-tea-partiers-are-freaking-out-over-deep-state-conspiracy-theories.

[10] Order at 26, *Bowyer v. Ducey*, No. 2-20-cv-02321 (D. Ariz. Dec. 9, 2020) [Dkt. 84]; Michelle Ye Hee Lee, *Here's what happened when a Georgia lawmaker scrutinized the Trump campaign's list of allegedly illegal votes*, Washington Post (Dec. 10, 2020), available at, https://www.washingtonpost.com/politics/heres-what-happened-when-a-georgia-lawmaker-



- Although you cherry-picked statements by Princeton professor Andrew W. Appel in support of your election-rigging claims, he and 58 other specialists in election security have forcefully rebutted your claims, explaining that they "have never claimed that technical vulnerabilities have actually been exploited to alter the outcome of any US election."[11] They further explained that "***no credible evidence*** has been put forth that supports a conclusion that the 2020 election outcome in any state has been altered through technical compromise."[12]

Recognizing the obvious deficiencies and credibility problems of your "evidence," you actively misrepresented and manufactured evidence to support your defamatory falsehoods. For example:

- You deliberately misrepresented that you had a top secret "military intelligence expert" code-named "Spyder" supporting your defamatory accusations about Dominion. But your purported "military intelligence expert" has now admitted that he never actually worked in military intelligence and that the declaration your team wrote for him to sign is misleading.[13] This was no good faith mistake. He has confirmed that the original paperwork he sent to you didn't say that, and that your clerks wrote the misleading statement even though he "was trying to backtrack" on it.[14]

- Two of the Venezuelan declarations attached to your court filings contain nearly identical explanations for why the "witnesses" purportedly claim they came forward, proving that those witnesses did not each write their declarations independently and strongly suggesting that the below manifestos and allegations of a decade-old international conspiracy were written or edited by you or your team—not by the witnesses themselves.

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scrutinized-the-trump-campaigns-list-of-allegedly-illegal-votes/2020/12/10/1400d628-3b06-11eb-bc68-96af0daae728_story.html.

[11] *See Scientists say no credible evidence of computer fraud in the 2020 election outcome, but policymakers must work with experts to improve confidence* (Nov. 16, 2020), available at, https://www.mattblaze.org/papers/election2020.pdf.

[12] *Id.*

[13] Emma Brown, Aaron C. Davis & Alice Crites, *Sidney Powell's secret 'military intelligence expert,' key to fraud claims in election lawsuits, never worked in military intelligence*, Washington Post (Dec. 11, 2020), available at, https://www.washingtonpost.com/investigations/sidney-powell-spider-spyder-witness/2020/12/11/0cd567e6-3b2a-11eb-98c4-25dc9f4987e8_story.html.

[14] *Id.*

Declaration of an anonymous source claiming to have been selected for the "national security guard detail of the President of Venezuela." *Pearson v. Kemp*, No. 1:20-cv-04809 (N.D. Ga. Nov. 25, 2020) [Dkt. 1-2 at ¶ 4].	Statement by Ana Mercedes Diaz Cardozo, *Pearson v. Kemp*, No. 1:20-cv-04809 (N.D. Ga. Nov. 25, 2020) [Dkt. 1-3 at ¶ 3].
"I want to alert the public and let the world know the truth about the corruption, manipulation, and lies being committed by a conspiracy of people and companies intent upon betraying the honest people of the United States and their legally constituted institutions and fundamental rights as citizens. This conspiracy began more than a decade ago in Venezuela and has spread to countries all over the world. It is a conspiracy to wrongfully gain and keep power and wealth. It involves political leaders, powerful companies, and other persons whose purpose is to gain and keep power by changing the free will of the people and subverting the proper course of governing."	"I want to alert the public and let the world know the truth about corruption, manipulation, and lies being committed through a conspiracy of individuals and businesses with the intention of betraying the honest people of the United States and its legally constituted institutions and fundamental rights as citizens. This conspiracy began more than a decade ago in Venezuela and has spread to countries all over the world. It is a conspiracy to unjustly gain and maintain power and wealth. It involves political leaders, powerful companies, and other persons whose purpose is to gain and maintain power by changing people's free will and subverting the proper course of governing."

- It also appears that you or your team doctored and misrepresented at least one government document in support of your defamatory accusations about Dominion, attaching and citing an "undated" copy of a certificate from Georgia's Secretary of State and insinuating that the fact that it was undated supported your defamatory falsehoods. That too was false. In reality, the authentic certificate is both dated and publicly available online.[15]

In sum, knowing that you had no reliable evidence, you were actively involved in creating and misrepresenting the so-called "evidence" that you touted during your defamatory media campaign.

[15] Georgia Secretary of State, *Dominion Certification* (Aug. 9, 2019), available at, https://sos.ga.gov/admin/uploads/Dominion_Certification.pdf.



III. You have intentionally disregarded the reliable evidence conclusively debunking your claims and have manufactured defamatory accusations in an effort to discredit the Republican state officials who confirmed the validity of Georgia's election results.

Your falsehoods have been repeatedly and conclusively debunked by the real evidence—*i.e.*, the independent audits and hand recounts of paper ballots that have verified the election results, as confirmed by both Democratic and Republican state officials. For example:

- A spokesperson for the Michigan Secretary of State confirmed, "We have not seen any evidence of fraud or foul play in the actual administration of the election. What we have seen is that it was smooth, transparent, secure and accurate."[16]

- In Arizona, the Chairman of the Maricopa County Board of Supervisors released a statement explaining, "The evidence overwhelmingly shows the system used in Maricopa County is accurate and provided voters with a reliable election ... The Dominion tabulation equipment met mandatory requirements during logic and accuracy testing before the Presidential Preference Election, the Primary Election and the General Election. And after each of these 2020 elections, the hand count audit showed the machines generated an accurate count."[17]

- And in Georgia, the Trump-supporting Republican Secretary of State Brad Raffensperger explained that "Georgia's historic first statewide audit reaffirmed that the state's new secure paper ballot voting system accurately counted and reported results."[18] And, Georgia's Trump-supporting Republican Governor Brian Kemp likewise refused to overturn the state's election results.

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[16] Nick Corasaniti, Reid J. Epstein & Jim Rutenberg, *The Times Called Officials in Every State: No Evidence of Voter Fraud*, The N. Y. Times (Nov. 10, 2020), available at, https://www.nytimes.com/2020/11/10/us/politics/voting-fraud.html.

[17] Letter from Clint Hickman to Maricopa Cty. Voters (Nov. 17, 2020), available at, https://www.maricopa.gov/DocumentCenter/View/64676/PR69-11-17-20-Letter-to-Voters#:~:text=Here%20are%20the%20facts%3A&text=The%20evidence%20overwhelmingly%20shows%20the,voters%20with%20a%20reliable%20election.&text=As%20required%20by%20law%20(A.R.S,used%20in%20any%20Arizona%20elections.

[18] Georgia Secretary of State, *Historic First Statewide Audit of Paper Ballots Upholds Result of Presidential Race*, available at, https://sos.ga.gov/index.php/elections/historic_first_statewide_audit_of_paper_ballots_upholds_result_of_presidential_race#:~:text=2020%20Qualifying%20Packet-,Historic%20First%20Statewide%20Audit%20of%20Paper%20Ballots%20Upholds%20Result%20of,machine%20tally%20of%20votes%20cast.



In order to punish and discredit these "disloyal" Republicans for daring to debunk your false accusations, you falsely accused Dominion of paying them kickbacks to get a "no-bid" contract for the use of its systems in the 2020 election. You have never put forward even a shred of evidence—except perhaps for the doctored Secretary of State certificate—in support of these false bribery accusations. No such evidence exists because your accusations are categorically false. Indeed, public records show that, contrary to your false accusations, there was a bid process for the contract in Georgia and that Dominion offered Georgia the lowest-cost system among three companies that submitted bids.[19] Notably, publicly-available records on the Georgia Secretary of State's website also reflect that ***Smartmatic*** was one of the other companies that competed with Dominion for that contract, further debunking your false assertions that Dominion and Smartmatic are the same company. *Id.*

IV. There is clear and convincing evidence that you acted with actual malice in making your false and defamatory accusations about Dominion.

While there is no reliable evidence supporting your wild accusations—and compelling reliable evidence debunking them—there is clear and convincing evidence that you knowingly or recklessly disregarded that your claims about Dominion were false and made them anyway, and therefore acted with actual malice. In addition to the direct evidence that you deliberately misrepresented and manufactured purported "evidence" to support your claims, there is also a wealth of circumstantial evidence that you acted with actual malice.

First, your accusations—essentially that Dominion conspired with Republican state officials and thousands of local election workers across the country to perpetrate the greatest fraud in human history—are inherently improbable. You need look no further than the incontrovertible facts that numerous counties in Wisconsin and Pennsylvania that used Dominion systems went for Trump[20] and that some states that used Dominion systems were projected to go for Biden, but actually ended up going for Trump. For example, in the final polls, Florida, which uses Dominion systems,[21] was

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[19] Georgia Secretary of State, *Elections Security Is Our Top Priority: Security-Focused Tech Company, Dominion Voting to Implement New Verified Paper Ballot System*, available at, https://sos.ga.gov/securevoting/.

[20] *See Wisconsin presidential results*, Politico, available at, https://www.politico.com/2020-election/results/wisconsin/; *Pennsylvania presidential results*, Politico, available at, https://www.politico.com/2020-election/results/pennsylvania/; Verified Voting, available at https://verifiedvoting.org/verifier/#mode/search/year/2020/state/55/make/Dominion%20Voting%20Systems; Verified Voting, available at https://verifiedvoting.org/verifier/#mode/search/year/2020/state/42/make/Dominion%20Voting%20Systems.

[21] *See* Verified Voting, available at https://verifiedvoting.org/election-system/dominion-imagecast-evolution/; Verified Voting, available at https://verifiedvoting.org/election-system/dominion-imagecast-central/.

projected to be a Biden win. Instead, Trump won the state by over 3%.[22] Similarly, Ohio was projected to be extremely close, with some polls even showing Biden in the lead. Yet, on election day, Ohio, which also used Dominion systems,[23] went for Trump by over 8%.[24] Indeed, across the board in all of the swing states, Trump greatly outperformed the polling averages and final polls.[25]

Even if we entertain your fantasy for just a moment, why would Dominion have rigged the election for the Democratic nominee for President, but let Democrats lose ground in the House and let the Georgia Senate races proceed to a run-off, rather than handing the Senate majority to the Democrats on November 3?[26] Indeed, Dominion systems were used in Iowa,[27] Alaska,[28] and Georgia[29]—and yet, none of the four Democratic candidates in those races won the election even though just two wins would have secured the Senate for the Democrats.

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[22] *See* RealClear Politics, *Florida: Trump vs. Biden*, available at, https://www.realclearpolitics.com/epolls/2020/president/fl/florida_trump_vs_biden-6841.html (final RCP polling average in Florida was Biden +0.9 and the final result was Trump +3.3).

[23] *See* Verified Voting, *ImageCast X*, available at, https://verifiedvoting.org/election-system/dominion-imagecast-x/; Verified Voting, *ImageCast Evolution*, available at, https://verifiedvoting.org/election-system/dominion-imagecast-evolution/; Verified Voting, *ImageCast Central*, available at https://verifiedvoting.org/election-system/dominion-imagecast-central/.

[24] *See* RealClear Politics, *Ohio: Trump vs. Biden*, available at, https://www.realclearpolitics.com/epolls/2020/president/oh/ohio_trump_vs_biden-6765.html (final RCP polling average for Ohio was Trump +1.0 and final result was Trump +8.2).

[25] *See* RealClear Politics, *Top Battlegrounds: Wisconsin, Michigan, Pennsylvania, North Carolina Florida, Arizona*, available at, https://www.realclearpolitics.com/elections/trump-vs-biden-top-battleground-states/. Trump beat the polling average in Michigan by 1.5%, Wisconsin by 6%, and Arizona by 0.6%.

[26] *See* Fox News, *Presidential Election Results*, available at, https://www.foxnews.com/elections/2020/general-results. At present, Republicans have gained at least 8 House seats with 2 races still too close to call.

[27] *See* Verified Voting, *ImageCast X*, available at, https://verifiedvoting.org/election-system/dominion-imagecast-x/; Verified Voting, *ImageCast Precinct*, available at, https://verifiedvoting.org/election-system/dominion-imagecast-precinct/.

[28] *See* Verified Voting, *ImageCast X*, available at, https://verifiedvoting.org/election-system/dominion-imagecast-x/; Verified Voting, *ImageCast Remote*, available at, https://verifiedvoting.org/election-system/dominion-imagecast-remote/; Verified Voting, *ImageCast Precinct*, available at, https://verifiedvoting.org/election-system/dominion-imagecast-precinct/.

[29] *See* Verified Voting, *ImageCast X*, available at, https://verifiedvoting.org/election-system/dominion-imagecast-x/; Verified Voting, *ImageCast Precinct*, available at, https://verifiedvoting.org/election-system/dominion-imagecast-precinct/.



Although the indisputable facts all point to the conclusion that this was a free and fair election, you launched a media circus and fundraising campaign that undermined confidence in American democracy and peddled false, inherently improbable, and defamatory claims about Dominion participating in an international conspiracy to rig the election, deeply damaging Dominion's hard-earned reputation and business in the process. Your conduct is evidence of actual malice. *See St. Amant v. Thompson*, 390 U.S. 727, 732 (1968) (the publication of allegations that are "inherently improbable" is strong evidence of actual malice); *Lohrenz v. Donnelly*, 223 F. Supp. 2d 25, 46 (D.D.C. 2002), *aff'd*, 350 F.3d 1272 (D.C. Cir. 2003) ("evidence that the story was so inherently improbable that only a reckless person would have put it in circulation" is "likely [to] support a finding of actual malice").

Second, as set forth above, you had multiple reasons to know that your sources were not reliable, including their lack of relevant credentials, sloppy work product (*e.g.*, confusing Michigan and Minnesota and relying on unreliable data claiming that eligible Georgia voters were not eligible), and unwillingness to be identified publicly. In addition, you had Joe Oltmann's interview making it clear that he does ***not*** have any recording to substantiate his ludicrous claim that he infiltrated Antifa and heard a Dominion employee saying he rigged the election. Your reliance on these facially unreliable sources—and your ***knowing*** lie that there was a recording substantiating Mr. Oltmann's claim—is evidence that you acted with actual malice. *See St. Amant*, 390 U.S. at 732 ("[R]ecklessness may be found where there are obvious reasons to doubt the veracity of the informant."); *Wells v. Liddy*, 186 F.3d 505, 542-43 (4th Cir. 1999) (actual malice may be shown where publisher had reason to believe a source might not be credible); *Jankovic v. Int'l Crisis Grp.*, 822 F.3d 576, 590 (D.C. Cir. 2016) (relying on a facially unreliable source is evidence of actual malice); *Celle v. Filipino Rep. Enters., Inc.*, 209 F.3d 163, 190 (2d Cir. 2000) (same).

Third, you intentionally disregarded the key sources who have forcefully, publicly, and repeatedly debunked your dubious claims—namely, the state officials, including respected Republicans like Secretary of State Brad Raffensperger and Governor Brian Kemp, who have confirmed the validity of the election results after hand recounts of paper ballots. Your intentional disregard of these sources is evidence of actual malice. *See e.g.*, *Dongguk Univ. v. Yale Univ.*, 734 F.3d 113, 124 (2d Cir. 2013) ("'evidence of an intent to avoid the truth ... [can be] sufficient to satisfy the [actual malice standard]'") (quoting *Harte-Hanks Commc'ns, Inc. v. Connaughton*, 491 U.S. 657, 693 (1989)); *Parsi v. Daioleslam*, 595 F. Supp. 2d 99, 106 (D.D.C. 2009) ("Purposeful avoidance of truth can constitute actual malice").

Fourth, you made these false accusations because they conformed to your preconceived storyline—despite the inherent improbability of your accusations, the unreliability of your sources, and the credibility of the sources debunking your assertions. This too is evidence of actual malice. *Harris v. City of Seattle*, 152 F. App'x 565, 568 (9th Cir. 2005) (quoting 1 Rodney Smolla, Law of Defamation § 3:71 (2d ed.)); *Gertz v. Robert Welch, Inc.*, 680 F.2d 527, 539 (7th Cir. 1982) ("'[E]vidence that a defendant conceived a story line in advance of an investigation and then consciously set out to make the evidence conform to the preconceived story is evidence of actual



malice, and may often prove to be quite powerful evidence.'"). Indeed, you were peddling your false and preconceived storyline before the polls closed on election day.[30]

Fifth, you had a financial incentive in making the defamatory accusations. Your own conduct and statements at the press conference, media tour, and on your websites make it clear that you were publicizing your wild accusations as part of a fundraising scheme and in order to drum up additional business and notoriety for yourself. Your financial incentive and motive to make the defamatory accusations is further evidence of actual malice. *See Brown v. Petrolite Corp.*, 965 F.2d 38, 47 (5th Cir. 1992); *Enigma Software Grp. USA, LLC v. Bleeping Computer LLC*, 194 F. Supp. 3d 263, 288 (S.D.N.Y. 2016).

Sixth, you cannot simply claim ignorance of the facts. As a licensed attorney, you were obligated to investigate the factual basis for your claims before making them in court.[31] There is no factual basis for your defamatory accusations against Dominion and numerous reliable sources and documents in the public domain have repeatedly debunked your accusations. As such, you either conducted the inquiry required of you as a licensed attorney and violated your ethical obligations by knowingly making false assertions rebutted by the information you found, or you violated your ethical obligations by purposefully avoiding undertaking the reasonable inquiry required of you as a member of the bar. Either is additional evidence of actual malice.

Taken together, your deliberate misrepresentation and manufacturing of evidence, the inherent improbability of your accusations, your reliance on facially unreliable sources, your intentional disregard of reliable sources, your preconceived storyline, your financial incentive, and your ethical violations are clear and convincing evidence of actual malice. *See Eramo v. Rolling Stone*, 209 F. Supp. 3d 862, 872 (W.D. Va. 2016) (denying defendant's motion for summary judgment and finding "[a]lthough failure to adequately investigate, a departure from journalistic standards, or ill

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[30] *See* OAN, *Sidney Powell: Dems will use 'lawfare' to alter election*, YouTube (Nov. 3, 2020), available at, https://www.youtube.com/watch?v=Vh5U_6apzvI&feature=emb_logo.

[31] *See, e.g.*, Fed. R. Civ. P. 11(b) ("By presenting to the court a pleading, written motion, or other paper ... an attorney ... certifies that to the best of that person's knowledge, information, and belief, formed after an inquiry reasonable under the circumstances ... the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery"); Texas Disciplinary Rules of Professional Conduct 3.01 ("A lawyer shall not bring or defend a proceeding, or assert or controvert an issue therein, unless the lawyer reasonably believes that there is a basis for doing so that is not frivolous."); *id.*, Comment 2 ("All judicial systems prohibit, at a minimum, the filing of frivolous or knowingly false pleadings, motions or other papers with the court or the assertion in an adjudicatory proceeding of a knowingly false claim or defense."); *id.*, Comment 3 (prohibiting a filing "if it contains knowingly false statements of fact.").



will or intent to injure will not singularly provide evidence of actual malice, the court believes that proof of all three is sufficient to create a genuine issue of material fact").

V. Your false and defamatory accusations must be retracted.

Your false accusations about Dominion are defamatory *per se* and have exposed you, the entities you control, and the Trump Campaign to substantial legal risk for defamation. As a result of your false accusations, Dominion has suffered enormous harm, and its employees have been stalked, have been harassed, and have received death threats. For the safety of Dominion's employees and for the sake of the truth and confidence in American democracy, we demand that you immediately and publicly retract your false accusations and set the record straight. If you refuse to do so and instead choose to stand by your defamatory falsehoods, that will be viewed as additional evidence of actual malice. *See Zerangue v. TSP Newspapers, Inc.*, 814 F.2d 1066, 1071 (5th Cir. 1987) ("[r]efusal to retract an exposed error tends to support a finding of actual malice.").

Until these claims are resolved, please ensure that you, your principals, and all your sources are preserving and retaining all emails, text messages, audiovisual recordings, voice mails, drafts, notes, communications, documents, data, and electronically stored information of any kind that relates in any way to these matters. Without limitation, this requires you to preserve all financial and corporate records of your "legal defense fund" Defending the Republic, all versions of all documents attached to any of your lawsuits relating to the election, including the undoctored and doctored version of the Secretary of State certificate referenced above, all drafts of and comments to all declarations attached to your complaints, and all communications with:

- Any member, volunteer, staff, or employee of the Trump Campaign;
- Your associates, clerks, and paralegals; and Rudy Giuliani, Jenna Ellis, Lin Wood, and each of their associates and paralegals;
- Every individual who submitted a declaration attached to any of your complaints relating to the election;
- Every reporter, editor, blogger, host, or other member of the media with whom you communicated about Dominion or the 2020 election, regardless of whether they published any of your claims; and
- Donors to your "legal defense fund," Defending the Republic.

Your document preservation obligations apply both to you individually, as well as to any entities you control, including but not limited to your law firm and your "legal defense fund," Defending the Republic. Please confirm receipt of this letter and that you intend to adhere to our request to retain documents as set forth above. This is not a complete recitation of our client's rights and remedies, all of which are expressly reserved.

We look forward to your prompt response.

Regards,

Thomas. A. Clare, P.C.

Thomas. A. Clare, P.C.

Megan L. Meier

Megan L. Meier

Exhibit 9

screenshot-twitter.com-2021.01.06-12_44_32
https://twitter.com/LLinWood/status/1345067881319587840
06.01.2021



Lin Wood
@LLinWood

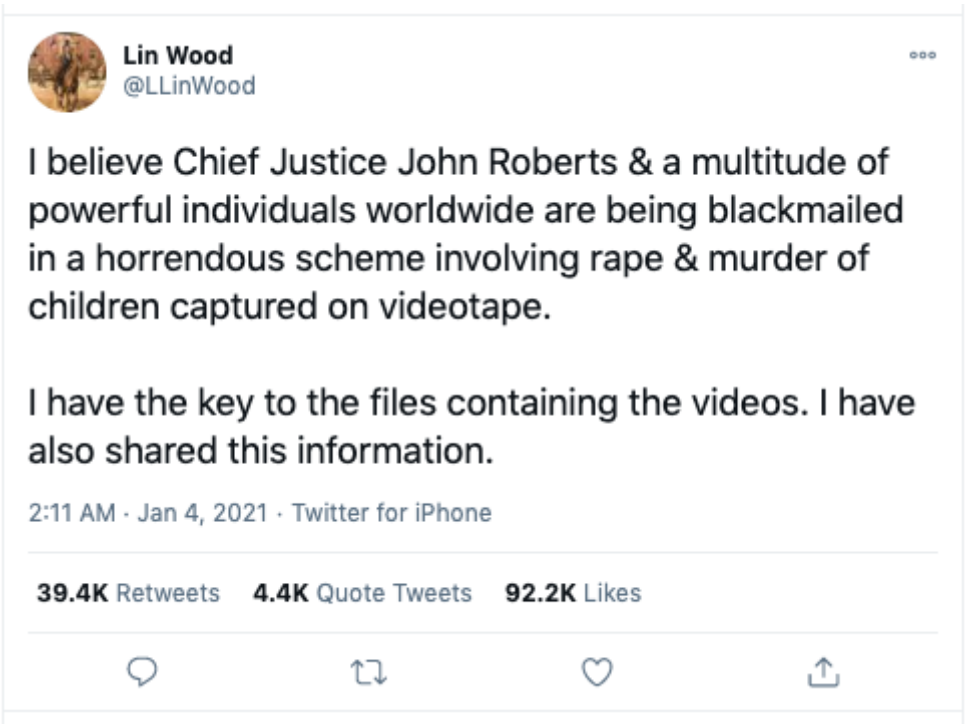
Replying to @Courie85 @VP and 2 others

If Pence is arrested, @SecPompeo will save the election. Pence will be in jail awaiting trial for treason. He will face execution by firing squad. He is a coward & will sing like a bird & confess ALL.

1:02 PM · Jan 1, 2021 · Twitter for iPhone

7.6K Retweets **5.8K** Quote Tweets **18.5K** Likes

screenshot-twitter.com-2021.01.06-12_45_13
https://twitter.com/LLinWood/status/1345991175690457091
06.01.2021



Lin Wood
@LLinWood

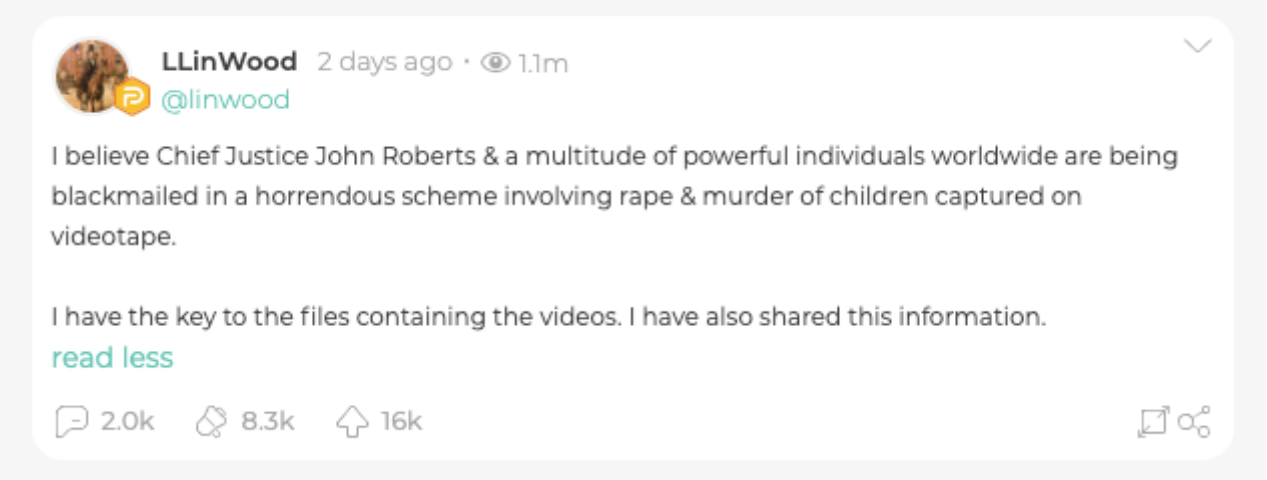
I believe Chief Justice John Roberts & a multitude of powerful individuals worldwide are being blackmailed in a horrendous scheme involving rape & murder of children captured on videotape.

I have the key to the files containing the videos. I have also shared this information.

2:11 AM · Jan 4, 2021 · Twitter for iPhone

39.4K Retweets **4.4K** Quote Tweets **92.2K** Likes

screenshot-parler.com-2021.01.06-12_57_50
https://parler.com/post/99be4095510747c2928ed02a4bc41a18
06.01.2021



LLinWood 2 days ago · 1.1m
@linwood

I believe Chief Justice John Roberts & a multitude of powerful individuals worldwide are being blackmailed in a horrendous scheme involving rape & murder of children captured on videotape.

I have the key to the files containing the videos. I have also shared this information.
read less

2.0k 8.3k 16k

Exhibit 10

THE STATE OF GEORGIA

OFFICE OF SECRETARY OF STATE

I, Brad Raffensperger, Secretary of State of the State of Georgia, do hereby certify that

the Dominion Voting System (EAC Certification Number DVS-DemSuite5.5-A), consisting of the Democracy Suite 5.5-A Election Management System Version 5.5.12.1, EMS Adjudication Version 5.5.8.1, ImageCast X Prime (ICX BMD) Ballot Marking Device Version 5.5.10.30, ImageCast Precinct (ICP) Precinct Scanning Device Version 5.5.3-0002, and ImageCast Central (ICC) Central Scanning Device Version 5.5.3-0002, manufactured by Dominion Voting Systems, Inc., 1201 18th Street, STE 210, Denver, Colorado 80202, has been thoroughly examined and tested and found to be in compliance with the applicable provisions of the Georgia Election Code and Rules of the Secretary of State, and as a result of this inspection, it is my opinion that this kind of voting system and its components can be safely used by the electors of this state in all primaries and elections as provided in Chapter 2 of Title 21 of the Official Code of Georgia; provided however, that I hereby reserve my opinion to reexamine this voting system and its components at anytime so as to ensure that it continues to be one that can be safely used by the voters of this state.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of my office, at the Capitol, in the City of Atlanta, this 9th day of August, in the year of our Lord Two Thousand and Nineteen and of the Independence of the United States of America the Two Hundred and Forty-Fourth

Brad Raffensperger

Brad Raffensperger, Secretary of State

Exhibit 11

HISTORIC FIRST STATEWIDE AUDIT OF PAPER BALLOTS UPHOLDS RESULT OF PRESIDENTIAL RACE

(ATLANTA)-Today, Secretary of State Brad Raffensperger announced the results of the Risk Limiting Audit of Georgia's presidential contest, which upheld and reaffirmed the original outcome produced by the machine tally of votes cast. Due to the tight margin of the race and the principles of risk-limiting audits, this audit was a full manual tally of all votes cast. The audit confirmed that the original machine count accurately portrayed the winner of the election. The results of the audit can be viewed HERE , HERE , and HERE .

"Georgia's historic first statewide audit reaffirmed that the state's new secure paper ballot voting system accurately counted and reported results," said Secretary Raffensperger. "This is a credit to the hard work of our county and local elections officials who moved quickly to undertake and complete such a momentous task in a short period of time."

"Georgia's first statewide audit successfully confirmed the winner of the chosen contest and should give voters increased confidence in the results," said Ben Adida, Executive Director of VotingWorks. "We were proud to work with Georgia on this historic audit. The difference between the reported results and the full manual tally is well within the expected error rate of hand-counting ballots, and the audit was a success."

By law, Georgia was required to conduct a Risk Limiting Audit of a statewide race following the November elections. Understanding the importance of clear and reliable results for such an important contest, Secretary Raffensperger selected the presidential race in Georgia for the audit. Meeting the confidence threshold required by law for the audit meant conducting a full manual tally of every ballot cast in Georgia.

The Risk Limiting Audit reaffirmed the outcome of the presidential race in Georgia as originally reported, with Joe Biden leading President Donald Trump in the state.

The audit process also led to counties catching making mistakes they made in their original count by not uploading all memory cards. Those counties uploaded the memory cards and re-certified their results, leading to increased accuracy in the results the state will certify.

The differential of the audit results from the original machine counted results is well within the expected margin of human error that occurs when hand-counting ballots. A 2012 study by Rice University and Clemson University found that "hand counting of votes in postelection audit or recount procedures can result in error rates of up to 2 percent." In Georgia's recount, the highest error rate in any county recount was .73%. Most counties found no change in their finally tally. The majority of the remaining counties had changes of fewer than ten ballots.

Because the margin is still less than 0.5%, the President can request a recount after certification of the results. That recount will be conducted by rescanning all paper ballots.

Click here for the Risk Limiting Audit Report

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LATEST ELECTIONS NEWS

Secretary Raffensperger Cracks Down on "Line Warming" Loophole
Tuesday, December 29th 2020

Obama-Appointed Judge Strikes Blow to Rule of Law in Georgia Elections
Tuesday, December 29th 2020

Lin Wood Tossed Out of Court Again, Georgia Rule of Law Upheld

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Monday, December 28th 2020

Georgia's Elections Officials are Overwhelmed Running Three Parallel Election
Wednesday, December 23rd 2020

Secretary Raffensperger Leads Full-Scale Investigation to Combat Illegal Voting
Tuesday, December 22nd 2020

CONTACT
214 State Capitol
Atlanta, Georgia 30334
404.656.2881
E-Mail

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Exhibit 12

3RD STRIKE AGAINST VOTER FRAUD CLAIMS MEANS THEY'RE OUT AFTER SIGNATURE AUDIT FINDS NO FRAUD

No fraudulent absentee ballots were identified during the audit.

(ATLANTA)-After a hand recount and a subsequent machine recount requested by the Trump campaign, a signature audit has again affirmed the original outcome of the November 2020 presidential race in Georgia. A signature match audit in Cobb County found "no fraudulent absentee ballots" and found that the Cobb County Elections Department had "a 99.99% accuracy rate in performing correct signature verification procedures."

"The Secretary of State's office has always been focused on calling balls and strikes in elections and, in this case, three strikes against the voter fraud claims and they're out," said Secretary of State Brad Raffensperger. "We conducted a statewide hand recount that reaffirmed the initial tally, and a machine recount at the request of the Trump campaign that also reaffirmed the original tally. This audit disproves the only credible allegations the Trump campaign had against the strength of Georgia's signature match processes."

On December 14, 2020, Secretary Raffensperger announced a signature match audit in Cobb County following credible allegations that the process was not followed in the June primaries. The Secretary of State's Office partnered with the Georgia Bureau of Investigation (GBI) to conduct the audit. Of the 150,431 absentee ballots received by Cobb County elections officials during the November elections, the audit "reviewed 15,118 ABM ballot oath envelopes from randomly selected boxes," or around 10% of the total. The sample size was originally chosen to meet the 99% confidence threshold.

The audit found "no fraudulent absentee ballots" with a 99% confidence threshold. The audit found that only two ballots should have been identified by Cobb County Elections Officials for cure notification that weren't. In one case, the ballot was "mistakenly signed by the elector's spouse," and in the other, the voter "reported signing the front of the envelope only." In both cases, the identified voters filled out the ballots themselves.

The absentee ballot envelopes for the audit were "pulled from 30 randomly selected boxes of the accepted ABM ballots and one box identified as accepted Electronic Ballot Delivery ABM ballots." Each of the boxes that held the ballots were previously "secured in boxes by the Cobb County Elections Department" and were selected by a random number generator.

To conduct the audit, Law Enforcement Officers (LEOs), from GBI and SOS were instructed to "analyze and compare the known signatures, markings, and identifying information of the elector as stored in databases with the signature, markings, and identifying information on the elector's ABM ballot oath envelope." They looked for "distinctive characteristics and unique qualities ... individual attributes of the signature, mark, or other identifying information" to "make a judgment of the validity of the signature on each envelope based on the totality of the documents."

The LEOs conducting the audit were split "into 18 two-member teams identified as 'inspection teams' and two three-member teams identified as 'investigation teams.'" If the two members of the inspection team were split on whether a ballot signature was valid, a third impartial "referee" was brought in to

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Voter Registration Drive
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On December 14, 2020, Secretary Raffensperger announced a signature match audit in Cobb County following credible allegations that the process was not followed. The Secretary of State's Office partnered with the Georgia Bureau of Investigation (GBI) to conduct the audit. Of the 150,431 absentee ballots received by Cobb County elections officials during the November elections, the audit "reviewed 15,118 ABM ballot oath envelopes from randomly selected boxes," or around 10% of the total. The sample size was originally chosen to meet the 99% confidence threshold.

The audit found "no fraudulent absentee ballots" with a 99% confidence threshold. The audit found that only two ballots should have been identified by Cobb County Elections Officials for cure notification that weren't. In one case, the ballot was "mistakenly signed by the elector's spouse," and in the other, the voter "reported signing the front of the envelope only." In both cases, the identified voters filled out the ballots themselves.

The absentee ballot envelopes for the audit were "pulled from 30 randomly selected boxes of the accepted ABM ballots and one box identified as accepted Electronic Ballot Delivery ABM ballots." Each of the boxes that held the ballots were previously "secured in boxes by the Cobb County Elections Department" and were selected by a random number generator.

To conduct the audit, Law Enforcement Officers (LEOs), from GBI and SOS were instructed to "analyze and compare the known signatures, markings, and identifying information of the elector as stored in databases with the signature, markings, and identifying information on the elector's ABM ballot oath envelope." They looked for "distinctive characteristics and unique qualities … individual attributes of the signature, mark, or other identifying information" to "make a judgment of the validity of the signature on each envelope based on the totality of the documents."

The LEOs conducting the audit were split "into 18 two-member teams identified as 'inspection teams' and two three-member teams identified as 'investigation teams.'" If the two members of the inspection team were split on whether a ballot signature was valid, a third impartial "referee" was brought in to break the tie. This only happened on six occasions.

In cases where additional review was necessary, if no signature was on the ballot, or if additional identification documents were not available, the absentee ballots were given to the investigation teams to track down more information.

The inspection teams submitted 396 envelopes to the investigation teams for comparison with additional documents or follow-up with the elector." 386 of those were accepted as valid. The remaining ten were referred for additional investigation. "All ten electors were located, positively identified, and interviewed."

The LEOs used the Cobb County Elections Database which included signature information from voter registration forms, absentee ballot applications, voter certificates, passports, certificates of naturalization, in addition to other documents.

The full report is available here:
https://sos.ga.gov/admin/uploads/Cobb%20County%20ABM%20Audit%20Report%2020201229.pdf

Georgia is recognized as a national leader in elections. It was the first state in the country to implement the trifecta of automatic voter registration, at least 16 days of early voting (which has been called the "gold standard"), and no-excuse absentee voting. Georgia continues to set records for voter turnout and election participation, seeing the largest increase in average turnout of any other state in the 2018 midterm election and record turnout in 2020, with over 1.3 million absentee by mail voters and over 3.6 million in-person voters utilizing Georgia's new, secure, paper ballot voting system.

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Monday, December 28th 2020

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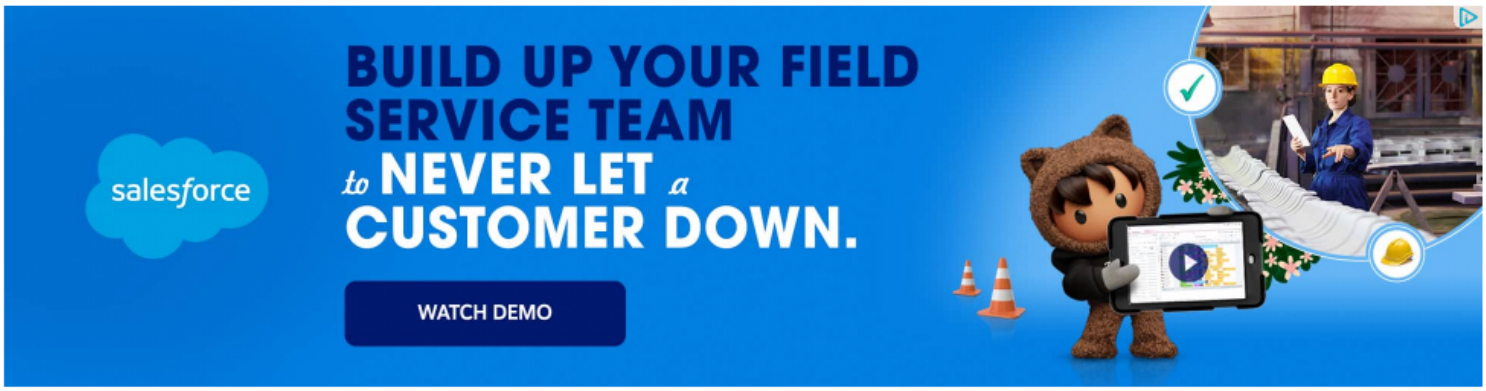
Exhibit 13



Politics

Here's the full transcript and audio of the call between Trump and Raffensperger



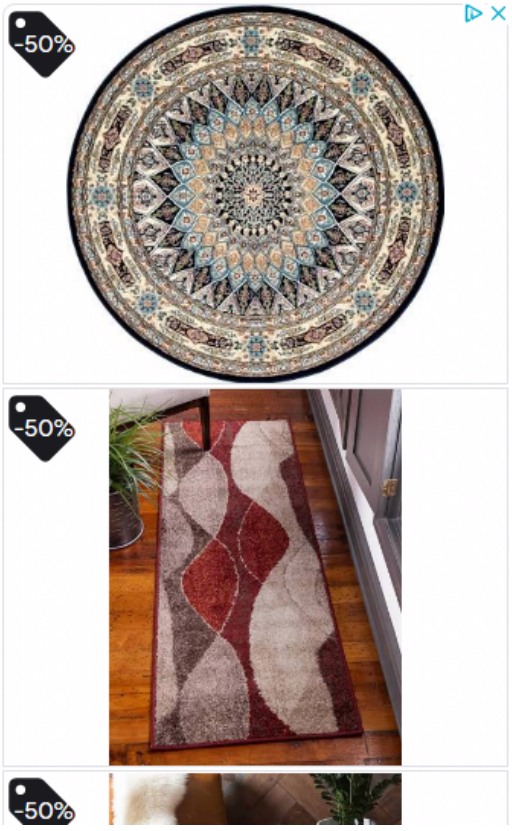
Listen to the full Jan. 2 phone call. This audio has been edited to remove the name of an individual about whom the president makes unsubstantiated allegations. (Obtained by The Washington Post)

By **Amy Gardner** and **Paulina Firozi**

Jan. 3, 2021 at 9:15 p.m. GMT

Add to list

About 3 p.m. Saturday, President Trump held an hour-long call with Brad Raffensperger, Georgia's secretary of state,



Jan. 3, 2021 at 9:15 p.m. GMT

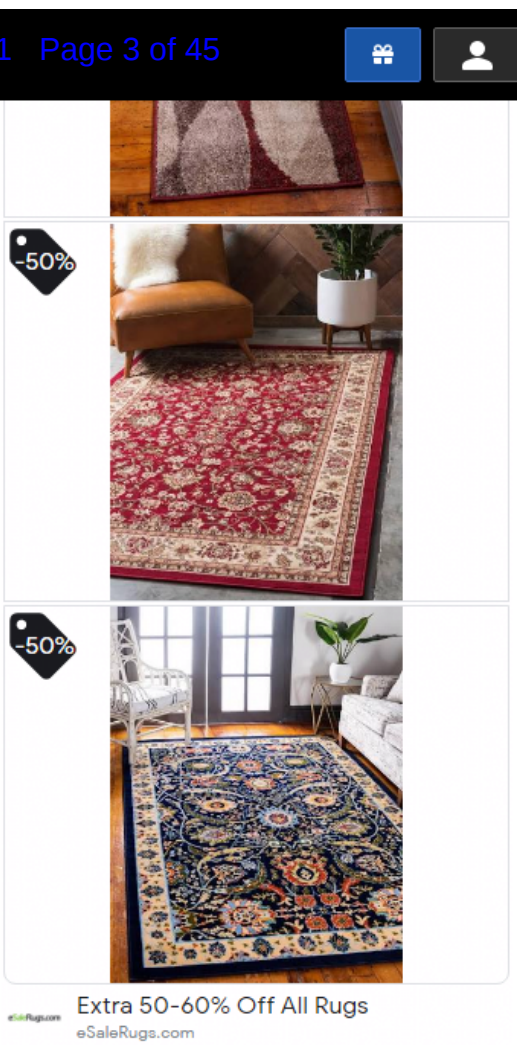
Add to list

About 3 p.m. Saturday, President Trump held an hour-long call with Brad Raffensperger, Georgia's secretary of state, in which he repeatedly urged him to alter the outcome of the presidential vote in the state. He was joined on the call by White House Chief of Staff Mark Meadows and several lawyers, including longtime conservative attorney Cleta Mitchell and Georgia-based attorney Kurt Hilbert. Raffensperger was joined by his office's general counsel, Ryan Germany, and Deputy Secretary of State Jordan Fuchs.

The Washington Post obtained a copy of a recording of the call. This transcript has been edited to remove the name of an individual about whom Trump makes unsubstantiated claims.

Meadows: Okay. Alright. Mr. President, everyone is on the line. This is Mark Meadows, the chief of staff. Just so we all are aware. On the line is secretary of state and two other individuals. Jordan and Mr. Germany with him. You also have the attorneys that represent the president, Kurt and Alex and Cleta Mitchell — who is not the attorney of record but has been involved — myself and then the president. So Mr. President, I'll turn it over to you.





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President Trump had an hour-long conversation with the Georgia secretary of state Saturday. (Alex Edelman/Getty Images)

Trump: Okay, thank you very much. Hello Brad and Ryan and everybody. We appreciate the time and the call. So we've spent a lot of time on this, and if we could just go over some of the numbers, I think it's pretty clear that we won. We won very substantially in Georgia. You even see it by rally size, frankly. We'd be getting 25-30,000 people a rally, and the competition would get less than 100 people. And it never made sense.

But we have a number of things. We have at least 2 or 3 — anywhere from 250 to 300,000 ballots were dropped mysteriously into the rolls. Much of that had to do with Fulton County, which hasn't been checked. We think that if you check the signatures — a real check of the signatures going back in Fulton County — you'll find at least a couple of hundred thousand of forged signatures of people who have been forged. And we are quite sure that's going to happen.

Another tremendous number. We're going to have an accurate number over the next two days with certified accountants. But an accurate number will be given, but it's in the 50s of thousands — and that's people that went to vote and they were told they can't vote because they've already been voted for. And it's a very sad thing. They walked out complaining. But the number's large. We'll have it for you

the U.S. Senate hangs in the balance as polls open

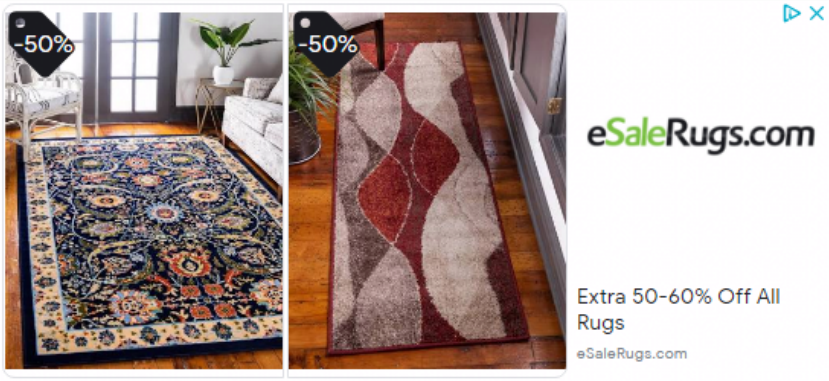
3 Cleta Mitchell, a key figure in president's phone call, was an early backer of Trump's election fraud claims

4 Trump sabotaging GOP on his way out of office with push to overturn election

5 'I just want to find 11,780 votes': In extraordinary hour-long call, Trump pressures Georgia secretary of state to recalculate the vote in his favor

-50%
-50%
-50%

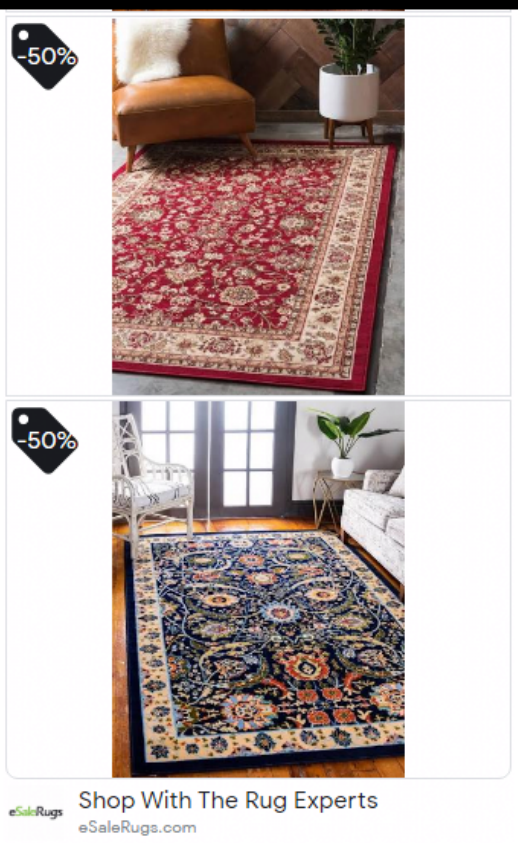
the 50s of thousands — and that's people that went to vote and they were told they can't vote because they've already been voted for. And it's a very sad thing. They walked out complaining. But the number's large. We'll have it for you. But it's much more than the number of 11,779 that's — the current margin is only 11,779. Brad, I think you agree with that, right? That's something I think everyone — at least that's a number that everyone agrees on.



But that's the difference in the votes. But we've had hundreds of thousands of ballots that we're able to actually — we'll get you a pretty accurate number. You don't need much of a number because the number that in theory I lost by, the margin would be 11,779. But you also have a substantial numbers of people, thousands and thousands, who went to the voting place on November 3, were told they couldn't vote, were told they couldn't vote because a ballot had been put on their name. And you know that's very, very, very, very sad.

We had, I believe it's about 4,502 voters who voted but who weren't on the voter registration list, so it's 4,502 who voted, but they weren't on the voter registration roll, which they had to be. You had 18,325 vacant address voters. The address was vacant, and they're not allowed to be counted. That's 18,325.

Smaller number — you had 904 who only voted where they



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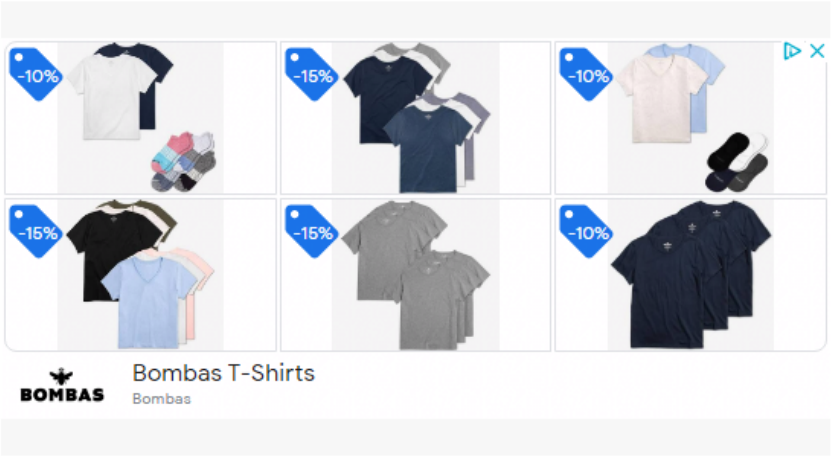
to be. You had 18,325 vacant address voters. The address was vacant, and they're not allowed to be counted. That's 18,325.

Smaller number — you had 904 who only voted where they had just a P.O. — a post office box number — and they had a post office box number, and that's not allowed. We had at least 18,000 — that's on tape, we had them counted very painstakingly — 18,000 voters having to do with [name]. She's a vote scammer, a professional vote scammer and hustler [name]. That was the tape that's been shown all over the world that makes everybody look bad, you, me and everybody else.



Where they got — number one they said very clearly and it's been reported that they said there was a major water main break. Everybody fled the area. And then they came back, [name] and her daughter and a few people. There were no Republican poll watchers. Actually, there were no Democrat poll watchers, I guess they were them. But there were no Democrats, either, and there was no law enforcement. Late in the morning, early in the morning, they went to the table with the black robe and the black shield, and they pulled out the votes. Those votes were put there a number of hours before — the table was put there — I think it was, Brad, you would know, it was probably eight hours or seven hours before, and then it was stuffed with votes.



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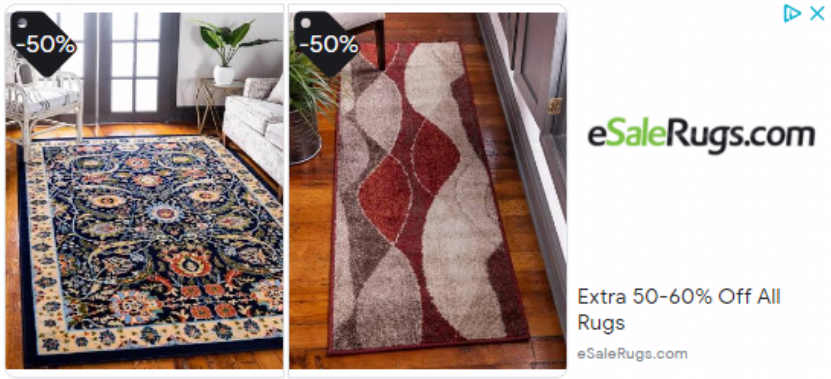
votes. Those votes were put there a number of hours before — the table was put there — I think it was, Brad, you would know, it was probably eight hours or seven hours before, and then it was stuffed with votes.

They weren't in an official voter box; they were in what looked to be suitcases or trunks, suitcases, but they weren't in voter boxes. The minimum number it could be because we watched it, and they watched it certified in slow motion instant replay if you can believe it, but slow motion, and it was magnified many times over, and the minimum it was 18,000 ballots, all for Biden.

You had out-of-state voters. They voted in Georgia, but they were from out of state, of 4,925. You had absentee ballots sent to vacant, they were absentee ballots sent to vacant addresses. They had nothing on them about addresses, that's 2,326.



And you had dropboxes, which is very bad. You had dropboxes that were picked up. We have photographs, and we have affidavits from many people.

I don't know if you saw the hearings, but you have dropboxes where the box was picked up but not delivered for three days. So all sorts of things could have happened to that box,

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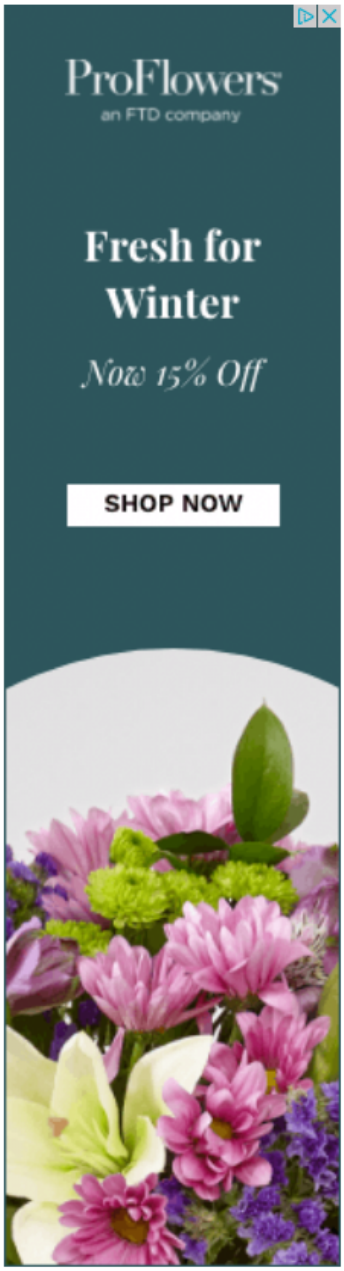
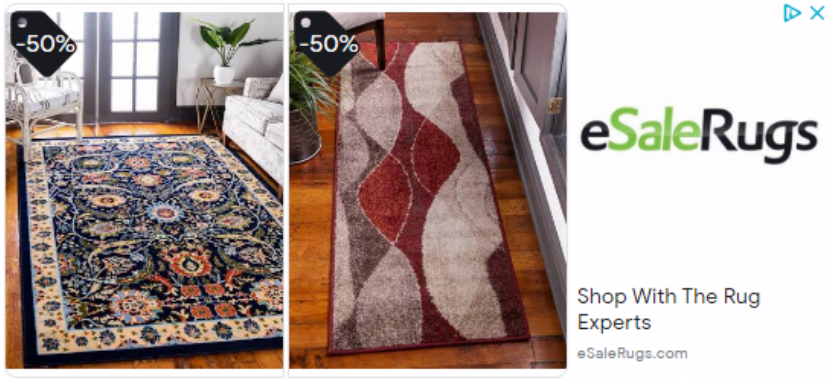
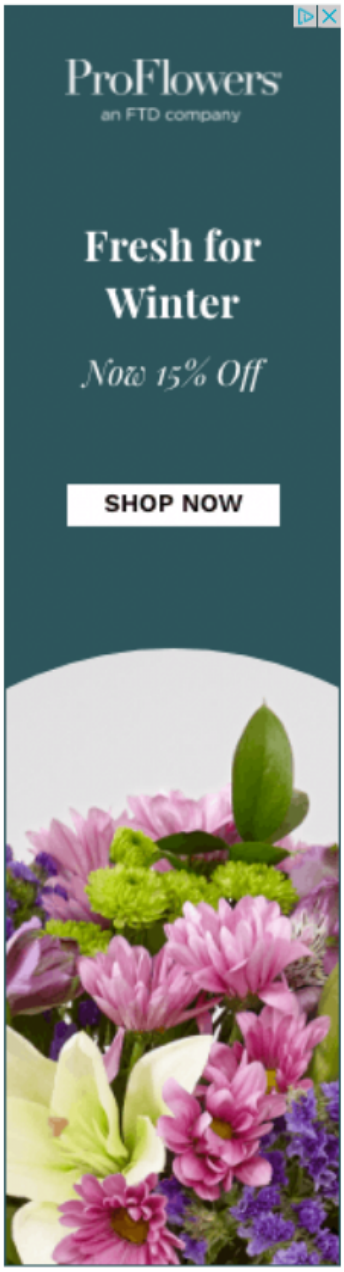


I don't know if you saw the hearings, but you have dropboxes where the box was picked up but not delivered for three days. So all sorts of things could have happened to that box, including, you know, putting in the votes that you wanted. So there were many infractions, and the bottom line is, many, many times the 11,779 margin that they said we lost by — we had vast, I mean the state is in turmoil over this.

And I know you would like to get to the bottom of it, although I saw you on television today, and you said that you found nothing wrong. I mean, you know, and I didn't lose the state, Brad. People have been saying that it was the highest vote ever. There was no way. A lot of the political people said that there's no way they beat me. And they beat me. They beat me in the . . . As you know, every single state, we won every state. We won every statehouse in the country. We held the Senate, which is shocking to people, although we'll see what happens tomorrow or in a few days.



And we won the House, but we won every single statehouse, and we won Congress, which was supposed to lose 15 seats, and they gained, I think 16 or 17 or something. I think there's a now difference of five. There was supposed to be a difference substantially more. But politicians in every state, but politicians in Georgia have given affidavits and are going



a now difference of five. There was supposed to be a difference substantially more. But politicians in every state, but politicians in Georgia have given affidavits and are going to that, that there was no way that they beat me in the election, that the people came out, in fact, they were expecting to lose, and then they ended up winning by a lot because of the coattails. And they said there's no way, that they've done many polls prior to the election, that there was no way that they won.

Ballots were dropped in massive numbers. And we're trying to get to those numbers and we will have them.

They'll take a period of time. Certified. But but they're massive numbers. And far greater than the 11,779.



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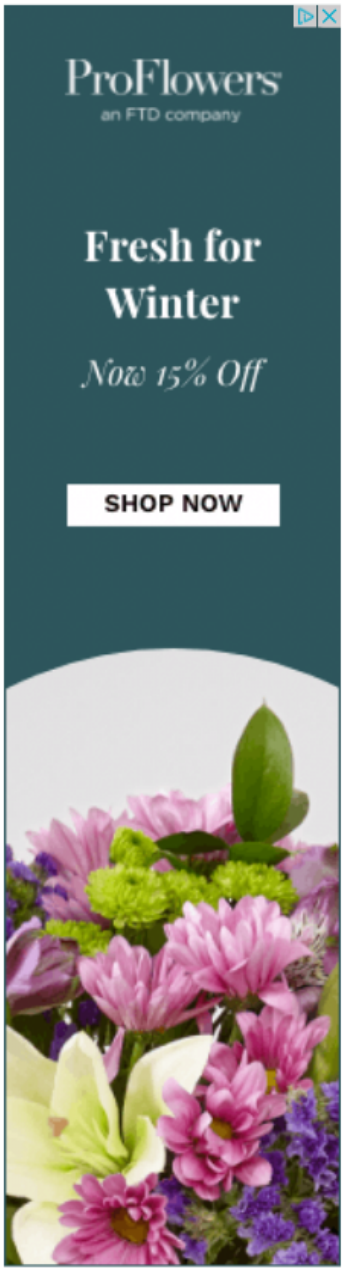
The other thing, dead people. So dead people voted, and I think the number is close to 5,000 people. And they went to obituaries. They went to all sorts of methods to come up with an accurate number, and a minimum is close to about 5,000 voters.

The bottom line is, when you add it all up and then you start adding, you know, 300,000 fake ballots. Then the other thing they said is in Fulton County and other areas. And this may or may not be true — this just came up this morning, that



The bottom line is, when you add it all up and then you start adding, you know, 300,000 fake ballots. Then the other thing they said is in Fulton County and other areas. And this may or may not be true . . . this just came up this morning, that they are burning their ballots, that they are shredding, shredding ballots and removing equipment. They're changing the equipment on the Dominion machines and, you know, that's not legal.

And they supposedly shredded I think they said 300 pounds of, 3,000 pounds of ballots. And that just came to us as a report today. And it is a very sad situation.



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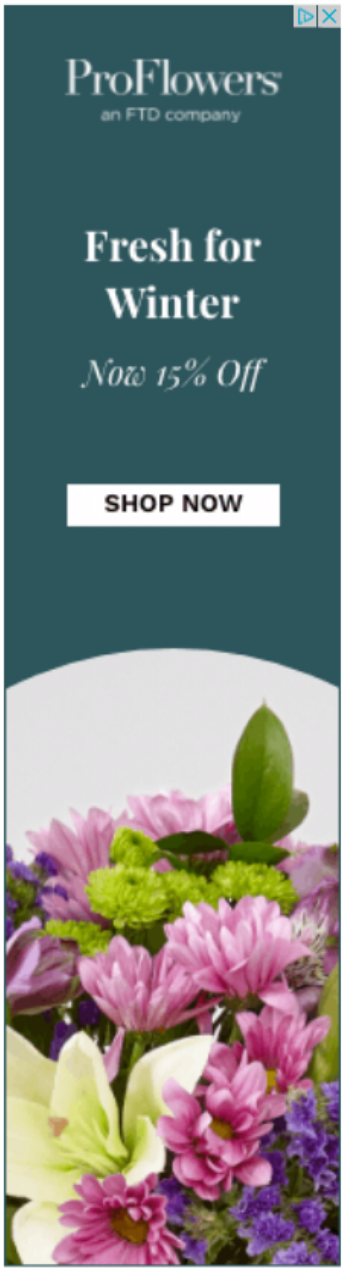
But Brad, if you took the minimum numbers where many, many times above the 11,779, and many of those numbers are certified, or they will be certified, but they are certified. And those are numbers that are there, that exist. And that beat the margin of loss, they beat it, I mean, by a lot, and people should be happy to have an accurate count instead of an election where there's turmoil.

I mean there's turmoil in Georgia and other places. You're not the only one, I mean, we have other states that I believe will be flipping to us very shortly. And this is something that — you know, as an example, I think it in Detroit, I think there's a section, a good section of your state actually, which



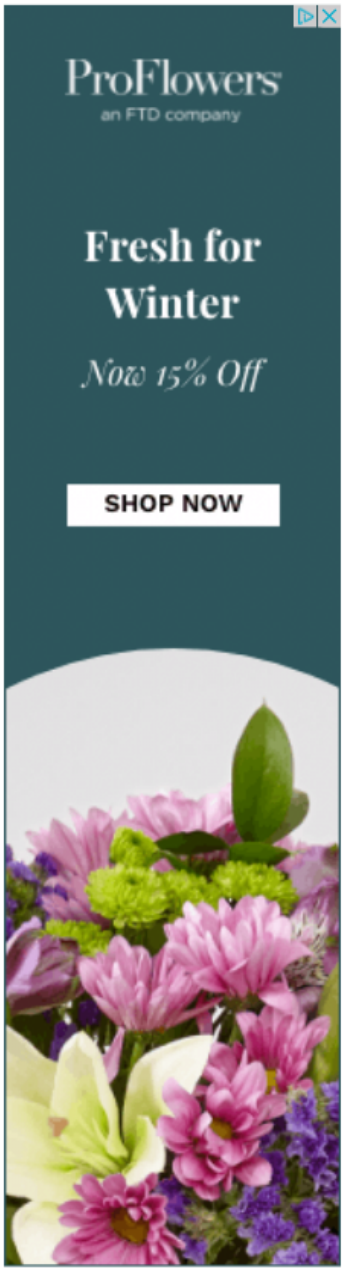
not the only one, I mean, we have other states that I believe will be flipping to us very shortly. And this is something that — you know, as an example, I think it in Detroit, I think there's a section, a good section of your state actually, which we're not sure so we're not going to report it yet. But in Detroit, we had, I think it was, 139 percent of the people voted. That's not too good.

In Pennsylvania, they had well over 200,000 more votes than they had people voting. And that doesn't play too well, and the legislature there is, which is Republican, is extremely activist and angry. I mean, there were other things also that were almost as bad as that. But they had as an example, in Michigan, a tremendous number of dead people that voted. I think it was, I think, Mark, it was 18,000. Some unbelievably high number, much higher than yours, you were in the 4-5,000 category.



And that was checked out laboriously by going through, by going through the obituary columns in the newspapers.

So I guess with all of it being said, Brad, the bottom line, and provisional ballots, again, you know, you'll have to tell me about the provisional ballots, but we have a lot of people that were complaining that they weren't able to vote because they were already voted for. These are great people.



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about the provisional ballots, but we have a lot of people that were complaining that they weren't able to vote because they were already voted for. These are great people.

And, you know, they were shellshocked. I don't know if you call that provisional ballots. In some states, we had a lot of provisional ballot situations where people were given a provisional ballot because when they walked in on November 3 and they were already voted for.

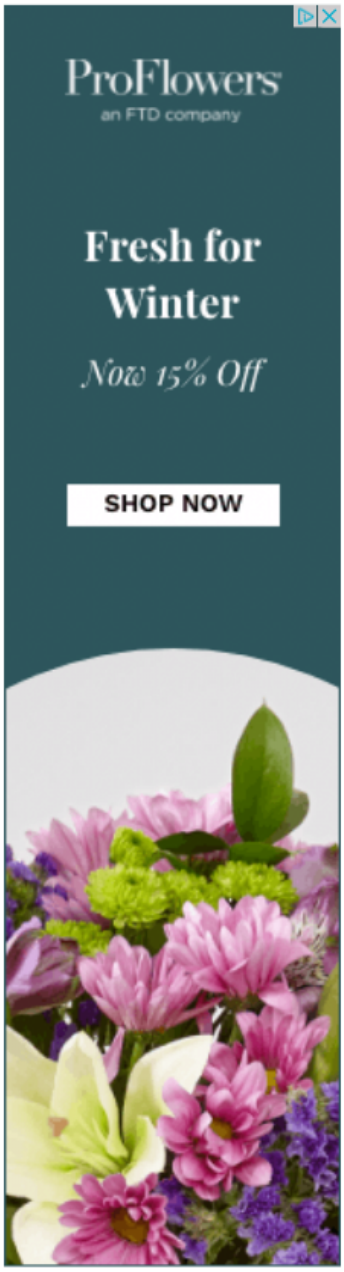
So that's it. I mean, we have many, many times the number of votes necessary to win the state. And we won the state, and we won it very substantially and easily, and we're getting, we have, much of this is a very certified, far more certified than we need. But we're getting additional numbers certified, too. And we're getting pictures of dropboxes being delivered and delivered late. Delivered three days later, in some cases, plus we have many affidavits to that effect.

[Election results under attack: Here are the facts]

Meadows: So, Mr. President, if I might be able to jump in, and I'll give Brad a chance. Mr. Secretary, obviously there is, there are allegations where we believe that not every vote or fair vote and legal vote was counted, and that's at odds with the representation from the secretary of state's office.

What I'm hopeful for is there some way that we can, we can find some kind of agreement to look at this a little bit more fully? You know the president mentioned Fulton County.

But in some of these areas where there seems to be a difference of where the facts seem to lead, and so Mr. Secretary, I was hopeful that, you know, in the spirit of cooperation and compromise, is there something that we can at least have a discussion to look at some of these allegations



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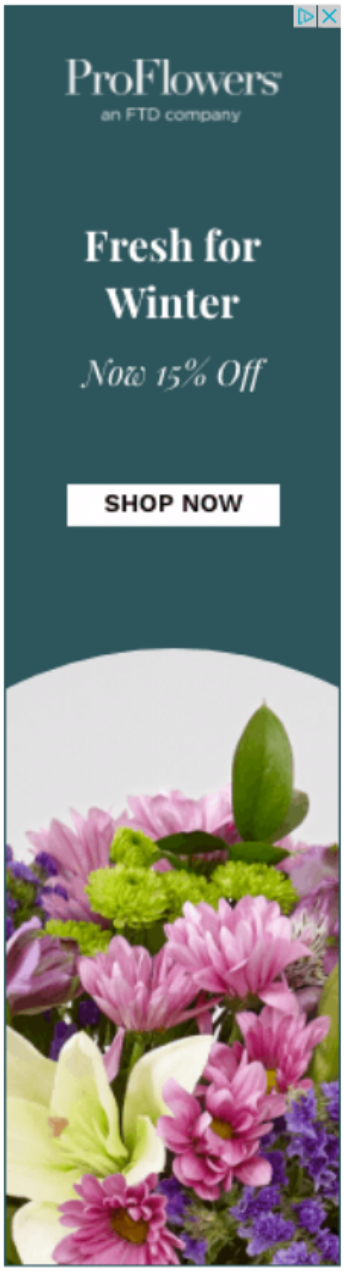
difference of where the facts seem to lead, and so Mr. Secretary, I was hopeful that, you know, in the spirit of cooperation and compromise, is there something that we can at least have a discussion to look at some of these allegations to find a path forward that's less litigious?

Raffensperger: Well, I listened to what the president has just said. President Trump, we've had several lawsuits, and we've had to respond in court to the lawsuits and the contentions. We don't agree that you have won. And we don't — I didn't agree about the 200,000 number that you'd mentioned. I'll go through that point by point.

What we have done is we gave our state Senate about one and a half hours of our time going through the election issue by issue and then on the state House, the government affairs committee, we gave them about two and a half hours of our time, going back point by point on all the issues of contention. And then just a few days ago, we met with our U.S. congressmen, Republican congressmen, and we gave them about two hours of our time talking about this past election. Going back, primarily what you've talked about here focused in on primarily, I believe, is the absentee ballot process. I don't believe that you're really questioning the Dominion machines. Because we did a hand re-tally, a 100 percent re-tally of all the ballots, and compared them to what the machines said and came up with virtually the same result. Then we did the recount, and we got virtually the same result. So I guess we can probably take that off the table.

I don't think there's an issue about that.

Trump: Well, Brad. Not that there's not an issue, because we have a big issue with Dominion in other states and perhaps in yours. But we haven't felt we needed to go there. And just to, you know, maybe put a little different spin on what Mark is



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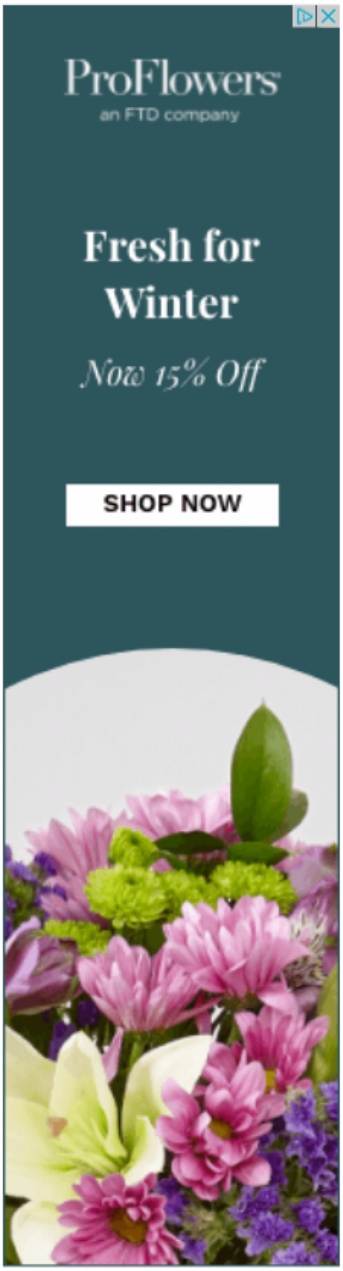
have a big issue with Dominion in other states and perhaps in yours. But we haven't felt we needed to go there. And just to, you know, maybe put a little different spin on what Mark is saying, Mark Meadows, yeah we'd like to go further, but we don't really need to. We have all the votes we need.

You know, we won the state. If you took, these are the most minimal numbers, the numbers that I gave you, those are numbers that are certified, your absentee ballots sent to vacant addresses, your out-of-state voters, 4,925. You know when you add them up, it's many more times, it's many times the 11,779 number. So we could go through, we have not gone through your Dominion. So we can't give them blessing. I mean, in other states, we think we found tremendous corruption with Dominion machines, but we'll have to see.

But we only lost the state by that number, 11,000 votes, and 779. So with that being said, with just what we have, with just what we have, we're giving you minimal, minimal numbers. We're doing the most conservative numbers possible; we're many times, many, many times above the margin. And so we don't really have to, Mark, I don't think we have to go through . . .

Meadows: Right

Trump: Because what's the difference between winning the election by two votes and winning it by half a million votes. I think I probably did win it by half a million. You know, one of the things that happened, Brad, is we have other people coming in now from Alabama and from South Carolina and from other states, and they're saying it's impossible for you to have lost Georgia. We won. You know in Alabama, we set a record, got the highest vote ever. In Georgia, we set a record with a massive amount of votes. And they say it's not possible



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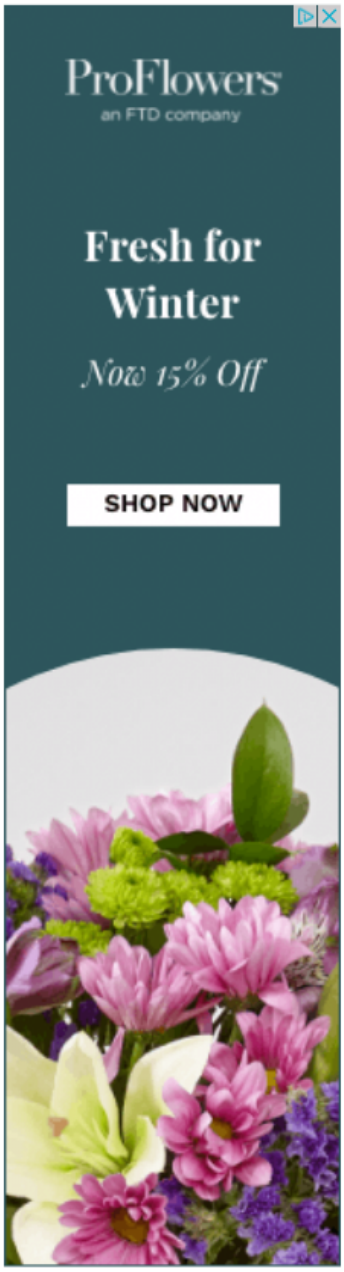
have lost Georgia. We won. You know in Alabama, we set a record, got the highest vote ever. In Georgia, we set a record with a massive amount of votes. And they say it's not possible to have lost Georgia.

And I could tell you by our rallies. I could tell you by the rally I'm having on Monday night, the place, they already have lines of people standing out front waiting. It's just not possible to have lost Georgia. It's not possible. When I heard it was close, I said there's no way. But they dropped a lot of votes in there late at night. You know that, Brad. And that's what we are working on very, very stringently. But regardless of those votes, with all of it being said, we lost by essentially 11,000 votes, and we have many more votes already calculated and certified, too.

And so I just don't know, you know, Mark, I don't know what's the purpose. I won't give Dominion a pass because we found too many bad things. But we don't need Dominion or anything else. We have won this election in Georgia based on all of this. And there's nothing wrong with saying that, Brad. You know, I mean, having the correct — the people of Georgia are angry. And these numbers are going to be repeated on Monday night. Along with others that we're going to have by that time, which are much more substantial even. And the people of Georgia are angry, the people of the country are angry. And there's nothing wrong with saying that, you know, that you've recalculated. Because the 2,236 in absentee ballots. I mean, they're all exact numbers that were done by accounting firms, law firms, etc. And even if you cut 'em in half, cut 'em in half and cut 'em in half again, it's more votes than we need.

Raffensperger: Well, Mr. President, the challenge that you have is the data you have is wrong. We talked to the



than we need.

Raffensperger: Well, Mr. President, the challenge that you have is the data you have is wrong. We talked to the congressmen, and they were surprised.

But they — I guess there was a person named Mr. Braynard who came to these meetings and presented data, and he said that there was dead people, I believe it was upward of 5,000. The actual number were two. Two. Two people that were dead that voted. So that's wrong.

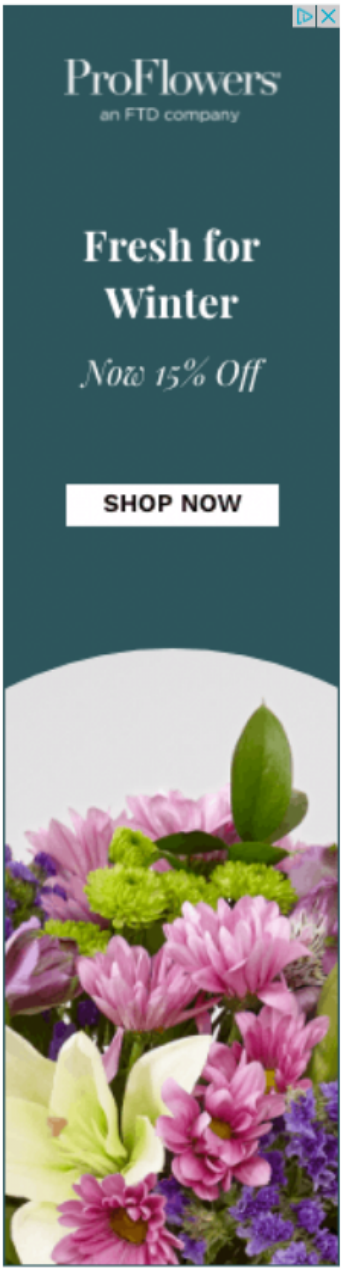
Trump: Well, Cleta, how do you respond to that? Maybe you tell me?

Mitchell: Well, I would say, Mr. Secretary, one of the things that we have requested and what we said was, if you look, if you read our petition, it said that we took the names and birth years, and we had certain information available to us. We have asked from your office for records that only you have, and so we said there is a universe of people who have the same name and same birth year and died.

But we don't have the records that you have. And one of the things that we have been suggesting formally and informally for weeks now is for you to make available to us the records that would be necessary —

[Cleta Mitchell, a key figure in president's phone call, was an early backer of Trump's election fraud claims]

Trump: But, Cleta, even before you do that, and not even including that, that's why I hardly even included that number, although in one state, we have a tremendous amount of dead people. So I don't know — I'm sure we do in Georgia, too. I'm sure we do in Georgia, too.



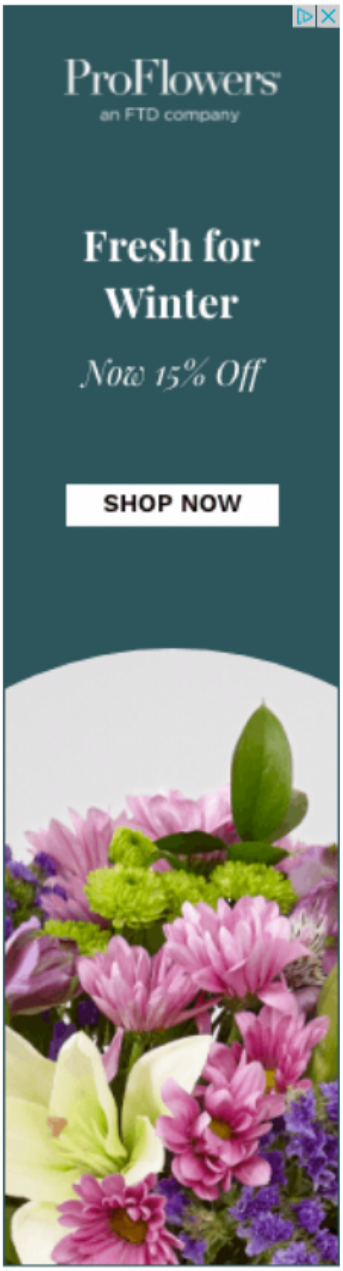
number, although in one state, we have a tremendous amount of dead people. So I don't know — I'm sure we do in Georgia, too. I'm sure we do in Georgia, too.

But we're so far ahead. We're so far ahead of these numbers, even the phony ballots of [name] , known scammer. You know the Internet? You know what was trending on the Internet? "Where's [name]?" Because they thought she'd be in jail. "Where's [name]?" It's crazy, it's crazy. That was. The minimum number is 18,000 for [name] , but they think it's probably about 56,000, but the minimum number is 18,000 on the [name] night where she ran back in there when everybody was gone and stuffed, she stuffed the ballot boxes. Let's face it, Brad, I mean. They did it in slow motion replay magnified, right? She stuffed the ballot boxes. They were stuffed like nobody has ever seen them stuffed before.

So there's a term for it when it's a machine instead of a ballot box, but she stuffed the machine. She stuffed the ballot. Each ballot went three times, they were showing: Here's ballot No 1. Here it is a second time, third time, next ballot.

I mean, look. Brad. We have a new tape that we're going to release. It's devastating. And by the way, that one event, that one event is much more than the 11,000 votes that we're talking about. It's, you know, that one event was a disaster. And it's just, you know, but it was, it was something, it can't be disputed. And again, we have a version that you haven't seen, but it's magnified. It's magnified, and you can see everything. For some reason, they put it in three times, each ballot, and I don't know why. I don't know why three times. Why not five times, right? Go ahead.

Raffensperger: You're talking about the State Farm video. And I think it's extremely unfortunate that Rudy Giuliani or his people, they sliced and diced that video and took it out of



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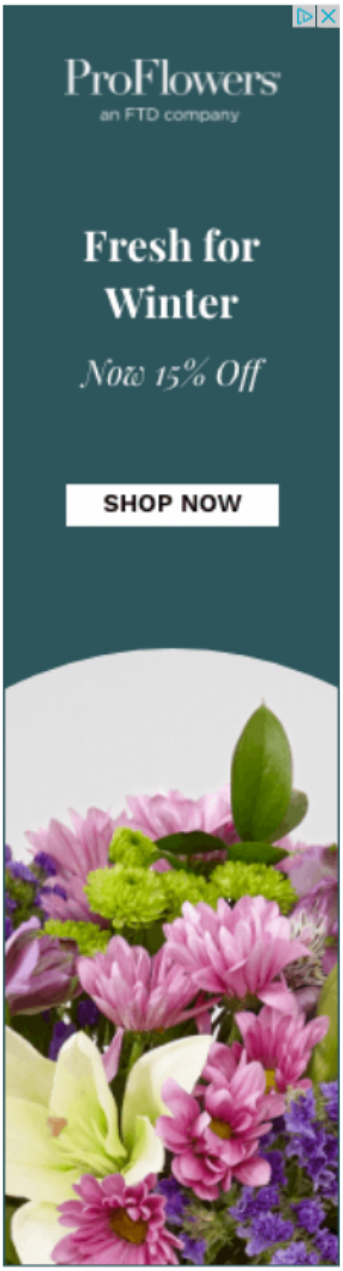
Raffensperger: You're talking about the State Farm video. And I think it's extremely unfortunate that Rudy Giuliani or his people, they sliced and diced that video and took it out of context. The next day, we brought in WSB-TV, and we let them show, see the full run of tape, and what you'll see, the events that transpired are nowhere near what was projected by, you know —

Trump: But where were the poll watchers, Brad? There were no poll watchers there. There were no Democrats or Republicans. There was no security there.

It was late in the evening, late in the, early in the morning, and there was nobody else in the room. Where were the poll watchers, and why did they say a water main broke, which they did and which was reported in the newspapers? They said they left. They ran out because of a water main break, and there was no water main. There was nothing. There was no break. There was no water main break. But we're, if you take out everything, where were the Republican poll watchers, even where were the Democrat pollwatchers, because there were none.

And then you say, well, they left their station, you know, if you look at the tape, and this was, this was reviewed by professional police and detectives and other people, when they left in a rush, everybody left in a rush because of the water main, but everybody left in a rush. These people left their station.

When they came back, they didn't go to their station. They went to the apron, wrapped around the table, under which were thousands and thousands of ballots in a box that was not an official or a sealed box. And then they took those. They went back to a different station. So if they would have come



went to the apron, wrapped around the table, under which were thousands and thousands of ballots in a box that was not an official or a sealed box. And then they took those. They went back to a different station. So if they would have come back, they would have walked to their station, and they would have continued to work. But they couldn't do even that because that's illegal, because they had no Republican pollwatchers. And remember, her reputation is — she's known all over the Internet, Brad. She's known all over.

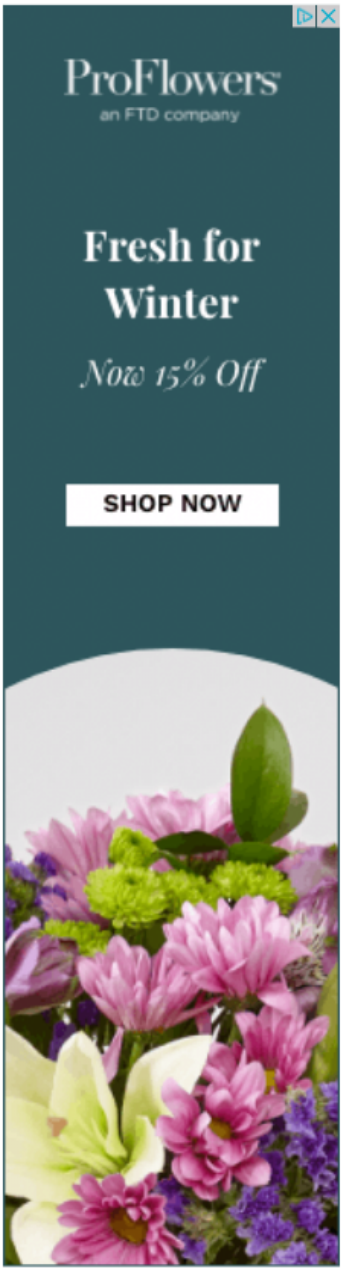
I'm telling you, "Where's [name] " was one of the hot items . . . [name] They knew her. "Where's [name]?" So Brad, there can be no justification for that. And I, you know, I give everybody the benefit of the doubt. But that was — and Brad, why did they put the votes in three times? You know, they put 'em in three times.

Raffensperger: Mr. President, they did not put that. We did an audit of that, and we proved conclusively that they were not scanned three times.

Trump: Where was everybody else at that late time in the morning? Where was everybody? Where were the Republicans? Where were the security guards? Were the people that were there just a little while before when everyone ran out of the room. How come we had no security in the room. Why did they run to the bottom of the table? Why do they run there and just open the skirt and rip out the votes. I mean, Brad. And they were sitting there, I think for five hours or something like that, the votes.

Raffensperger: Mr. President, we'll send you the link from WSB.

Trump: I don't care about the link. I don't need it. Brad, I have a much better —



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Trump: I don't care about the link. I don't need it. Brad, I have a much better —

Mitchell: I will tell you. I've seen the tape. The full tape. So has Alex. We've watched it. And what we saw and what we've confirmed in the timing is that they made everybody leave — we have sworn affidavits saying that. And then they began to process ballots. And our estimate is that there were roughly 18,000 ballots. We don't know that. If you know that . . .

Trump: It was 18,000 ballots, but they used each one three times.

Mitchell: Well, I don't know about that.

Trump: I do think we had ours magnified out.

Mitchell: I've watched the entire tape.

Trump: Nobody can make a case for that, Brad. Nobody. I mean, look, you'd have to be a child to think anything other than that. Just a child.

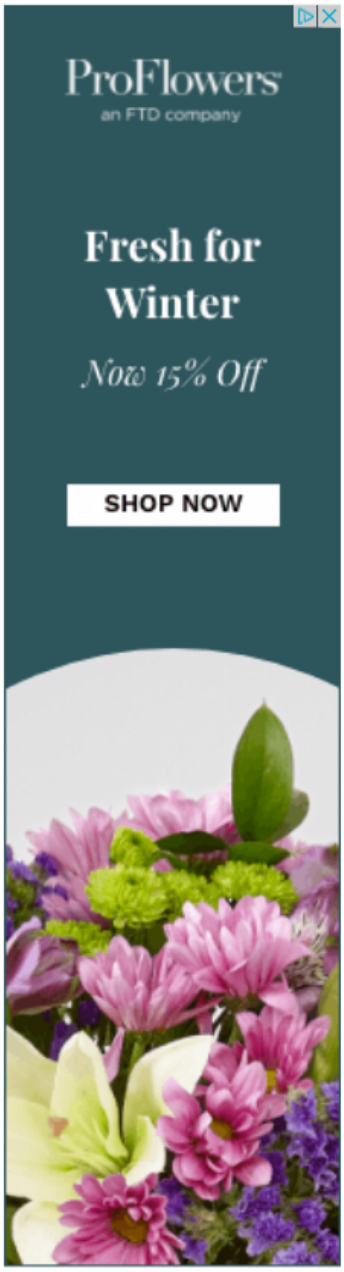
Mitchell: How many ballots, Mr. Secretary, are you saying were processed then?

Raffensperger: We had GBI . . . investigate that.

Germany: We had our — this is Ryan Germany. We had our law enforcement officers talk to everyone who was, who was there after that event came to light. GBI was with them as well as FBI agents.

Trump: Well, there's no way they could — then they're incompetent. They're either dishonest or incompetent, okay?

Mitchell: Well, what did they find?



Trump: Well, there's no way they could — then they're incompetent. They're either dishonest or incompetent, okay?

Mitchell: Well, what did they find?

Trump: There's only two answers, dishonesty or incompetence. There's just no way. Look. There's no way. And on the other thing, I said too, there is no way. I mean, there's no way that these things could have been, you know, you have all these different people that voted, but they don't live in Georgia anymore. What was that number, Cleta? That was a pretty good number, too.

Mitchell: The number who have registered out of state after they moved from Georgia. And so they had a date when they moved from Georgia, they registered to vote out of state, and then it's like 4,500, I don't have that number right in front of me.

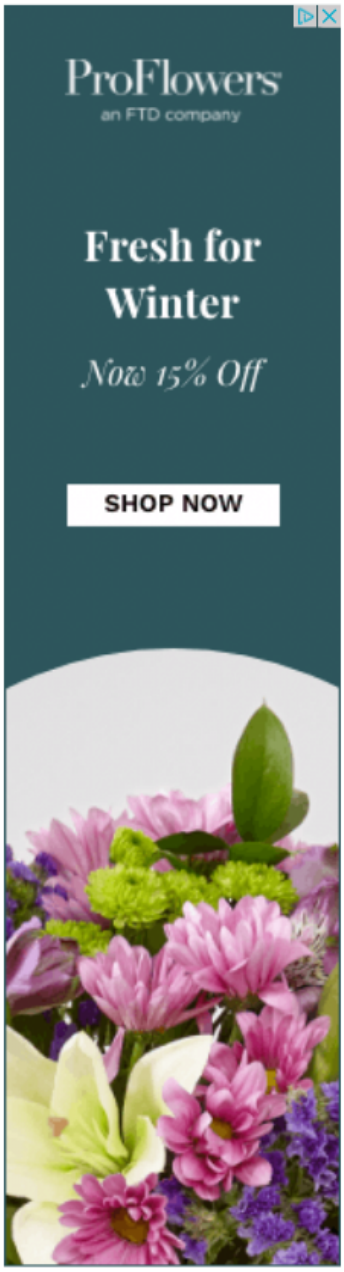
Trump: And then they came back in, and they voted.

Mitchell: And voted. Yeah.

Trump: I thought that was a large number, though. It was in the 20s.

Germany: We've been going through each of those as well, and those numbers that we got, that Ms. Mitchell was just saying, they're not accurate. Every one we've been through are people that lived in Georgia, moved to a different state, but then moved back to Georgia legitimately. And in many cases —

Trump: How may people do that? They moved out, and then they said, "Ah, to hell with it, I'll move back." You know, it doesn't sound like a very normal . . . you mean, they moved out, and what, they missed it so much that they wanted to



Trump: How may people do that? They moved out, and then they said, "Ah, to hell with it, I'll move back." You know, it doesn't sound like a very normal . . . you mean, they moved out, and what, they missed it so much that they wanted to move back in? It's crazy.

Germany: They moved back in years ago. This was not like something just before the election. So there's something about that data that, it's just not accurate.

Trump: Well, I don't know, all I know is that it is certified. And they moved out of Georgia, and they voted. It didn't say they moved back in, Cleta, did it?

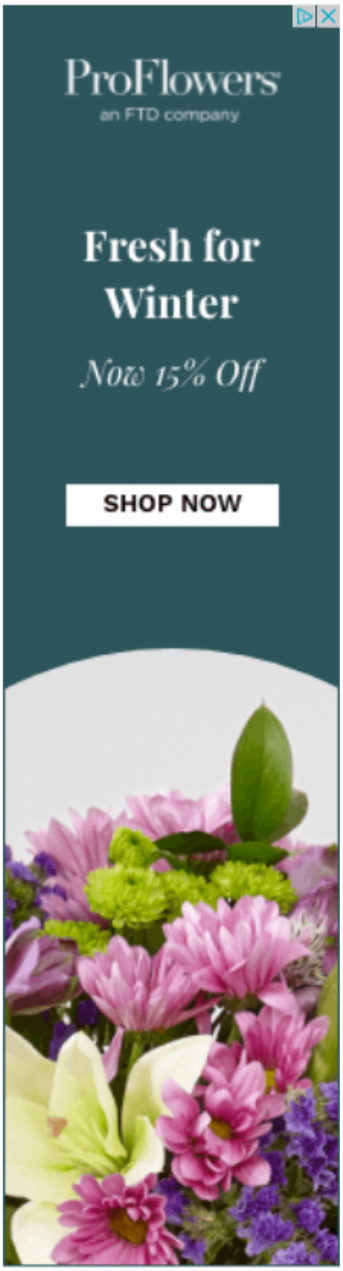
[Fact-checking Trump's call to the Georgia secretary of state]

Mitchell: No, but I mean, we're looking at the voter registration. Again, if you have additional records, we've been asking for that, but you haven't shared any of that with us. You just keep saying you investigated the allegations.

Trump: Cleta, a lot of it you don't need to be shared. I mean, to be honest, they should share it. They should share it because you want to get to an honest election.

I won this election by hundreds of thousands of votes. There's no way I lost Georgia. There's no way. We won by hundreds of thousands of votes. I'm just going by small numbers, when you add them up, they're many times the 11,000. But I won that state by hundreds of thousands of votes.

Do you think it's possible that they shredded ballots in Fulton County? Because that's what the rumor is. And also that Dominion took out machines. That Dominion is really moving fast to get rid of their, uh, machinery.



County? Because that's what the rumor is. And also that Dominion took out machines. That Dominion is really moving fast to get rid of their, uh, machinery.

Do you know anything about that? Because that's illegal, right?

Germany: This is Ryan Germany. No, Dominion has not moved any machinery out of Fulton County.

Trump: But have they moved the inner parts of the machines and replaced them with other parts?

Germany: No.

Trump: Are you sure, Ryan?

Germany: I'm sure. I'm sure, Mr. President.

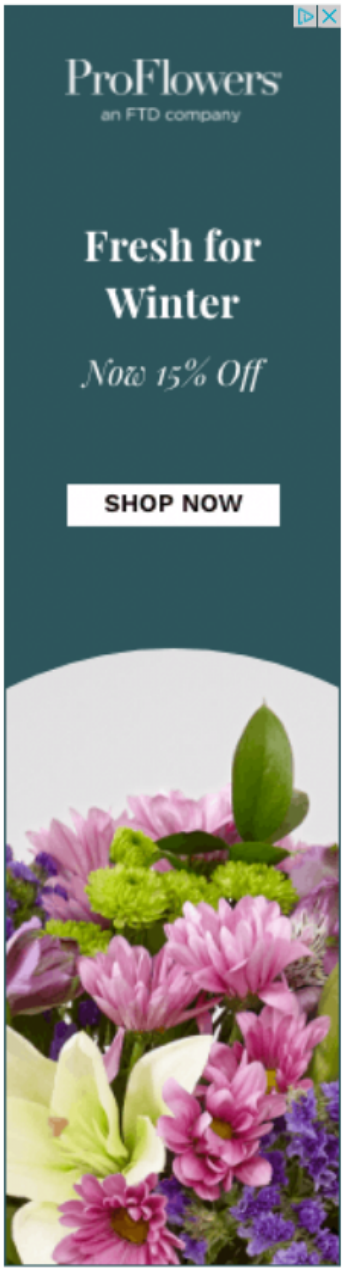
Trump: What about, what about the ballots. The shredding of the ballots. Have they been shredding ballots?

Germany: The only investigation that we have into that — they have not been shredding any ballots. There was an issue in Cobb County where they were doing normal office shredding, getting rid of old stuff, and we investigated that. But this stuff from, you know, from you know past elections.

Trump: It doesn't pass the smell test because we hear they're shredding thousands and thousands of ballots, and now what they're saying, "Oh, we're just cleaning up the office." You know.

Raffensperger: Mr. President, the problem you have with social media, they — people can say anything.

Trump: Oh this isn't social media. This is Trump media. It's not social media. It's really not; it's not social media. I don't



social media, they — people can say anything.

Trump: Oh this isn't social media. This is Trump media. It's not social media. It's really not; it's not social media. I don't care about social media. I couldn't care less. Social media is Big Tech. Big Tech is on your side, you know. I don't even know why you have a side because you should want to have an accurate election. And you're a Republican.

Raffensperger: We believe that we do have an accurate election.

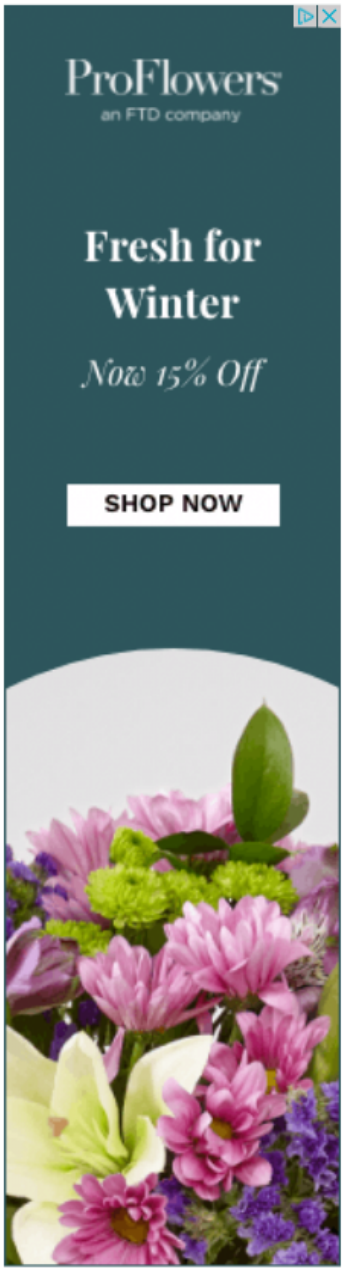
Trump: No, no you don't. No, no you don't. You don't have. Not even close. You're off by hundreds of thousands of votes. And just on the small numbers, you're off on these numbers, and these numbers can't be just — well, why wont? — Okay. So you sent us into Cobb County for signature verification, right? You sent us into Cobb County, which we didn't want to go into. And you said it would be open to the public. So we had our experts there, they weren't allowed into the room. But we didn't want Cobb County. We wanted Fulton County. And you wouldn't give it to us. Now, why aren't we doing signature — and why can't it be open to the public?

And why can't we have professionals do it instead of rank amateurs who will never find anything and don't want to find anything? They don't want to find, you know they don't want to find anything. Someday you'll tell me the reason why, because I don't understand your reasoning, but someday you'll tell me the reason why. But why don't you want to find?

Germany: Mr. President, we chose Cobb County —

Trump: Why don't you want to find . . . What?

Germany: Sorry, go ahead.



Trump: Why don't you want to find . . . What?

Germany: Sorry, go ahead.

Trump: So why did you do Cobb County? We didn't even request — we requested Fulton County, not Cobb County. Go ahead, please. Go ahead.

Germany: We chose Cobb County because that was the only county where there's been any evidence submitted that the signature verification was not properly done.

Trump: No, but I told you. We're not, we're not saying that.

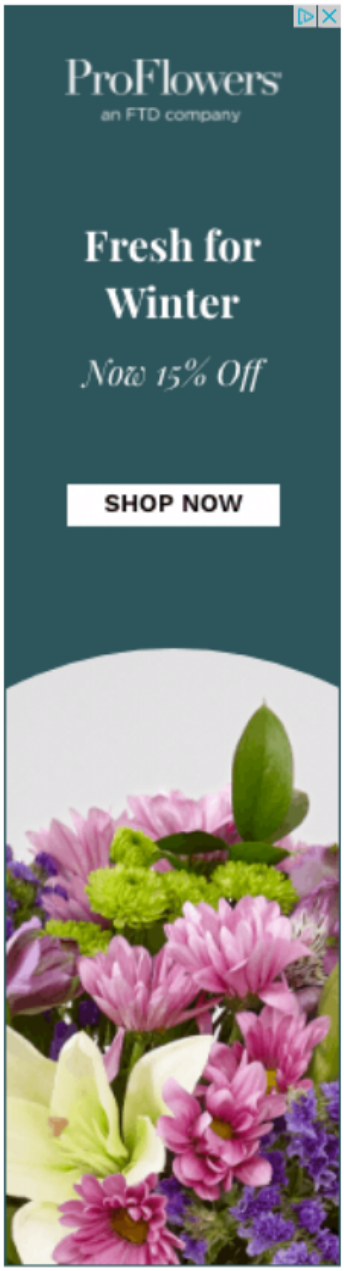
Mitchell: We did say that.

Trump: Fulton County. Look. Stacey, in my opinion, Stacey is as dishonest as they come. She has outplayed you . . . at everything. She got you to sign a totally unconstitutional agreement, which is a disastrous agreement. You can't check signatures. I can't imagine you're allowed to do harvesting, I guess, in that agreement. That agreement is a disaster for this country. But she got you somehow to sign that thing, and she has outsmarted you at every step.

And I hate to imagine what's going to happen on Monday or Tuesday, but it's very scary to people. You know, when the ballots flow in out of nowhere. It's very scary to people. That consent decree is a disaster. It's a disaster. A very good lawyer who examined it said they've never seen anything like it.

Raffensperger: Harvesting is still illegal in the state of Georgia. And that settlement agreement did not change that one iota.

Trump: It's not a settlement agreement, it's a consent



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Georgia. And that settlement agreement did not change that one iota.

Trump: It's not a settlement agreement, it's a consent decree. It even says consent decree on it, doesn't it? It uses the term consent decree. It doesn't say settlement agreement. It's a consent decree. It's a disaster.

Raffensperger: It's a settlement agreement.

Trump: What's written on top of it?

Raffensperger: Ryan?

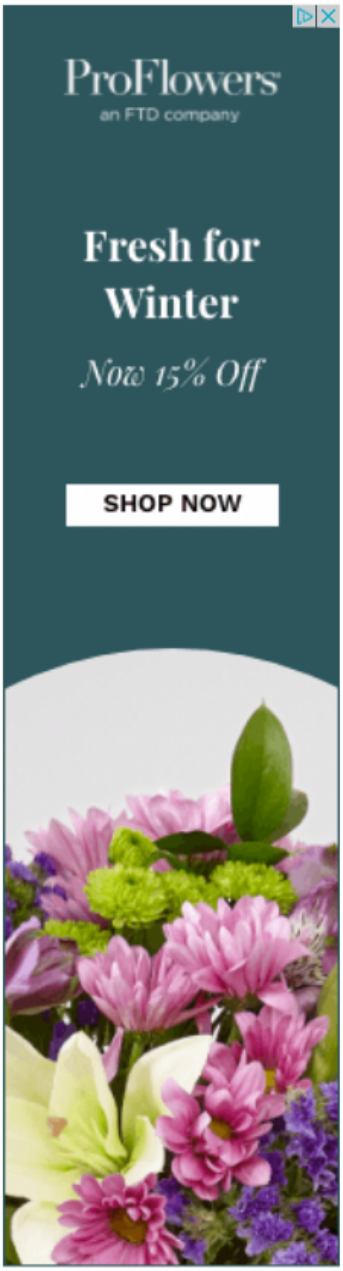
Germany: I don't have it in front of me, but it was not entered by the court, it's not a court order.

Trump: But Ryan, it's called a consent decree, is that right? On the paper. Is that right?

Germany: I don't. I don't. I don't believe so, but I don't have it in front of me.

[The Trump-Raffensperger call was big news — unless you were following conservative media]

Trump: Okay, whatever, it's a disaster. It's a disaster. Look. Here's the problem. We can go through signature verification, and we'll find hundreds of thousands of signatures, if you let us do it. And the only way you can do it, as you know, is to go to the past. But you didn't do that in Cobb County. You just looked at one page compared to another. The only way you can do a signature verification is go from the one that signed it on November whatever. Recently. And compare it to two years ago, four years ago, six years ago, you know, or even one. And you'll find that you have many different signatures. But in Fulton, where they dumped ballots, you will find that you have many that aren't



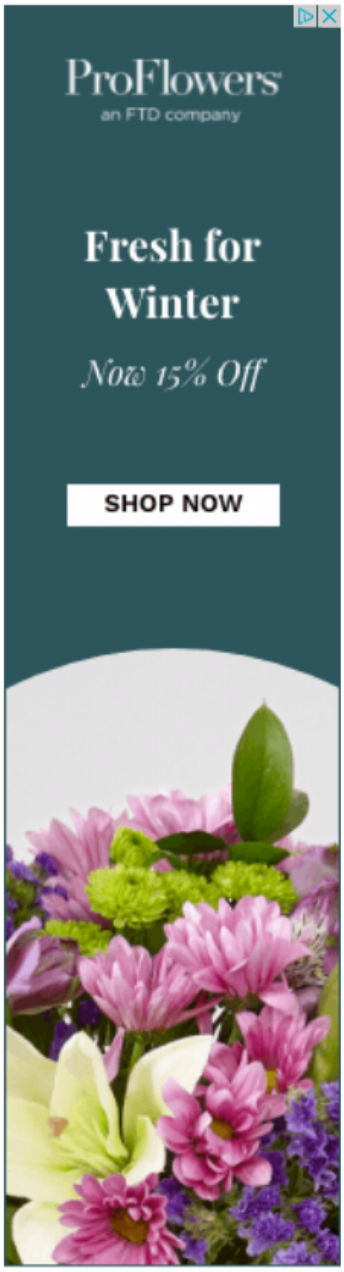
Recently. And compare it to two years ago, four years ago, six years ago, you know, or even one. And you'll find that you have many different signatures. But in Fulton, where they dumped ballots, you will find that you have many that aren't even signed and you have many that are forgeries.

Okay, you know that. You know that. You have no doubt about that. And you will find you will be at 11,779 within minutes because Fulton County is totally corrupt, and so is she totally corrupt.

And they're going around playing you and laughing at you behind your back, Brad, whether you know it or not, they're laughing at you. And you've taken a state that's a Republican state, and you've made it almost impossible for a Republican to win because of cheating, because they cheated like nobody's ever cheated before. And I don't care how long it takes me, you know, we're going to have other states coming forward — pretty good.

But I won't . . . this is never . . . this is . . . We have some incredible talent said they've never seen anything . . . Now the problem is they need more time for the big numbers. But they're very substantial numbers. But I think you're going to find that they — by the way, a little information — I think you're going to find that they are shredding ballots because they have to get rid of the ballots because the ballots are unsigned. The ballots are corrupt, and they're brand new, and they don't have seals, and there's a whole thing with the ballots. But the ballots are corrupt.

And you are going to find that they are — which is totally illegal — it is more illegal for you than it is for them because, you know, what they did and you're not reporting it. That's a criminal, that's a criminal offense. And you can't let that happen. That's a big risk to you and to Ryan, your lawyer



illegal — it is more illegal for you than it is for them because, you know, what they did and you're not reporting it. That's a criminal, that's a criminal offense. And you can't let that happen. That's a big risk to you and to Ryan, your lawyer. And that's a big risk. But they are shredding ballots, in my opinion, based on what I've heard. And they are removing machinery, and they're moving it as fast as they can, both of which are criminal finds. And you can't let it happen, and you are letting it happen. You know, I mean, I'm notifying you that you're letting it happen. So look. All I want to do is this. I just want to find 11,780 votes, which is one more than we have because we won the state.

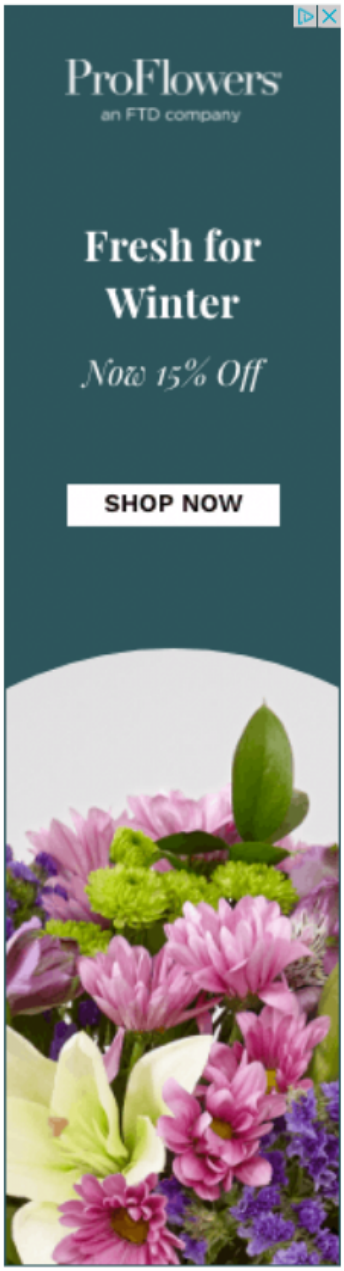
And flipping the state is a great testament to our country because, you know, this is — it's a testament that they can admit to a mistake or whatever you want to call it. If it was a mistake, I don't know. A lot of people think it wasn't a mistake. It was much more criminal than that. But it's a big problem in Georgia, and it's not a problem that's going away. I mean, you know, it's not a problem that's going away.

Germany: This is Ryan. We're looking into every one of those things that you mentioned.

Trump: Good. But if you find it, you've got to say it, Ryan.

Germany: . . . Let me tell you what we are seeing. What we're seeing is not at all what you're describing. These are investigators from our office, these are investigators from GBI, and they're looking, and they're good. And that's not what they're seeing. And we'll keep looking, at all these things.

Trump: Well, you better check on the ballots because they are shredding ballots, Ryan. I'm just telling you, Ryan. They're shredding ballots. And you should look at that very



Trump: Well, you better check on the ballots because they are shredding ballots, Ryan. I'm just telling you, Ryan. They're shredding ballots. And you should look at that very carefully. Because that's so illegal. You know, you may not even believe it because it's so bad. But they're shredding ballots because they think we're going to eventually get there . . . because we'll eventually get into Fulton. In my opinion, it's never too late. . . . So, that's the story. Look, we need only 11,000 votes. We have are far more than that as it stands now. We'll have more and more. And . . . do you have provisional ballots at all, Brad? Provisional ballots?

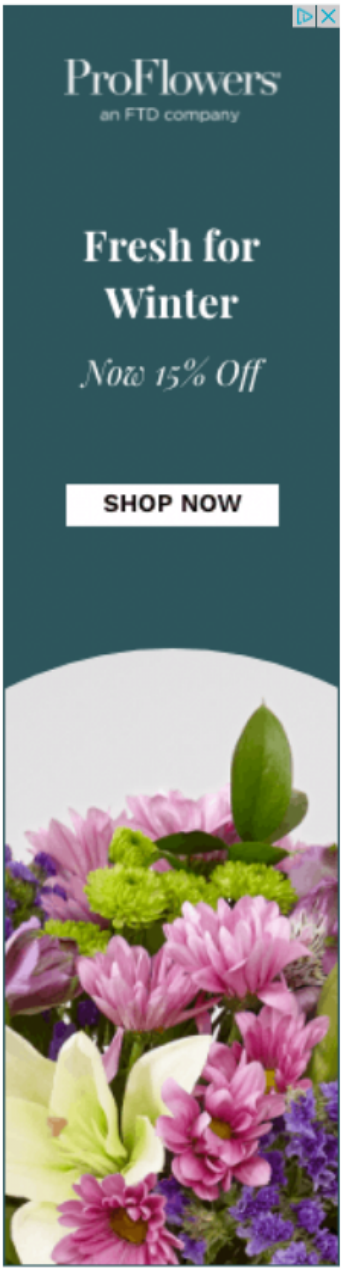
Raffensperger: Provisional ballots are allowed by state law.

Trump: Sure, but I mean, are they counted, or did you just hold them back because they, you know, in other words, how many provisional ballots do you have in the state?

Raffensperger: We'll get you that number.

Trump: Because most of them are made out to the name Trump. Because these are people that were scammed when they came in. And we have thousands of people that have testified or that want to testify. When they came in, they were proudly going to vote on November 3. And they were told, "I'm sorry, you've already been voted for, you've already voted." The women, men started screaming, "No. I proudly voted till November 3." They said, "I'm sorry, but you've already been voted for, and you have a ballot." And these people are beside themselves. So they went out, and they filled in a provisional ballot, putting the name Trump on it.

And what about that batch of military ballots that came in. And even though I won the military by a lot, it was 100 percent Trump. I mean 100 percent Biden. Do you know about that? A large group of ballots came in. I think it turns to



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And what about that batch of military ballots that came in. And even though I won the military by a lot, it was 100 percent Trump. I mean 100 percent Biden. Do you know about that? A large group of ballots came in, I think it was to Fulton County, and they just happened to be 100 percent for Trump — for Biden — even though Trump won the military by a lot, you know, a tremendous amount. But these ballots were 100 percent for Biden. And do you know about that? A very substantial number came in, all for Biden. Does anybody know about it?

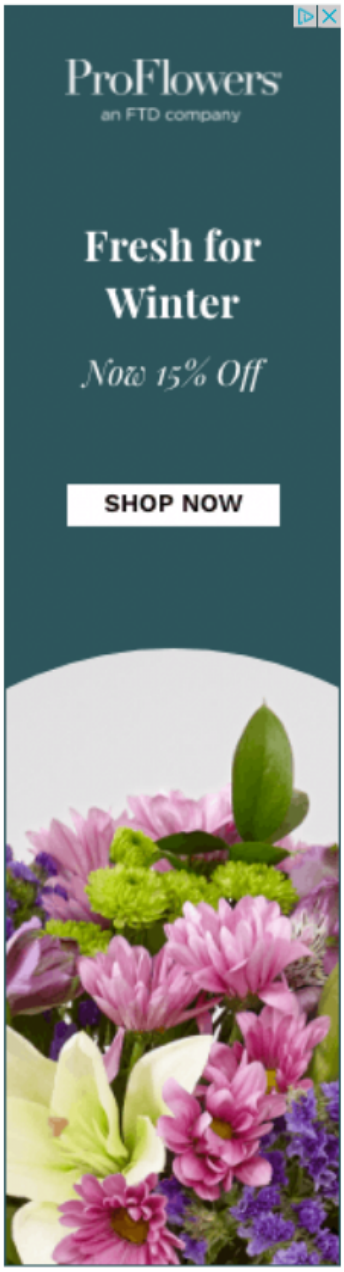
Mitchell: I know about it, but —

Trump: Okay, Cleta, I'm not asking you, Cleta, honestly. I'm asking Brad. Do you know about the military ballots that we have confirmed now. Do you know about the military ballots that came in that were 100 percent, I mean 100 percent, for Biden. Do you know about that?

Germany: I don't know about that. I do know that we have, when military ballots come in, it's not just military, it's also military and overseas citizens. The military part of that does generally go Republican. The overseas citizen part of it generally goes very Democrat. This was a mix of 'em.

Trump: No, but this was. That's okay. But I got like 78 percent of the military. These ballots were all for . . . They didn't tell me overseas. Could be overseas, too, but I get votes overseas, too, Ryan, in all fairness. No they came in, a large batch came in, and it was, quote, 100 percent for Biden. And that is criminal. You know, that's criminal. Okay. That's another criminal, that's another of the many criminal events, many criminal events here.

I don't know, look, Brad. I got to get . . . I have to find 12,000 votes, and I have them times a lot. And therefore, I won the



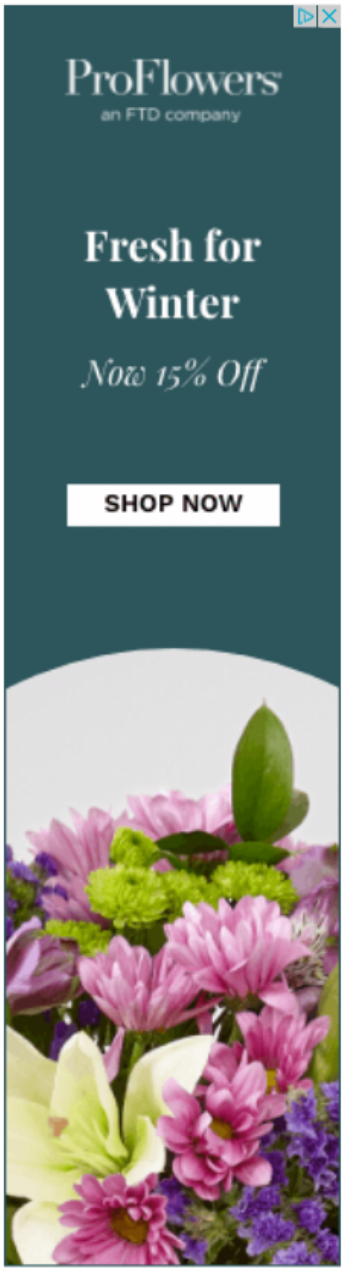
many criminal events here.

I don't know, look, Brad. I got to get . . . I have to find 12,000 votes, and I have them times a lot. And therefore, I won the state. That's before we go to the next step, which is in the process of right now. You know, and I watched you this morning, and you said, well, there was no criminality.

But I mean all of this stuff is very dangerous stuff. When you talk about no criminality, I think it's very dangerous for you to say that.

I just, I just don't know why you don't want to have the votes counted as they are. Like even you when you went and did that check. And I was surprised because, you know . . . And we found a few thousand votes that were against me. I was actually surprised because the way that check was done, all you're doing, you know, recertifying existing votes and, you know, and you were given votes and you just counted them up, and you still found 3,000 that were bad. So that was sort of surprising that it came down to three or five, I don't know. Still a lot of votes. But you have to go back to check from past years with respect to signatures. And if you check with Fulton County, you'll have hundreds of thousands because they dumped ballots into Fulton County and the other county next to it.

So what are we going to do here, folks? I only need 11,000 votes. Fellas, I need 11,000 votes. Give me a break. You know, we have that in spades already. Or we can keep it going, but that's not fair to the voters of Georgia because they're going to see what happened, and they're going to see what happened. I mean, I'll, I'll take on anybody you want with regard to [name] and her lovely daughter, a very lovely young lady, I'm sure. But, but [name] . . . I will take on anybody you want. And the minimum, there were 18,000 ballots, but they



happened. I mean, I'll, I'll take on anybody you want with regard to [name] and her lovely daughter, a very lovely young lady, I'm sure. But, but [name] . . . I will take on anybody you want. And the minimum, there were 18,000 ballots, but they used them three times. So that's, you know, a lot of votes. And they were all to Biden, by the way, that's the other thing we didn't say. You know, [name] , the one thing I forgot to say, which was the most important. You know that every single ballot she did went to Biden. You know that, right? Do you know that, by the way, Brad?

Every single ballot that she did through the machines at early, early in the morning went to Biden. Did you know that, Ryan?

Germany: That's not accurate, Mr. President.

Trump: Huh. What is accurate?

Germany: The numbers that we are showing are accurate.

Trump: No, about [name] . About early in the morning, Ryan. Where the woman took, you know, when the whole gang took the stuff from under the table, right? Do you know, do you know who those ballots, do you know who they were made out to, do you know who they were voting for?

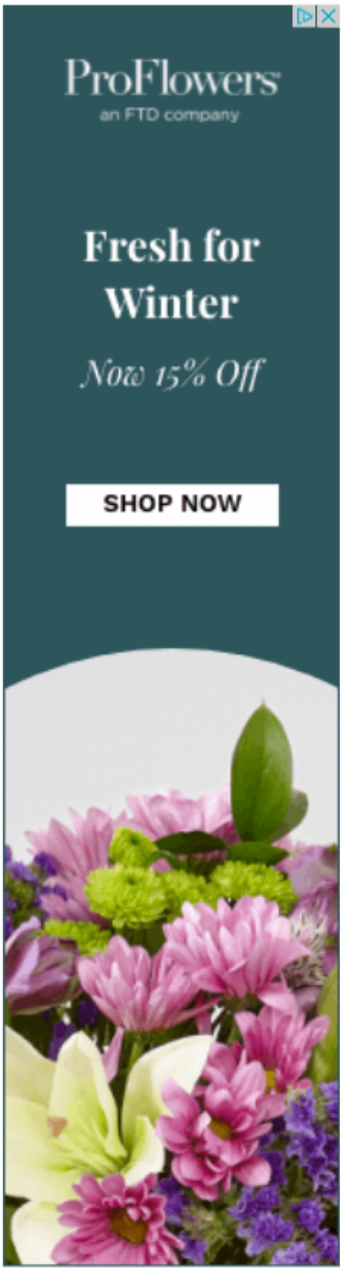
Germany: No, not specifically.

Trump: Did you ever check?

Germany: We did what I described to you earlier —

Trump: No no no — did you ever check the ballots that were scanned by [name] , a known political operative, balloteer? Did ever check who those votes were for?

Germany: We looked into that situation that you described.



scanned by [name] , a known political operative, balloteer? Did ever check who those votes were for?

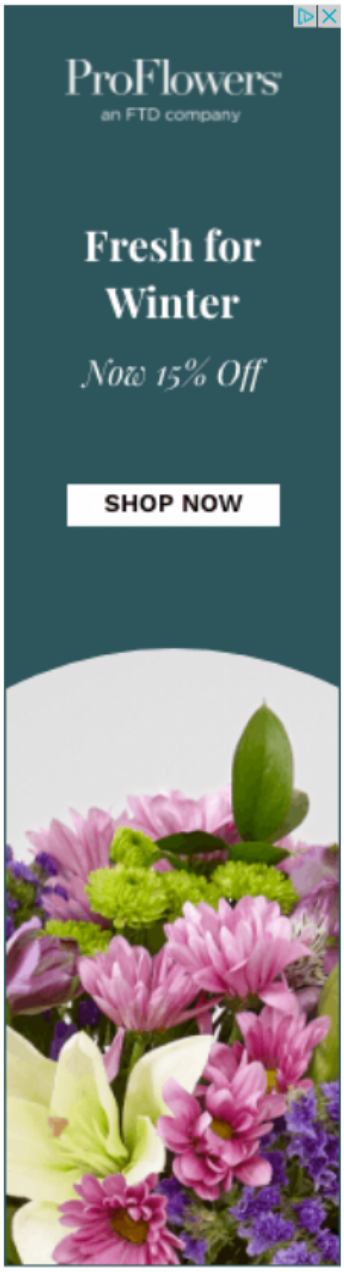
Germany: We looked into that situation that you described.

Trump: No, they were 100 percent for Biden. 100 percent. There wasn't a Trump vote in the whole group. Why don't you want to find this, Ryan? What's wrong with you? I heard your lawyer is very difficult, actually, but I'm sure you're a good lawyer. You have a nice last name.

But, but I'm just curious, why wouldn't, why do you keep fighting this thing? It just doesn't make sense. We're way over the 17,779, right? We're way over that number, and just if you took just [name] , we're over that number by five, five or six times when you multiply that times three.

And every single ballot went to Biden, and you didn't know that, but now you know it. So tell me, Brad, what are we going to do? We won the election, and it's not fair to take it away from us like this. And it's going to be very costly in many ways. And I think you have to say that you're going to reexamine it, and you can reexamine it, but reexamine it with people that want to find answers, not people that don't want to find answers. For instance, I'm hearing Ryan that he's probably, I'm sure a great lawyer and everything, but he's making statements about those ballots that he doesn't know. But he's making them with such — he did make them with surety. But now I think he's less sure because the answer is, they all went to Biden, and that alone wins us the election by a lot. You know, so.

Raffensperger: Mr. President, you have people that submit information, and we have our people that submit information. And then it comes before the court, and the court then has to make a determination. We have to stand by

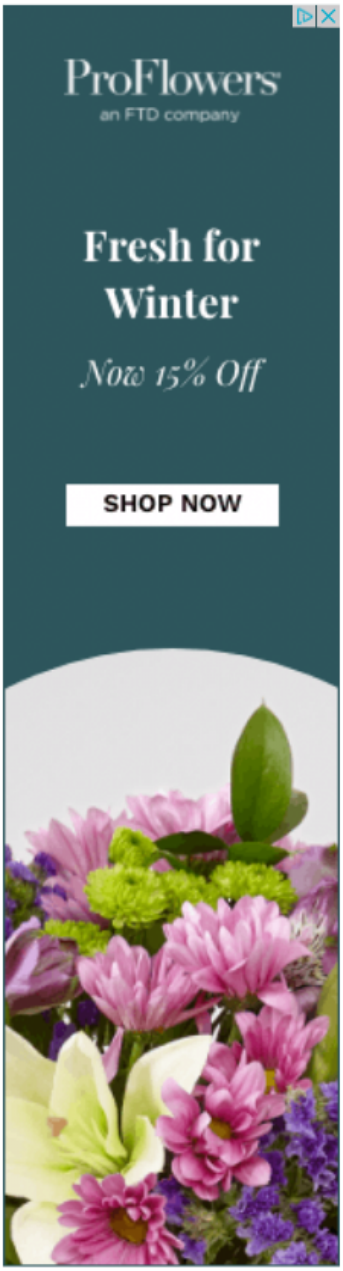


Raffensperger: Mr. President, you have people that submit information, and we have our people that submit information. And then it comes before the court, and the court then has to make a determination. We have to stand by our numbers. We believe our numbers are right.

Trump: Why do you say that, though? I don't know. I mean, sure, we can play this game with the courts, but why do you say that? First of all, they don't even assign us a judge. They don't even assign us a judge. But why wouldn't you . . . Hey Brad, why wouldn't you want to check out [name] ? And why wouldn't you want to say, hey, if in fact, President Trump is right about that, then he wins the state of Georgia, just that one incident alone without going through hundreds of thousands of dropped ballots. You just say, you stick by, I mean I've been watching you, you know, you don't care about anything. "Your numbers are right." But your numbers aren't right. They're really wrong, and they're really wrong, Brad. And I know this phone call is going nowhere other than, other than ultimately, you know — Look, ultimately, I win, okay? Because you guys are so wrong. And you treated this. You treated the population of Georgia so badly. You, between you and your governor, who is down at 21, he was down 21 points. And like a schmuck, I endorsed him, and he got elected, but I will tell you, he is a disaster.

The people are so angry in Georgia, I can't imagine he's ever getting elected again, I'll tell you that much right now. But why wouldn't you want to find the right answer, Brad, instead of keep saying that the numbers are right? 'Cause those numbers are so wrong?

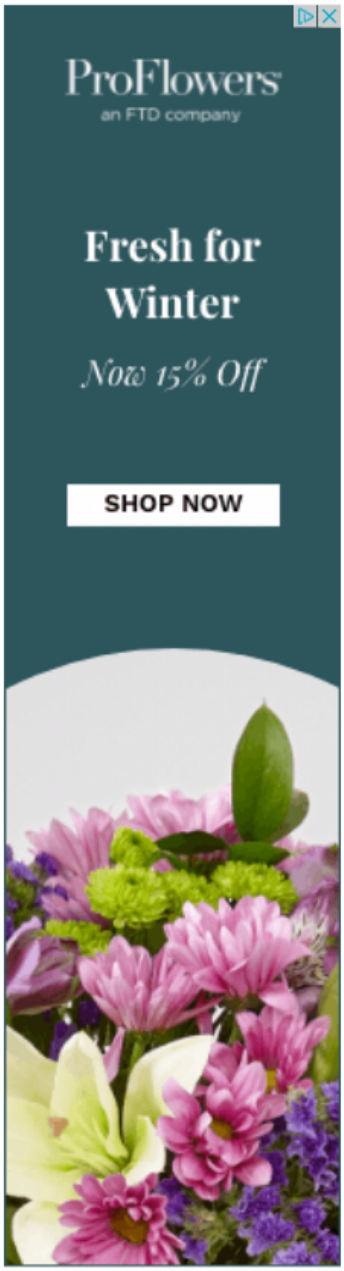
Mitchell: Mr. Secretary, Mr. President, one of the things that we have been, Alex can talk about this, we talked about it, and I don't know whether the information has been conveyed to your office, but I think what the president is



Mitchell: Mr. Secretary, Mr. President, one of the things that we have been, Alex can talk about this, we talked about it, and I don't know whether the information has been conveyed to your office, but I think what the president is saying, and what we've been trying to do is to say, look, the court is not acting on our petition. They haven't even assigned a judge. But the people of Georgia and the people of America have a right to know the answers. And you have data and records that we don't have access to.

And you can keep telling us and making public statement that you investigated this and nothing to see here. But we don't know about that. All we know is what you tell us. What I don't understand is why wouldn't it be in everyone's best interest to try to get to the bottom, compare the numbers, you know, if you say, because . . . to try to be able to get to the truth because we don't have any way of confirming what you're telling us. You tell us that you had an investigation at the State Farm Arena. I don't have any report. I've never seen a report of investigation. I don't know that is. I've been pretty involved in this, and I don't know. And that's just one of 25 categories. And it doesn't even. And as I, as the president said, we haven't even gotten into the Dominion issue. That's not part of our case. It's not part of, we just didn't feel as though we had any to be able to develop —

Trump: No, we do have a way, but I don't want to get into it. We found a way . . . excuse me, but we don't need it because we're only down 11,000 votes, so we don't even need it. I personally think they're corrupt as hell. But we don't need that. All we have to do, Cleta, is find 11,000-plus votes. So we don't need that. I'm not looking to shake up the whole world. We won Georgia easily. We won it by hundreds of thousands of votes. But if you go by basic, simple numbers, we won it easily, easily. So we're not giving Dominion a pass on the



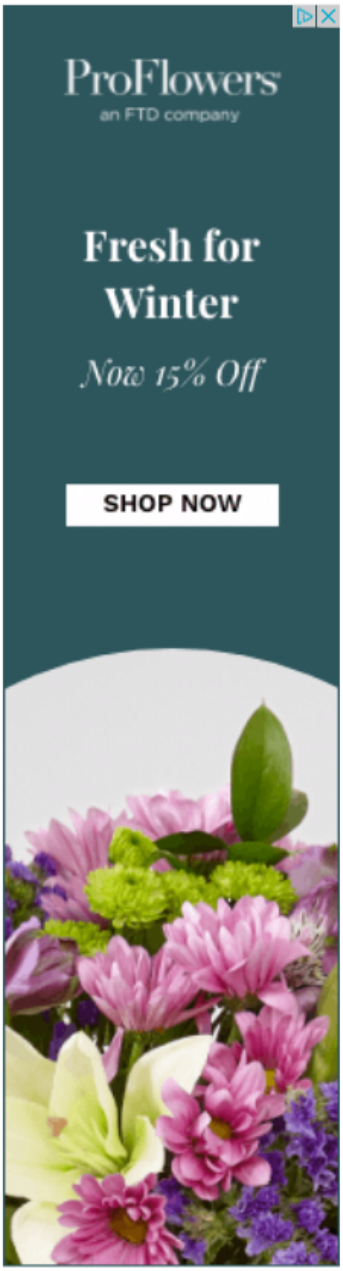
We won Georgia easily. We won it by hundreds of thousands of votes. But if you go by basic, simple numbers, we won it easily, easily. So we're not giving Dominion a pass on the record. We don't need Dominion because we have so many other votes that we don't need to prove it any more than we already have.

Hilbert: Mr. President and Cleta, this is Kurt Hilbert, if I might interject for a moment. Ryan, I would like to suggest that just four categories that have already been mentioned by the president that have actually hard numbers of 24,149 votes that were counted illegally. That in and of itself is sufficient to change the results or place the outcome in doubt. We would like to sit down with your office, and we can do it through purposes of compromise and just like this phone call, just to deal with that limited category of votes. And if you are able to establish that our numbers are not accurate, then fine. However, we believe that they are accurate. We've had now three to four separate experts looking at these numbers.

Trump: Certified accountants looked at them.

Hilbert: Correct. And this is just based on USPS data and your own secretary of state data. So that's what we would entreat and ask you to do, to sit down with us in a compromise and settlements proceeding and actually go through the registered voter IDs and the registrations. And if you can convince us that 24,149 is inaccurate, then fine. But we tend to believe that is, you know, obviously more than 11,779. That's sufficient to change the results entirely in and of itself. So what would you say to that, Mr. Germany?

Germany: I'm happy to get with our lawyers, and we'll set that up. That number is not accurate. And I think we can show you, for all the ones we've looked at, why it's not. And



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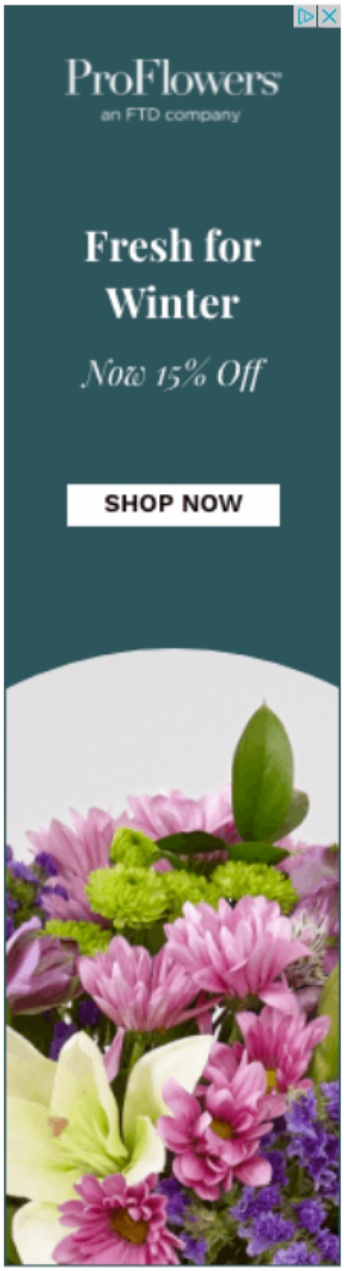
Germany: I'm happy to get with our lawyers, and we'll set that up. That number is not accurate. And I think we can show you, for all the ones we've looked at, why it's not. And so if that would be helpful, I'm happy to get with our lawyers and set that up with you guys.

Trump: Well, let me ask you, Kurt, you think that is an accurate number. That was based on the information given to you by the secretary of state's department, right?

Hilbert: That is correct. That information is the minimum, most conservative data based upon the USPS data and the secretary of state's office data that has been made publicly available. We do not have the internal numbers from the secretary of state. Yet we have asked for it six times. I sent a letter over to . . . several times requesting this information, and it's been rebuffed every single time. So it stands to reason that if the information is not forthcoming, there's something to hide. That's the problem that we have.

Germany: Well, that's not the case, sir. There are things that you guys are entitled to get. And there's things that under law, we are not allowed to give out.

Trump: Well, you have to. Well, under law, you're not allowed to give faulty election results, okay? You're not allowed to do that. And that's what you done. This is a faulty election result. And honestly, this should go very fast. You should meet tomorrow because you have a big election coming up, and because of what you've done to the president — you know, the people of Georgia know that this was a scam — and because of what you've done to the president, a lot of people aren't going out to vote. And a lot of Republicans are going to vote negative because they hate what you did to the president. Okay? They hate it. And they're going to vote. And



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people aren't going out to vote. And a lot of Republicans are going to vote negative because they hate what you did to the president. Okay? They hate it. And they're going to vote. And you would be respected. Really respected, if this thing could be straightened out before the election. You have a big election coming up on Tuesday. And I think that it is really is important that you meet tomorrow and work out on these numbers. Because I know, Brad, that if you think we're right, I think you're going to say, and I'm not looking to blame anybody, I'm just saying, you know, and, you know, under new counts, and under new views, of the election results, we won the election. You know? It's very simple. We won the election. As the governors of major states and the surrounding states said, there is no way you lost Georgia. As the Georgia politicians say, there is no way you lost Georgia. Nobody. Everyone knows I won it by hundreds of thousands of votes. But I'll tell you it's going to have a big impact on Tuesday if you guys don't get this thing straightened out fast.

Meadows: Mr. President, this is Mark. It sounds like we've got two different sides agreeing that we can look at those areas, and I assume that we can do that within the next 24 to 48 hours, to go ahead and get that reconciled so that we can look at the two claims and making sure that we get the access to the secretary of state's data to either validate or invalidate the claims that have been made. Is that correct?

Germany: No, that's not what I said. I'm happy to have our lawyers sit down with Kurt and the lawyers on that side and explain to him, hey, here's, based on what we've looked at so far, here's how we know this is wrong, this is wrong, this is wrong, this is wrong, this is wrong.

Meadows: So what you're saying, Ryan, let me let me make sure . . . so what you're saying is you really don't want to give



wrong, this is wrong, this is wrong.

Meadows: So what you're saying, Ryan, let me let me make sure . . . so what you're saying is you really don't want to give access to the data. You just want to make another case on why the lawsuit is wrong?

Germany: I don't think we can give access to data that's protected by law. But we can sit down with them and say —

Trump: But you're allowed to have a phony election? You're allowed to have a phony election, right?

Germany: No, sir.

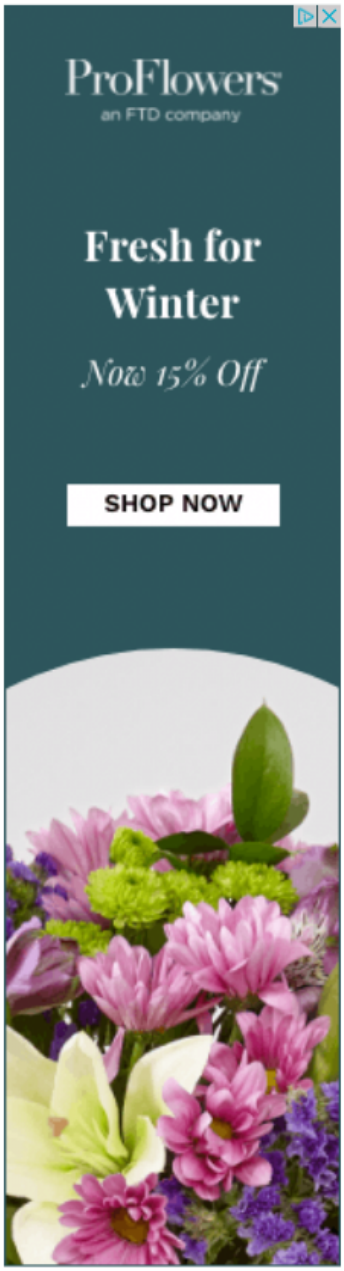
Trump: When are you going to do signature counts, when are you going to do signature verification on Fulton County, which you said you were going to do, and now all of a sudden, you're not doing it. When are you doing that?

Germany: We are going to do that. We've announced —

Hilbert: To get to this issue of the personal information and privacy issue, is it possible that the secretary of state could deputize the lawyers for the president so that we could access that information and private information without you having any kind of violation?

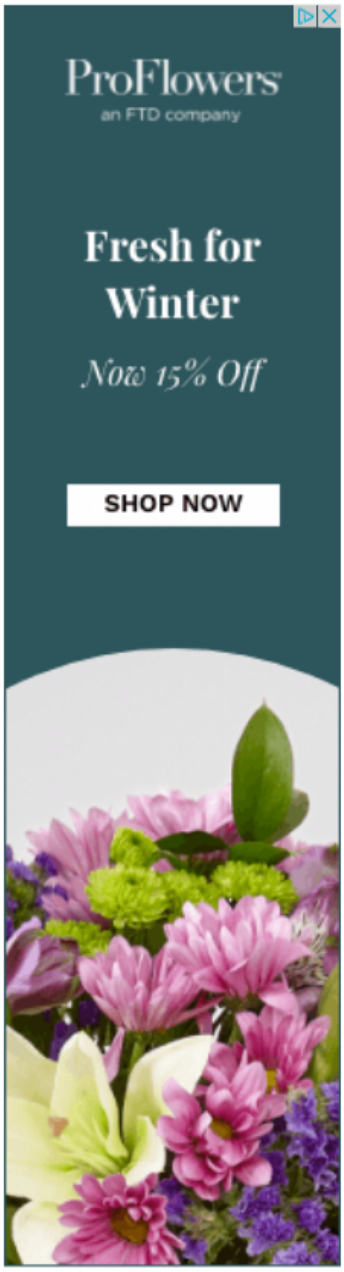
Trump: Well, I don't want to know who it is. You guys can do it very confidentially. You can sign a confidentiality agreement. That's okay. I don't need to know names. But on this stuff that we're talking about, we got all that information from the secretary of state.

Meadows: Yeah. So let me let me recommend, Ryan, if you and Kurt will get together, you know, when we get off of this phone call, if you could get together and work out a plan to address some of what we've got with your attorneys where we



Meadows: Yeah. So let me let me recommend, Ryan, if you and Kurt will get together, you know, when we get off of this phone call, if you could get together and work out a plan to address some of what we've got with your attorneys where we can we can actually look at the data. For example, Mr. Secretary, I can you say they were only two dead people who would vote. I can promise you there are more than that. And that may be what your investigation shows, but I can promise you there are more than that. But at the same time, I think it's important that we go ahead and move expeditiously to try to do this and resolve it as quickly as we possibly can. And if that's the good next step. Hopefully we can, we can finish this phone call and go ahead and agree that the two of you will get together immediately.

Trump: Well, why don't my lawyers show you where you got the information. It will show the secretary of state, and you don't even have to look at any names. We don't want names. We don't care. But we got that information from you. And Stacey Abrams is laughing about you. She's going around saying these guys are dumber than a rock. What she's done to this party is unbelievable, I tell you. And I only ran against her once. And that was with a guy named Brian Kemp, and I beat her. And if I didn't run, Brian wouldn't have had even a shot, either in the general or in the primary. He was dead, dead as a doornail. He never thought he had a shot at either one of them. What a schmuck I was. But that's the way it is. That's the way it is. I would like you . . . for the attorneys . . . I'd like you to perhaps meet with Ryan, ideally tomorrow, because I think we should come to a resolution of this before the election. Otherwise you're going to have people just not voting. They don't want to vote. They hate the state, they hate the governor, and they hate the secretary of state. I will tell you that right now. The only people that like you are people that will never vote for you. You know that, Brad, right? They



voting. They don't want to vote. They hate the state, they hate the governor, and they hate the secretary of state. I will tell you that right now. The only people that like you are people that will never vote for you. You know that, Brad, right? They like you, you know, they like you. They can't believe what they found. They want more people like you. So, look, can you get together tomorrow? And, Brad, we just want the truth. It's simple.

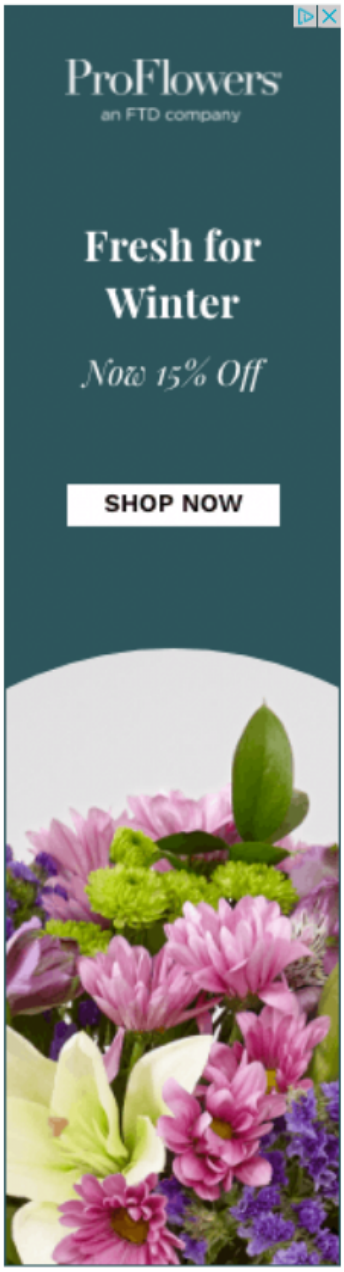
And everyone's going to look very good if the truth comes out. It's okay. It takes a little while, but let the truth come out. And the real truth is, I won by 400,000 votes. At least. That's the real truth. But we don't need 400,000 votes. We need less than 2,000 votes. And are you guys able to meet tomorrow, Ryan?

Germany: I'll get with Chris, the lawyer who's representing us in the case, and see when he can get together with Kurt.

Raffensperger: Ryan will be in touch with the other attorney on this call, Mr. Meadows. Thank you, President Trump, for your time.

Trump: Okay, thank you, Brad. Thank you, Ryan. Thank you. Thank you, everybody. Thank you very much. Bye.

An earlier version of the full audio of Trump's call inadvertently left in a reference to an individual about whom he has made unsubstantiated claims. It has since been updated.



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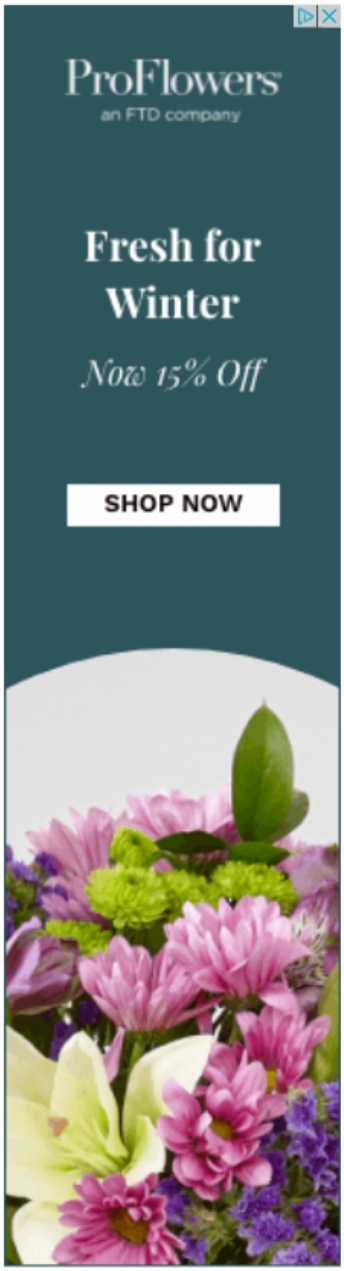

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Amy Gardner joined The Washington Post in 2005. She has worked stints in the Virginia suburbs, covered the 2010 midterms and the tea party revolution, and covered the Republican presidential nominating contest in 2011-2012. She was a politics editor for five years and returned to reporting in 2018. Follow



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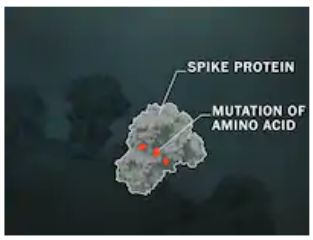

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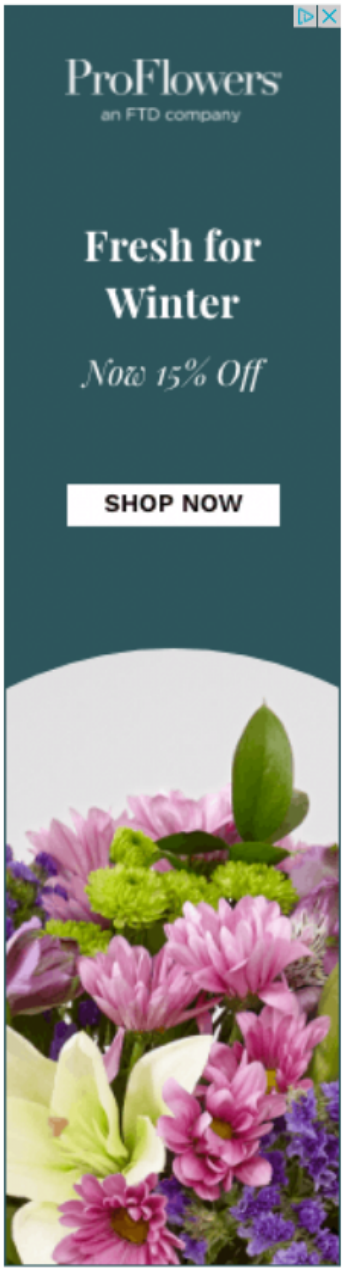

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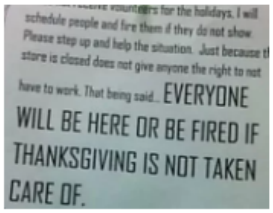

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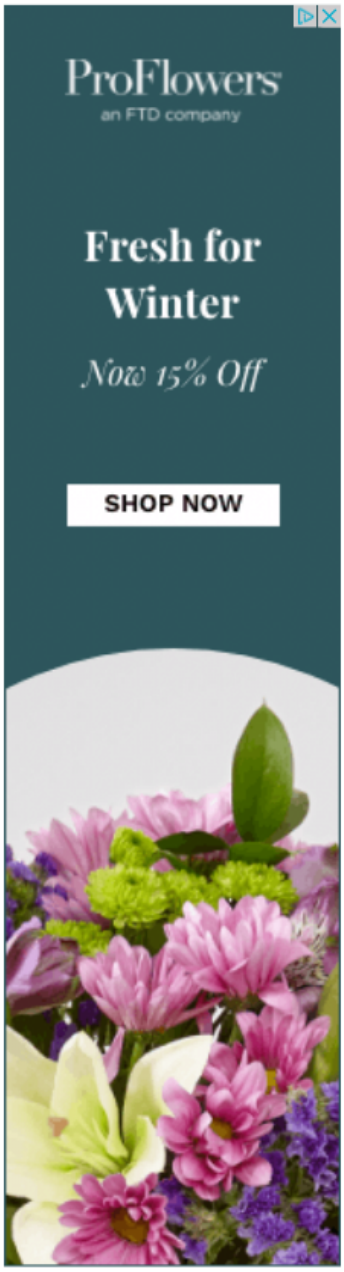

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Dan Sizemore 2 minutes ago

Raffensperger: Mr. President, the problem you have with social media, they — people can say anything.
Trump: Oh this isn't social media. This is Trump media.

Me: LOL

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WonderfulWorld 5 minutes ago

Respect to Raffensberg and Germany for never screaming 'Oh, jeez, just shut up!'
My brain hurts from reading Trump's baffling BS...having to listen to it delivered in that 'glue pouring from a keg' voice would send me round the twist.

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Bluewaterdream 5 minutes ago *(Edited)*

The real story is here:

You don't need much of a number because the number that in theory I lost by, the margin would be 11,779. But you also have a substantial numbers of people, thousands and thousands, who went to the voting place on November 3, were told they couldn't vote, were told they couldn't vote because a ballot had been put on their name. And you know that's very, very, very, very sad. We had, I believe it's about 4,502 voters who voted but who weren't on the voter registration list, so it's 4,502 who voted, but they weren't on the voter registration roll, which they had to be. You

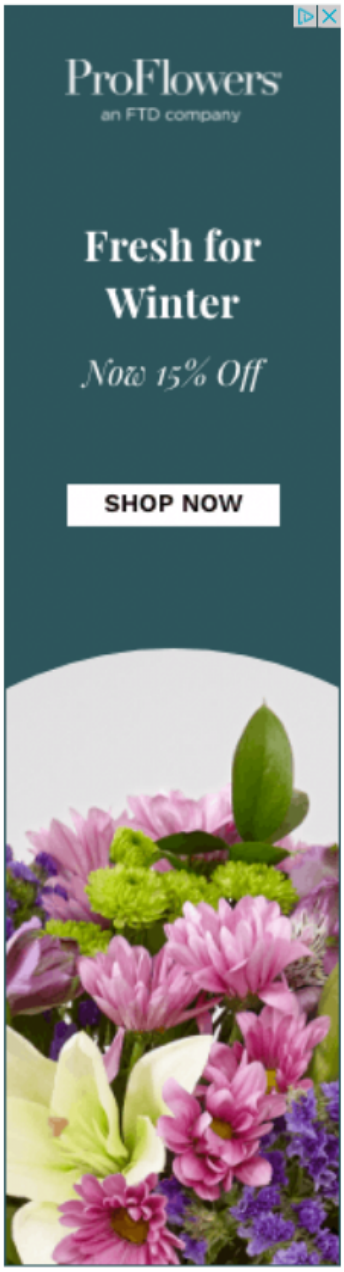

Exhibit 14

File:

PBS NewsHour

WATCH: Georgia election officials reject Trump call to 'find' more votes

GABRIEL STERLING: So as of right now, we have 962,886 mail-in absentee ballots received. There's 281,376 that are still outstanding.

I'm hoping to get the military received and outstanding before the end of this press conference, which will hopefully come in on my cell phone.

Early vote in person -- obviously, we smashed a record for turnout on that one. We're at 2,074,857. So that means right now we're looking at 3,027,743 votes that have already been cast across Georgia.

Now, the previous record for a runoff election was in 2004 -- I think that's right -- Saxby Chambliss race, which was 2.1 million votes that were cast. That is the previous record. And in the election 2018, the runoff election, we saw just under 1.5 million.

So, obviously, a lot of interest. I'm sure Georgians are tired of TV ads, text messages, voicemails, and mail; so it's all going to end very soon, hopefully.

In preparation for the election tomorrow, on Election Day voting, we have 6,963 poll pads. They finished the final loading of -- of their

data today before lunch. We had about 21 counties, which are the last ones to go, most of them completed over the weekend.

There will be a total of 6,009- -- oh, sorry -- 2,648 polling locations open on Election Day. We have a couple of them closed due to some shortages, and some other Covid-related items; but the total we have right now is 2,648. We don't anticipate changes, but that always may happen.

We have shared those locations with Georgia Power and the EMCs in case there's power issues or any other issues that might come up from that. And we've seen a few shortages of poll workers; so -- I think specifically we saw Morgan County, they're going to lose two locations because of that.

Now, what we've seen also is a difference in the turnout models depending on congressional district and county in the state, so far in large part driven by the continuing misinformation and disinformation concerning the value of people's votes in this state.

The Secretary wants me to make clear that everybody's vote is going to count. Everybody's vote did count. I want to make that abundantly

clear.

If you care about, you know, the values and direction of the nation you want to see, it is your obligation to turn out and vote tomorrow, be you Democrat or Republican. However, right now given the nature of the President's statements and several other people who have been aligned with him previously, who literally had a rally saying protest and don't vote, we are specifically asking you and telling you, please turn out and vote tomorrow.

One of the things, specifically, I've had to argue with people whom I've known for 20 years, they say: Well, we feel like our election was stolen; we feel like our votes don't count.

And I said: Okay, I'm not acknowledging the election stolen, because it wasn't. I'm not acknowledging that there was massive voter fraud, because there wasn't.

I said: But if you believe in your heart of hearts that there was, the best thing for you to do is to turn out and vote and make it harder for them to steal. If that's what you genuinely in your heart of hearts believe, turn out and vote.

There are people who fought and died and marched and prayed and voted to get the right to vote. Throwing it away because you have some feeling that it may not matter is self-destructive ultimately, and a self-fulfilling prophecy in the end.

So everybody who cares about the future of this nation should turn out and vote (inaudible) it's vitally important. It's absolutely important. And the reason I'm having to stand here today is because there are people in positions of authority and respect who have said their votes didn't count, and it's not true.

And I'm going to do it again, and I'm going to go through all this anti-disinformation Monday -- it's -- it's whack-a-mole again. It is Groundhog Hay again. I'm going to get to talk about things that I've talked about repeatedly for two months, but I'm going to do it again one last time, I'm hoping.

Because at the end of the day we want to make sure people understand their votes count, every person, every voice matters. And I know that there's people who fought for that for years about this.

So let's -- let's start again. And, yes, some of this is going to come out of the continuing statements from the President, and some of his supporters. State fund. All right. This has been one that's been conflated over several different things. We have multiple scan ballots, we have Ruby Freeman, we have the leak, but it says water main break, which wasn't a water main break.

So in order to be fully transparent -- I mean, one of the things we did we -- we had a local media organization (inaudible) Just- -- Justin over here, we went through it for hours and hours, we walked through frame by frame and showed what happened.

So let's start: If you go to securevotega.com, we have posted all the videos from State Farm for that day to cover the relevant periods. 5:23 a.m., the -- they walk in, and they discover what is essentially a pond on the floor, where you can see water coming out of the sky.

So they say: Okay, we can't do our work here this morning. They call in the State Farm people -- it's not Fulton County people, which is one of the other things they said, there's no

Fulton County work order to fix the water leak. And guess what? It wasn't in a Fulton County facility, it was the State Farm. So they were the ones who fixed the leak, and it was a urinal that had overflowed, because they were turned off because -- guess what, nobody's in State Farm because of Covid, other than this particular usage.

So they turned off all those things and it went over the edge of the relief valve, and that's what caused the leak. So they come in. Then you go to another one about 7:00 in the morning or so, where you have essentially the -- I don't know what to call it -- the drying Zamboni, is driving around on the carpet, cleaning it all up. Then at about 7:00 -- or 8:23, you see a woman bringing in the table in question that has been the point of Mr. Giuliani's 90-second clip. She's pulling it with one hand, and she sets it down. There's nothing underneath it. Okay?

Then you can fast forward to later in the day, about 9:45 or so; everybody there -- there were two groups of people there. There's cutters and there are scanners. What happened was, the cutters began putting their stuff away because

everybody's under the impression they were going to get home. We have discovered this. So they start putting covers over the cutting machines, and everything.

So then we see also while the monitors in the press are still in the room, they bring out the carriers which are normal absentee ballot carriers. And I will admit, when I listened to the audio of the phone call and the President brought that up again and I heard it on a radio ad again today, I wanted to scream -- well, I did scream at the computer, and I screamed in my car at the radio talking about this, because this has been thoroughly debunked.

They bring out the normal absentee ballot carriers, there are monitors in the room. There is press in the room. They take the ballots that have been opened, put them in carrier trays, and put them in there and then -- put them in the boxes, put the lid onto -- the lid matches the box, and then you see at one point during the video a woman crawling on the floor putting the numbered seals on him so they can keep the chain of custody.

Approximately, 10:25-10:30, the Secretary

in our office receives word that Fulton County is shutting down for the night at -- at State Farm arena. So as some of y'all who were there on Election might recall the Secretary got a little irritated with this and made his feelings quite known. He said: Some of us will be working through the night, we're glad to see that Fulton County sees the need to just go ahead and knock off for the evening.

So Chris Harvey, our elections director, then calls Rick Barron, the elections director for Fulton County, who was at the other location, which was their English Street Warehouse, because he was doing Election Day activities. Chris calls Rick.

Rick says: We're not shutting down. Well, Chris says: It looks like you are.

So then you can go back to the videotape and see Ralph Jones take a phone call at, approximately -- almost 11 o'clock. And you can see his shoulders kind of shrug. He takes the phone call; he's being told at that point by his boss Rick Barron: You need to stay and continue to scam.

So he hangs up the phone. He goes over to

them boxes, put some more seals on them, because obviously -- if you watch the videotape, many of the people that are there have been there since 7:00 in the morning. It's already 11 o'clock at night. They were all under the impression they were going to get to go home.

So you see him spend about 30 seconds going: Heck, what am I going to say to these people? So he walks back over to the corner of a desk and says: I got the word, we got to keep on scanning.

So they go back to the boxes that they -- you see them put under the table at the -- approximately, ten o'clock hour. There is videotape of this.

And this is what's really frustrating, the President's legal team had the entire tape, they watched the entire tape, and then from our point of view, intentionally misled the State Senate, the voters, and the people United States about this.

It was intentional. It was obvious. And anybody watching this knows that. Anyone watching it knows that. That's why we released the entire tape for people to watch.

So there's this claim that that was done. So they pull those out and begin to scan. Then the other claim comes about a woman named Ruby Freeman and multiple scanning. One of the things you need to understand is a normal ballot processing -- if there is a problem with a ballot, what it does is it stops, but before that four or five will get through; so they say: Delete that last batch, and rescan it so they scan properly. That is the normal process that is done.

Secondarily to that, everybody might be familiar with the fact the President wanted us to do a hand recount, a hand re-tally, which we ended up doing under our audit. That audit showed that there was no problem with machine scanning. If somebody took a stack of ballots and scanned them multiple times, you would have a lot of votes with no corresponding ballots.

So let's go over the numbers one more time: Statewide it was a -- for the (inaudible) number of ballots they were off by .1053 percent. For the margin they were off by .0099 percent. Which shows that the machine scanned properly, our counties did a great job of following these batches, and doing the hand count properly,

appropriately, with scrutiny and with observers.

So let's put that to bed right now.

And one of the other things we -- we did as part of our transparency is, we have put all of those tally sheets online for every county so you can go through and look at them all. And it's at, again, the securevotega.com.

Let's see -- let's go over the numbers the President's team is claiming. We have a little chart over here. They're claiming there were 2,056 felons that voted. Our research -- and we have better data because we're directly tied to the state government on this, by the Department of Corrections, and -- the -- the other department -- which I can't know recall what it's called right now -- basically attracts when people are on probation -- there we go.

We know exactly how many people voted for this, because we have an outward bound of 74 potential people who are felons voted. What that means is, that's the biggest number it could be. We will investigate and find out if some of these people completed their sentences, some of these people have the same name and birth date; so there'll be some crossover there. So 74 is the

outward bound, it's going to be lower than that. So let's be clear about that.

Then there's the claim that 66,248 people below the age of 18 voted. The actual number is zero. Let me be clear: 66,000 versus zero. And the reason we know that is because the dates are on the voter registration. There are four cases -- four where people requested their absentee ballot before they turned 18, but they turned 18 by Election Day. That means that is a legally cast ballot.

So, again, 66,000, which is the biggest single number they have on these kind of votes, versus zero.

They say that there's 2,423 people who voted without being registered. Let's just be clear about this: You can't do it. There cannot be a ballot issue to you. There's no way to tie it back to you. There's no way for them to have a name to correspond back to unless they are registered voters. So that number is zero.

Then we've got 1,043 illegally voted using a P.O. Box. Again we're going through the investigation on this; so far everyone we've seen has been when there is a mailboxes, et cetera, or

something like that in a multifamily building, like an apartment, so you will have what looks like P.O. boxes listed in the system, but they're actually the residential address of record for people who live in multifamily housing, like apartments. So that's everything we've seen. So we haven't seen anybody actually registering to vote at a -- at a USPS P.O. Box.

The next one is 4,926 voted past the legal registration deadline. Again, it's zero. We have zero record of anybody doing that, because the voter registration cutoff is the voter registration cutoff. So there's -- there's no corresponding way to do that. They couldn't be issued a ballot because they are not legally within the system of that to have ballots issued. 10,350 who died before the election.

Again, our information from the Department of Vital Records, we go through county by county, shows potentially two. So far two. It could change, it could go -- but it's not 10,000.

395 cast ballots in two states, we're investigating that. But again, then -- and we got double voters, which we're investigating -- but again, we're talking handfuls, not tens of

thousands. Let's remember -- I think we're all very clear on the number now, that it was 11,779. We've seen nothing in our investigations of any of these data claims that shows there's nearly enough ballots to change the outcome.

And the Secretary and I at this podium have said since November 3rd, there is illegal voting in every single election, in the history of mankind, because there are human beings involved in the process. It's going to happen. It's a question of limiting it and putting as many safeguards as you can in place to make sure it doesn't happen.

All right. Oh, yeah, we had part of the hand tally be discussed in relation to the potential double scanning. Let's just go to the other ridiculous claims, the Dominion voting machines are somehow using fractional voting or flipping votes. Again, by doing the hand tally, it shows none of that is true. Not a wit.

And let's go back to the overall claims about Dominion voting systems in general. If you look in Wisconsin, they're claiming Wisconsin was stolen through Dominion voting machines. In the 14 counties in which Dominion voting machines were

used in Wisconsin, the President got 59 percent of the vote.

And the -- in the counties in Pennsylvania where Dominion voting machines were used, he got 52 and-a-half percent of the vote; he made a claim at one point that 900,000 votes were deleted by Dominion machines, and the 14 counties where that -- where that happened, they had 1.3 million people vote. That was 70-some-odd percent plus -- a 76 percent turnout, in order for 900,000 to have been deleted, they would have had to have 160 percent -- no, 130 percent turnout. That did not happen, because it cannot happen.

Again, this is all easily provably false; yet, the President persists. And by him doing so undermines Georgian's faith in the election system -- especially Republican Georgians in this case, which is important because we have a big election coming up tomorrow; and everybody deserves to have their vote counted, if they want it to be, Republican and Democrat alike.

Now, let's move on to signature matching. There were claims about signature matching being -- not being done. They were -- and they were based on feelings, we believe no specific evidence

was ever brought up until in one of the Trump filings there was a specific allegation that signature verification was not being done on the absentee ballot request form properly in Cobb County during the June primary.

So that's the first time we had a specific actionable claim of signature match not being done. So with that in mind, the Governor graciously offered -- after the Secretary and he discussed potentially using GBI resources. So we got GBI to come alongside the Secretary of State investigators, multiple teams, Vic Reynolds stood here last week to announce the outcome of that, and of the 15,118 absentee ballot envelopes that they investigated, they found two with potential problems. Two. 99.99 was -- was properly done.

And of those two, the actual voter who was intended to be marked as voting, was the actual voter. There -- they could have been done through a cure period, which would be a better way to do that.

Another thing they want to talk about is the vast difference in rejection rates. Well, what we've seen is, there was not a vast difference in rejection rates. What's happening

is, in order to confuse people, because they don't understand election systems, is they're conflating the entirety of absentee ballots that were rejected, versus those that were rejected for signature mismatch or missing a signature.

Now, we're also comparing apples to oranges. In '16 -- I've done this so long I can't -- I don't want to screw up these numbers, but I'm going to give the general -- don't hold me to this exact number -- I think it was 0.26 percent in '18. It was 0.16 percent and -- in 2020, so far it's 0.15 percent. We've got some updated numbers on this now, and the difference is in 2019, HB316 was passed, which allowed there to be curing of ballots. So there are teams of Republicans and Democrats, young people running around the state as we speak, finding people who have signature issues to cure their ballots. That's going on right now.

And the Democrats did a much better job of that during the general election; the Republicans were not prepared. The Democrats had their own forms set up, they had teams set up, they were ready to go. It was sort of a late entry on the Republican side to do some of those.

And about 5,000 total ballots were rejected for some purpose, and about 2600 of those were cured; so that means the final rejection number was around 2400 ballots around the total of 5 million, or a percentage of 1.3 million that we saw that were voted absentee.

Let's go into some of the more new things. There is no shredding of ballots going on. That's not real. It's not happening. There's no -- there's shredding of envelopes that were the non-used ones or there's also shredding of the secrecy envelopes that came through; and we saw some of those in the Senate hearing, and it's obvious that they are the secrecy envelopes, which have no evidentiary value, because there's no signature on it, there's no way to match it back, they're just -- they're just basically trash.

The -- the law requires you keep the signature and oath envelopes and the ballots themselves for 22 months. Those are all being kept.

Let's see -- this is what I don't fully understand: No one is changing parts or pieces out of Dominion voting machines. That is -- that's -- that's not a real -- I don't even know

that means. It's not a real thing. That's not happening. The President mentioned on the call yesterday or -- or from two days ago that's -- again, not real. I don't even know how -- how exactly to explain that.

Let's see, Secretary Raffensperger does not have a brother named Ron Raffensperger. That is also not real. The President tweeted that out as well.

It's -- let's see. I got such a long list. Oh, yes, the other really fantastical thing we saw the other day was a potential hacking of Dominion equipment during a Senate hearing last week. That did not happen either.

Let's go over a couple reasons why: First of all, ballot marking devices and scanners, neither one have modems. It's very hard to hack things without modems. There's nothing to talk to. So let's get that clear.

The poll pads, which is a no-ink device, does have the ability to connect to Wi-Fi, which we use it for loading purposes, and in case there's an issue on Election Day, but they are not hooked up live all the time.

And if they saw anything -- they could see

traffic back and forth, but it would, basically, be like watching a river go by, you couldn't get in. It's -- it's essentially if they did; which we have no proof of.

We have claim after claim after claim with zero proof. Zero. And signed affidavits are part of an evidentiary trail, but they have to be investigated. And let's remember, everybody who came and gave testimony -- it was public comment -- at the State Senate hearing; this office was never asked to come and discuss those items with that State Senate hear- -- State Senate subcommittee. That didn't happen either; which I find interesting because, obviously, they're making wild claims that -- again, undermine people's faith in the system.

Let's see -- oh, yeah; this is another one that came over the weekend from the former -- from the founder of overstock.com, that they had found thousands and thousands of fake ballots in a Fulton County warehouse. For any of you all in the press who have been to the Fulton County warehouse, these are the emergency ballots that have been sitting in that warehouse since before the November election, very much in plain view,

everybody to see.

And what happened -- the reason they had a high number -- first of all, every county has to have those emergency ballots by -- by rule. The State Election Board rule says you have to have 10 percent of the available ones for each polling location, and they have to be printed for that polling location for the ballot (inaudible), so they can track it properly.

In Fulton County's case, you all may remember that there was a Covid outbreak in their warehouse, not long before the logic and accuracy testing period was happening for the general election. In a very wild abundance of caution they had what they referred to as not Plan A, not Plan B, what they referred to as Plan C, which was if we can't get people in to do the logic and accuracy testing on all of our equipment, we're going to print up 100 percent of our ballots we need to let hand-marked ballots be what we have to do if we cannot get the machines done.

They did that out of an abundance of caution given the unknowable unknowns surrounding Covid and their ability to get employees in to do that. They were thankfully able to get the

employees in. Dominion staff came in to help them make sure they got a logic and accuracy test done; so they were able to deploy all of their BMVs and BMD carriers and scanners, so they didn't have to use those ballots; but that's why those ballots existed.

They are not fake ballots. They are real ballots. They are unused ballots. And what I find really interesting about this is they were in shrinkwrapped items, in boxes that are sealed; what can you do with those? They're sitting right there. Everybody saw them.

Let's see -- I'm trying to think what -- what other -- here's part of the problem, y'all -- I sit (inaudible) try to write down everything that we see that comes over the Internet as a -- as a potential thing of disinformation. It gets exploded. We all look at these things, we know there's lots of bots that are doing it. We have foreign powers that are pushing some of these things at the same time.

So here's the takeaway from all this: This office has been open and transparent. We are continuing investigations. There are questions about pristine ballots. That's one last thing,

the pristine ballot thing. There are three reasons you can have the, quote-unquote, pristine ballot; which is, essentially, the absentee, slash, emergency, slash, provisional ballot.

There's -- the first one, military and overseas voters oftentimes will get what they call an electronic ballot; what happens is, once we get the ballot built, starting the 49th or the 45th day, we will send e-mails out to those people who -- who want to have electronic ballot delivery, which is many of our military servicemen and women. So they take that, they print it, and they bubble in their choices.

Now, obviously, that's on an eight and-a-half by 11 piece or 11 by 14 where they can print it on, so it's not sized properly to go through a scanner. So when that comes back to the county, they will duplicate that on a flat, unfolded piece of paper, on the absentee ballot, slash, emergency ballot. That's a normal process for many of the military and overseas voters that are electronically delivered.

The other situation you might see that in is an emergency ballot situation. If a ballot marking device goes down or wasn't used, which is

the case we saw in the morning in Spalding County on Election Day, they will use the emergency ballots as backup. And those will just be scanned directly in the machine and not folded. And the -- the final place you would see that is on a damaged or adjudicated ballot that was not adjudicated through the electronic system. Or in Fulton's case, what you saw was they were putting so many of the absentee ballots through their cutters, that occasionally it would catch the ballot itself and slice it.

In Fulton County's case they did the vast majority -- I think 100 percent of their duplication on a BMD. In Cobb County's location, I think they did all those on hand-marked paper ballots. So there's a difference of use and processes within each one of the counties. So that's why you would see quote/unquote pristine ballots.

Wednesday: We've all heard the reports that there's going to be several Senators and Congressmen who will be objecting to the electors being seated. We anticipate that each time they do that they're going to go -- they'll separate out, they'll have a debate for two hours, the

State of Georgia's electors will get seated, they will look at this evidence, as best they can, in such a way and it will be voted on by the House and Senate; and we anticipate that, and that will approve our certification was proper at the end of the day, and that we followed the process properly.

And I -- and I give you back to Senator Tom Cotton's statement from earlier today, he says this is the process that we follow, this is the appropriate step under the Constitution of the laws in the State of Georgia, and the laws in the United States.

So with that, I want to say: If you're a Georgia voter, if you want your values reflected by your elected officials, I strongly beg and encourage you go vote tomorrow. Do not let anybody discourage you. Do not self-suppress your own vote. Do not make a self-fulfilling prophecy out of doing this. Don't let anybody steal your vote that way.

And that's what's happening, if you self-suppress you're -- you're taking away your important voice from this election.

So with that, I'll go ahead and take any

questions y'all got. Sorry? Oh, sorry. I got (inaudible) microphone back there. Justin?

JUSTIN: Hey. Yeah, is the Secretary of State or the State Election Board considering asking either the Fulton D.A., or the Georgia Attorney General, to investigate the call with the President over the weekend?

GABRIEL STERLING: I do not know that.

JUSTIN: Any discussions of that?

GABRIEL STERLING: Not that I'm aware of.

REPORTER: From all that you said there -- I mean, do you believe, as some have said, that what happened in that phone call was -- was an attack --

GABRIEL STERLING: I'm having a really hard time hearing you. I apologize.

REPORTER: I'll go there. Do you believe that some have said that this is an attack on democracy --

GABRIEL STERLING: There we go.

REPORTER: You can hear that. I'll start again.

GABRIEL STERLING: Yes.

REPORTER: As some have said, do you believe that what happened in that phone call was

an attack on democracy?

GABRIEL STERLING: I'll leave other people to make the decision on that. I personally found it to be something that was not normal, out of place, and -- and nobody I know who would be President would do something like that to a Secretary of State.

REPORTER: Thank you.

GABRIEL STERLING: Yes, Mark.

MARK: Afternoon. Looking forward to tomorrow. Have you heard about any threats or security problems or anything that could interfere with people voting, and also what do you expect turnout to be like tomorrow?

GABRIEL STERLING: Well, I anticipate there will be a high turnout, and there's a -- there's a large bucket of voters in -- in many congressional districts that could potentially show up. We anticipate there could be any number of potential threats out there that could be attempting to encourage or discourage turnout.

We encourage everybody to please turn out, and be safe, be smart; and don't let anybody get in the way of you casting your vote.

MARK: And have you heard about any

threats, will there be extra security?

GABRIEL STERLING: We've discussed with GBI, FBI and sheriffs' departments potentially there being threats. And we've seen some of that nature potentially out there that are under investigation.

Yes, ma'am.

REPORTER: Hi. Hi, Gabe. Lane Alexander with NBC news. Following up very quickly on Justin's question: Two members of the Board of Elections, the state Board of Elections have called on the Secretary of State's office to investigate that phone call; how is the Secretary's office responding, is there any plan to investigate or will they block that -- will you block that investigation anyway?

GABRIEL STERLING: I'm not aware of any discussion specifically on that yet; but I'm sure it will be taken under -- under advisement.

REPORTER: And I'll ask you very quickly about the secretary's desire to have that phone call recorded; why did he want that call recorded, was he concerned about anything improper being said or that he may need to release it later?

GABRIEL STERLING: I think given the

environment we're in right now, and political situation that we're in, and the history of the President -- knowing that he sometimes doesn't necessarily characterize things as they might have actually occurred, it was a -- out of an abundance of caution. But I'm sure many people -- I'm sure the President's side recorded it, too. So it -- they might have been the ones that leaked part of that as well.

REPORTER: Thank you.

REPORTER: (Inaudible) with Fox News National. How do you interpret the President asking the Secretary of State to, quote, find votes on that phone call; is it fair to say the President was asking the Secretary of State to fraudulently find or flip votes?

GABRIEL STERLING: I don't know he was trying to fraudulently find the votes; but the thing is, we have certified this election, so there are no more votes to find. And we -- we will continue investigations, and he has an election challenge. And one of the things they were discussing on that phone call was they have sued the State of Georgia and the Secretary of State.

There are rules of evidence to follow once you do that; trying to go outside of that is an issue. And we've said -- we've said -- I believe we sent their -- our lawyers had sent their lawyers a letter saying: If you want to dismiss your challenge, we're more than happy to share this data with you to show that your data is incorrect and you have, in fact, lost the State of Georgia.

REPORTER: The Bureau of Investigation says there's an unprecedented number of threats statewide; are you aware of any of those types of threats (inaudible) --

GABRIEL STERLING: I'm sorry, I didn't -- the unprecedented number of threats, what?

REPORTER: The Bureau of Investigation says that there's an unprecedented number of threats that have come in statewide regarding the election; we're not sure the nature of those threats.

Are you aware of what type of threats you guys may --

GABRIEL STERLING: We're aware of some, but we're trying to not discuss in too much detail about that while they try to investigate and find

out what the actual nature of those threats may be.

REPORTER: Hey, Gabe. Konstantin Toropin with CNN. So I -- this is now the second sort of conversation that the Secretary of State had -- that has been reported out on this topic; first it was Lindsey Graham earlier in November, and now the President.

Has the -- has the Secretary of State's office been contacted by any other members of the Trump Administration or GOP officials?

GABRIEL STERLING: Well, I mean, our office is contacted by Democrats/Republicans like pretty consistently to discuss election issues. So yes, that -- that has occurred. Specifically, I -- it's a little bit of a broad question, I think. But we -- we get contacted by members of the Administration. We get contacted by Democrats. We get (inaudible) by Republicans.

REPORTER: Have -- have you been contacted by on -- the topic of these -- some of these conspiracy theories that you've outlined today?

GABRIEL STERLING: I mean, no more than my normal of having to explain the ridiculousness of many this -- this disinformation. So thank you

all very much.

REPORTER: Excuse me. The Secretary of State was asked by a federal judge to meet with Black Voters Matter to return wrongly (inaudible) purged voters back to the voter rolls. Why do you refuse to meet with the Black Voters Matter before this vote?

This is the second time you've ducked this question. And it's the third time you ducked Black Voters Matter. Okay. Greg Powell (inaudible) radio network. Thank you.

(End of the recording.)

C E R T I F I C A T E

I, Jackie Mentecky, Transcriptionist/Court Reporter, do hereby certify that I was authorized to transcribe the foregoing recorded proceeding, and that the transcript is a true and accurate transcription of my shorthand notes to the best of my ability taken while listening to the provided recording.

Dated this 7th day of January, 2021.



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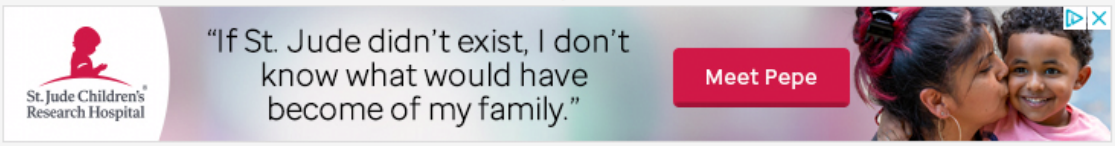

Trump still wins small Michigan county after hand recount

December 18, 2020

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BELLAIRE, Mich. (AP) — A livestreamed recount of the presidential election in a small Michigan county turned up no sign of shenanigans Thursday, only a handful of additional votes for President Donald Trump.

Trump padded his Antrim County victory with 11 more votes, while Joe Biden lost one. The Republican county in the northern Lower Peninsula has been under intense scrutiny since the Nov. 3 election when initial results showed a local victory for Biden.

It was attributed to human error, not any problems with voting machines, and corrected. But a judge still took the extraordinary step of allowing a resident to take forensic images of election equipment.

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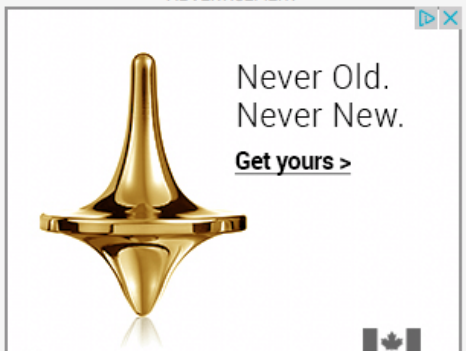

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The hand tally "confirmed the truth and affirmed the facts: Dominion's voting machines accurately tabulated the votes cast for president in Antrim County," said Secretary of State Jocelyn Benson.

"It is time for the disinformation campaigns to stop, and for elected and other leaders on both sides of the aisle to unequivocally affirm that the election was secure and accurate," Benson said.

Biden lost Antrim County but won Michigan by 154,000 votes.



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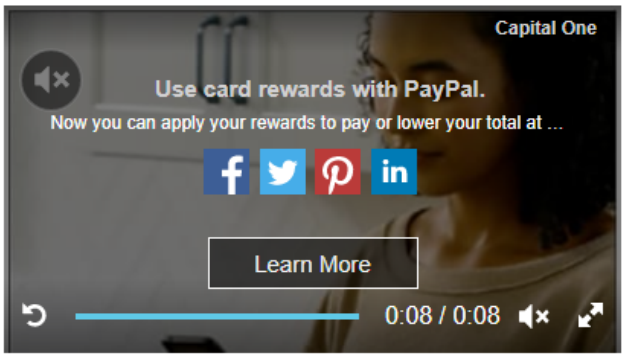

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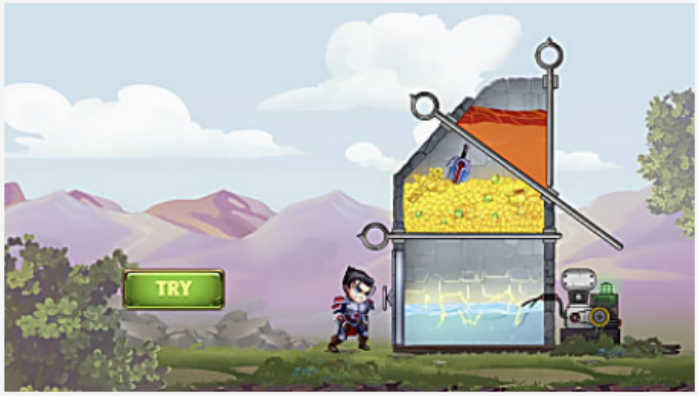

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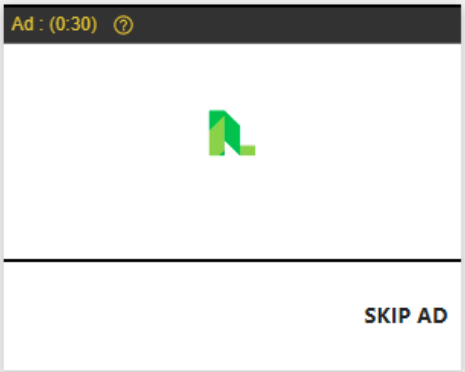

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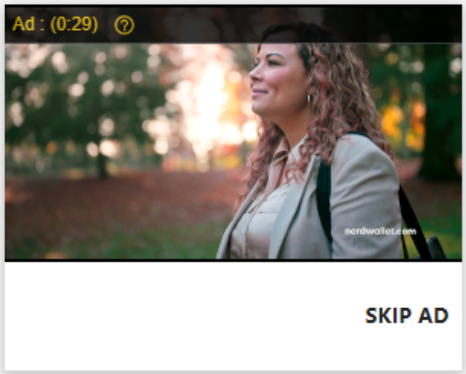

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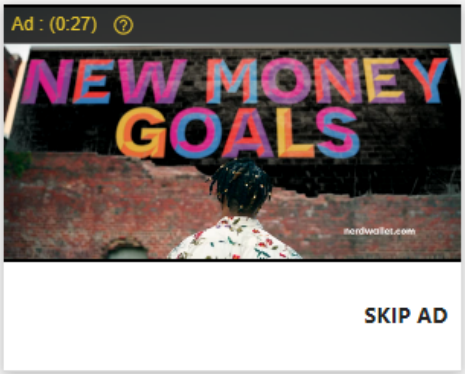

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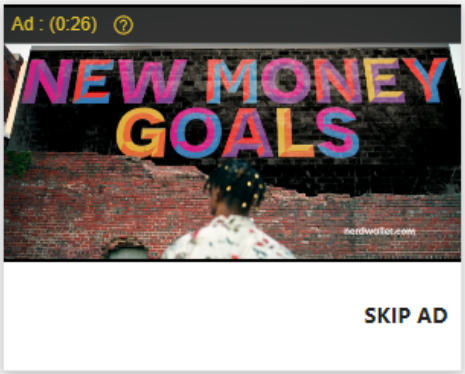

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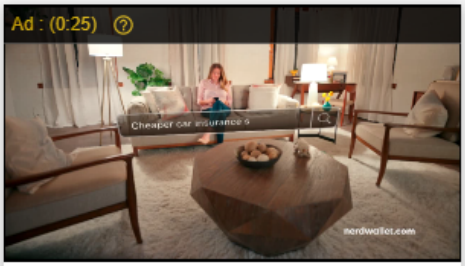

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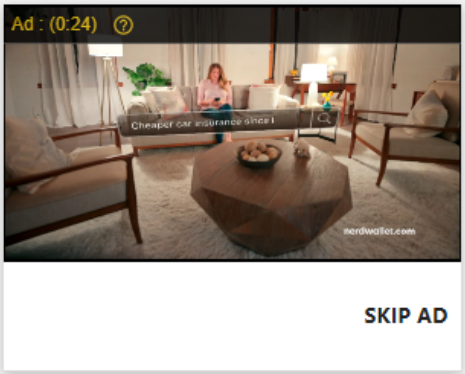

Exhibit 16

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The Times Called Officials in Every State: No Evidence of Voter Fraud

The president and his allies have baselessly claimed that rampant voter fraud stole victory from him. Officials contacted by The Times said that there were no irregularities that affected the outcome.

2028



Frank LaRose, a Republican who serves as Ohio's secretary of state, reported no serious irregularities with voting in last week's election. Maddie McGarvey for The New York Times



By Nick Corasaniti, Reid J. Epstein and Jim Rutenberg

Published Nov. 10, 2020 Updated Nov. 19, 2020

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By Nick Corasaniti, Reid J. Epstein and Jim Rutenberg

Published Nov. 10, 2020 Updated Nov. 19, 2020

PHILADELPHIA — Election officials in dozens of states representing both political parties said that there was no evidence that fraud or other irregularities played a role in the outcome of the presidential race, amounting to a forceful rebuke of President Trump's portrait of a fraudulent election.

Over the last several days, the president, members of his administration, congressional Republicans and right wing allies have put forth the false claim that the election was stolen from Mr. Trump and have refused to accept results that showed Joseph R. Biden Jr. as the winner.

But top election officials across the country said in interviews and statements that the process had been a remarkable success despite record turnout and the complications of a dangerous pandemic.

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"There's a great human capacity for inventing things that aren't true about elections," said Frank LaRose, a Republican who serves as Ohio's secretary of state. "The conspiracy theories and rumors and all those things run rampant. For some reason, elections breed that type of mythology."

ELECTION RESULT *Can Trump still win? No. He already lost*

Steve Simon, a Democrat who is Minnesota's secretary of state, said: "I don't know of a single case where someone argued that a vote counted when it shouldn't have or didn't count when it should. There was no fraud."

"Kansas did not experience any widespread, systematic issues

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There was no fraud."

"Kansas did not experience any widespread, systematic issues with voter fraud, intimidation, irregularities or voting problems," a spokeswoman for Scott Schwab, the Republican secretary of state in Kansas, said in an email Tuesday. "We are very pleased with how the election has gone up to this point."

The New York Times contacted the offices of the top election officials in every state on Monday and Tuesday to ask whether they suspected or had evidence of illegal voting. Officials in 45 states responded directly to The Times. For four of the remaining states, The Times spoke to other statewide officials or found public comments from secretaries of state; none reported any major voting issues.

Statewide officials in Texas did not respond to repeated inquiries. But a spokeswoman for the top elections official in Harris County, the largest county in Texas with a population greater than many states, said that there were only a few minor issues and that "we had a very seamless election." On Tuesday, the Republican lieutenant governor in Texas, Dan Patrick, announced a $1 million fund to reward reports of voter fraud.

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Some states described small problems common to all elections, which they said they were addressing: a few instances of illegal or double voting, some technical glitches and some minor errors in math. Officials in all states are conducting their own review of the voting — a standard component of the certification process.

TRACKING VIRAL MISINFORMATION *Every day, Times reporters chronicle and debunk false and misleading information that is going viral online.*

Perhaps none of the Trump campaign's claims received more

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debunk false and misleading information that is going viral online.

Perhaps none of the Trump campaign's claims received more attention than an allegation made over the weekend in Pennsylvania by Rudolph W. Giuliani, the president's personal lawyer. On Saturday, Mr. Giuliani held a news conference in the parking lot of a Philadelphia landscaping company and claimed that the election in the city had been rife with fraud.

The office of the state's top law enforcement official said that there was no evidence to support Mr. Giuliani's claims, and that the election in the state was "fair and secure."

"Many of the claims against the commonwealth have already been dismissed, and repeating these false attacks is reckless," said Jacklin Rhoads, a spokeswoman for Josh Shapiro, a Democrat who is Pennsylvania's attorney general. "No active lawsuit even alleges, and no evidence presented so far has shown, widespread problems."



Ballots were counted in Atlanta last week. President-elect Joseph R. Biden Jr. leads by more than 11,000 votes in Georgia. Lynsey Weatherspoon for The New York Times

What emerged in The Times's reporting was how, beyond the president, Republicans in many states were engaged in a widespread effort to delegitimize the nation's voting system.

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Some Republicans have even turned to lashing members of their

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Some Republicans have even turned to lashing members of their own party who, in their eyes, did not show sufficient dedication to rooting out fraud. In Georgia, where Mr. Biden is leading, the two Republican senators, Kelly Loeffler and David Perdue, both of whom are in a runoff to gain re-election, have called for the resignation of the Republican secretary of state, Brad Raffensperger. "The secretary of state has failed to deliver honest and transparent elections," the senators said in a statement.

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In Washington, the losing Republican candidate for governor, Loren Culp, has disputed the Republican secretary of state's determination that the election there was free of fraud. The secretary of state, Kim Wyman, has in turn challenged Mr. Culp, trailing by roughly 14 percentage points in the results, to produce evidence. "It's just throwing grass at the fence at this point," she said in an interview. "See what sticks."

Democrats have more frequently been the target of criticism. Last week, the Republican leadership of the Pennsylvania state legislature called on Kathy Boockvar, the Democratic secretary of state, to step down. In Wisconsin, the Republican speaker of the Assembly announced he would form committees to investigate voter fraud in the wake of Mr. Biden's narrow victory in the state, though there is no evidence of any. Republican lawmakers in Michigan on Saturday voted to issue subpoenas for documents in search of "election irregularities."

Indeed, Republicans in all three "blue wall" states have initiated "investigations" or called for audits — which is redundant given the certification work already underway. Democrats say this is simply a way to undermine confidence in the results.

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the certification work already underway. Democrats say this is simply a way to undermine confidence in the results.

On Monday, the Trump campaign accelerated their legal efforts, filing a lawsuit in the seven Pennsylvania counties where the president lost that claimed mail voting created an unfair, "two-tiered" system during the election — though the system is also in place in counties the president won. The campaign also announced plans to file another suit in Michigan.

The president has kept up a barrage of Twitter posts with false claims about improprieties in Nevada and Pennsylvania, predicting he'd prevail in Georgia, where he is behind, and said Wisconsin "needs a little time statutorily," though he offered no explanation for what he meant.

Nellie Gorbea, the Democratic secretary of state in Rhode Island, said the amount of attention on the election would make illegal voting extremely difficult. "It would be nearly impossible to do voter fraud in this election because of the number of people tuned in," she said.

Voting fraud in the United States is extremely rare. The irregularities that do occur are often inconsequential, isolated in nature, and unlikely to alter the outcome of an election. The most significant episode of election fraud over the past several years involved an alleged effort to manipulate ballots to benefit a Republican candidate for Congress in North Carolina, Mark Harris, in 2018. The scheme forced a new election and an operative who worked for Mr. Harris, L. McCrae Dowless, is under indictment. Mr. Harris was not charged with wrongdoing, and denied any role.

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Republican leadership of the Pennsylvania state legislature called on Kathy Boockvar, the secretary of state of Pennsylvania and a Democrat, to step down.
Gabriela Bhaskar for The New York Times

In the case of the 2020 election, Mr. Biden's margins in the blue wall states of Pennsylvania, Michigan and Wisconsin are all in the tens of thousands. Even in Georgia, where Mr. Biden leads by more than 11,000 votes, it would be hard to uncover enough voting irregularities to change who won.

"We have not seen any evidence of fraud or foul play in the actual administration of the election," said Jake Rollow, a spokesman for Jocelyn Benson, the Democratic secretary of state in Michigan. "What we have seen is that it was smooth, transparent, secure and accurate."

Still, Mr. Trump has been fixated on voter fraud since 2016, when he falsely claimed that vote stealing had cost him the popular vote, which he lost by roughly 3 million. In the election's aftermath, he formed a voting fraud commission that disbanded with no findings amid charges of secrecy, bias and overreach.

Mr. Trump's attack on the election system this year has relied on either outright fabrication or gross exaggeration involving the sorts of small problems that typically come up in elections.

In Ohio, for instance, Mr. LaRose said that while it was not unusual to discover a handful of improprieties in a statewide election, systemic fraud has not happened.

"In the past, I've referred people to local prosecutors and the attorney general for noncitizens voting," he said. "It's like tens or dozens of people, not hundreds. There's no acceptable level of voter fraud and we take every one of those cases seriously."

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The tension over voting has been most palpable in Georgia. The Trump campaign and the two Republican senators have complained about transparency, which Mr. Raffensperger, the secretary of state, called "laughable."

"We were literally putting releases of results up at a minimum hourly," he said in a statement. "I and my office have been holding daily or twice-daily briefings for the press to walk them through all the numbers. So that particular charge is laughable."

He added that while there were likely small instances of fraud, he did not expect it to be significant enough to affect the outcome.

The absence of any major findings of fraud or irregularities, and the willingness of even Republican election officials to attest to smooth operations, have also undercut Mr. Trump's legal efforts.

In Michigan, the Trump campaign has sued, saying that their poll watchers were not given access to properly observe ballot counting in Detroit. But election officials in the city deny that, saying there were dozens of poll watchers from both campaigns inside the main counting center there.



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Gabriel Sterling, the voting implementation manager in the Georgia Secretary of State's office, has methodically debunked various claims of voting irregularities and systemic issues. Megan Varner/Getty Images

Last week, a judge denied a Trump campaign bid to halt counting based on complaints about observers, dismissing key evidence as "vague" and as "hearsay."

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The accusations of fraud from the president and his allies were noticeably absent from states where Mr. Trump and his fellow Republicans did well.

In South Carolina, for instance, the Republican incumbent, Senator Lindsey Graham, won relatively easily over Jaime Harrison, despite the fact that polls showed a tight race there. The South Carolina Election Board chairman John W. Wells said late Monday, "I have not heard of any" substantive allegations of fraud in the state, though he added he would await a final determination in the certification and protest process.

Asked if Mr. Graham was concerned about results in his state, a spokesman said the senator has "discussed states where the margins are close" but invited South Carolina voters to step forward with any "evidence of fraud or irregularities."

Mr. Graham, a close ally of Mr. Trump, has taken up the president's cause. He asked the Department of Justice to investigate claims

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margins are close" but invited South Carolina voters to step forward with any "evidence of fraud or irregularities."

Mr. Graham, a close ally of Mr. Trump, has taken up the president's cause. He asked the Department of Justice to investigate claims made in an affidavit the Trump campaign shared with him from a Postal Service worker in Erie, Pa. The worker made allegations of impropriety at the local Postal branch based largely on a conversation he said he overheard.

Late Tuesday, the credibility of that affidavit came into question after the House Oversight Committee reported on Twitter that the worker recanted his story in discussions with the Postal Service's Office of Inspector General. The worker later denied he recanted in an online video.

One of the secretaries of state who did not respond to requests for comment about the election in his state was Corey Stapleton of Montana, an outgoing Republican. But Mr. Stapleton did post a message implicitly addressing the president's ongoing fraud claims. "I have supported you, Mr. President," he wrote. "@realDonaldTrump accomplished some incredible things during your time in office! But that time is now over! Tip your hat, bite your lip, and congratulate @JoeBiden."

Michael Wines, Mike Baker, Giulia McDonnell Nieto del Rio and Will Wright contributed reporting.

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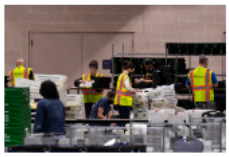

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Nick Corasaniti covers national politics. He was one of the lead reporters covering Donald Trump's campaign for president in 2016 and has been writing about presidential, congressional, gubernatorial and mayoral campaigns for The Times since 2011. @NYTnickc · Facebook

Reid J. Epstein covers campaigns and elections from Washington. Before joining The Times in 2019, he worked at The Wall Street Journal, Politico, Newsday and The Milwaukee Journal Sentinel.

Jim Rutenberg is a writer-at-large for The Times and the Sunday magazine. He was previously the media columnist, a White House reporter and a national political correspondent. He was part of the team that won the Pulitzer Prize for Public Service in 2018 for exposing sexual harassment and abuse. @jimrutenberg

A version of this article appears in print on Nov. 11, 2020, Section A, Page 1 of the New York edition with the headline: Election Officials Nationwide Find No Fraud. Order Reprints | Today's Paper | Subscribe

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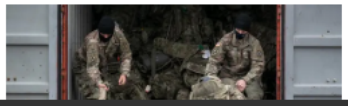

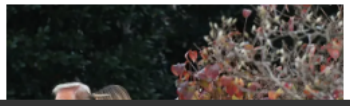

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NATIONAL

How Misinformation Lit The Fire Under A Year Of Political Chaos In Michigan

January 1, 2021 · 12:59 PM ET

ABIGAIL CENSKY

FROM WKAR



Supporters of President Trump bang on the glass and chant slogans outside the room where absentee ballots for the 2020 general election were counted at TCF Center on November 4, in Detroit, Mich.

Jeff Kowalsky/AFP via Getty Images

The day Michigan's electors gathered in the state Capitol, Gov. Gretchen Whitmer paused briefly on the checkered marble floor before entering the state Senate chamber.

"Obviously [we] never could've imagined..." she paused to laugh, emphasizing her next word, "anything... about this year. But it's an honor to play a role here in finalizing this vote, respecting the will of the people and making sure Michigan's voice is heard."

That day, electors were escorted in by the state police. The building itself was closed to the public and other lawmakers because of credible threats



emphasizing her next word, "anything ... about this year. But it's an honor to play a role here in finalizing this vote, respecting the will of the people and making sure Michigan's voice is heard."

That day, electors were escorted in by the state police. The building itself was closed to the public and other lawmakers because of credible threats of violence after more than six months of political turmoil in the state.

That evening, after weeks of rampant allegations of election fraud by President Trump's supporters, the Republican state Senate Majority Leader Mike Shirkey tweeted that the Michigan Senate had "not discovered material proof of malicious behavior thus far. If Sidney Powell or anyone else has concrete proof that voting machines were manipulated, it's past time they share it."

But the damage was already done. Outside, state police blocked a handful of Republican state representatives who tried to gain access to the building in order to seat an alternate slate of electors as the state's 16 electoral votes were cast for Joe Biden, who won the state by 154,188 votes.

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In the dumpster fire year of 2020, Michigan has had its own political storm going all the way back to the March primary when the state detected its first cases of COVID-19. The weekend before, Vermont Sen.Bernie Sanders drew thousands to rallies in Ann Arbor and Grand Rapids and President-Elect Joe Biden gathered large crowds in Detroit.

Protests and the alleged plot to kidnap the governor

In the spring, frustration with Gov. Whitmer's stay-at-home orders manifested in the country's largest so-called gridlock protest in Lansing, followed by protests that rippled into the spring. Rallies became a place where extreme views and conspiracies could grow. Rally attendees who





Protests and the alleged plot to kidnap the governor

In the spring, frustration with Gov. Whitmer's stay-at-home orders manifested in the country's largest so-called gridlock protest in Lansing, followed by protests that rippled into the spring. Rallies became a place where extreme views and conspiracies could grow. Rally attendees who alleged Whitmer was a tyrant mingled with anti-vaxxers and heavily-armed protesters.

At a June protest, as an FBI criminal complaint later revealed, men linked to the militia movement who believed some state governments were violating the U.S. constitution, allegedly attempted to recruit others to attack the state Capitol and join their plan to kidnap Whitmer and try her for treason.

"Anytime you're in a position of uncertainty, you're going to be more willing to accept things that are false or misleading, so long as they just make you feel better," says Dustin Carnahan, who studies misinformation as an associate professor of Communications at Michigan State University. "And I don't think that was unique to us."

But Carnahan says being a swing state made Michigan vulnerable to those who wanted to influence or sow doubt in 2020 politics.

Carnahan says that misinformation wasn't central to the alleged plot to kidnap the governor or the protests, but kernels of misinformation were allowed to grow into larger conspiracies.

"What becomes dominant is the conspiracy — this overall kind of belief that this is part of some larger plot to seize control," says Carnahan.

The election

Immediately after the November election, misinformation was warped — some unwittingly, some in deliberate disinformation campaigns — into broader conspiracy theories. One theory alleged that widespread voter fraud had occurred at the absentee counting board in Detroit. Another claimed a clerical error in a rural Michigan county was evidence of a Dominion Voting System software manipulation. In Wayne County, some argued that disagreements should have prevented the certification of election results.

Underneath those, though, some say it was the failure to change state law around absentee ballot processing that created a post-election environment ripe for informational manipulation.





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Underneath those, though, some say it was the failure to change state law around absentee ballot processing that created a post-election environment ripe for informational manipulation.

By law, Michigan's more than 3 million absentee ballots could not be counted until election day. That night, it appeared as if President Trump had the lead, but by Wednesday as absentee ballots continued to be counted, Biden pulled ahead and Republican groups began recruiting supporters to flood the TCF center in downtown Detroit where absentee ballots were being counted. Protesters banged on glass windows chanting "stop the vote."

"The American people need to have confidence in our elections," declared Republican National Committee Chairwoman Ronna McDaniel, standing in front of a wall emblazoned with red, white, and blue Trump-Pence 2020 and "Keep America Great" signs. "Right now, we don't have that because across the country Democrat officials are shutting down transparency, especially here in the state of Michigan."

The press conference was just the beginning. What followed were countless lawsuits, affidavits from aggrieved Republican poll watchers and clerical errors that were touted by senior party officials as evidence of irregularities in the state.

Over the following weeks, the President repeatedly tweeted false claims about the election in Michigan and other states. After one board of county canvassers voted not to certify their election results (a move they reversed before their meeting adjourned) Trump falsely announced, "Wow! Michigan just refused to certify the election results! Having courage is a beautiful thing. The USA stands proud!"

In fact, at their scheduled meeting nearly a week later, the Board of State Canvassers certified the results that President-Elect Joe Biden won the state by 154,188 votes.

Yet Republicans in the state say they continued to field calls from angry supporters who believed assertions of widespread fraud, even after they were thrown out of state and federal courts. The Republican-controlled state legislature held oversight hearings into alleged "irregularities" allowing witnesses, many of whose affidavits had been tossed out of court, to testify in blockbuster hours-long hearings.

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supporters who believed assertions of widespread fraud, even after they were thrown out of state and federal courts. The Republican-controlled state legislature held oversight hearings into alleged "irregularities" allowing witnesses, many of whose affidavits had been tossed out of court, to testify in blockbuster hours-long hearings.

Former Director of Elections, Chris Thomas, who served a long tenure under both Democratic and Republican Secretaries of State, explained it this way while testifying under oath:

"Few elections are perfect. There are mistakes for sure. However, it is an unreasonable leap to equate mistakes with fraud. Quite simply fraud is not a mere mistake. Fraud requires intent."

It isn't unusual for misinformation that begins with some small element of truth to make way for a larger conspiracy with the power to erode faith in the democratic process, says Carnahan, the associate professor of Communications at Michigan State University.

"To what extent do we allow these people to have a platform to make their points, no matter how unfounded or misleading they are?" he asks.

Fallout from Giuliani in Lansing

When Rudy Giuliani, President Trump's lawyer, appeared in Lansing with witnesses to present allegations of election fraud, state Rep. Cynthia Johnson, a Democrat who represents Detroit, asked why witnesses weren't testifying under oath and why there were no Democratic election workers testifying.

"The world is watching us right now," Johnson said, pressing the Republican committee chair to answer her questions before he gaveled her down for being out of order.

After the hearing, clips of Johnson circulated on conservative media. Johnson received lynching and death threats, some of which she made public. When she posted a Facebook Live video urging her supporters to "Do right. Be in order. Make them pay," edited clips made the rounds on the conservative social media site Parler. Johnson was later stripped of her committee assignments by Republican leadership for making threatening statements.

Johnson told the *Michigan Advance* she viewed the backlash as a "digital lynching." At later hearings, the CEO of Dominion Voting Systems and a former longtime elections director were put under oath.





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Days before Christmas, Senate Majority Leader Mike Shirkey told *Bridge Michigan,* "Our investigation, which has been very intense, discovered none, none of the allegations and accusations against Dominion [are] true."

"The legislature had the right and responsibility to review election systems and air-out serious claims of fraud," says Republican public relations consultant John Sellek, which gave clerks an opportunity to lay out the facts.

But in attempting to wage peace with angry Trump voters state legislators also allowed, "Giuliani and his team put on an embarrassing show that ultimately exposed the clear lack of evidence of voter fraud and likely backfired with somewhat-questioning voters who then saw the entire thing turned into a skit on Saturday Night Live," says Sellek.

He says after a year rife with misinformation and conspiracy, "Frankly, it is what comes next as far as election security and conspiracy busting that will matter most."

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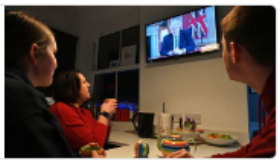

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Exhibit 18

Maricopa County
Board of Supervisors
301 West Jefferson Street • 10th Floor • Phoenix, AZ 85003 • www.maricopa.gov

November 17, 2020

Dear Maricopa County voters,

Members of the Board of Supervisors continue to hear from government leaders and the public about the integrity of Maricopa County elections. We want to assure you that proper steps have been taken to ensure a full and accurate count of all votes.

Here are the facts:

- The evidence overwhelmingly shows the system used in Maricopa County is accurate and provided voters with a reliable election. On Election Day, fewer than 200 ballots had an over vote on the presidential race out of more than 167,000 ballots cast.
- The Dominion tabulation equipment was vetted by a bipartisan, "Equipment Certification Advisory Committee" before the contract was finalized. As required by law (A.R.S 16-442), the committee tested the functionality and accuracy of tabulation equipment before it was used in any Arizona elections.
- The Dominion tabulation equipment met mandatory requirements during logic and accuracy testing before the Presidential Preference Election, the Primary Election and the General Election. And after each of these 2020 elections, the hand count audit showed the machines generated an accurate count. (See Fact Page)
- Last week, the Elections Department conducted the mandatory hand count of Election Day ballots from two percent of vote centers and 1 percent of Early Ballots as required by Arizona law and it yielded a 100 percent match to the results produced by the tabulation equipment. All three political parties participated in the hand count audit. This is a statistically significant sample of thousands of votes, which would have caught irregularities.
- There are triggers in Arizona law to require another hand count or even a recount in the case of a close contest. None of those thresholds have been met during the 2020 General Election.

More than 2 million ballots were cast in Maricopa County and there is no evidence of fraud or misconduct or malfunction. Board members listened to and considered many theories about the election results. We asked, and continue to ask critical questions of County staff and none of these theories have proven true or raised the possibility the outcome of the election would be different.

The Board is required to canvass the election by November 23, 2020 (A.R.S 16-642). It is time to dial back the rhetoric, rumors, and false claims. I appreciate the efforts of our elections staff who worked tirelessly to run this election during a pandemic. No matter how you voted, this election was administered with integrity, transparency and in accordance with state laws.

Thank you,

Clint Hickman
Chairman, Maricopa County Board of Supervisors

Exhibit 19

JOINT STATEMENT FROM ELECTIONS INFRASTRUCTURE GOVERNMENT COORDINATING COUNCIL & THE ELECTION INFRASTRUCTURE SECTOR COORDINATING EXECUTIVE COMMITTEES

Original release date: November 12, 2020

WASHINGTON – The members of Election Infrastructure Government Coordinating Council (GCC) Executive Committee – Cybersecurity and Infrastructure Security Agency (CISA) Assistant Director Bob Kolasky, U.S. Election Assistance Commission Chair Benjamin Hovland, National Association of Secretaries of State (NASS) President Maggie Toulouse Oliver, National Association of State Election Directors (NASED) President Lori Augino, and Escambia County (Florida) Supervisor of Elections David Stafford – and the members of the Election Infrastructure Sector Coordinating Council (SCC) – Chair Brian Hancock (Unisyn Voting Solutions), Vice Chair Sam Derheimer (Hart InterCivic), Chris Wlaschin (Election Systems & Software), Ericka Haas (Electronic Registration Information Center), and Maria Bianchi (Democracy Works) - released the following statement:

"The November 3rd election was the most secure in American history. Right now, across the country, election officials are reviewing and double checking the entire election process prior to finalizing the result.

"When states have close elections, many will recount ballots. All of the states with close results in the 2020 presidential race have paper records of each vote, allowing the ability to go back and count each ballot if necessary. This is an added benefit for security and resilience. This process allows for the identification and correction of any mistakes or errors. **There is no evidence that any voting system deleted or lost votes, changed votes, or was in any way compromised.**

"Other security measures like pre-election testing, state certification of voting equipment, and the U.S. Election Assistance Commission's (EAC) certification of voting equipment help to build additional confidence in the voting systems used in 2020.

"While we know there are many unfounded claims and opportunities for misinformation about the process of our elections, we can assure you we have the utmost confidence in the security and integrity of our elections, and you should too. When you have questions, turn to elections officials as trusted voices as they administer elections."

###

Topics: Election Security

Keywords: CISA, Election security

Last Published Date: November 12, 2020

Document title: Joint Statement from Elections Infrastructure Government Coordinating Council & the Election Infrastructure Sector Coordinating Executive…
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Overstock C.E.O. Takes Aim at 'Deep State' After Romance With Russian Agent

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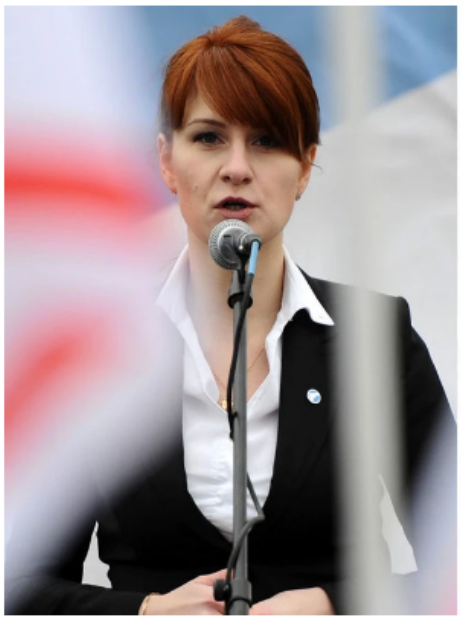


Maria Butina, who is serving 18 months in prison, and Patrick Byrne, Overstock.com's chief executive, regularly exchanged text messages after meeting at a libertarian conference in 2015. From left: Associated Press and George Frey/Bloomberg

By Michael Corkery

Aug. 15, 2019

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conference in 2015. From left: Associated Press and George Frey/Bloomberg

By Michael Corkery

Aug. 15, 2019

They met at a libertarian conference in Las Vegas in July 2015, where they discussed Milton Friedman, Anton Chekhov and John Locke.

He was the philosophizing founder and chief executive of Overstock.com, a publicly traded e-commerce retailer that sells discount furniture and bedding. She was an ambitious graduate student from Russia.

It was the start of a three-year relationship between the e-commerce executive, Patrick Byrne, and the young woman, Maria Butina, that became romantic at times. She is now serving 18 months in prison after being accused by federal prosecutors of trying to infiltrate powerful political circles in the United States at the direction of the Russian government. She ultimately pleaded guilty to a lesser charge.

Mr. Byrne's relationship became widely known on Monday, when his company took the unusual step of issuing a news release that called attention to it. In the release, which was put out in response to a report that Mr. Byrne had been involved in the federal inquiry into the 2016 presidential election, Mr. Byrne said that he had been helping law enforcement agents, whom he referred to as "Men in Black," with their "Clinton Investigation" and "Russia Investigation."

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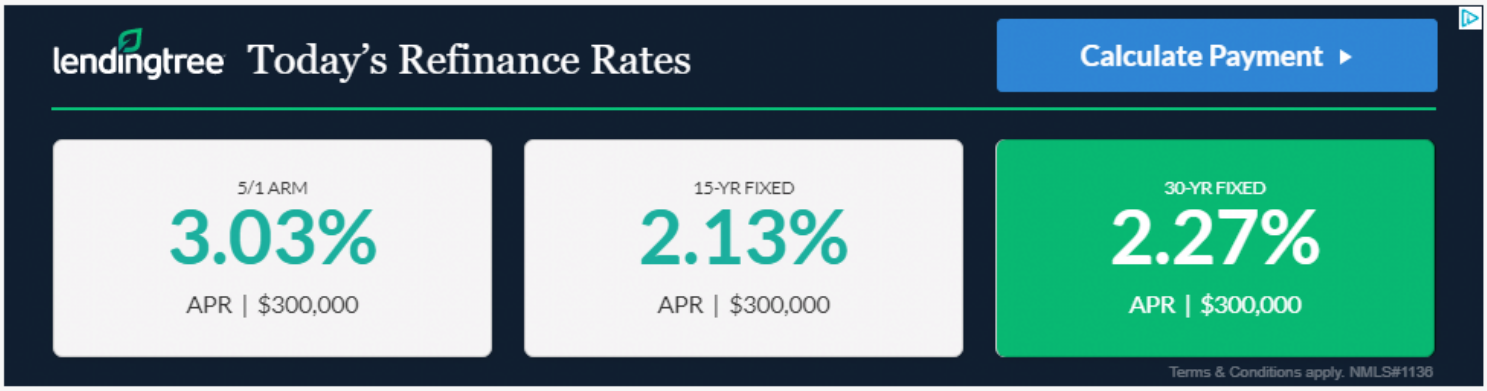

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In an interview late Wednesday, Mr. Byrne said he wanted to shed light on what he saw as problems in the way top law enforcement officials had handled the government's case against Ms. Butina.

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The release, titled "Overstock.com CEO Comments on Deep State," sent the company's shares plummeting more than 30 percent over the next two days, while opening an intriguing new chapter in the tale of Ms. Butina and her connections to influential Americans. Her lawyer, Robert Driscoll, confirmed that Ms. Butina and Mr. Byrne had been "romantically involved" and that, according to Mr. Byrne, government officials had instructed him on how to interact with her.

In the interview, Mr. Byrne said he was still "quite fond" of Ms. Butina. "Maria should go home and be president of Russia one day," he said. "That is the best thing that could happen to Russia and the U.S."

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Ms. Butina, 30, was sentenced to prison after pleading guilty to failing to register as a foreign agent. She achieved notoriety by networking with groups like the National Rifle Association, and by posing for pictures with Republicans like Donald Trump Jr. and Scott Walker, the former Wisconsin governor.

For a time, she dated a Republican political operative who had worked on several campaigns. Her lawyer said that she was dating the Republican operative while periodically seeing Mr. Byrne.

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worked on several campaigns. Her lawyer said that she was dating the Republican operative while periodically seeing Mr. Byrne.

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Mr. Byrne, whose father had been the chief executive of the insurance company Geico, has a reputation for speaking his mind with financial analysts and in interviews. He has criticized reporters personally, some say in an effort to silence criticism. Once, in a conference call with journalists and analysts, he accused Wall Street of running a giant scheme to hurt companies, orchestrated by someone he referred to as the "Sith Lord." The news release on Monday was particularly colorful and, at times, cryptic.



Maria Butina was sentenced to 18 months in prison after pleading guilty to conspiring to act as a foreign agent, admitting that she was part of a Russian effort to influence



Maria Butina was sentenced to 18 months in prison after pleading guilty to conspiring to act as a foreign agent, admitting that she was part of a Russian effort to influence U.S. politics. But she was hardly a shadowy figure. Here's what her online profile revealed. Associated Press

It did not mention Ms. Butina specifically, but instead cited two articles published recently on the website of Sara Carter, a journalist and Fox News contributor. One of the articles detailed his relationship with Ms. Butina. In the news release, Mr. Byrne said that he "confirmed" Ms. Carter's account.

The relationship, Mr. Byrne said in the interview, began in Las Vegas, where he was giving a talk at the FreedomFest convention, an annual gathering of libertarians.

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Ms. Butina, according to Mr. Byrne, introduced herself and said she wanted to discuss her gun rights group, but he was not interested. She then told a different story: that she was working for a top official at Russia's central bank and wanted Mr. Byrne to go to Moscow to speak about blockchain technology. Mr. Byrne arranged to meet her for lunch in his hotel suite the next day.

They hit it off, he said, discussing Russian history, literature and philosophy. "She said, 'You are a very famous man in Russia,'" he recalled.

Still, Mr. Byrne described being somewhat suspicious of Ms.

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They hit it off, he said, discussing Russian history, literature and philosophy. "She said, 'You are a very famous man in Russia,'" he recalled.

Still, Mr. Byrne described being somewhat suspicious of Ms. Butina's intentions. Eventually, he said, he began to communicate with the F.B.I. about their interactions. Mr. Driscoll, Ms. Butina's lawyer, said that Mr. Byrne had contacted him after she was sentenced to prison in April and had told him that he had spoken periodically to the F.B.I. about Ms. Butina. An F.B.I. spokeswoman declined to comment.

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After the convention, Mr. Byrne and Ms. Butina kept in touch through text messages. She told him that she wanted him to meet her in Paris, Rome or Montenegro. They finally decided to meet at the Bowery Hotel in New York in September 2015. Mr. Byrne, who calls himself a "56-year-old bachelor," said that the rendezvous in New York quickly became romantic. They met several more times in different cities around the United States, and she visited him at his home in Utah.

"I think she admired him, but I don't think she was looking to settle down," Mr. Driscoll said.

During the visits, Mr. Byrne said, Ms. Butina spoke increasingly about meeting or seeking to meet people involved in the presidential campaigns of Hillary Clinton, Mr. Trump, Senator Ted Cruz of Texas and Senator Marco Rubio of Florida, which made Mr. Byrne wary. Her lawyer said that she was merely an ambitious person hoping to advance her career by improving relations

about meeting or seeking to meet people involved in the presidential campaigns of Hillary Clinton, Mr. Trump, Senator Ted Cruz of Texas and Senator Marco Rubio of Florida, which made Mr. Byrne wary. Her lawyer said that she was merely an ambitious person hoping to advance her career by improving relations between the United States and Russia.

Mr. Byrne has recently been focused on developing a blockchain business called tZero, which he describes as the place where "blockchain meets capital markets." Overstock is based in Midvale, Utah, and until this week its stock had been soaring. On Thursday, the company's share price rallied to rise more than 16 percent, erasing many of the recent losses.

In the news release on Monday, Mr. Byrne said he had previously worked with law enforcement authorities in a case involving a friend who was murdered and also as part of a "shake up" of Wall Street a decade ago.

Mr. Byrne said he was motivated to come forward in recent weeks because he believed that top law enforcement officials had not handled the investigation into Ms. Butina properly. In the company's news release, he said that the investigation was "less about law enforcement and more about political espionage conducted against Hillary Clinton and Donald Trump."

Citing Mr. Byrne's concerns, Mr. Driscoll wrote a letter to the Justice Department's inspector general and office of professional responsibility on July 25, saying the Overstock executive had told him that during his relationship with Ms. Butina, he had "acted at the direction of the government and federal agents by, at their instruction, kindling a romantic relationship with her."

Mr. Driscoll urged Justice Department officials to examine Mr. Byrne's concerns further.

"As an adjunct professor and C.E.O. of a public company, Mr. Byrne is a credible source of information, who from my view has little to gain, but much to lose by disclosing a sporadic relationship with Maria," he wrote. "His claims are worthy of investigation."

A version of this article appears in print on Aug. 16, 2019, Section B, Page 1 of the New York edition with the headline: A Tycoon, a Russian Lover And 'Deep State' Intrigue. Order Reprints | Today's Paper | Subscribe

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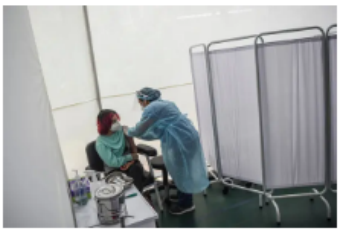

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Dec. 31, 2020

Editors' Picks



From top left clockwise: Adam Dean for The New York Times; Adriana Loureiro Fernandez for The New York Times; Emile Ducke for The New York Times; Brett Gundlock for The New York Times; Andrea Mantovani for The New York Times; Ivor Prickett for The New York Times

In 2020, We Were There: The Year's 13 Most Popular Dispatches

Dec. 29, 2020



Max Whittaker for The New York Times

10 Stories of Support in a Year of Obstacles

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The New York Times

The Things Our Bosses Said a Lot This Year

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Most Popular

Late Night Returns in Time for Another Perfect Trump Call

A Better Way to Take Blood Pressure?

I Saw a Doctor Who Voices Conspiracy Theories. What Should I Do?

The Lull Before the Surge on Top of the Surge

How to Tell Identical Twins Apart

Tanya Roberts Is Still Alive, Says Publicist Who Reported She Had Died

Let the Carbs Come to You

Trump Campaign Settles With Artist Who Said He Was Assaulted

Can You Afford to Buy a Home?

Opinion: How the Republican Party Went Feral



The Vegas Chapels Are Open, and Waiting

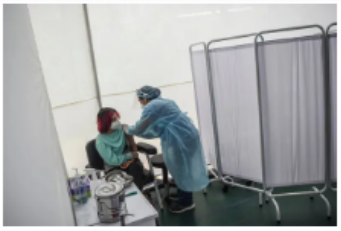
Jan. 2



Chloe Ellingson for The New York Times

A Canadian 'Buy Local' Effort Fights Amazon on Its Own Turf

Jan. 4



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China Approves Covid-19 Vaccine as It Moves to Inoculate Millions

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Exhibit 22

File:

Dr. Corsi NEWS 12-24-20:

Patrick Byrne Explains Trump Path To Victory

CRAIG: So, Dr. Corsi, it looks like it's boiling down to President Trump against the world; is that where we're at?

DR. CORSI: That's it. And then the odds are looking good to me for Donald Trump to win. It look -- it doesn't need anything more than Donald Trump versus the world. I think it's always been Donald Trump versus the world.

I -- I can remember when he bought the -- the land from Bonwit Teller, that he was going to put up the Trump Tower, and all these people in New York wanted to preserve these art deco sculptures; Donald Trump got a wrecking ball and he knocked the thing down before they could preserve it. Yes, it wasn't much to preserve after he got done with it, and he built Trump Tower.

Donald Trump doesn't need approval, and he will win.

Today is December 24th, this is 2020, Christmas Eve; our Lord Jesus Christ, we're going to celebrate his birthday. And the same kind of a constellation it appears with the three stars, is coming back again. And I want to make only one kind of -- two -- one -- two comments this

morning, because I want to get right into -- Patrick Byrne is going to join us here. He's waiting right now, and I don't want to keep -- get too long into the introduction, but two points.

Number one: In terms of Jesus Christ, you know the Romans really thought they won when they crucified him and put him in the tomb, three days later he rose. I guess Jesus Christ won that one.

What do you think, Craig?

CRAIG: Right, absolutely. And he's coming back soon. We don't know when, but my preference would be four more years for Trump, and then we'll worry about that later.

DR. CORSI: Well, Jesus Christ will come back when he wants to and --

CRAIG: Right.

DR. CORSI: -- we'll be -- welcome him, and -- but the point is, often it looks like defeat is certain until victory happens.

And I can point -- George Washington went through the same thing, and never gave up despite all the setbacks. Abraham Lincoln had many dark days in the White House. And Donald Trump has been looking at the presidents of Abraham Lincoln, and then also Winston Churchill, all of whom went

through dire events and won. Yeah, it -- Winston Churchill, they're bombing London, he says: This is our finest hour.

You look around and say: Wait a minute, how could that be possibly true? It was. And again, the courage and the determination in these darkest hours is what -- what makes greatness. And Donald Trump is capable and -- and has experienced greatness throughout his life.

Number two: We're very close in a lot of these states to getting a decertification of Biden. I'm pointing to Wisconsin, and we have the Supreme Court decision, and there's a process ongoing. We're right now beginning to look at the -- those ballots that need to be excluded, and there's over -- there were 240,000 of them; and so I think that process is going along.

And one of these states, whether it's Georgia or Arizona, one of these states or Wisconsin will start the process by decertifying Biden. And when one state does that, it's going to be an avalanche.

So I remain confident today that we should celebrate Christmas, because this is our great time of the year for Christians to celebrate. And

I believe we will have the assistance of Jesus Christ, if we pray through this time, for the Republican for Donald Trump.

We have also join- -- joining us today is Agent X will be here.

And Patrick -- let's bring Patrick on.

Patrick, it's great to have you here. It's a great honor to have you, and thank you --

Patrick Byrne: Dr. Corsi --

DR. CORSI: -- for joining us.

Patrick Byrne: Dr. Corsi, the honor is definitely mine. I've admired you since that first time I saw you on television; you reminded me of Thomas Moore, I suppose, where you just gave this very simple explanation that said you weren't going to -- to swear something -- to something against the President that wasn't true, because you -- you just don't do that.

And I thought, wow, finally a man who thinks in terms of principles and not in terms of expediency.

DR. CORSI: And, again, the -- the pressure was enormous. I mean, it -- they were going to put me in prison for 25 years. The same thing they're saying now -- Chinese are saying they want

to go after Donald Trump for war crimes. I mean, everybody wants -- I -- I felt like, you know, there's nothing anybody can do to me here; this is not -- I'm not here for an earthly reward.

PATRICK BYRNE: Yeah.

DR. CORSI: And -- none of us are here permanently; you might as well face that reality. You know, nothing -- there's nothing you can do to make it out of here alive. You know, that's a fundamental reality.

PATRICK BYRNE: Right. I -- you don't have to -- in a sense -- so you know I've had a few medical issues in my life --

DR. CORSI: Yes.

PATRICK BYRNE: -- and I -- I got to that point a long time ago. I got to that point a long time ago.

DR. CORSI: Every day is a gift.

PATRICK BYRNE: Every day is -- that's why they call it the present.

DR. CORSI: And we have to live in the present, and in any moment everything can change, and one phone call, one e-mail, one -- somebody doing something positive. I mean, my wife woke up in the middle of this -- just one morning, she

just woke -- woke up and sat up in bed and said -- I was sitting in the chair in the -- in the bedroom working on the computer, trying to figure out how he's going to deal with Mueller, and she said: I would rather visit you in prison the rest of your life than have you not be the man I married.

PATRICK BYRNE: That's the woman -- you married the right gal.

DR. CORSI: I sure did. Monica's been with me now -- this will be our 29th year. We're going into our 30th year of marriage. We'll celebrate that in August. And it's been the best 30 years of my life.

PATRICK BYRNE: Me, I can't find the one that will have me, Dr. Corsi. I must do something wrong.

DR. CORSI: We'll give you the formula, just keep looking, is what -- a -- a good one, and you'll find them, if you --

PATRICK BYRNE: Not many shopping days left until Christmas.

DR. CORSI: See, don't count it out. You know, I've seen 70-year-olds and 80-year-olds and 90-year-olds still thinking about the future. We

got to keep thinking about the future.

And Agent X, how are you doing today?

AGENT X: I'm doing great.

DR. CORSI: Great. And we -- Patrick, I want to start right with what -- what -- you had this extraordinary meeting in the White House, I guess last weekend, and what -- I've been wanting to ask you -- I mean, how did you get there? I mean, you -- you come from nowhere in this saga, you have -- you know, have done great in business, everybody knows you from business. But -- I mean, you've had associations with Warren Buffett, as I understand, and -- you know, you haven't been on the political scene, and then suddenly you're at the White House in this critical historic meeting, I got to say, how'd you get there?

PATRICK BYRNE: Well, it -- it was -- so first it's -- it's etiquette, of course, when you meet with the President and go in the White House; of course, you never reveal anything about the meeting. But given that one of the weasels in the meeting leaked about it afterwards and lied about it, I felt it was incumbent upon me to tell the truth.

Secondly, I never met Donald Trump. I did

not support Donald Trump. I'm a small-L libertarian, Milton Friedman is my -- was my friend and teacher. And -- and I'm a small-L libertarian; so I've just always voted libertarian all my life.

Third, how I got there, it was a bit of a Jedi-mind trick, but when you got Sidney Powell and Michael Flynn with you, it just sort of -- there was no scheduled meeting, he didn't know we were coming, is the short answer; but we sort of -- you know, it's you fake it until you make it, as they say.

DR. CORSI: Well -- I mean, Milton Friedman -- I never met him, but I -- when I was going through graduate school, he was at the University of Chicago, and he was a monetary policy guy who wanted us to focus on federal reserve and how -- the growth of the money supply. I thought he was brilliant in this era --

PATRICK BYRNE: He was.

DR. CORSI: -- where the Kenyan -- Ken- -- the Keynes and Keynesians were saying just spend, spend, spend, and surplus spending, and that's the kind of thing which got us where we are today. I think if Milton Friedman had been alive today,

we've been -- we would have -- I greatly admired Milton Friedman when I was going through graduate school.

PATRICK BYRNE: Well, he was a great friend of mine. And I'll tell you something -- I'll tell you a story, it's public, in -- in limited circles it's public; it's a story that only -- about .1 percent of humanity would -- it would mean anything to you, but I have the feeling that it sounds like you, and probably some of your audience it would mean something.

You know -- well, the -- and that is that his foundation was set up so that when he passed, his foundation, which was the -- sort of a -- origin of the movement for School Choice, the Milton and Rose Friedman Foundation, when he passed it was set -- it was going to dissolve. And he called me a few weeks before he passed and he told me that I know -- I know -- sorry -- I know the end is near and I want to make a change; Rose and I want to make a change in our will, and we want you to be -- succeed me as chairman and carry on in my name for 10 years.

So I carried on as the chairman of the Milton and Rose Friedman Foundation for 10 years,

which to me was like Isaac Newton had called me up and said, you know, take my name for 10 years. Like I say, I know that that -- you know, for 99.9 percent of humanity, that doesn't boil an egg; but for a small group of people, that actually means something.

DR. CORSI: Well, it means a lot to me and it tells me really who you are, because Milton Friedman was brilliant, a contrarian; he had very few people in the mainstream economics, these years were coming out of Roosevelt where we did all this deficit spending for -- not only his -- his programs in the depression, but then World War II, and then following that in the '60s when Johnson, after Jack Kennedy was assassinated, had all this new deal programs and he was spending like crazy and saying: Don't worry about it.

And today we've got -- you know, we're approaching doubling the national debt, and the federal reserve is buying our debt in massive numbers, and Milton Friedman would have been apoplectic watching this.

But anybody who was a fan of Milton Friedman, I'm a fan of. And so --

PATRICK BYRNE: You know, he -- George

Schultz was asked once, you know, who was the most important man he ever met; and he said, of all the -- I get (inaudible) when I tell this story, but he said of all the presidents and dictators and kings and foreign ministers I ever met, the most significant man I ever met was an academic scribbler from Chicago named Milton Friedman.

DR. CORSI: I know.

PATRICK BYRNE: A great friend of Liberty that -- from one of the greatest friends of Liberty in the 20th Century. I put him and Churchill, and maybe George C. Marshall, as the -- my (inaudible).

DR. CORSI: Okay. So I think we're getting an understanding of who you are, because to me these are -- the heroes I have are the people who are contrarians, who have different insight or can perceive things differently so that a Churchill or a -- a Lincoln, you know, could still see victory in -- in the midst of the worst Civil War when it looked the -- the darkest days.

And, you know, 1864 Lincoln had his cabinet sign a blind note and they said he -- he had them sign a note that they didn't read saying they would support his successor, because he was sure

he was going to lose. And then Sherman wins, takes Atlanta --

PATRICK BYRNE: Uh-huh.

DR. CORSI: -- finally, and that's the -- that's the catalyst for Lincoln to get his second term. And we're going to have so- -- that's going to happen, I think again here.

Now, Patrick, as I understand it --

PATRICK BYRNE: Before you go on, may I bring something up? I've been spending a lot of time with General Flynn.

DR. CORSI: Good.

PATRICK BYRNE: Mike Flynn, the people's general, and he's told me about, and reminded me of, and I went and read it, Sherman's letter was on Christmas Eve the night before he took Atlanta, and he wrote -- you know that -- like you're nodding like you know that letter --

DR. CORSI: I know -- go ahead and explain, I know the letter. Go ahead.

PATRICK BYRNE: Well, he was about to take Atlanta and he sent the town fathers, so to speak, a letter that said, you know, don't put your city through what is going to happen. But it really defines the American way of war. He said: Let

your people go, let everybody leave, I will give them safe conduct; but if you don't, I'm going to burn this to the ground.

DR. CORSI: Yeah.

PATRICK BYRNE: As -- I'm going to burn it -- because it was a munition center. It was a great big factory for the south, and they didn't, and he went in and he burned the city to the ground.

DR. CORSI: And Flynn tells you this story when --

PATRICK BYRNE: Yeah.

DR. CORSI: -- and he -- he's telling you, basically, that a guy like Sherman did have a heart and so did Lincoln.

PATRICK BYRNE: A gentlemanly way to fight, and had a way -- and he -- it's a -- it's an amazing letter from U.S. history.

DR. CORSI: I want to ask --

PATRICK BYRNE: I don't know --

DR. CORSI: I --

PATRICK BYRNE: -- letter to Atlanta and it was Christmas Eve from -- what, 36 -- 156 years ago.

DR. CORSI: Yeah. And that -- see, this is

what people don't understand in terms of how history is shaped; when you go back and think about -- you know, what was Lincoln thinking? Lincoln was faced with that he could be defeated by General MacCallum, he was running against him. The General he promoted twice and could not really follow up and fight a battle. I mean, Lincoln was on the battlefield of Antietam, and he said, you know, what -- what do you see stretched to your tent, and he was there with a congressman, and he slept that night, he woke up in the morning and said: What do you see here? He said: Well, Mr. President, that's the army of the Potomac. He said: No, it's General McCallum's personal bodyguard. You know --

PATRICK BYRNE: Yeah.

DR. CORSI: -- and it -- it looked dark as -- again, General Flynn is another American hero, and I want to get to that in a minute, but it sounds like you and -- were hanging out with Sidney Powell and General Flynn, and you got an opportunity to go to the White House. And since you were there, you came along, and then you find yourself sitting in the Oval Office, and there's the President of the United States --

PATRICK BYRNE: No, we went with an idea of sort of penetrating to the Oval Office, because the President is getting bad advice and we decided it wasn't quite right and --

DR. CORSI: You went in to change things --

PATRICK BYRNE: I'm not going to go into too much of the detail of what had -- because I don't want to get any secret service agents in trouble, but we -- and -- but we sort of -- kind of Jedi-mind tricked our way through where we needed to get. And then we got to this, and -- and then we hid in an office for 20 minutes, and then we got to this other; and we worked our way closer to the Oval Office. We just got in. It was a --

DR. CORSI: Good for you.

PATRICK BYRNE: Before you knew it, we're next to the Oval Office and -- and we walked into the Oval Office as -- as we heard the President coming in, and suddenly it was the three of -- the four of us. There was another -- another lawyer with us, one of Sidney's lawyers, I doubt that woman wants -- I don't know if she wants her name used, so I'm not going to include her.

DR. CORSI: Okay. And so the conversation

gets started, and you get into the room; what's one of the first things you say to the President?

PATRICK BYRNE: Well, Sidney and General Flynn did most of the talking for the first 10 or 15 minutes. Also about 15 minutes into it his lawyers showed up, three lawyers came in, and they were very upset, and it included White House General Counsel Pat Cipollone -- Cipollone -- I keep getting corrected, however I -- Cipollone would be the Italian, but I'm not sure how it's pronounced by Americans -- and they came in quite huffing and puffing about what was going on. And it turned into -- it was a four-hour -- four and-a-half hour, four-hour 40-minute meeting that was conducted about -- most -- about half of it there and then a little bit in the cabinet room when Rudy came in; and then we all ended up together in the -- in the residence. There's sort of a second Oval Office they call the Yellow Oval, I think, or the -- the President served delicious Swedish meatballs. Compliments to the White House chefs. They -- they were really quite good.

And we had -- and we sat around and -- and talked some more until about 12:10 in the morning. President Trump said after -- when we left the

part of the two hours in the Oval Office, which almost came to blows -- pretty damn close came -- if they -- if it had been one inch pushed further, there would have been a -- a -- official -- at least a slap thrown -- a bitch slap -- pardon me but I would have thrown a bitch slap on this lawyer, the lawyers were tremendously disrespectful to Donald Trump.

I want anyone to know -- and forget the personal disrespect and which -- by showing disrespect to the President, they're showing it to the United States, you do not talk to the President that way; they were also lying to him. Pat Cipollone was lying through his teeth, and he got caught lying through his teeth.

And I eventually said: Mr. President, I can get three young men from your administration in here in 30 minutes who can explain to you -- well, I -- I actually said that you're -- who can explain to you they're getting signals from their leaders that -- just get the President to concede; we're just going to get him into transition mode, just help us get him to concede.

The leaders in the White House led by Pat Cipollone and more recently Mark Meadows, were

telling people in the White House -- half the white House -- they're so discouraged, I spent two months swimming around the outside of this administration, but getting to know people and such, and the message I'm constantly getting is people within love him, the young people, but the -- the leadership is trying to get the young people to get the President -- not to support him, not to care as others, not to get to the -- and just to get him to concede.

It was disgusting. And when we were all in front of him, within about 15 minutes it became clear what they were doing, they are deny- -- and anything that gets discussed, the lawyers are immediately in the mode of: No, no; oh, you can't do that. No, no; you can't do that. No, you can't do that one either. No, you can't do that.

And Sidney was there and saying: What do you mean you can't do that? Of course he can do that; he's got this power and that -- no, no, no, you can't -- and they got caught so many times -- finally Flynn and I turned to each other and said: This is surreal what we're watching.

And at one point Cipollone started not just yelling at me, which I don't care about, or Flynn

or Sidney and being awful -- first of all, they're sexist assholes. If you -- the way they treated Sidney and the young female lawyer who was with Sidney, if you did that in corporate America today, you would have a class-action lawsuit in a New York minute. So they're sexist assholes.

Setting that aside, they -- they were so angry they started yelling at the President. And I couldn't believe it. And -- and I finally -- well, one of them -- Pat Cipollone was yelling at the President. And at one point he yelled: Is -- he yelled: Well, you don't even -- if you really want to do this, you don't even need -- you can -- you can just declare that Sidney Powell is your -- is a White House counsel -- and she is.

And -- and about 20 minutes later of more shouting -- and by the way, Mr. Trump turns out to be a much different man than I had ever understood through the mass media -- stupid -- stupid (inaudible) may not to get that they -- he's actually a very gentle and kind and warm guy, way too patient. There's not a -- he's way too patient.

I finally said to him: Sir, CEO to CEO, I've never -- I -- you know, you got to get rid of

these guys right now, they're lying to you. I said it: I can get three -- I can get young people from your administration to come in right now -- well, in the next 30 minutes who will tell you these men are sending the word down get -- do not help the President, get him to concede -- blah, blah, blah.

So, finally, Mr. Trump said: You know what, Pat -- and I -- I don't want to repeat too much of what Mr. Trump said, because that's not -- but --

DR. CORSI: It's -- it's okay. I -- Pat, I -- I know there's certain rules and regulations and -- and etiquette about that; but what -- what's -- what's critical right now is you -- you heard a meeting and saw President Trump up close, and he's going to go down. So let's forget -- he's not going to go down, but because all of us are restrained -- I want you just to tell us what he said, and -- and so they get mad at you, what are they going to do? It's not -- it's not a crime to say what he said.

PATRICK BYRNE: Yeah.

DR. CORSI: I -- so what did he -- what did he say?

PATRICK BYRNE: He said -- after a while he said: You know, Pat -- well, he said: You folks have -- he said: You've -- you know, these people at least want to fight for me.

He turned to me at one point and said: Do you see what I've been putting up with for four years? I've had the best -- all my life, I've had the best voice. People call me -- me from all over the world to ask me: What lawyers should I use on this? What should I use on that? I've been in this job for four years, can you imagine what I could have gotten done without these -- if I didn't have to work through the -- people like this; do you see what I have to put up with?

And then he turned to Pat and he said: You know what, you're -- you're -- these folks are at least ready to fight for me, you're not; I hereby declare Sidney counsel -- as Sidney Powell as White House special counsel. And then one of the lawyers started saying: Well, you know, it takes a month to get the -- the -- the security clearance and this, that, and the other thing. And General Flynn said: That's not true; you have the right, right now, to declare, Mr. President, that she has a top-secret security -- security

clearance.

And he says: You know what, Sidney Powell now has a top-secret sec- -- security clearance. They -- oh, and the next day when Sidney Powell called in, Mark Meadows -- and this all happened -- Mark Meadows was on the phone for that part, when he called in Mark Mead- -- when she called the next Saturday morning and said: Well, Chief of Staff Meadows, it looks like I'm going to need an office in the White House. And -- and Meadows said: Sidney, I'm not sure we can really do that for you.

And she said: Well, okay, then you need to get me a badge so I can come and go. And Meadows said: Well, I -- you know, we'll have to check into that, but I'm not sure we can get that for you either.

I will tell you that there was a point that General Flynn -- because these goon lawyers were standing up and acting intimidating, General Flynn got to his feet -- and he's a wonderful gentleman, calm, measured-fashion, he said: Can we just start with a common baseline, you -- you folks? You do agree that on November 3rd he won the election; you do see that he won, don't you? And

let's start there.

And the three lawyers looked down and kicked the dirt and looked around: Well, we -- wouldn't answer that question, which is when -- which is when -- that's actually when President Trump said: Hey, it's -- you know, I -- I've -- you -- you folks aren't even fighting for me; these folks at least want to fight.

And he tried to do that thing with Sidney Powell, and he did it. He did it. It was done. It was done. And the next morning Mark Meadows refused to carry out that instruction, and all the goons went to work and -- went to work and before you knew it by -- by Monday night or Tuesday, it was off the table. So --

DR. CORSI: Was -- what happens in these -- what you're telling us here is that as soon as you guys left, then they --

PATRICK BYRNE: Yeah.

DR. CORSI: -- then the naysayers Cipollone and Meadows, and all these guys, came back in and said: Now, Mr. President, I know that you had this meeting, but you're a little insane there; why don't you get back in line and why don't you do what we tell you to? And --

PATRICK BYRNE: I think -- yeah, the gist -- yeah, they can slow (inaudible) -- they refused to carry out orders. I don't want to include Mr. Meadows in the same group. Mr. Meadows is not venal. Mr. Meadows is weak. He's a congressman. He's a lovely guy. He should go be an ambassador somewhere, not to -- like, you know, like Italy or something.

He's not the -- he's not a man of courage and -- but he's not venal. The -- the lawyer Pat Cipollone -- I got to tell you, it -- all these guys -- well, one of the three was actually on his way out, that was his last day. And Mr. Trump -- I don't -- don't want to tell you his name, but President Trump said: You know, this -- can you believe this fellow? This is his last day, because he's going -- he's starting a new job on Monday at 10 times the salary I'm paying him. All these people are being told if you just get the prep by the Washington establishment, if you get the President to concede, you -- there's a nice cushy job waiting for you over at --

DR. CORSI: We got a million dollar salary for you over here at XYZ firm, why don't --

PATRICK BYRNE: Oh, yes.

DR. CORSI: -- you just get him -- yeah.
PATRICK BYRNE: You're going to see them get million and-a-half/two million dollar salaries --
DR. CORSI: Right.
PATRICK BYRNE: -- and there will be invitations for you to join Ball (inaudible), and the right social circles, and all this stuff --
DR. CORSI: Your life is going to be made, just get rid of Trump.
PATRICK BYRNE: And if you don't -- if you don't, you're a pariah.
DR. CORSI: If you don't the --
PATRICK BYRNE: If you don't --
DR. CORSI: If you support Trump and give him good advice, we're going to destroy your career --
PATRICK BYRNE: Yeah.
DR. CORSI: -- which would you rather have?
PATRICK BYRNE: I (inaudible) -- if -- if -- God forbid, these guys -- you -- if -- if President Trump -- well, if -- if this doesn't work out, I bet you see these guys get jobs for a million and-a-half/two million dollar salaries

within 60 days of -- by -- by the end of March.

DR. CORSI: And they'll do nothing when the communist Chinese come after Donald Trump to put him in prison or kill him for war crimes, they'll cooperate with communist China, because communist China will pay them more.

PATRICK BYRNE: Who said -- no, you said -- you opened saying something about the Chinese, you're saying Trump -- they're going to prosecute Trump as a criminal --

DR. CORSI: Yeah --

PATRICK BYRNE: -- a war criminal --

DR. CORSI: War criminal.

PATRICK BYRNE: Yeah. Well, at least he doesn't harvest organs.

DR. CORSI: Well, look, Patrick, we've got to take this -- this is -- I mean, first -- first of all, I know Donald Trump. Now, Donald Trump had to in one of these -- what -- what -- you know, going through this, listening to these guys -- and by the way, it's -- it's no longer time to play Hamlet, you know, to be, not to be, what should I do, maybe I should do this -- it's time for some decisive action.

PATRICK BYRNE: I --

DR. CORSI: And --

PATRICK BYRNE: -- I have to say that's -- if I had one way to -- he was too nice. He's too nice. And he was a bit Hamlet-like. He knows what the right thing to do is. He knows what the right thing to do is --

DR. CORSI: Well --

PATRICK BYRNE: -- but he's too nice. He should have --

DR. CORSI: I'm pretty sure --

PATRICK BYRNE: -- fired them lawyers on the spot. I just about -- I literally -- the one lawyer was being so disrespectful I was on the -- well, there was a point that when they sort of crowded Flynn, I jumped up and Flynn and I were shoulder apart -- I mean, Flynn, Byrne, a couple -- a mix, you know? But we were shoulder to shoulder --

DR. CORSI: Right.

PATRICK BYRNE: -- with the lawyers, I had already set my trigger point if that lawyer leaned his face one inch closer I was going to throw -- not a right hook, but a bitch slap on him. He was so disrespectful the way he talked to Flynn and the way he talked to the President.

DR. CORSI: Because he -- and -- and what they -- they come in and say: You know, Mr. President, you don't understand, you can't do this and we're going -- you're going to be -- make him feel terrible.

PATRICK BYRNE: Yes.

DR. CORSI: Now, I've seen that -- let me give you a picture of Donald Trump as I've seen him. So here we are, I'm VIP guest in the hotel. I mean, I've been there -- you know, I had a stretched limousine parked outside, and Donald Trump -- I had my table in the Edwardian Room where I had breakfast every morning.

Well, here's Donald Trump, he's got his family over here, and I come over and say hello to him. And we know each other and say hello. Well, he's the most gracious guy in the world.

PATRICK BYRNE: He really is.

DR. CORSI: And he'll tip the -- he -- he makes sure everybody has money coming out, he tipped these people like I was tipping them. You know, I go out to -- in the morning, get my -- in my limousine, I hand the doorman 20 bucks: Here you are. I didn't want him to do anything, just thank you for being here.

PATRICK BYRNE: Right.
DR. CORSI: Okay. And know that this is a guy who makes the place work. That's how Donald Trump thinks.
PATRICK BYRNE: Right.
DR. CORSI: Now, when you think that way --
PATRICK BYRNE: He's really --
DR. CORSI: You're a CEO, you -- you know how it is.
PATRICK BYRNE: You know, it's just who makes the place work. That's well said. You know, it's just who makes the place work.
DR. CORSI: Okay. Now, he's got to understand these lawyers are -- are not making the place work, what they're going to do is --
PATRICK BYRNE: No, they're making the place not work. They're making the place gummed up, because that way they're going to be accepted in the right socialite circles and -- in New York, and when they go to the Met, people are going to say: Oh, you helped get us rid -- rid of that horrible man.
DR. CORSI: Yeah. Orange man bad.
PATRICK BYRNE: I grew up around that circles. It's -- it's -- it's -- I -- I -- I

think of it as slumming. I grew up around people like that, and you aren't missing a thing. And it's slumming. And they're so -- so there.

DR. CORSI: Okay.

AGENT X: (Inaudible) --

DR. CORSI: Yeah go ahead, Agent X.

AGENT X: So did he -- did -- did he appoint Sidney Powell special counsel and give her the security clearance she needs?

PATRICK BYRNE: He did verbally, but over the weekend his staff undermined it and sabotaged it, and this and that, and it didn't get done. And it has not --

DR. CORSI: Well, I'll -- I'll tell you what they do, they put all kinds of trash out about her.

PATRICK BYRNE: Yeah, they put all of this --

DR. CORSI: When --

PATRICK BYRNE: -- me -- the -- the -- the general counsel went out and spun a bunch of lies about the meeting to his pet journalist Maggie Haberman in the New York Times. Pat Cipollone is a -- is a leaker to Maggie Haberman of the New York Times, and he put out some lies about the

meeting and that it was about martial law and Insurrection Act, and this and that. Those are fabrications. Not one word --

DR. CORSI: Did it discussed at all -- did anything come up about martial law at all this time?

PATRICK BYRNE: Not one word. Not one word. Not -- no, the Insurrection Act was not mentioned, martial law was never --

DR. CORSI: Mag- -- Maggie Haberman makes it her biggest story of the day coming out of there.

PATRICK BYRNE: Yeah, it's a fabrication. It's a fabrication. And based on the typical unnamed sources that we can't name in the Oval Office -- well, here you have a name source, his name is Patrick Byrne, he was there. I was there. I posted a picture of me in the White House, which is also something you don't do, but you have a named source who was in the meeting, who's saying that's a flat lie. Maggie Haberman had printed a fabrication. The New York Times printed a fabrication.

DR. CORSI: And Mark Meadows did nothing to correct it. He said -- did nothing to say that

was wrong. He was happy to have the --

PATRICK BYRNE: Oh, I say he's a weak man. He's a weak man. He's not venal. He's a go-along guy. He's probably -- I bet you he's got a million dollar salary waiting for him at some lobbying firm, and I bet you Patrick Cipollone has got a million-and-a-half dollar salary at some -- at Sullivan & Cromwell, or something like that.

DR. CORSI: He'll be -- he'll be the toast of the town. They'll -- they'll celebrate him in the restaurant. So -- you know, everywhere he goes, you come to the Kennedy Center, they'll stand up and applaud for him.

PATRICK BYRNE: But if Trump fights on --

DR. CORSI: He's going to --

PATRICK BYRNE: -- that's all gone. That's all off the table. That's how it works. Right?

DR. CORSI: Well, these people -- if these people control it -- you know, they think it's going to be all fine, they'll bring Biden in; they -- they don't understand they'll be one of the first to go. You know, this is basically --

PATRICK BYRNE: They'll be the first against the wall when the revolution comes. You know, what if -- I can tell you something Donald

Trump could do that I -- in my mind, would give him like 100 percent chance of victory, he could do it in two minutes, it would be make -- make Michael Flynn his general coun- -- his -- make Michael Flynn his Chief of Staff --

DR. CORSI: Chief of Staff. Yeah, make him Chief --

PATRICK BYRNE: Sidney Powell either the White House General Counsel or the Attorney General, the acting --

DR. CORSI: Yeah --

PATRICK BYRNE: -- Attorney General --

DR. CORSI: I mean, at least get your friends around you and the people who want to work for you. Let's get the people in there who will be giving you advice to win, not the --

PATRICK BYRNE: It will be over by January 6th. It should be over by January 6th. All the answers would be out.

Here's another thing, the President was very clear about, he said: You know, I don't have any trouble leaving on January 20, if I lost. If I've lost, I'll go, I'll walk to the airplane, I'll leave. All this stuff about him wanting -- you know, but he said: I don't want to do that

and -- if the election was stolen from me, and I just want an answer, Pat -- Pat Cipollone, and you're not doing anything to get me --

DR. CORSI: He'll do nothing. He has -- Pat Cipollone has no intention of helping Donald Trump.

PATRICK BYRNE: We had a -- we have a plan that doesn't involve the military, it doesn't involve seizing computers, it involves inspecting and -- you know, it's organized by General Flynn, and it's organized to a further- -- you know, to a -- fairly well -- that would require -- that would allow the -- the inspection of certain machines in certain places. We have teams, everything is aligned. It's like a -- you know, we have an op- -- an -- an execution list, and all the assets and everybody ready to do it. And by January 4 -- really by about December 31st, even if he signed it today, we would have the answer by December 31st, maybe January 2nd or 3rd, at the latest -- 4th at the latest, we're going to have the answer, America would know, was the election rigged or not; and then on January 6th, Congress could make an informed decision.

Why are people fighting just having

transparency? This is all about -- they don't -- they're fighting letting there be an inspection of the elect- -- of the election.

DR. CORSI: They want to get a theft -- say, don't worry about this, there's nothing to see here.

Now, look what you're telling me -- and I want to really get this point down hard, and that is there's a small group that could -- could save Donald Trump.

PATRICK BYRNE: Yes. In a New York minute.

DR. CORSI: General Flynn --

PATRICK BYRNE: No problem at all.

DR. CORSI: And the military intelligence guys in Flynn's unit, which have already produced a report showing how communist China owns this Dominion voting systems, and how they are inside it and the data is going to Iran. This is a national security issue. Okay.

PATRICK BYRNE: We don't really know that the Chinese own it, but I can promise you -- although there are some very murky transactions --

DR. CORSI: Yes, they -- they bought something -- whether they own it outright or what they -- they have made an investment in this

company through a shell corporation, and that's been revealed in the SEC filings (inaudible) --

PATRICK BYRNE: The HSBC -- the Hong Kong and Shanghai Banking Corporation has all the intellectual property pledged to it of Dominion. There's so -- you know, whether it's equity or it's a preferred return- -- it's a preferred piece -- there's a -- there's some kind of financial transaction, but what's more important than who owns what is that we know for a fact -- and I -- I have to be careful what I say -- but we now have all the IP data that shows China was on a machine -- well, there's -- there's many examples of this, but we now have a complete soup-to-nuts forensic trail showing a -- a counting machine in a U.S. swing state being accessed through a -- in -- you know -- you know what the internet of things is?

DR. CORSI: Oh, yes. Of course.

PATRICK BYRNE: The -- an appliance in a room -- that was in a room where the counting machine was, and there was a wireless card in the Dominion machine that was accessed from an appliance, and you inspect that appliance, the IP that was accessing it traces all the way back to a city in China, to a corporate headquarters, and

it's a corporation that you probably have heard of, and its name is on the list of those corporations that are really sort of front for the Chinese CCB.

So the Chinese CCP was coming through the internet and through an appliance in a room accessing the wireless card in the counting out -- in account -- account -- Dominion counting machine during the counting.

DR. CORSI: It's through a thermo- -- thermostat; they can take a thermostat and have it bounce the data through an IP back to China; so it doesn't happen right in the computer itself. And --

PATRICK BYRNE: And let's not talk anymore about who -- who -- exactly where and how they did it, but --

DR. CORSI: Okay.

PATRICK BYRNE: We have it all. We have it all.

DR. CORSI: That's --

PATRICK BYRNE: It's (inaudible) --

DR. CORSI: That would be my -- that's my guess, and from little pieces I've had.

But I want to go back to another thing.

Donald Trump -- okay. So you go over to the residence now, and I've been in the residence; and so you get up there, it's kind of cozy, the secret service is standing in the hall, but you get in this little private office and close the door, and you -- and Donald Trump orders some food up.

Now, what he's doing is, he's treating you like -- you know, like good friends, like he -- he's being a host.

PATRICK BYRNE: Right.

DR. CORSI: Now, through that he's saying to himself -- he's kind of letting his hair down a little bit -- I've been with him in moments like this -- where he says: You know, I really don't have to do this.

PATRICK BYRNE: Right.

DR. CORSI: I could just go golf; why -- why did I ever even think to do this? It was insane.

PATRICK BYRNE: That's exactly what he said. That -- yeah, he said: You know, I can leave here, my life will be good, I'll be in the sun, I'll be golfing; I'll be totally fine. If I lost the election, I'm totally fine. You don't -- you know, it's not right to ask me not to do that,

not knowing whether or not I won in a landslide. I think I won in a landslide, and I just want -- I just want the answer, Pat.

DR. CORSI: Well -- and, see, look, there's a couple of things -- first of all, they tell you all this and Donald Trump -- the first time you come into the White House, it's kind of a dump, quite frankly. I mean, it's an elegant dump, it's a big museum. But Bill Clinton called it the crown jewel of the federal prison system; you can't even go down the street for a Starbucks if you wanted one.

PATRICK BYRNE: He called it that? Who said that?

DR. CORSI: Bill Clinton said the crown jewel of the -- the federal -- it -- the White House --

PATRICK BYRNE: Well --

DR. CORSI: -- well, the first thing you do when you come in the White House, you say: Oh, isn't this all elegant, look at this, isn't this wonderful? I'm in a museum.

The next thing you say is: This place is kind of small. You know, it's really kind of tiny.

PATRICK BYRNE: Well, 200 years ago people were a bit smaller than we were. The average height was about five-foot-six or something, five-foot-seven --

DR. CORSI: And nobody had a house like this 200 years ago. Now Donald Trump has got -- go to the -- if you've ever been in Donald Trump's offices, they're like -- you've got marble, you have gold, you got elegance, you got people waiting on you; why do you have to go do this stupid thing in the White House? And -- you know, you're here after how many other presidents and how many people have used this place, and nobody stays there permanently, so nobody really takes care of it.

Harry Truman got the White House, he had to gut the whole thing after the Roosevelts, and rebuild it from the inside out. I mean, that's how badly --

PATRICK BYRNE: (Inaudible) security reasons for that, too, because --

DR. CORSI: Yeah. Well, there are. But the point is this -- I'm -- I'm going -- driving a different point here. I'm saying that Donald Trump basically gets into these moments, which is

natural, to say: Why do I have to do this? And -- you know, it reminds me of -- of hard things that other presidents and other people have had to do, or -- at Christmastime, I'm sure Jesus Christ in the Garden of Gethsemane praying, couldn't you just take this cup from me? Why do I have to do this?

PATRICK BYRNE: Yeah, that -- he basically said I need this like a hole in the head. He didn't say those words, but that was the attitude to summarize, like I need this job like a hole in the head; my life would be great without this job.

But he also knows the republic needs him to stand tall right now, he -- they -- it --

DR. CORSI: Well, it -- it's a --

PATRICK BYRNE: -- (inaudible) needed this nonsense, we don't get another bite at that apple. You know, they have asked us to surrender over recent years and decades on all kinds of core principles, like freedom of speech, now hate speech isn't free speech, say the NPCs, freedom of assembly. Look at what's happened with the goon- -- with the agonism that's taking over America and they're allowing goons to bring political violence to intimidate people, hope -- who peaceably

assemble with positions they don't like. Nuns being forced to pay for abortions and -- and just freedom of religion has eroded. Rights of the innocent until proven guilty. Look at Kavanaugh.

On and on they've eroded, but the core concept of our tradition -- and you know as a political scientist, the tradition of the core -- the atomic concept is consent of the governed; and what it -- how do you know what it is to which the governed consent, you hold a free, fair and transparent election.

They have clearly violated that. If they -- if we allow -- if we bend a knee to this one, it's the most atomic concept and we don't get another chance. We have surrendered way too much ground. And if we surrender on elections that are free, fair and transparent, that's the end of the American experiment.

DR. CORSI: And -- and finally, you know, these great heroes -- I mean, you finally get to the point where they say: If I don't do it, who's going to do it? If I don't stand up for this, who's going to stand up for it?

PATRICK BYRNE: Right.

DR. CORSI: I mean, and -- and at that

point -- you've been CEO, when you get to one of those points in your business, what do you do?

PATRICK BYRNE: Well, you -- you have no choice. You are the steward as -- in the business, you're the stew- -- steward of the capital of other people of the hopes and aspirations of other people. And you -- you don't have any choice, you keep marching.

And I think the President has -- you know, he's right, he more or less said: I don't have -- of course I can't -- the -- well, we told him -- General Flynn told him: Sir, this is not about you, this is not about Donald Trump; this is about the American republic.

If -- and he basically said the same thing: If you let them do this and rig an election without even getting to the bottom of what happened, that you're -- you're just not allowed to do that. That's more or less what he -- and -- and President Trump had -- didn't need Michael Flynn to tell him that. President Trump knows -- knew all that already.

But he's got these mendacious mediocrities led by Pat Cipollone -- you know, lying to him, giving him the worst legal advice I have ever

heard. And finally, he's saying things like: If -- you know, telling President Trump that if you don't accept this and just walk away, and just take it -- although he doesn't put it into those words, he says it in terms of you can't do anything. Anything that gets proposed, he says: No, no; you can't do that. No, you can't do that. Oh, no, no; you can't do that one either.

Until he -- if he -- he -- we knew -- we -- we reached the point where we were saying -- well, they were at one point saying no without even having a reason; and then they would turn and discuss with each other, let's come up with a reason, basically. But they were just saying no reflexively. It was so transparent. It's transparent.

That's the funny thing about crooks. You know, Buffett says: Sometimes crooks just look like crooks.

Well, go and look up a picture of Pat Cipollone, and he acts just like he looks. He's a little weasel.

DR. CORSI: If you were a CEO in that situation, what would you do with Pat Cipollone?

PATRICK BYRNE: I would have -- I would

have fired the guy in a New York minute. They would have -- I would have fired the guy on the spot --

DR. CORSI: And --

PATRICK BYRNE: -- let alone when he stood up and started shouting, he started shouting at the President, which is when things started getting heated. And -- you know, it -- so it --

DR. CORSI: Those are the moments when Cipollone is feeling loss of control, and he wants to get back -- get Donald Trump back under his control; is that what you saw going on?

PATRICK BYRNE: Yeah. When -- when President Trump started hearing from us -- no, there are alternatives. There's all kinds of attorneys (sic) -- Barack Obama signed a finding that would be of use to the President now. There's a 2018 finding called Foreign Interference -- an executive order about foreign interference in domestic elections. It gives the President all kinds of power.

You know, the -- by federal law, these machines are -- have to be and the -- the data and everything has to be maintained for 22 months. 22 months. There's a reason that's the law. The

reason that's the law is if an something untoward happens, as clearly happened in this election where they're shutting down voting counting -- vote counting and things like that, the American people who need to have faith in their elections could examine, could inspect, and determine what actually happened.

There's -- that's the reason there's the law. Can anyone honestly say that the threshold of -- has not been met of -- that should trigger Americans get to inspect the actual -- the data -- the -- the raw data and see what happened, and inspect -- you know, that -- that's the reason they -- there's a law these people have to keep the machines and keep the tapes and keep the -- the data.

We clearly have reached a threshold of -- there's -- you know, not probable cause in the sense of criminal activity, we got to put people away; but clearly there were enough irregularities about this that it -- it -- it bears an inspection. Let's just have an inspection. That's all we're asking.

And the lawyers are like: No, no; you can't do that, because -- because -- because --

because the sun's rising in the west, and because the Japanese yen is doing this; and no, you can't do any of that.

It was bizarre. It was surreal.

DR. CORSI: You know what President Lincoln said about why he kept Grant, because everybody says he's a butcher, he's this, he's a drunk; what -- do you know what --

PATRICK BYRNE: (Inaudible) my favorite lines of Lincoln, it was -- I think it was (inaudible) wife who said something about: How can you be promoting that man? He's a slob. He's a drunk. And is that -- and Lincoln said: You know what, madam, find out what that brand of whiskey the man drinks so that I might send my other generals a barrel of it.

DR. CORSI: That's right. And he said: Finally -- to somebody he said: Why do you keep -- you know, why do you keep Grant, he's this -- just like Donald Trump, they would demonize these people who are going to win the war. And -- and -- and Lincoln said: I keep him because he fights.

PATRICK BYRNE: Right.

DR. CORSI: He fights.

PATRICK BYRNE: Yeah.

DR. CORSI: With --

PATRICK BYRNE: (Inaudible) if he made Flynn his general coun- -- his Chief of Staff, and Sidney as general counsel, this thing would be over by New Year's Eve.

DR. CORSI: It -- it would be over by noon.

PATRICK BYRNE: Yeah. Yeah.

DR. CORSI: You know, because -- again, so McCollum could never cross the Potomac and do a fight. Every time he won a victory, he went back and licked his wounds. And General Grant comes on -- General Grant says -- Lincoln says: If I give you the Army, what are you going to do? And grant says: Wherever Lee is, I'm going to be. And I'm going to fight this guy, and we're going to kill the- -- because you have to kill the enemy or you're not going to win. So he went to battle.

Trump needs people around him like you, like Flynn, like Sidney Powell, who will fight for him.

PATRICK BYRNE: I'm -- I'm not -- I'm not -- I'm not one for government certainly --

DR. CORSI: No, you don't have to be government, Patrick. Just stick around and -- and

talk to them.

PATRICK BYRNE: Well, I'm not even fighting for President Trump. I'm fighting for the constitution. And I know what's coming if we bend a knee to this. And that -- and so I want to -- so I actually like President Trump much more than I had anticipated. I think he's a very fine man. I really enjoyed him. All this stuff about him being a racist (inaudible) is total nonsense.

But I did not -- I -- I think he cares a great deal about the country. He's not selfish. And -- so I don't even see it as fighting for him, I fight for the constitution; which -- you know, if this were happening to Barack Obama, I would be doing the exact same thing. I probably would have done it a bit earlier. I felt an obligation to bend over backwards to stay out of it; but if this had happened to Obama or Bush or Clinton, I would be doing just the same thing.

But at this point I've really come to have an affection for Trump that I know I -- I did not anticipate I was going to have.

DR. CORSI: Well, Trump has been so demonized that everybody has this idea of him, and -- you know, Lincoln was demonized. They called

him a monkey, they called -- I mean, they -- there are forces that don't want to win, the forces of evil --

PATRICK BYRNE: Right.

DR. CORSI: -- who want to destroy the country, always demonize those who are going to succeed. I mean --

PATRICK BYRNE: Right.

DR. CORSI: -- look at Patton, how he was demonized.

PATRICK BYRNE: Yeah. He just won. Yeah, you know, these -- it's a certain mentality you sometimes come across among the intellectual class that -- well, first they hate America. These people hate America. I've been around it. A lot of these people just deep down hate -- on the left, they just hate America. And I think they would love us to lose to China. I think that they really have just very low self-esteem and their way of handling their bitterness is to be lefty goons.

DR. CORSI: Well, the -- again, all these heroes we're talking about, looking at the picture of Church- -- a picture of Churchill, looking at the pictures of Lincoln; what Donald Trump is

reaching into himself to find and -- is that bottom line, if I don't do it, who's going to -- who is -- who else is going to do it?

PATRICK BYRNE: Correct.

DR. CORSI: And it's my job to do it. And I'm going to take that job.

I mean, go -- I'm -- I'm confident Jesus Christ in the garden -- Garden of Gethsemane, knowing what was coming, had to think: Why do I have to go through this.

PATRICK BYRNE: Yeah. Talk about someone who needed that job like a hole in the head.

DR. CORSI: Yeah. I mean, what -- what am I here doing this for?

PATRICK BYRNE: Right.

DR. CORSI: Yeah. Son of God, and I'm here doing this for these people?

PATRICK BYRNE: Yeah. But he's got an obligation, as President Trump understands his obligation. General Flynn a couple times started -- you know, even said things like that, but President Trump showed he didn't -- I mean, he -- he didn't -- he didn't need General Flynn to tell him, but it -- that we're all thinking along the same path; as ugly as this is, as horrible as this

is, he has an obligation not to fall to a rigged election.

And all that means is let's have some transparency. There's a reason the law is written that way. There's a reason that we -- that the law is written that -- so these machines are inspectable, the data is inspectable. Let's inspect it. We could be done by January 4th, and on January 6th that Congress could make an informed decision, and -- and the state legislatures can make an informed decision, and the Congress can make an informed decision. That's -- you know, what's wrong with that? What's wrong with a little transparency?

DR. CORSI: Yeah, we the people want to see courage. I want to see courage here. Let's get -- let's do the right thing. I mean, why are we giving in and taking a knee to this crap?

PATRICK BYRNE: Right. Well, (inaudible) media is -- I mean, they're really in the business of just distorting the truth --

DR. CORSI: Well, shut them down under that Insurrection Act. They're helping China. Shut them down take.

PATRICK BYRNE: No, we don't have to --

DR. CORSI: Take -- freeze their assets --

PATRICK BYRNE: -- do anything like that. We don't have to do anything like that.

I think we do have to say that our -- our internet platforms, which have protection from all the -- don't have to face libel charges, because they're just supposed to be neutral platforms, between their -- just their algorithms and their outright censorship, they have -- they clearly are publishers; whether they -- you know, it's a new concept that wasn't around 20 years ago when that law was written, but they clearly have become publishers and they should be -- lose their legal protection from -- from lawsuits for libel, because when you're -- when you're suppressing the kind of stories the way they do and you're boosting the other stories, and you're not just suppressing some stories, you're outlawing some stories, you are now a publisher. Whether or not -- you can't just be -- see yourself as a neutral, you know, platform like you're a tree in the town square that people are going and nailing -- you know, a pamphlet to. You've become a publisher.

DR. CORSI: Patrick, if you're going into a fight, who do you want around you? Do you want --

you go into it with a guy like Rocky, you want to go around with guys who are telling you, you can win? You want to go around -- who are you going to pick to go into the most difficult fight of your life, who are you going to pick? A CEO.

PATRICK BYRNE: Well, people who want you to win, people who think you can win, people -- well, most fundamentally, people who want you to win. Trump is surrounded by leaders who have -- in his White House who do not want him to win. And the Republican party -- McConnell, who's a crook, who's in the pocket of China, you ought to -- Americans ought to vote -- keep track of what Republicans stand tall in the saddle, and which -- which are part of this. And I think we're going to get an x-ray of the establishment over the next couple of weeks. We're going to see which people are really in the pocket of China, who surrender monkeys, who stand for nothing, who are go-along guys, like Mark Meadows who are just -- pardon me -- but just pussified.

I know you're probably not cool with that, but I just -- it -- you know, I'm --

DR. CORSI: It doesn't -- it doesn't bother me.

PATRICK BYRNE: Truman said of an opponent: I could carve a better man out of a banana. That's the -- you know, that's the best. That's Mark Meadows. That's Mark Meadows. I mean, he's just a banan- -- you could carve a stronger man with a more backbone out of a banana.

When you get to people like Pat Cipollone, you're talking about actually bad guys. They're -- they're not just neutral-flabby indecisive, you're talking about bad people who want -- who actively want the President to lose.

If Mark Meadows thought that it was to his benefit tomorrow or -- I mean, Mark Meadows has to see which way the wind's blowing, and then -- he's one of these leaders, which way is the wind blowing? Okay, I'll lead people that way. He's one of those guys.

The other people are venal. They're -- and Trump --

DR. CORSI: (Inaudible) when Trump -- Trump gives an order, and these other people don't do it -- I mean, when you want to give an order as CEO, and the people actually do it, go out and fight for what you want done --

PATRICK BYRNE: Right --

DR. CORSI: -- instead -- instead of it coming back with excuses as to why it can't be done.

Agent X, you wanted to say something? Please, go ahead.

AGENT X: Yeah. This is -- so -- so, Patrick, in your opinion -- I mean, you have people like General Flynn and Sidney Powell and yourself around Trump, and he sees that you're patriots and these other people are -- are undermining him, what's stopping him from making the decision to get rid of those unpatriotic people and -- and -- and put in the right people?

PATRICK BYRNE: He's very loyal. He's very loyal. And he's loyal to Rudy, and Rudy's a wonderful man, and they're old friends. And I don't know if he has many old friends left, but Rudy isn't the fellow to storm the beach, in my respectful opinion. I love Rudy. He's America's mayor.

Rudy has stormed the beach many times in his life. He took down the mafia. He took down -- you know, he was 9/11. The mayor on 9/ 11. He has stormed the beach enough. It's time -- Rudy should be the General Marshall of this effort. He

should be the guy -- George C. -- George C. Marshall was in the Pentagon during World War II, and both F- -- well, FDR and Churchill -- and I think even Stalin said this is like the finest man I ever met in my life, they all thought was George marshall. He was an extraordinary man.

And when the opportunity -- when the time came to invade Europe, you know, Marshall -- Marshall knew whoever was going to lead that Army was going to go down in history. And he -- and the -- President Truman -- President Roosevelt asked him -- you know, formally offered it to him, but -- but also said: I couldn't sleep night- -- nights that George Marshall were -- was out of Washington D.C., I couldn't sleep. He was the most competent able man.

And Marshall knew and wanted the job, and knew that he would go down in history for taking it; but he wouldn't give the President an answer. He wouldn't say, yes, please give me that job. He just said: Sir, you -- you know, that's not my decision, and you have to do -- and finally Roosevelt decided I can't sleep with George Marshall outside of Washington D.C., and they gave it to this younger General Dwight Eisenhower, who

was the big historic general and became President; and they all knew that was going to be the case.

But Rudy should be the George Marshall by the President's side, advising the President. He's -- he's -- he doesn't have to storm the beaches at Normandy. He has stormed the beaches at Normandy, he stormed the beaches at Guadalcanal, he stormed the beaches in the Philippines -- where was it that MacArthur went ashore -- you know, he's -- he's -- he has stormed enough beaches, and he's 76. He's not the fellow to storm this beach, he's the -- he should be -- he should be the George C. Marshall advising the President, and talking to the President.

My view is Sidney Powell is the one who storms -- should storm this beach. If she storms this beach we win. She storms the beach and you let Mike Flynn be -- you know, Michael Flynn doesn't even have to be -- even have to have an official role, but just let's see -- let him work for Sidney Powell. He's a wonderful strategist. He's a brilliant man. He's also a really fine gentleman. And he -- let him storm the bea- -- let Sidney Powell storm the beach, and let Rudy be like George C. Marshall back in Washington and

advising the President.

DR. CORSI: And with -- with this kind of a combination -- I mean, you get -- so I -- I agree with you entirely. I think you got it analyzed correctly.

And the -- you know, you get a resolve here to go in. Rudy is terrific, and will play the George C. Marshall role. Sidney Powell, as a woman -- especially -- Washington really hates to see a woman win for Donald Trump. Let her go do it.

PATRICK BYRNE: Yeah, let her -- and she would. You know, she would. She's so far -- let me tell you, I came here the day after -- well, the -- the day after the election I got in touch with Rudy and Sidney, and started bringing them information. And so I've actually been on this since August. I knew what the goons were going to do. And that's a story for another day.

But I knew that they were going to steal this. And there's a group of cyber guys who were on this, too, and they -- they were on this and we met up in August, and I started funding things; and we had this plotted out what they were going to do. They -- Sidney -- Sidney got it

immediately. Rudy -- you know, Rudy under- -- but Rudy -- Rudy's in a different place. Rudy came at this a bit differently. He -- I mean, he's smart as a whip, but Sidney had already, I would say, figured out what had happened.

And I think it was when we went to the more -- she had already figured out what happened, she didn't have the technical knowledge, didn't have the data, didn't have the math- -- mathematicians and stuff, but when we went in and explained -- I think it was the Thursday or the Friday after the election what we saw had happened, we had already carved things out and we found that -- just how they had done it; which as -- as everybody gets by now, they picked -- and as you understand as a political scientist -- they -- there's six counties in America -- you don't have to steal across America to steal America, there's six counties that if you just steal those counties, you steal the country. You flip the states they're in, you flip the electoral college, you steal the country.

We had that all sort of deconstructed, reverse engineered by the Thursday after the election or the Friday. Sidney was totally super

receptive to what we had to say. It was a little far-fetched for other people in Washington, but Sidney got it immediately, and she's so far ahead of everyone else on this. She -- this will be over by January 4th, in ten days we can have everything done and an answer for America.

And, hey, if Joe Biden won, I'll be the first to say President Biden. That's fine by me.

DR. CORSI: He didn't win. He stole it. You know that.

PATRICK BYRNE: My father was an actuary and I grew up on this saying, the saying of the American actuarial society is: Substitute facts for impressions. We all have -- our impressions about what happened on November 3rd. Let's -- let's get some -- get the facts; 10 (inaudible) days.

DR. CORSI: And Patrick, I don't think people know you put this team together, even before the election. So you've got experts in place?

PATRICK BYRNE: Oh, yeah. We have experts in place. We've been working on it for months. We already reversed engineered a lot of what happened. And we would like to go and pull some

data off these machines.

Dominion can be there. The democrats can be there. We can have cameras on the machines. Just let us touch -- access the machines for a couple hours -- bom-bom-bom, bom-bom-bom -- give us three or four days to crunch some numbers; we'll be able to tell you what happened.

DR. CORSI: I want you to bring -- you come can back with some of those guys, let's just show the American public right here.

PATRICK BYRNE: Phil Waldron. Phil Waldron, you've seen him. He spoke at Michigan. He spoke at Arizona. He spoke at some of those hearings that -- he was next to Rudy. He explained things. He's the fellow who wore that mask in Pennsylvania and he spoke immediately after Rudy -- Mayor Giuliani did. And he -- he can -- he's a -- he and the hackers -- he's really the CEO of a company that -- and there's another fellow named Russ Ramsland -- and they all -- they attack the credibility of these guys and are -- are they real technologists, this and that; no, these guys are CEOs of cyber companies. Under them are the computer forensic guys who are the licensed certified forensic computer -- you know,

they -- they have the certifications that let them take data off machines, and present it in court. This whole thing can be done under the nose of U.S. Marshals; and we can get it, and we can make it happen.

But for some reason --

DR. CORSI: (Inaudible) bring -- can we get them -- can we get them here tomorrow or over the weekend? Or let's just keep going.

PATRICK BYRNE: Well, I -- I would love that. I don't control their schedule, it's Christmas.

DR. CORSI: Well, you --

PATRICK BYRNE: But I can put in a good word for you with Phil.

DR. CORSI: Well, I want you there, too.

PATRICK BYRNE: Okay. He's a -- okay. Well, I'll text him as soon as we're off and see if he feels like coming on and -- and I'll connect you by text, and leave it up to him.

DR. CORSI: Yeah. I -- I want you to get the -- all these guys, let's explain it chapter and verse to the American people. Let's show them what they know. And you've got the team, let's just be CEO here -- you could be CEO of this

project, figure out who we need to talk to, we'll get them in here.

PATRICK BYRNE: Copy. We'll go.

DR. CORSI: Okay. And also from President Trump, I don't want you to give up trying to talk to him. You're talking to him right now. He'll be listening to this; what would you have to say to President Trump?

PATRICK BYRNE: One thing I would say: Sir, is as we parted on Friday night, I started trying to tell you something, it was 12:10, I stumbled a bit; I know something that you don't know about a cover-up, and I can tell you something that will change this whole scene for you. You give me two minutes, sir. Give me two minutes and I can tell you something that will expose a cover-up and change this entire picture for you.

The other thing I would say is keep fighting. What I really want to say is to the American people, this is not a time -- what's that Shakespeare line about sunshine shoulder -- fairweather soldiers or something?

DR. CORSI: Uh-huh. Right. It's -- it's -- it's in one of the -- it's one of the --

PATRICK BYRNE: Was it Henry?

DR. CORSI: We -- we -- Henry -- (inaudible) small band of men here will remember this forever --

PATRICK BYRNE: Well --

DR. CORSI: -- you know --

PATRICK BYRNE: -- this is that moment for us. This is that moment. We're about to lose our country to a rigged election. It doesn't matter how you feel about Donald Trump or whether you voted for him or not. I didn't vote for him, but the right thing to do is you cannot let this happen. On August 4th -- January 4th, 5th and 6th, there have to be mass demonstrations around this country in every state capital and in Washington D.C.

We're going to -- we're trying -- we're asking millions of people to come to Washington D.C.; if you have to camp out -- you know, if you have to camp out on the mall, camp out on the mall. Let it be our Valley Forge. 4th and 5th and 6th, Congress is meeting on 1:00 p.m. on the 6th. We have to have been here for a couple days already, and we don't raise hell. We're not the violent guys, we're -- we're better than the other

guys. We're several steps better than the other guys. The other guys are probably going to try to bring violence and intimidation; let us -- let's show them with love and in peace that we're not going to be intimidated, we're not -- we're not going to be intimidated and we have -- you have to -- if you -- you know, if you don't do this now, America, I promise you within six months to a year you're going to be regretting that you do not -- that you -- this -- you'll have understood this was your last moment to have made a difference.

So come to Washington D.C. on January 4th and January 5th for mass protests like this city has never seen. And if you can't make it here, do it in your state capital. And I mean -- you know, the same rules apply to us as apply to them. And -- and only we're going to do it peaceably. We're not going to be like the goons.

I do think it's time we say if the goons show up with their violence, we can't -- we cannot be intimidated. We cannot be intimidated anymore if the -- if the goons have introduced political violence into the discourse, we don't have to take it anymore. And if -- and if the police are not going to protect us, it's -- you know, the right

of (inaudible) John Locke, the most fundamental right you have -- you know, a dog has the right to self-defense. We're free men, we do not take being intimidated by goons.

So come, but other than that, we're going to be -- we want to have the moral high ground. I mean, not other than that -- we always want to have the moral high ground. We're going to be better than the other guys, but we're not going to be intimidated. And if you don't want -- if you want to stop this, come to Washington D.C. on January 4th, 5th and 6th, and be prepared to show Congress that it -- we're not going to let slide -- we're not going to bend a knee to them taking away the most fundamental concept of our tradition, which is consent to the governed.

If you let this one slide, you -- you're -- it could be 1,000 years of darkness.

DR. CORSI: Well, there's going to be 1,000 years of peace and 1,000 years of light, because we're going to fight this thing. And I -- I --

PATRICK BYRNE: Trump loves you.

DR. CORSI: Let's call -- let's call people to Washington. Let's call -- how about the caravans? Get out of the caravans again. Get the

--

PATRICK BYRNE: Right.

DR. CORSI: -- boat caravans, the car caravans. Let's get out in the streets again with the Trump flags. Let's quit being afraid of these guys.

Would you agree with that, Patrick?

PATRICK BYRNE: Absolutely, stop being afraid of them. Absolutely, we do not want to be the violent guys; but if they think they're going to intimidate us anymore, it is time for us to say we have -- we have been -- we have let that happen too -- longer than we should have, and we are not going to let it happen now.

DR. CORSI: And Sidney Powell and Michael Flynn shouldn't take the fact that Mark Meadows says they can't talk -- just go ahead and be special counsel, let's start going to these stuff -- get -- I'll have them right here, we'll -- we'll do the indictment right here.

PATRICK BYRNE: You're -- Dr. Corsi, if you can get me five minutes on the phone with the President -- at this point, the secret service, I'm sure I'm on some watch list that I'm going to get shot in the head if I get anywhere close to

him -- if you can intercede and give me five minutes with him, I can tell him something that will blow up this -- that will change the entire narrative. I can blowup a cover-up. I only became aware that he -- that there was a cover-up at -- on -- on certain crucial facts, just as we parted at midnight at 12:10 on Friday night -- Saturday morning as we parted, I said something to him that I didn't catch, and myself and some other people who were there have realized, he doesn't know something. A very important fact has been kept from him that could change the entire picture, but I need to speak with him for two minutes.

DR. CORSI: Well, I pretty well know what that is, I think -- let's do a couple things here. Number one, you were involved in the Barack Obama bribing Hillary.

PATRICK BYRNE: Yeah, I bribed Hillary Clinton $18 million. Hillary Clinton took a $20 million bribe, the FBI told me. In December of 2015 they told me. And in January -- January 2016 I set Hillary Clinton up on an $18 million bribe, which she took. And it turned out to be all about blackmail from Barack Obama.

I can give President Trump the names, dates, the names of the agents --

DR. CORSI: Right.

PATRICK BYRNE: -- and exactly where it all happened, and more -- and more that -- that I have not -- that we're not talking about here, but I can bring this whole thing down. But I need two minutes on the phone with the fellow.

DR. CORSI: As I read what you wrote --

PATRICK BYRNE: (Inaudible) it became clear it's been kept from him. There's a cover-up going on about some crucial information that has been kept from the President. If I have two minutes to give it to him, it will change the whole narrative.

DR. CORSI: And -- and from what you've said -- I mean, you were -- they -- the FBI took you out at the last step before the bribe was paid; so you didn't actually see it paid, but you know it was paid -- I know it was paid, too. I mean, everybody -- I -- all my sources says that -- say that bribe was paid.

PATRICK BYRNE: It was paid in the spring in the course of the investigation. I was shown a document or a picture of a document that is

consistent with that bribe having been paid. It was a bank record that showed the bribe had, in fact, been paid.

DR. CORSI: And Barack Obama's purpose, I think there was, to become President himself, because of -- the information we've been told is correct, Putin had the idea that he could get her impeached -- or get her indicted. That bribe would have been nice. Barack Obama might have had two more years in the White House, the same with --

PATRICK BYRNE: I heard -- I heard a related, but slightly different version of what was going on.

DR. CORSI: Tell us --

PATRICK BYRNE: And that may well have been one plan and then there was a backup plan and then there was a backup to the backup plan.

DR. CORSI: Tell us about them.

PATRICK BYRNE: Well, I -- I think we've said enough for today.

DR. CORSI: Well --

PATRICK BYRNE: I'll tell the President about it, but I --

DR. CORSI: Okay.

PATRICK BYRNE: Okay.
DR. CORSI: We will --
PATRICK BYRNE: -- (inaudible) incidentally, I'm going to get iced. If I get iced, people should go -- yeah, well who cares.
DR. CORSI: We know where they should go; you told us which -- which publications. You've published all this before. People just need to read it.
PATRICK BYRNE: Deep Capture.
DR. CORSI: Deep Capture. Where do they find Deep Capture?
PATRICK BYRNE: Deepcapture.com.
DR. CORSI: Okay. We're going to have you back, and we're going to have read that and people are going to see that, and then we're going to talk about it.
But we'll -- offline, we'll get President Trump your phone number.
PATRICK BYRNE: Thank you. Get it -- that would be -- that would be -- that -- that could change history, sir.
DR. CORSI: Well, you know, I -- look, I told Mueller to go F-himself. Now we can tell these entire bunch of Biden-Obama criminals to go

F-themselves.

PATRICK BYRNE: Yes. I -- well, if you get me two minutes on the phone with him, I can tell him something -- it became apparent to us and we put the pieces together afterwards, he's -- there's a cover-up going on, and there's some crucial information he needs to know that he's not been told. And it would change this whole picture for him if I have two minutes.

DR. CORSI: You'll -- you'll get him.

PATRICK BYRNE: Thank you, sir. I'll keep my phone with me.

DR. CORSI: Well, we're going to -- we'll -- we'll work on this today, and we'll get this done. President Trump will tell Mark Meadows to go park himself; and hopefully -- he's still in charge. He's still the President. Mark Meadows is not -- I don't recall Mark Meadows having been inaugurated President, taking the oath of office, do you?

PATRICK BYRNE: No. But Meadows could be part of the winning team. He could actually be part of the winning team. He doesn't have to fire Meadows. He's got to fire a Pat Cipollone. And --

DR. CORSI: Well --

PATRICK BYRNE: -- and if he makes Sidney Powell the White House General Counsel, this thing will be over -- you know, this thing will be over by January 4th. And Sidney's with me. Sidney's with me in the sense of -- hey, if the data turns out to be that we are wrong, President Biden. And no one will -- no one will do that more than Donald Trump.

Donald Trump -- I know it, when we talked about it, he said if -- you know, if -- if it turns out not to be there, he will be -- he will walk to his helicopter gracefully, fly away --

DR. CORSI: Forget that. We -- that's a whole -- that's a nightmare.

PATRICK BYRNE: Well --

DR. CORSI: I don't even want to think --

PATRICK BYRNE: -- (inaudible) --

DR. CORSI: -- I know --

PATRICK BYRNE: -- the data -- let's see the data.

DR. CORSI: Let's see the data. That's -- that's -- we're going to do that, we're going to show the data here.

PATRICK BYRNE: Yeah.

DR. CORSI: Okay. Now, Agent X, you've been listening to this; how do you think we go operational, what do we do?

AGENT X: Well, I -- you know, I -- I think that -- right now it sounds like President Trump has to take action to remove the traders and put in the patriots, and -- and, you know, I think if you -- there's a lot of people that are fooled by the media into thinking one narrative that's -- that's wrong or that there's no evidence that this is -- just to move on.

And I think those people that have that evidence, that have that information, if you have the information and you're not doing anything -- you know, you're either a patriot or a trader. You're a patriot if you're stepping up and helping; if you're doing nothing, you're a traitor at that point.

And I think he needs to remove those traitors whether he's loyal to them or not, and move forward and put in and -- and, you know, take the services of Patrick and Sidney and -- and I think -- you know, he gets his strength from the American people, 80 million people voted for him and it's growing; even with the media trying to

drown this out, people don't -- they don't -- don't buy it.

PATRICK BYRNE: You know, I think one of the reasons they're going so crazy, Agent X, is they think that they -- they know that they shot their wad. They know that this is -- they -- or they think that what happens to them, as much as they're all going to be rounded up and executed, I would actually advise the President that when we get through this, and get through it we will, we consider what the left -- the left -- I mean, it's a lefty idea, but it's called truth and reconciliation.

DR. CORSI: Right.

PATRICK BYRNE: It's what they do in African countries when there's a Civil War and people chop each other's arms off and stuff. What are you going to do? Are you going to prosecute 50,000 people? No. You give everyone the chance -- it's what they did after Apartheid in South Africa. The prison guards were given the chance to come forward and say what they did, and anything you came out and acknowledged in a hearing -- yeah, I did this, I beat prisoners 32 times, I raped one of the prisoners, I kill- --

all of that, you come out and say it, you're forgiven. You're just forgiven.

If you left something out, then -- and then later as they investigated they found it, they would prosecute you for that. So it created this incentive.

DR. CORSI: Right.

PATRICK BYRNE: And this beautiful thing happened in South Africa, and all these people came out and said, okay, this is what really happened under Apartheid; that's what needs to be done now. And it would save -- I don't want to put -- I don't want to put Hillary Clinton in prison. I think that she should probably be confined with an ankle bracelet or something. I don't think these people should go to prison. Where -- this is America; we're not going to do this. This was a coup. It was treason. You're going to -- well, sedition, (inaudible) peace sign -- but -- but I don't think that we -- that we should be telling people we're going to be putting thousands of people in prison.

Maybe there's some real ring leaders that need it, but this is about -- this is America; we're not going to -- we're not going to wipeout

our political class. We should have a truth and reconciliation process after that.

And I would be -- you know what I would do, that's what I would -- I -- the some -- I would love to be involved in that. But anyway that's -- that's way above my pay grade, which is precisely zero. I'm not even sure I -- I really don't want to go to work for the government.

But I'm one step ahead of the sheriff myself, I got to tell you. You don't --

DR. CORSI: Well, you -- right now you're not working for the government, you're working for the American people. And I think that's why a lot of us are here, right? It's about our country. It's about our constitution.

PATRICK BYRNE: Absolutely.

DR. CORSI: We have Arthur with us, too. Arthur, come on in. Arthur is our prayer warrior. He runs the -- the prayerfulpatriot.com.

And Craig, what are you -- what are you hearing today?

CRAIG: Well, absolutely. And when you interviewed Robert David Steele the other day, along with Dr. Cynthia McKinney and they said both things that you're talking about right now. What

Patrick is talking about with the truth and reconciliation, that's exactly what Robert David Steele cede- -- said needed to take place. And Dr. Cynthia McKinney said exactly what we've been saying, it's patriots and traitors now. There are no Republicans. There are no Democrats. There are people that will stand up for the constitution, and there's people that want to burn it down. That's it. It's time for choosing like President Reagan said, and it could not be more clear.

DR. CORSI: And I do think Lincoln won the Civil War, and said -- Lincoln always said like a wrestling -- he had experienced wrestling in the American west. He said: Let him up easy. That was his instruction --

PATRICK BYRNE: Yeah, let them up --

DR. CORSI: -- to Grant, let them up easy.

PATRICK BYRNE: You know, when Lincoln was 24, he famously got in a fight with some bullies -- do you know that story?

DR. CORSI: Yes, I do. Tell it.

PATRICK BYRNE: And -- yeah, I never heard that saying, but that's it: You let them up easy.

DR. CORSI: You know let them up -- like

Lincoln actually told Grant: Let them up -- they had a meeting in the -- on this riverboat, it's by City Point, and they -- it was a war council and -- and Lincoln's last instructions were to Grant were: Let them up easy.

PATRICK BYRNE: That sounds just like a --

DR. CORSI: Yeah. But -- you know, until -- at the end of the Civil War, when Lee got out of Petersburg, because they were starving and went right into western -- tried to escape towards sp Manassas on -- there's a telegram where Sherman and -- and -- and Grant are trying to decide -- you know, they -- they're chasing these guys -- they didn't go into Richmond and have a big party with themselves as being heroes, they didn't go and capture the capital. They said, forget the capital, we're going to make sure now we destroy Lee's Army before they get in the hills and continue this revolution.

And so they traced -- they chased them out, but they were -- you know, they were beginning to slaughter these guys like a turkey shoot and there's a telegram where, basically, Grant and Sherman are saying, you know, we could probably end this, you know, if -- if -- if we press this

thing.

Well, if (inaudible) we go kill a bunch of people today, we'll probably end the war. Lincoln's -- Lincoln sent back a very short answer, he said: Let it be pressed. Go kill them. Now, he didn't want to kill them, but he wanted to end it. And once he ended it, his instructions to Grant were: Let the -- you know, let them up easy in the peace terms.

PATRICK BYRNE: Right. That's exactly --

DR. CORSI: Okay.

PATRICK BYRNE: -- the (inaudible) attitude.

DR. CORSI: That's what you're saying.

PATRICK BYRNE: Right. Exactly.

DR. CORSI: Okay.

PATRICK BYRNE: You got to end it -- you know, ending this is -- doesn't take violence. Ending this means sending some federal marshals and a -- a dozen white-hat hackers I know -- not hack- -- cyber computer forensic experts certified (inaudible) -- with a dozen federal marshals, look at about -- machines in half a dozen locations, we'll have an answer in -- we can have an answer in four days.

And you know what, if we don't do that and we go forward in -- January 6, and they just -- and the Congress takes Biden and that question is unanswered, do you think the grassy knoll conspiracy theory has bedeviled American life, there won't be anything like what happened in 2020. It will never -- half the country will never accept -- you know, 35 percent of Democrats think the election was rigged, along with 75-80 percent of Republicans. I don't know who the other 20 percent of Republicans are.

But it tells you that there is -- so if they don't do that, there's no way that American people are going to swallow this. We're going to have four years of violence. I know it's -- I -- I won't bend a knee to this. It's -- it's -- it's the -- so if they -- the only way to have a -- a peaceful way for us to go forward is just inspect the machines. Just inspect the machines.

And there's a reason that we have federal law that says the machines have to be kept in a condition where they can be inspected for 22 months. That's -- this is the reason. This is that moment. If there was that -- you know, can anyone honestly say we have not reached the -- the

-- a legitimate threshold of doubt that would justify -- that would -- that would trigger the -- the facts of the -- that would trigger the reasons we wrote those laws and those executive orders to be as they are, is there -- you know, does anyone doubt that -- that we have not reached that threshold at this point?

DR. CORSI: And look, you're saying some very profound things here, because what you're saying is -- you know, that these swamp creatures that want to keep the fix in, Cipollone wants his million and-a-half dollar salary at some fancy firm, he's going to die, too, eventually. God's going to take him back.

What's that -- what's that -- what's a million and-a-half dollars going to do for him when he's facing the throne of heaven?

PATRICK BYRNE: Yeah. And you know what, getting invited to those socialite parties, I -- I wouldn't say I grew up around them, but there were periods of my life when I've been to those parties -- America, you ain't missing nothing. You ain't missing nothing.

DR. CORSI: All right. Little hors d'oeuvres, everybody is standing around trying to

impress each other they're there.

PATRICK BYRNE: Buffett calls it an elephant bump -- actually Munger, Buffett's partner calls it an elephant bump. And it's just -- you know how elephants stand around in the dark -- and then -- it's just a bunch of big shots standing around and they go to these parties so they can say -- and sort of bump into each other and be -- I'm an elephant, you're an elephant; yeah, I'm an elephant, too.

It's just vacuous. You aren't missing a thing. And -- and you're a traitor if that's -- if you sell out your country in order to be part of that.

DR. CORSI: Arthur, what do you think?

ARTHUR: Well, it's time to take the gloves off. I mean, everybody is dealing with, you know, huge amounts of personal issues and -- and -- you know, what -- Pat, you were saying about Donald Trump and the fact that he's had to deal with what he's had to deal with, and he being a gentle soul, why it's even more important that we're -- we're going to have to start asking for very specific things to manifest around these individuals.

And Dr. Corsi, I've -- I've put together a

very powerful prayer --

DR. CORSI: I want you to read it. Can you read it for us?

ARTHUR: I -- I can do it right away. And Pat, I think you're going to see how these are addressed. And -- and these are just for those that don't know, these are petitions and they're just like -- and I've actually been called a -- a spiritual attorney, I don't know why, but it -- it actually -- these are petitions that we're putting before the throne of God that are adjudicated by the dispensation given to us by our Lord and Savior Jesus, in Matthew 18, for agreement.

So with that said: In the name of our I am presence that spoke to Moses at the burning bush, and in the name of the self that works with us, that Christ self, we agree together in the name Jesus Christ for the will of God to be made manifest for, the absolute God protection of all patriots standing at defense of liberty who are working to save our constitution, expose the fraud, bring justice and correct the attacks against this nation.

The absolute intervention of the host of the Lord into all details of day-to-day life, the

current circumstances and events, and to overshadow those who must take the necessary and appropriate actions that are required to be taken, according to your will, to correct the fraudulent 2020 elections, stop the coup against the President and administration, and all attempts to convert America into a socialist communist country, to bring to justice the perpetrators, expose the treason and seditious acts against the constitution, and clear the nation of the evil that has implanted itself to restore justice and wake up all that must be to the true threats of evil that are being directed against freedom and individual liberty; such as executing the correct executive actions, the firing and replacement of those who are not taking the correct stance for truth, and are unwilling to take the necessary steps to defeat the evil and clean up the government; or who by their own ignorance and compromise are giving the President false, misleading advice, that would lead to the compromise of your judgments and actions and allow evil to remain.

The clearing of compromised forces against the President and Vice President and their staffs

and family, protection and security staffs, the military, and all who are opposing God's will or leaving the door open to further compromise the absolute exposure of the fraud and compromise, and the responsible individuals behind it who must be removed from their current post, and replaced with those who must be there.

Our ratification of all divine judgments that have been made upon the seed of the wicked and by this our petition prayer, the request for the stripping of the forces of darkness, entities, demonic and satanic forces, energy veils and protection afforded by dark forces that surround the evil doers and cause them to slip through without their evil behaviors being properly dealt with and put in check.

Your divine judgments upon the following: Those who are compromised in their support of the constitution and have been shown to have made malicious seditious acts, decisions and judgments against the divine plan for America, and the spirit and letter of your laws and constitution, including but not limited to Chief Justice John Roberts, Hillary and William Clinton, Nancy Pelosi, and all legislators who have compromised

their standings and are opposing the divine plan for America, in both houses of Congress and Senate. And Judge Emmett Sullivan, Judge Biden, Hiden -- Hunter Biden and the Biden crime family. All those who have committed U.S. constitutional violations knowingly and with mal-intent, such as states governors, election boards, and others who have changed election rules in an effort to introduce and support fraud, sedition, the theft of the election, and to override their respective state legislators, such as but not limited to, the passing of rules to use -- to use illegal mail-in ballots and extension of vote counts beyond the days of election.

All judges, prosecutors, district attorneys, and others who are part of the judicial system, who have compromised the letter and spirit of the law, those responsible for the fraud and criminal activities that had been discovered in the 2020 elections; especially in the so-called swing states Nevada, Arizona, Pennsylvania, Michigan, Wisconsin, North Carolina, and Georgia.

Those who are misinformed and are giving bad and dangerous advice to the President, and are disrespectful to the office of the President,

you're overshadowing a direct intervention to help Donald Trump to have the strength, resolve, determination, to stand up against the forces against him and to fully consciously understand his responsibilities and the actions that must be taken and to directly guide him to take those immediate and correct steps to protect America for your will to be made manifest, through direct divine counseling; and if it's your will, direct visitation and to surround him with the right individuals to assist.

Your immediate intervention to expeditiously remove those from the White House staffs, who are working against America and those who should not be there and are compromised or weak, who are spreading lies and leaking to the press, such as Pat Cipollone, Mark Meadows. The replacement of the staff in the White House and surrounding the President who are not supporting the will of God with those patriots who need to be there. Your divine justice to be served upon the media, those complicit in keeping inaccurate narrative alive about the elections, and who are responsible for the spreading of discord and unrest among the citizens.

Your divine justice to stop the intervention of communist China and Russia into the affairs of America; and especially the involvement in the election of 2020. The all-seeing eye of God to continue to expose the voter fraud, vote manipulations, criminal structures that are in place, the methods, the people involved, and funding sources behind the fraudulent manipulation that's taken place in the 2020 presidential election.

And the clearing of all illuminati, Luciferian, satanic manipulation of the people, the courts, lawyers, judges, and others of all treachery and intrigue, lawlessness and opposition to the constitution as a divinely inspired document, and compromise to the truth regarding who actually won the 2020 election.

And we ask that no light to be given unlawfully unauthorized to any part of life, whether it's not the commitment under the soul salvation under the worship of our God. And we also agree together for the absolute God protection from the backlash from the forces of darkness by this prayer and the subsequent release of light into these situations.

And so we ask for your cloaks of invisibility and vulnerability and visibility and protection to be upon us, our loved ones, and those to whom we are spiritually tied, and as far as the forces of darkness are concerned.

Let this prayer be adjusted according to God's holy will. Nevertheless, (inaudible) our wills but thine be done. Amen.

PATRICK BYRNE: Amen, and amen.

DR. CORSI: Amen. And look, generations of children about to be born and yet to be born depend on us doing the right thing here.

PATRICK BYRNE: If the lights go out here -- if the lights go out in America, and you know the world knows this, don't believe -- you know, in France a protest at the American Embassy is just a cheap date. The world knows what America is about, and what we stand for.

If the light -- they are counting on us, free people and people who aspire to freedom around the world are counting on you to do the right thing, America. The lights go out here, they go out throughout the world.

ARTHUR: That's true.

DR. CORSI: And look, this is -- I've

decided, I'm selling all my books at -- the back -- the -- all the books I've -- Corsi Nation now that I've written, I have all my author's copies -- I'm not -- I'm going -- I'm going to make some decisions as to what I'm going to do next in my life, but I know I'm going to fight this battle.

JIM: May I -- may I throw one more dimension on this? I wasn't going to touch --

DR. CORSI: Sure. Please.

PATRICK BYRNE: -- but -- China. Now I want to say that I love China. I grew up thinking myself as a reincarnation of a Chinese Shaolin monk. I may have just watched too many Bruce Lee movies as a kid, but my undergraduate degree was philosophy and Chinese studies. I speak Chinese. I was a student -- the first time they opened up in '83-'84 to foreign students from the West, I was there for -- I spent a year -- over a year, I've -- how can I put it? I -- it's -- so I have this great affection.

I -- there's an old saying some journalist 100 years ago that said the difference between a Russian and a Chinese, when it comes to America, is when Americans meet a Russian we don't love each other, but when we meet Chinese, we love each

other.

I'm Irish. The Chinese and the Irish built the railroad. So all that said, what's going on here is this, since you touched on it, there has been for 15 years -- well, there's a book called the 100 Year Marathon by Michael Pillsbury. You know that book, Dr. Corsi?

DR. CORSI: Yes, I know -- I know it quite well. Yes.

PATRICK BYRNE: And that's true. In 1949 the Chinese -- the Maoism took -- it started a 100-year plan to take us down. And in 2015, Michael Pillsbury, a lifelong dove, China dove, wrote a book that said: I've been wrong my whole life, the Chinese have this 100-year plan, they're 66 years into it, but they're running 20 years ahead of schedule and they're going to take us down.

For 15 years now the Chinese national security literature has included references to an Assassin's Mace, Shah Shoujin, the (inaudible) -- the mace of the assassin, the club of the assassin. And it's a reference to an old Chinese story about two kingdoms who where going to go to war, but the king of one gets a -- an assassin

next to the king of the other; and with one stroke, takes him out. And there doesn't have to be a war. One kingdom takes over the other.

For a dozen years or more, the Chinese literature has referred to a coming (inaudible), the Assassin's Mace. We've -- (inaudible) side has been wondering what is this? We thought we were friends. We thought we were trying to help them and stand up and -- and be our partner, and create a new civil -- you know, world.

That -- that -- the question has been what is the mace; is it their new aircraft carrier? Their stealth planes? Their ballistic missiles that can take out a ship? The hypersonic that -- I think that what we are experiencing is the Assassin's Mace. This is it. It's very Chinese to win a war without even having to fight.

What we're experiencing is a -- is a China -- is the Chinese -- what we're going through right now is a (inaudible), as I'm sure you've come to understand about Covid and stuff like that, the hand of China is behind this, this rigged election, as Iran and China -- who incidentally are like that -- involved.

We have absolutely clear computer forensic

evidence that they have been accessing our election equipment during the election and the voting, and the -- so you are experiencing the -- the Chinese assassin's mace. And that's -- that's -- this very strange year that America -- you've been living through.

So you bend a knee to need to this, you're -- you know, they'll be harvesting your organs before -- you know, your -- you know, before the decade is out, they'll be -- they'll be -- what they have going on in China, they'll be going on here.

It's going to start with you, Corsi.

DR. CORSI: Well, look, here's where we -- fine, then let it be. Bring it on. Let's duke it out. I'm ready.

PATRICK BYRNE: In (inaudible) --

DR. CORSI: Let's duke it out. And you know, I'm going to sell these books, get people -- give them collectors' signatures. And I'm going to do -- with the rest of my life here, whatever is next. I have no idea what that is at the moment. But I know right now it doesn't matter. I'm going -- these guys want to duke it out, let's duke it out. I've done it before. I duked it out

with Mueller. Mueller lost.

PATRICK BYRNE: You know, I saw you on television that year or two ago, and I just loved the way you spoke, that you're just not going to bear false witness against somebody because you're not the kind of man who bears false witness; and you'll take life in prison rather than that. And I thought, gee, that's a man after my own -- that's a Thomas Moore. That's a --

DR. CORSI: Well, I -- I -- I greatly appreciate you saying that; but -- you know, the -- I'm not here for an earthly reward. When I face the throne of God, I have -- I'm going to answer only one question that God -- were you a faithful servant? And that's -- that's the only point of being alive.

PATRICK BYRNE: Correct. We figured the same things out.

DR. CORSI: Figured the same things out. You and I are a lot like in that regard. And we're going to do some more together. We'll have a conversation after this. We'll set some things up. I want you to bring in your experts. We'll do -- we'll do the prosecutions right here.

PATRICK BYRNE: I would love to start --

DR. CORSI: Sidney Pow- -- I'll -- Sidney Powell can be special counselor right here. Rudy Giuliani and General Flynn, right here, we'll give them a platform and we'll organize it and -- and whatever you -- however you kind of organize it with these people is how we'll do it, Patrick.

PATRICK BYRNE: Okay. I'll text them as soon as I get off the phone.

DR. CORSI: Okay. Last comments. Craig, any comments you have on all this?

CRAIG: Yes. As we have been ending almost every program for the last month, is fear not, stand strong, and remain united. Arthur?

ARTHUR: And these spiritual petitions, like the one I just gave, are up on the prayerful patriot -- go to the featured agreement prayer on the -- on the front page, and then you can see how all this is done and construct your own. We got to keep the prayer up. It's incredibly important. Dr. Corsi?

DR. CORSI: It's incredibly important, because we got to -- we got to beseech God to -- repent that we let the country get to this point. And we ask his forgiveness and we ask for his divine intervention.

CRAIG: Agent X?

DR. CORSI: Wait a second. It's time for Michael the archangel -- there's evidently moments --

ARTHUR: Yes.

DR. CORSI: Take that mighty sword and let's clean -- let's get some justice here, and let the -- let the angels, the archangels, get out and get involved and do their thing; and we'll stand by and let them -- we'll watch and we'll --

PATRICK BYRNE: No justice, no peace. No justice, no peace.

CRAIG: There it is.

DR. CORSI: And -- you know, this is one we can win and we're going to win, because it is still we the people.

JIM: Right on. Right on.

DR. CORSI: And that's why -- getting out in the streets, getting out in the caravans, getting out for Donald Trump. It's not a time to feel afraid or feel that these people saying take a knee and -- you know, you're going to have to get on the helicopter and leave and do it with grace and dignity, we'll give you a -- a gold watch when you leave. Forget all that nonsense.

PATRICK BYRNE: It's a perp walk. If he walks to the helicopter now, without -- without getting to the bottom of this, it's a perp walk.

DR. CORSI: And we're not going to do that.

PATRICK BYRNE: We're not going to (inaudible) --

DR. CORSI: -- tell them -- we're not going to tell him no, we're telling him hell no.

PATRICK BYRNE: No justice, no peace. No justice, no peace.

DR. CORSI: It's like I said, I'm not -- I'm not signing that damn piece of paper. I'm not -- I'm not going to stand in front of God, my hand on the bible, swear to a crime I didn't commit; and that will make your case against Donald Trump -- just go ahead and put me in prison the rest of my life. Saint Paul, evangelized the prison and he wrote a couple of books. I could probably do that.

Agent X, anything you got to say?

AGENT X: Yeah, I -- I agree with what Patrick is saying about China. I mean -- you know, I -- we've always heard that we engaged China, even though we didn't like everything they did, but that we were going to make them more like

us. And I think what's happened is, they've made us more like them. And I think it's a very dangerous time in our -- in our society.

And -- you know, a lot of people are watching these videos and watching other videos and -- and trying to be educated, and I think also now is the time to take action; and it's hard for people at this point in time to say what can I do. And the best thing that anybody watching this video can do is share this information with other people, share these videos that -- that you're publishing. We're putting together these short videos that are more digestible. And also we have petitions on your website that people can sign, send in from -- you know, send e-mails and -- and posts to -- to your -- your people in Congress, and this President and Senate about taking action.

So there are things that -- that everybody can do to take action. Showing up in D.C. on January 4th through the 6th, that's something we can do. And if your country's worse --

SPEAKER: (Inaudible) --

PATRICK BYRNE: Come, you have to do that. Come to Washington January 4th through the 6th. We want millions of people showing up and showing

these weasels in Congress we're not cool with them, they have -- we are not -- we are not going to bend a knee to a rigged election. We're not Venezuelans. We're not, you know, Hungarians who were forced to do this kind of stuff in -- in '56 and in '45 and -- and we're (inaudible) '46. We're not -- we don't -- Americans do not bend a knee to this kind of thing.

AGENT X: And this isn't just an election, right? The reason the Venezuelans and Cubans are so passionate about this is they've seen this -- this -- this played out before.

PATRICK BYRNE: Right.

AGENT X: So -- so, you know, tomorrow is Christmas, and then in -- on December 25th in 1776, Washington crossed the -- the Delaware.

PATRICK BYRNE: Yeah. We can get our ass off the couch and come and do a protest. Washington crossed the Delaware -- you're right, it was -- it was the night, right? It was tonight, was it not?

CRAIG: Yes, it was.

AGENT X: I just looked it up, it was the 25th, it said. And Wikipedia, at least -- but Wikipedia isn't always correct.

DR. CORSI: I'll get the book out and read it tomorrow. It was a Christmas night, they came across on Christmas night.

PATRICK BYRNE: To Trent?

DR. CORSI: To Trenton. Trenton, New Jersey.

DR. CORSI: That was a turning point in --

PATRICK BYRNE: (Inaudible) six miles away and marched through the snow.

CRAIG: Yep. Destroyed the Hessians.

DR. CORSI: It was a turning point in the war. Up until then Washington had been losing, he did a campaign through New Jersey, where I live now, and to Princeton, and beat the -- beat the British, and that was the turning point in the war.

PATRICK BYRNE: Jerome, you get me five minutes with the President on the phone, I can tell him something that blows up a cover-up.

DR. CORSI: Okay.

PATRICK BYRNE: We're ready (inaudible) --

DR. CORSI: We're going to get that done. So you -- you and I are going to talk when we're finished with this, and we'll figure out -- we'll go get this done.

PATRICK BYRNE: Thank you, sir.

DR. CORSI: And -- and we'll get all the other things we've talked about here done, too. We're going to have more programs. We'll -- we've got Jesus Christ celebration of his birth right now, and we got the Christmas star in the skies. We've got everything we need here to win, so let's just go ahead and get it done.

PATRICK BYRNE: Put it on.

DR. CORSI: God bless you all. Thank you for joining us. We'll be back. We may even do a show tomorrow, I'm not sure yet. Talk with everybody and see what we're doing, but we'll keep going. And Merry Christmas to all. Celebrate. Be sure to get down on your knees and thank God for Christmas and for Jesus Christ our Lord and Savior.

And in the end, God always wins. God will win here, too. And Donald Trump will be re-elected.

This is Jerome Corsi, and it's been a really historic broadcast today. Patrick Byrne has joined us, and will be back with us many times.

Arthur, thank you for the prayers.

ARTHUR: Thank you.

DR. CORSI: Craig, thank you for producing. And Agent X, I suspect we'll be doing some more planning and having some more fun over the coming days. I can't wait.

God bless. And -- and in the end, God always wins. Today is -- today's a wonderful day, we get to celebrate our savior's birth. God bless.

JIM: Amen.

PATRICK BYRNE: (Inaudible) victory, everyone.

(End of the recording.)

C E R T I F I C A T E

I, Jackie Mentecky, Transcriptionist/Court Reporter, do hereby certify that I was authorized to transcribe the foregoing recorded proceeding, and that the transcript is a true and accurate transcription of my shorthand notes to the best of my ability taken while listening to the provided recording.

Dated this 5th day of January, 2021.

_____

Jackie Mentecky

Exhibit 23



How To Pay Off Your House ASAP (It's So Simple)
Fetcharate Mortgage Refi
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Investigations

For Trump advocate Sidney Powell, a playbook steeped in conspiracy theories



Attorney Sidney Powell speaks during a news conference about lawsuits contesting the results of the presidential election at the Republican National Committee headquarters in Washington, D.C., on Nov. 19. (Sarah Silbiger for The Washington Post)



Attorney Sidney Powell speaks during a news conference about lawsuits contesting the results of the presidential election at the Republican National Committee headquarters in Washington, D.C., on Nov. 19. (Sarah Silbiger for The Washington Post)

By **Aaron C. Davis**, **Josh Dawsey**, **Emma Brown** and **Jon Swaine**

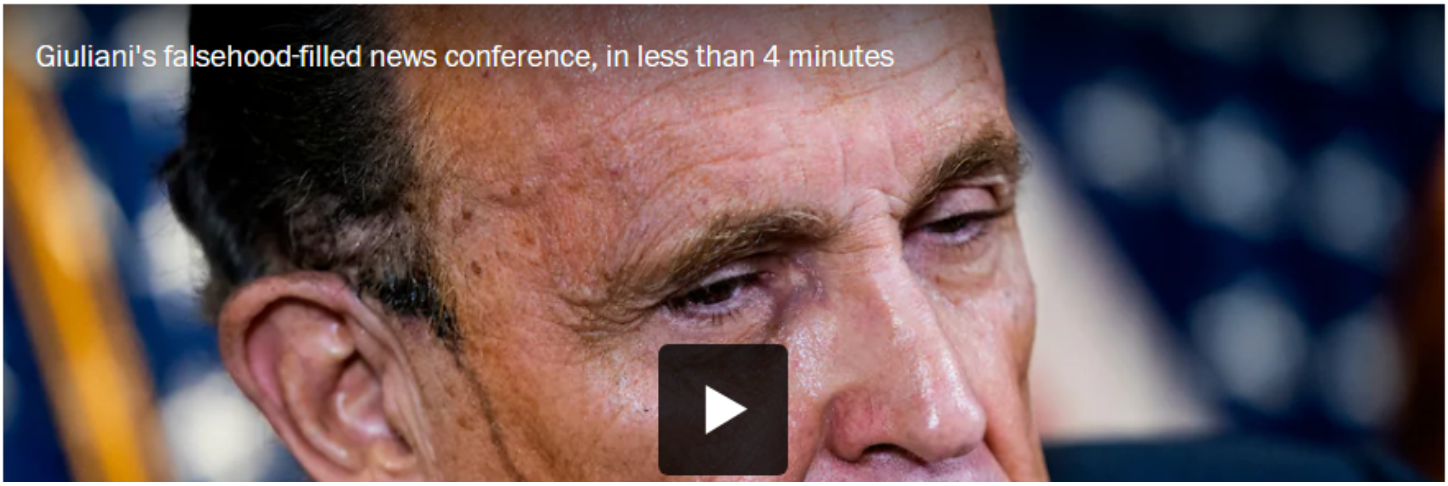
November 28, 2020 at 10:32 p.m. GMT

Add to list

She zipped through classes at the University of North Carolina, earning her diploma in less than two years. She added a law degree and in her early 20s became, she has often said, the youngest federal prosecutor in the country. And when Sidney Powell — then a Democrat — moved into private practice, she co-wrote a paper hailed as a "manual" for deciphering sometimes-arcane appellate rules, salting in advice for fellow attorneys: Never "slant" the truth to benefit a client. "To write anything less than an accurate statement of facts can cost an attorney credibility with the court," she wrote.

Fast forward two decades — through a bitter case she says shook her faith in the U.S. justice system — and there was Powell at a lectern at the headquarters of the Republican National Committee, introduced as an attorney representing President Trump.

At the Nov. 19 news conference, before a national television audience, she asserted that "communist money," the late Venezuelan president Hugo Chávez and a manipulated computer algorithm were all connected in a secret plot that had altered potentially millions of ballots and stolen the election from Trump.



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Trump campaign lawyer Rudolph W. Giuliani claimed Nov. 19 that President Trump lost the election because of a baseless conspiracy theory. (The Washington Post)

Powell did not stop there. In an interview two days later with the conservative outlet Newsmax, she said she had been given evidence — which she said she could not disclose — that Georgia Gov. Brian Kemp, a Republican and an ally of the president, had taken bribes and conspired to orchestrate Trump's defeat. Nationwide, she estimated that "thousands" of local elections officials knowingly helped carry out the master scheme to tamper with ballots. In fact, Powell claimed, if anyone bothered to look, they'd probably find that U.S. elections had been rigged for decades.


AD
How to Clean Foggy Headlights
Cloudy and foggy headlights not only make your car look old, but they are also dangerous.
Open

In important places, the headspinning allegations did not land well.

Trump watched from the White House as his usual cast of sympathetic proxies — including Fox News's Tucker Carlson and former New Jersey governor Chris Christie — turned on Powell, according to an official familiar with the events, who like others interviewed for this report spoke

Trump watched from the White House as his usual cast of sympathetic proxies — including Fox News's Tucker Carlson and former New Jersey governor Chris Christie — turned on Powell, according to an official familiar with the events, who like others interviewed for this report spoke on the condition of anonymity to describe confidential or private interactions at the White House and at Trump's campaign offices. On ABC's Sunday talk show, Christie said Powell's comments had tipped the president's legal efforts to challenge the outcome of the election into a "national embarrassment."

In calls to the White House, several GOP senators warned that Powell seemed unhinged, two officials said.

Powell, at least for the time being, had gone too far.


AD
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If your car is 3 years or older, you need to fix your blurry headlights.
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On Nov. 22, two of the president's attorneys, Rudolph W. Giuliani and Jenna Ellis, issued a statement saying that Powell was, in fact, not representing Trump — a remark that was true in that Powell had not yet been paid by the campaign, Trump campaign officials said and Powell has acknowledged.

For Powell, however, the banishment became not a defeat but a new opportunity, one mirroring and supported by Trump's continued refusal to concede and by his insistence that the results are fraudulent.

Powell has remained a leading purveyor of outlandish allegations about the election, at a time when

and supported by Trump's continued refusal to concede and by his insistence that the results are fraudulent.

Powell has remained a leading purveyor of outlandish allegations about the election, at a time when polls show that the great majority of Trump voters do not believe Democrat Joe Biden was the legitimate winner. In alleging broad conspiracies and questioning the motives and actions of multiple government institutions and officials, she has followed a playbook she has drawn from in the past.

As Powell pressed claims that the election was stolen from Trump, the president on Wednesday pardoned her most famous client, former national security adviser Michael Flynn. Powell also launched a fundraising effort that she said would support her work to expose fraud in the election, writing online that "millions of dollars must be raised to defend the Republic."



Former national security adviser Michael Flynn leaves the federal courthouse with his lawyer, Powell, in 2019. (Manuel Balce Ceneta/AP)



Former national security adviser Michael Flynn leaves the federal courthouse with his lawyer, Powell, in 2019. (Manuel Balce Ceneta/AP)

Almost immediately after the Trump team distanced itself from her, some of Powell's supporters began suggesting on social media that the move might have been a ploy to give her the leeway to be more aggressive in court. That idea spread quickly, particularly among followers of the QAnon movement, whose absurd beliefs include that Trump and his allies are preparing to vanquish a cabal of "deep state" child abusers and Satan-worshipping Democrats.

AD



Avoid These 7 Mistakes Finding a Financial Advisor

7 Mistakes You'll Make Hiring A Financial Advisor

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"Be patient, there is a strategy," came a message on Monday from an account that frequently posts QAnon theories. "Sidney is working for WeThePeople. WeThePeople who seek reelection of The president."

On Tuesday evening, Trump himself signaled renewed interest in Powell's claims. He retweeted an interview in which Powell told Fox's Lou Dobbs that software made by the company Dominion Voting Systems and used in 28 states had been designed to allow Chávez to manipulate election results in Venezuela, a discredited claim. The president also retweeted a message in which conservative Georgia attorney Lin Wood said Powell would file suit Wednesday laying out new evidence of voter fraud in Georgia. "Enemies of America will deny its allegations. Do NOT believe them. Believe Sidney & me. We love America & freedom. Our enemies do not," Wood wrote.

After Powell posted a typo-ridden draft of the complaint on her website close to midnight on Wednesday, Trump on Thanksgiving retweeted a conservative podcaster saying the suit would seek

them. Believe Sidney & me. We love America & freedom. Our enemies do not," Wood wrote.

After Powell posted a typo-ridden draft of the complaint on her website close to midnight on Wednesday, Trump on Thanksgiving retweeted a conservative podcaster saying the suit would seek to make Georgia declare Trump the winner of the state. The filing, which became available Friday on the court's website, showed the complaint to the U.S. "Districct Court, Northern Distrcoict of Georgia" alleges "ballot-stuffing" through manipulation of Dominion's electronic voting systems that is "virtually invisible."



Do Not Forget 2020 Benefits

Many seniors don't know they can get these 9 discounts and "Special Benefits" this month

Open

The 104-page filing — signed by Powell, Wood and two other attorneys — names Georgia's governor, its secretary of state and elections officials and makes at least a dozen previously disputed or debunked claims about lax security of Dominion's machines, its ownership and alleged foreign entanglements. Among them is that the company was "founded by foreign oligarchs and dictators to ensure computerized ballot-stuffing and vote manipulation to whatever level was needed" to keep Chávez in power for life.

No hearings in the case have yet been scheduled, but on Thanksgiving, Denver-based Dominion released a blistering 15-point rebuttal, calling the lawsuit malicious and a "bizarre election fraud conspiracy" that is "baseless, senseless, physically impossible, and unsupported by any evidence whatsoever."

"Dominion was not 'founded by oligarchs and dictators.' It was founded in Toronto, Canada, and it is now a proud nonpartisan American company," the company said, adding that no single company in the American electoral systems could surreptitiously change votes as Powell alleged. Such a plot

"Dominion was not 'founded by oligarchs and dictators.' It was founded in Toronto, Canada, and it is now a proud nonpartisan American company," the company said, adding that no single company in the American electoral systems could surreptitiously change votes as Powell alleged. Such a plot would require "collaboration of thousands" of Republicans, Democrats, poll workers, auditors and contractors that support state information technology and voting systems.



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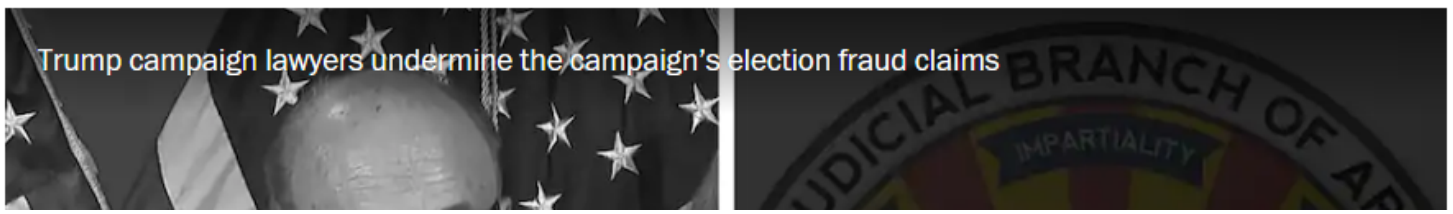
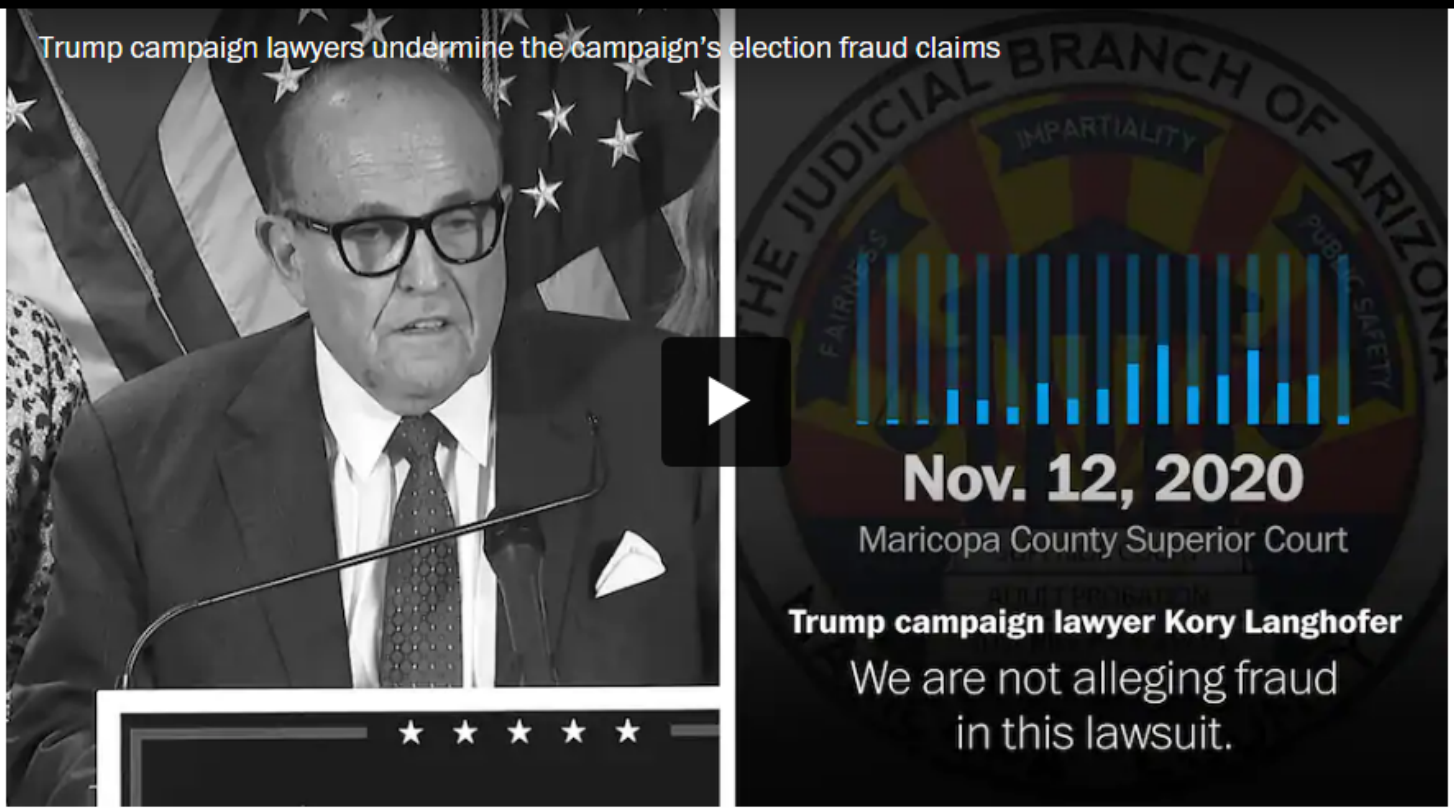
"It is important to understand that this is not possible — not on a machine-by-machine basis, not by alleged hacking, not by manipulating software, and not by imagined ways of 'sending' votes to overseas locations," Dominion said, noting that its devices create an auditable paper trail of every vote cast in Georgia. "Georgia handcounts, independent audits, and machine tests have all *repeatedly* affirmed that the machine counts were accurate."

The lawsuit was much anticipated on the right — Powell had said that it and her other court filings would "release the kraken," a reference to a mythical sea monster that quickly went viral. Online, supporters had a ready explanation for the typos and other errors: They were intentional and meant to draw media attention to the complaint.

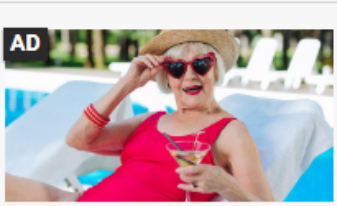
Powell did not respond to phone and text messages seeking comment for this story.





Since the election, the Trump campaign has repeatedly alleged widespread fraud in the 2020 election. In court, his lawyers say the opposite. (The Washington Post)

Virginia-based lawyer Jesse Binnall, who has worked with Powell on the Flynn case and is challenging election results for the Trump campaign in Nevada, said that it is "because of her tenacity and her courage that the truth ultimately came out in the Flynn case and will ultimately come out here."



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Flynn, who had pleaded guilty to lying to the FBI, was pardoned, not acquitted. The Supreme Court has ruled that accepting a pardon is akin to an admission of guilt

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'A fine young lawyer'

Powell, 65, grew up in Raleigh, N.C., where her father worked for GMAC, the finance arm of General Motors. Powell has said she was an avid "Perry Mason" viewer and wanted to be a lawyer by the fourth grade. At Needham Broughton High School, she made the National Honor Society and was listed in "Who's Who" of high-achieving seniors.

Powell became known as a young woman in a hurry. In 1979, after she had completed a bachelor's degree at the University of North Carolina in just 21 months and swiftly passed through UNC's law school, a local newspaper illustrated a story on her with a cartoon of Powell racing across the graduation day stage in a high-speed blur, her cap trailing behind.



This car gadget can restore any blurry and dirty headlight and shine like brand new.
This car gadget can restore any blurry and dirty headlight and shine like brand new.
Open

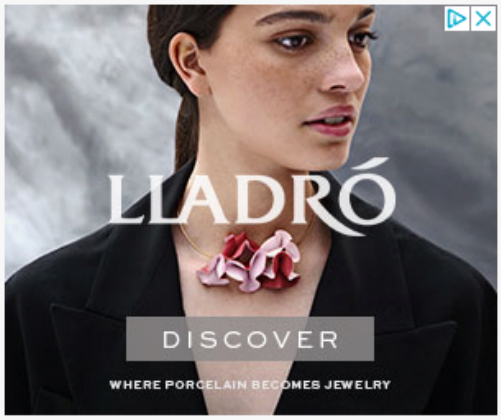
At the age of 23, Powell was hired as an assistant U.S. attorney in San Antonio, a distinction she has many times said made her then the youngest federal prosecutor in the country.

She joined an office that was under siege after taking on the region's major drug traffickers. Weeks before Powell was sworn in, another assistant U.S. attorney survived an assassination attempt; a few months later, a judge was murdered. Several of Powell's new colleagues were under protection

She joined an office that was under siege after taking on the region's major drug traffickers. Weeks before Powell was sworn in, another assistant U.S. attorney survived an assassination attempt; a few months later, a judge was murdered. Several of Powell's new colleagues were under protection by U.S. marshals.

Sue Boyd, whose husband, Jamie, was the U.S. attorney when Powell joined, said she had fond memories of Powell visiting their apartment to discuss cases with her boss, including their successful prosecution of drug kingpin Jamiel "Jimmy" Chagra.

Boyd said she has been shocked by Powell's recent turn to extreme views and conspiracy theories. "This is not the Sidney I knew," said Boyd. "I remember a fine young lawyer and a responsible person."



Powell moved to the Northern District of Texas, based in Dallas, and according to a biography on her firm's website began an appellate section for the prosecutor's office.

After a decade at the Justice Department, Powell took a job at Dallas white-shoe firm Strasburger & Price. She then set up her own boutique appellate outfit, with addresses in Dallas and Asheville, N.C. By 1989, Powell was president of the bar association for the Fifth Circuit in New Orleans.

In the mid-1990s, Powell got engaged to Roger K. Parsons, a Texas physicist, who hired her for legal representation after the death of his wife in a plane crash in Malaysia. Powell helped Parsons file malpractice claims against lawyers who had won him more than $4 million in damages from

In the mid-1990s, Powell got engaged to Roger K. Parsons, a Texas physicist, who hired her for legal representation after the death of his wife in a plane crash in Malaysia. Powell helped Parsons file malpractice claims against lawyers who had won him more than $4 million in damages from the plane's owners, arguing that he should have been entitled to more, court filings show.

Windle Turley, an attorney Parsons sued unsuccessfully, said Powell appeared to advise Parsons poorly as the widower embarked on a years-long legal campaign that has alleged conspiracy theories and coverups related to the crash.

"It's unfortunate that any lawyer would not see that Parsons needed help other than legal assistance," Turley said in an interview.

Parsons rejected Turley's remarks, saying in an email that his lawsuits were well founded and that Turley was not "in a position to be directing anyone's need for counseling, legal or otherwise."

Yet Parsons also said that Powell had changed since they broke off their engagement. "The Sidney Powell I knew then, like me, believed that a case justified by the facts and the law should most times succeed before a jury and judge," he said. "I do not know the Sidney Powell I saw representing the Trump campaign."

Powell was married and divorced twice between 1980 and 1995 and has a son who now works as a financial consultant.

In the early 2000s, Powell listed her state of residence as North Carolina. While there, she registered as a Democrat, records show. In 2005, she moved her registration to Texas, where voters do not declare a party affiliation. In 2007, she donated $1,000 to the presidential primary campaign of former senator John Edwards (D-N.C.).





Standing with his lawyers, former Merrill Lynch executive James A. Brown lights a cigarette after leaving federal court in Houston in 2005, where he was sentenced to 46 months for his participation in Enron's bogus sale of power barges to the brokerage. (Michael Stravato/AP)

Scarred by Enron case

It was in Texas — four years into a wave of prosecutions, lawsuits and appeals stemming from the 2001 bankruptcy of energy giant Enron Corp. — where Powell took on a case she would later say shook her view of the U.S. justice system.

Her client, James A. Brown, an executive of Merrill Lynch & Co., had been found guilty of several crimes in a complicated side chapter of the bankruptcy, one centered around Enron's sale of its stake in Nigerian energy barges to the New York bank.

In 2006, after a year working his appeal, Powell and other lawyers successfully argued that the Fifth Circuit should overturn Merrill executives' convictions on conspiracy and wire fraud charges. The appeals court let stand Brown's convictions on perjury and obstruction. Brown did not respond to messages seeking comment for this story.

Fifth Circuit should overturn Merrill executives' convictions on conspiracy and wire fraud charges. The appeals court let stand Brown's convictions on perjury and obstruction. Brown did not respond to messages seeking comment for this story.

Powell returned to the lower court to seek a new trial on those charges, arguing that new evidence had come to light and that her client had been the victim of "egregious" prosecutorial misconduct.

In 2010, Judge Ewing Werlein Jr. of the Southern District of Texas rejected Powell's argument. In a detailed 63-page decision, Werlein noted that out of a huge amount of materials presented in court, Powell's attempt to argue her position was based on "excerpted pieces, phrases, and out-of-context passages."

Powell appealed that decision to the Fifth Circuit as well. She claimed that prosecutors failed to disclose evidence that would have buttressed Brown's defense if his lawyers had known about it.

A three-judge panel on the Fifth Circuit found that federal prosecutors had turned over much of the evidence in question to Werlein, the trial judge, to determine whether it needed to be provided to Brown's lawyers. Werlein had ruled it did not, and said summaries of the evidence would suffice.

In a unanimous ruling, the panel found that some of the prosecutors' raw notes contained favorable information for Brown but upheld Werlein's decision, saying the information would not have had a meaningful impact on his defense.

The appeals court found that there was ample evidence of Brown's guilt.

Powell continued filing ethics complaints against members of DOJ's Enron Task Force. Among them was Andrew Weissmann, who by then was general counsel to the FBI. The complaint against him was ultimately dismissed, Powell later wrote.

In Powell's view, the lack of repercussions for Weissmann and others was evidence that the justice system was fundamentally broken and could not be trusted to police itself.

In 2014, she published the book "Licensed to Lie," which argued that ambitious, aggressive federal prosecutors have been allowed to break the law with impunity and run roughshod over the rights of individuals and businesses.

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"The prosecutors truly responsible for these injustices are not only unscathed but flourishing," Powell wrote. "Until these prosecutors are convicted in the court of public opinion, or disbarred, these very powerful and politically connected lawyers are still licensed to lie."

Weissmann, who was soon to become chief of the fraud section within DOJ's criminal division, was referenced nearly 100 times in the book. On a website she set up promoting the book, she took to describing him as "a true villain" of her tale.

The book gained purchase with conservatives. In 2015, then-Sen. Orrin G. Hatch (R-Utah) called it "powerful" during the Judiciary Committee confirmation hearing for Attorney General Loretta E. Lynch, and urged her to read it. "If even half of it is true," Hatch said, "you have a lot of work to do to clean up the department."

But Powell saw forces at work to keep the book from becoming a mainstream hit. In 2015, she said she believed the federal government and unnamed others were deliberately suppressing its sales.

Powell claimed that Barnes & Noble refused to stock it and Amazon labeled it sold out when copies were available. "The New York Times refused to review the book, even though some noted people wanted to write a review of it," she told an interviewer from WZAB radio in Sweetwater, Fla. "The New York Post was going to publish an article about it, but reached out to Department of Justice for comment and all of a sudden pulled the article. Been no mention of it since. No way to get through to them."

Powell kept writing, penning a series of opinion articles for the website of the New York Observer, which was at the time owned by Trump's son-in-law, Jared Kushner. Some of Powell's pieces targeted long-standing foes, including Weissmann and Lynch, while others castigated Hillary Clinton, Trump's 2016 opponent, for her use of a private email server while she was secretary of state.

Clinton, Trump's 2016 opponent, for her use of a private email server while she was secretary of state.

Two former editors at the paper said Powell was brought on as a contributor by Ken Kurson, a close friend of Kushner's who was then the top editor. In a brief interview, Kurson confirmed that he personally edited Powell's copy.

"She pitched me an article and I liked it," Kurson said. "I didn't know her, and I don't believe she knew Jared."

Kushner did not respond to a message seeking comment.

Soon Powell would have a much bigger audience.

In May 2017, Deputy Attorney General Rod J. Rosenstein appointed former FBI director Robert S. Mueller III as special counsel to investigate alleged collusion between the Trump campaign and Russia. One of Mueller's first hires: Weissmann.

"#Mueller hiring out of my book! #Weissmann now," tweeted Powell, tagging President Trump, Ivanka Trump, Donald Trump Jr., Kushner and others

The following month, former House speaker Newt Gingrich tweeted: "Licensed to Lie: Exposing Corruption in the Department of Justice: by Sidney Powell is about to become a very important book-explains a lot."





Andrew Weissmann, one of the lawyers on the team convened by Robert S. Mueller III that investigated Trump's alleged ties to Russia, has long been a target of Sidney Powell's. (Jackie Molloy for The Washington Post)

Star turn

Powell and her book started getting more airtime on conservative radio and television, especially Fox News.

"Meet a woman named Sidney Powell," Sean Hannity told his audience in November 2017. "She worked at the DOJ for a decade. She believes that one of Mueller's top investigators, Andrew Weissmann, has a documented history of using strong-arm tactics to seek convictions, unethical behavior."

Powell was ready when the camera turned to her.

"Andrew Weissmann is the poster boy for prosecutorial misconduct," she said. He's one of a "a corrupt cabal of former prosecutors and now current prosecutors again who are willing to do whatever it takes to achieve whatever they want to achieve."

Weissmann declined to comment for this story and has not responded to her public attacks on him.

When Mueller's office began indicting Trump allies in relation to the Russia probe, Powell appeared

Weissmann declined to comment for this story and has not responded to her public attacks on him.

When Mueller's office began indicting Trump allies in relation to the Russia probe, Powell appeared repeatedly on Fox News to argue that the prosecution was hollow. Trump regularly saw her arguments, officials said, and appreciated them, particularly on the show of his ally Lou Dobbs.

"Neither Mr. Mueller nor Andrew Weissmann are interested in the truth, whatsoever," she told Fox News host Mark Levin.

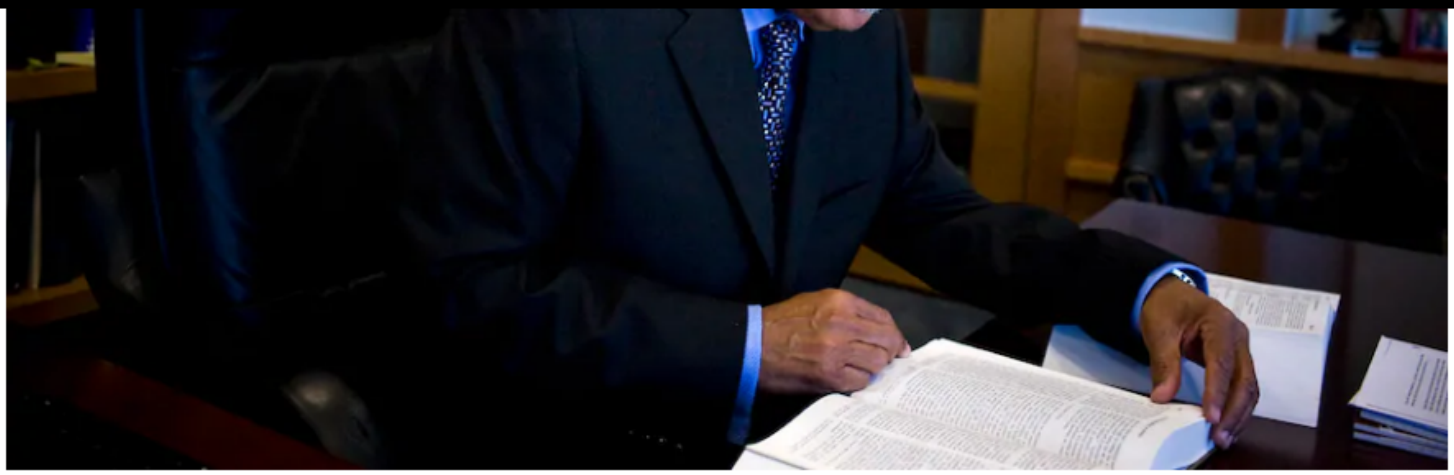
In November 2018, Powell spoke at a conference in Dallas organized to raise money for the legal defense fund for Flynn, who by then had pleaded guilty to lying to the FBI and agreed to cooperate with Mueller.

The event was billed as a "who's who of political leaders; each dedicating themselves to exposing the Deep State and supporting a great American patriot and hero."

Powell delivered a talk titled "Creeps on a Mission to Destroy the President," and she met with Flynn's sister and brother on the sidelines of the conference, Politico reported.

After Powell took over Flynn's defense, in June 2019, the case became a legal roller coaster.





U.S. District Judge Emmet G. Sullivan, seen in 2009, was urged by Powell to drop former national security adviser Michael Flynn's case. (Dominic Bracco II for The Washington Post)

Over several months, Powell sought to have U.S. District Judge Emmet G. Sullivan toss Flynn's case, arguing misconduct by prosecutors and suggesting the government was going after Flynn to embarrass Trump. In January, Flynn asked to withdraw his guilty plea, alleging prosectors breached his cooperation agreement by demanding false testimony.

The government pushed back against motions seeking documents, arguing that Powell was demanding "a fishing expedition" to support her theories. Prosecutors also disclosed that Powell wrote to Attorney General William P. Barr in June 2019, asking in "utmost confidentiality" that he appoint an outsider to review Flynn's case, an examination she felt would lead to its dismissal.

Barr ultimately did as she suggested.

Powell wrote the letter — which disparaged prosecutors as well as Sullivan — on Flynn's behalf without notifying his then-defense attorneys.

In court, Sullivan described the letter as unusual and asked whether "it was ethical to write on behalf of someone you didn't represent." Powell replied that at the time she had begun representing Flynn and merely had not filed paperwork with the court reflecting that.

In the course of a hearing in September, Powell revealed that she had personally briefed the president on the case.

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'Important News Conference'

Powell is friendly with Ellis, the campaign attorney, according to two officials with knowledge of the inner workings of the Trump campaign. But precisely how Powell came to be a leading face of Trump's election challenges, and onstage last week at the RNC news conference, remains a mystery even to some who have long been deeply involved in the campaign, they said.

Powell, according to a third campaign official, simply showed up at headquarters a couple of days after the election.

"She was not involved whatsoever in the conventional campaign legal structure or the RNC legal structure," the official said. "She was totally on the outside. She had not been involved whatsoever."

Powell, the official said, began pressing the campaign to focus suspicion on Dominion Voting Systems. She told Trump campaign officials that the Dominion strategy was ideal because it would draw into question the accuracy of voting in so many states, the official said.

The two other officials said that when Trump's actual lawyers sought evidence from her, she produced none.

Campaign lawyers Justin Clark and Matt Morgan told others they should not present the Dominion theory because there was no evidence for it, the two officials said. The campaign official who was surprised by her sudden involvement said she did not seem interested in having the evidence.

"What you saw with Sidney Powell and Rudy, it wasn't shoot first and ask questions later. It was shoot first and don't ask questions at all," that official said.

Some RNC and campaign lawyers decided to avoid all meetings where Powell was present, this person said. The night before the Nov. 19 news conference, Ellis, Giuliani, Powell — and Flynn — were all together, the official said.

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Early the next morning, Trump tweeted a promo: "Important News Conference today by lawyers on a very clear and viable path to victory. Pieces are very nicely falling into place. RNC at 12 p.m."



Powell participates in a news conference with President Trump's personal lawyer Rudolph W. Giuliani at the Republican National Committee headquarters in Washington on Nov. 19. (Jonathan Ernst/Reuters)

Spencer S. Hsu contributed to this report.

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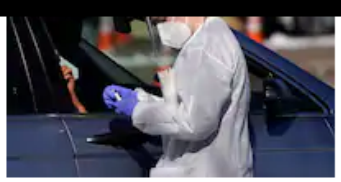

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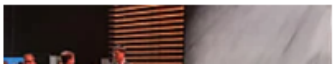



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zaffy54 2 weeks ago *(Edited)*

Sounds like dementia, mental instability, or a brain tumor to me. A complete change of personality and morals. It's amazing that Trump continues to be associated to people who are "on the edge." Although, I suppose, it's easier to form a cult with people like this.

Like 2 Link Report

morals. It's amazing that Trump continues to be associated to people who are "on the edge." Although, I suppose, it's easier to form a cult with people like this.

Like 2 Link Report

Amphib Sailor 3 weeks ago

As Pink Floyd put it, "Paranoia will destroy ya.".

Like 2 Link Report

AliBubba 3 weeks ago

Guano loco.

Like 1 Link Report

Oxenstirna 3 weeks ago

Most people think of her as a walking disinformation disaster. Sad too. She used to be a good lawyer. Then she did not just walk, but she ran off the cliff.

Like 2 Link Report

Vox Anima 3 weeks ago

Has Powell been screened for onset dementia or paranoid personality disorder with delusions?

If not, perhaps she should be. She is so far down the rabbit hole even the Mad Hatter is concerned.

Like 4 Link Report

PopcxqueenfromVA 4 weeks ago

And this is also a cautionary tale; the worst of the worst of humanity tends to flock together and toxically and co-dependently enable the other's worst behaviors and impulses.

Like 4 Link Report

BruceMcD 4 weeks ago

But then throw one another under any ol' bus when the time is right.

Like 3 Link Report

PopcxqueenfromVA 4 weeks ago

Exhibit 31

screenshot-twitter.com-2021.01.06-13_58_32
https://twitter.com/realDonaldTrump/status/1329408856733184008
06.01.2021



Donald J. Trump
@realDonaldTrump

Important News Conference today by lawyers on a very clear and viable path to victory. Pieces are very nicely falling into place. RNC at 12:00 P.M.

7:59 AM · Nov 19, 2020 · Twitter for iPhone

65.7K Retweets **10.9K** Quote Tweets **328.6K** Likes

Exhibit 32

FILE NAME:

Trump Campaign News Conference on Legal Challenges

(1:32:28 hour)

TRANSCRIPT OF VIDEO-RECORDED NEWS CONFERENCE

RUDY GIULIANI

SIDNEY POWELL

JENNA ELLIS

JOE diGENOVA

VICTORIA TOENSING

BORIS EPSHTEYN

Transcribed By:
TERRI NESTORE
CSR No. 5614, RPR, CRR

NARRATOR: The Trump campaign gave an update on their legal challenges to the election results from the headquarters of the Republican National Committee.

Rudy Giuliani, personal attorney for President Trump, said the campaign would likely file a lawsuit in Georgia, and we're looking into filing lawsuits in New Mexico and Virginia. This is 90 minutes.

RUDY GIULIANI: Good afternoon, and thank you very much for coming.

This is representative of our legal team. We're representing President Trump and we're representing the Trump campaign. When I finish, Sidney Powell and then Jenna Ellis will follow me, and we will present in brief the evidence that we've collected over the last -- I guess it is two weeks. Also, Joseph diGenova and Victoria Toensing are here with me. There are a lot more lawyers working on this, but we're the -- I guess we're the senior lawyers. And Boris Epshteyn.

So I guess the best way to describe this is when we began our representation of the president, we certainly were confronted with a very anomalous set of results.

The president, way ahead on election night, 7 or 800,000 in Pennsylvania, somehow he lost Pennsylvania.

We have statisticians willing to testify that that's almost statistically impossible to have happened in

the period of time that it happened.

But of course that's just speculation.

As we started investigating, both our investigations and the very patriotic and brave American citizens that have come forward are extraordinary; extraordinary number of people, extraordinary number of witnesses, and what emerged very quickly is, is it's not a singular voter fraud in one state.

This pattern repeats itself in a number of states, almost exactly the same pattern, which to any experienced investigator, prosecutor, would suggest that there was a plan, from a centralized place, to execute these various acts of voter fraud, specifically focused on big cities and specifically focused on, as you would imagine, big cities controlled by democrats, and particularly focused on big cities that have a long history of corruption.

The number of voter fraud cases in Philadelphia could fill a library. Just a few weeks ago there was a conviction for voter fraud, and one two weeks before that, and I've often said -- I guess sarcastically, but it's true -- the only surprise I would have found in this is if Philadelphia hadn't cheated in this election because for the last 60 years, they've cheated in just about every single election.

You could say the same thing about Detroit.

Each one of these cities are cities that are controlled by democrats, which means they can get away with anything they want to do; it means they have a certain degree of control over -- certainly control of the Election Board completely, and they control law enforcement, and unfortunately, they have some friendly judges that will issue ridiculously irrational opinions, just to come out in their favor.

So let's start with the specifics. Pennsylvania.

In Pennsylvania, the margin of victory now for Biden, which is a -- not a victory, it's a fraud -- is 69,140 votes. The reality is that we are now at a count of 682,770 ballots, for which we have affidavits that there was no inspection of that ballot at the time that it was entered in the vote. It was a mail ballot.

Mail ballots are particularly prone to fraud. We were warned about that by Jimmy Carter, President Jimmy Carter, and Secretary Baker in a report about a dozen years ago, in which they said that mail balloting is particularly susceptible of fraud, that we should very carefully consider ever doing it, and that it can be taken advantage of.

Justice Souter warned us of the same thing in a comment in a election law case, and even the New York

Times wrote articles about how dangerous mail voting -- mail-in voting was.

And this is the first time we ever did it en masse, and I think we proved that all three are prophets. It's not only susceptible to fraud, it is easily susceptible to fraud, particularly if you have a plan or scheme which sounds eerily similar to what Joe Biden told us a few days before the election, that he had the best voter fraud team in the world.

Well, they were good. I don't know that they were that good because they made significant mistakes, like all crooks do, and we caught 'em.

One of them was pushing out republican inspectors. Every state, almost every civilized country, even Tanzania and places that you wouldn't think of, have rules about inspectors, particularly for mail-in ballots, and why particularly for mail-in ballots? Because they can more easily be defrauded and you can't check on them.

People who have never done a mail-in ballot, I'm going to show you why it's so easy. Well, you fill out an envelope like this, you put your -- usually -- in New York, it would be your assembly district and the precinct in which you're voting. You fill out your name and your address and you sign it. You then use an inner envelope and you put the ballot inside the inner envelope.

You seal it all and you send it in.

When it's being counted, almost invariably in the United States, up until the mass cheating that went on in this election, a republican and a democrat inspector, as well as others, if there are other parties, is allowed to watch the unsealing of this ballot. It used to go on all over America, when we conducted honest elections.

Because the only time you can ever find out if it's a fraudulent ballot is when it is looked at. The minute you approve this, it's thrown away, gone for eternity. The only thing left is the vote.

That could have been Mickey Mouse, that could have been a dead person, that could have been not filled out properly, that could have been the same person 30 times, that could have been -- and all these things have happened, by the way -- that could have been nothing filled out. We'd never know.

So for example, the recount being done in Georgia will tell us nothing because these fraudulent ballots will just be counted again because they wouldn't supply the signatures to page the ballots, so it means nothing to have counted these ballots because, for example, in Pennsylvania, where we have probably our most precise evidence, 682,770 of these ballots were cast, put in and they weren't inspected, which renders them ballots that

are null and void. They cannot be counted.

Have to be removed from the vote.

Why? For several reasons, not the least of which is that was basically only one of two places in the state where it was done, so in the other parts of the state there was a legitimate inspection of the ballots.

So if you have two different standards in different parts of the state, one favoring one part of the state, the other disfavoring the other part of the state, that's a classic violation of the equal protection clause in the United States Constitution, Bush v. Gore being the most recent case that teaches that.

That's not the only fraud that went on in Pennsylvania. All of the other frauds carried out in the other states by the democrat bosses happened there as well.

For example, if you made a mistake in that ballot and you lived in Philadelphia or in Pittsburgh, you were allowed to fix the mistake, but if you lived in the -- what would be considered more republican or Trump parts of the state, you were given no such right.

One of our plaintiffs, Mr. Henry, cast a absentee ballot and he failed to put it in the secure envelope inside. He just put it in, open, naked. That ballot was cast aside because it was invalid, because that breaks the

privacy of the vote.

In Pittsburgh and in Philadelphia, if they noticed that there wasn't an inner envelope, they'd contact the voter and allow them to vote again, or if he didn't fill it out completely or if he made a mistake and didn't sign his full name, he was allowed to cure it.

There is no such provision under the law of Pennsylvania. The democrat Secretary of State made that up in order to maximize the votes in Philadelphia and Pittsburgh and to minimize the votes in the other parts of the state. Clearly illegal, clearly voter fraud, easily provable, hundreds of witnesses, maybe thousands.

We have -- I'll give you another example.

We have 17,000 provisional ballots cast in Pittsburgh. Do you know what a provisional ballot is? A provisional ballot usually happens this way -- in about 15 of the 17,000 happened this way: You walk in and you say, I'm here to vote today. Oh, Mr. Giuliani, you already voted. I did? I don't remember voting. Oh, yes, yes, you cast an absentee ballot. No, I didn't. Yes, you did. No, I didn't. Yes, you did.

So why does that happen 17,000 times in Pittsburgh? People walked in thinking -- actually 15,000, to be precise -- why did it happen 15,000 times that people in Pittsburgh walked in to vote and they had

already voted, according to the democrat election machine?

Did they forget? That many people with bad memories in Pittsburgh? Or is the following correct: That as witnesses will testify, they were instructed by the democrat bosses, when they had a ballot in which there was no one registered, just assign it to somebody, just assign it to Rudy Giuliani. So when Rudy Giuliani -- and maybe Rudy Giuliani wouldn't show up to vote, and if he does show up to vote, we'll give him a provisional ballot. That is what we call circumstantial evidence of the fraud.

The direct evidence of the fraud are the people who will testify that in fact that's what happened to them, as well as the 50 to 60 witnesses we have for the way they were treated and not allowed to inspect the ballots. They weren't just not allowed to do it, they were pushed, in a few cases they were assaulted, in all cases they were put in a corral so far away -- probably the closest they got is from here to the back of that room.

We could do like a -- did you all watch My Cousin Vinnie? You know the movie? It's one of my favorite law movies. Of course he comes from Brooklyn and when the nice lady who said she saw, and then he says to her, how many fingers do I got up? And she says three. Well, she was too far away to see it was only two.

These people were further away than My Cousin Vinnie was from the witness. They couldn't see a thing.

Now, I don't know, you're going to tell me that 60 people are lying? They didn't just tell me this, they swore under penalty of perjury, which is something no democrat's ever done.

You don't even ask Biden about this. You don't put him under penalty of perjury. He doesn't even get asked questions about it. He doesn't get asked questions about all the evidence of the crimes that he committed.

These people are under penalty of perjury. Their names are on an affidavit. They swear that they weren't allowed to carry out their function as inspectors.

And it's not just a technical thing.

There's a reason they did it. Why would you not allow people to carry out the function they've been allowed to do for 50 years, 60 years, why wouldn't you allow inspections of those ballots?

Because you knew you were going to use those ballots to catch Biden up, and you had a big road ahead of you. You had to catch him up for 700,000 to 800,000 votes that he was behind, and the only way you were going to do it were with the mail-in ballots. You couldn't have a democrat and republican inspector around. They don't even have democrats watching because they'd be afraid that

they'd be honest democrats who would say you're cheating.

So that takes us to Michigan, where there was an honest democrat who said they were cheating, and we'll show you her affidavit because I know you keep reporting falsely that we have no evidence, that we have no specific acts of fraud. That's because the coverage of this has been almost as dishonest as the scheme itself.

The American people are entitled to know this. You don't have a right to keep it from them. You don't have a right to lie about it, and you are. I mean, you don't report to them that a citizen of this country, a very fine woman who was willing to allow me to give you her name -- I can't give you all these affidavits because if I do, these people will be harassed, they'll be threatened, they may lose their job, they will lose their friends. We've lost lawyers in this case because they've been threatened. We've had lawyers that need protection.

What's going on in this country is horrible, and the censorship that you're imposing is making it worse.

But Jesse Jacob is an adult citizen and a resident of the State of Michigan. She's been an employee of the City of Detroit for decades. I know her age but... she can tell you her age.

She was assigned to voting duties in September and she was trained by the City of Detroit and the State

of Michigan. She was basically trained to cheat. She said that, I was instructed by my supervisor to adjust the mailing date of these absentee ballot packages to be dated earlier than when they were actually sent in.

The supervisor made that announcement for all workers, to engage in that fraudulent practice.

That's not me saying that, that's this American citizen saying that, under oath. I don't know. Maybe you could say she's lying, but you can't say there's no evidence. This is what we call evidence.

This is direct evidence, not circumstantial.

I tried many, many cases, as did all my colleagues here. You put a witness on the witness stand, the witness is testifying to their own knowledge. This witness goes on the witness stand and she will say, I was told to adjust the dates on the absentee ballots. I witnessed election workers and employees going over to the voting booth with voters in order to watch them vote, and coach them for whom to vote. Completely illegal.

She will testify to that.

I don't know, Biden's people can cross-examine her, but you can't just throw it away -- gee, there's no evidence. Next time you say that, you'll be lying because there is evidence. By the way, this is public. You can all get it. It's attached to the complaint in Costantino

v. The City of Detroit.

Then she was instructed, by my supervisor not to ask for a driver's license or any photo ID when a person was trying to vote. Don't ask for identification.

Why would you not ask for identification?

Because you knew that a lot of people not entitled to vote, were going to come in and early vote, because you knew that illegal immigrants were going to be allowed to vote. You knew, if you lived in Philadelphia -- unless you're stunad -- that's an Italian expression for stupid -- unless you're stupid, you knew that a lot of people were coming over from Camden to vote.

They do every year. It happens all the time in Philly. It's about as frequent as getting beaten up at a Philadelphia Eagles' football game. It happens all the time. All the time. And it's allowed to happen because it is a democrat corrupt city, and has been for years.

Many, many years.

And they carried it out in places they could get away with it. They didn't carry it out in neutral places, they didn't carry it out in republican places, they didn't carry it out where the law is respected, they carried it out in a corrupt city where the district attorney releases criminals en masse, which is why it has so much crime.

She also said, I observed a large number of

people who came to the satellite location to vote in person, but they had already applied for and submitted an absentee ballot. So she observed a lot of people voting twice. Again, this is Jesse Jacob, not me.

I was instructed not to invalidate any ballots and not to look for any deficiency in the ballots.

Why would you do that? Because you're cheating, on purpose cheating, intentionally cheating. You're cheating as a institution.

This is an instruction from the Election Commission or the -- to the worker: Don't look for any deficiencies in the ballot. I was instructed not to look at any of the signatures on the absentee ballots.

If she was instructed to look -- not to look for any of the signatures on the absentee ballots, why the heck do you sign it in the first place in order to identify it? She was instructed not to do that because many of the absentee ballots were fraudulent and they knew that and they didn't want to have a count of that.

On November 4, 2020, I was instructed to improperly predate the absentee ballots when the receipt date was actually November -- was after November 3rd, 2020. Now, this is really significant because Justice Alito of the Supreme Court instructed Pennsylvania that any ballot that comes in after 8:00 o'clock on

November 3rd, 2020, had to be put aside and not opened because there's a question as to its legality and its constitutionality.

What she's telling you is that they blatantly disregarded that order. That they took ballots that were marked the 4th and the 5th and the 6th and they marked it down for the 3rd, in blatant disregard of the order of the United States Supreme Court.

This is -- I don't know if she's a democrat or a republican. I assume, if she's working for the -- I assume, if she's working for the City of Detroit, that she's a democrat. I assume, but I may be wrong.

She's a citizen. I never met her, never coached her, and I'd like you to note that it's signed under penalties of perjury.

We have a hundred more of these. I can't show 'em to you because those people don't want to be harassed, they don't want to have their lives torn apart by the goons on the other side. We don't do that to them. They've done that to a lot of our people. They've done it for four years, and it's outrageous that it's tolerated, and it's tolerated because you condone it in the press and you don't cover it and you don't condemn it. And it shouldn't happen to a republican or a democrat. A lawyer shouldn't have to withdraw from a case because he's

representing the president of the United States.

There are many more affidavits here. I'd like to read 'em all to you but I don't have the time. You should have had the time and energy to go look for them. That's your job. Like it's my job to defend the president and to represent the president, it's your job to read these things and not falsely report that there's no evidence.

Do you know how many affidavits we have in the Michigan case? 220 affidavits. They're not all public, but eight of them are. Four affiants here -- those are people who give affidavits -- report an incident that under any other circumstances would have been on the front page of all your newspapers, if it didn't involve the hatred that you have, the irrational, pathological hatred that you have for the president.

What they swear to is that at 4:30 in the morning a truck pulled up to the Detroit center where they were counting ballots. The people thought it was food, so they all ran to the truck. It wasn't food, it was thousands and thousands of ballots, and the ballots were in garbage cans, they were in paper bags, they were in cardboard boxes and they were taken into the center.

They were put on a number of tables.

At that time they thought all the republican inspectors had left, all but two had, and an employee of

Dominion, who we will address a little bit later, Dominion.

And here's what they jointly swear to: That every ballot that they could see, everything they could hear, these were ballots for Biden. When they saw a ballot, these were ballots only for Biden, meaning there was no down ticket, just Biden. Many of them didn't have anything on the outer envelope because these ballots were produced very quickly, very swiftly, and there are estimated to be a minimum of 60,000, maximum of a hundred thousand. Many of them were triple counted, which means they were put into the counting machine this way; once, twice, three times.

I didn't see that. I don't know that, but for the fact that three American citizens are willing to swear to it. And we're not going to let them go to court and do that? We're going to let this election go by, when there are -- in this case 60 witnesses that can prove what I'm saying to you, and other acts of fraud in Michigan?

I mean, what's happened to this country, if we're going to let that happen? What happened to this country, if we're going to cover that up?

We let Al Gore carry on an election dispute longer than this one has been going on for one state, and for chads. This happened in Pennsylvania, it happened in

Michigan. Michigan probably right now, if I count up the affidavits, just one case alone, Trump v. Benson, a case that we dismissed today because that case was attempting to get the Wayne County Board of Supervisors to decertify.

Well, they did. They decertified.

That case has a hundred affidavits, and the hundred affidavits show essentially what I have talked to you about: Counting ballots improperly, counting them three and four times; having people vote three and four times, changing and backdating ballots, to the point of at least 300,000 illegitimate ballots that we can specifically identify.

The margin in Michigan was 146,121, and these ballots were all cast basically in Detroit that Biden won 80/20. So you see it changes the result of the election in Michigan, if you take out Wayne County.

So it's a very significant case. That is being raised in the case of Costantino v. The City of Detroit. Not by us, but by an individual plaintiff. We are helping and assisting in that case, however, and you can find all the affidavits that you want filed in that case, and you can find out they're not just allegations, they're allegations supported by sworn testimony, which is a lot better than Joe Biden has ever done on anything. He doesn't answer questions, much less give you sworn

affidavits.

Wisconsin. Wisconsin had a very small margin. 20,544, last time I looked. In Wisconsin, without going into great detail, very similar plan; republicans shut out in the city of Milwaukee and also in Madison. Republicans are almost uniformly shut out from the absentee process, not allowed to inspect, not allowed to look at the ballots.

We have, in Milwaukee and in the state of Wisconsin, a much stricter law. Wisconsin doesn't allow mail-in ballots. They didn't buy into the big mail-in ballot situation.

Wisconsin, when you look at their Constitution, almost seems to not like absentee ballots. They state it's not a right, a privilege. And they have very, very strict procedures. And their strict procedure says that you can't be given an absentee ballot, you have to personally apply for it. It's illegal, basically, to solicit a vote.

And they have actually many reasons for it that probably goes back to their progressive days -- when I say "progressive," I mean late 19 century, early 20th century progressive, when that really meant progressive, not retrogressive.

So there are 60,000 ballots in Milwaukee County

and 40,000 ballots in Madison that, as far as we can tell -- and this is why we are auditing, because we have very good information that the numbers are going to come out about here that don't have applications.

Under the law of the state of Wisconsin, already decided, if there's no application for an absentee ballot, the absentee ballot is thrown away.

This all happened in two places in Wisconsin. It didn't happen in northern Wisconsin, it didn't happen in republican Wisconsin, it didn't happen in neutral Wisconsin where there are an equal number of republicans and democrats, it happened in the place where the vote was 75, 80 percent for the democrat.

You take away any number of those and that 20,000 lead disappears. In other words, if you count the lawful votes, Trump won Wisconsin by a good margin.

Indeed, if you count the lawful votes in Pennsylvania, he won it by about 300,000 votes.

Also in the lawsuit filed in Wisconsin, which is really a petition because of their procedures, there were no inspectors provided for the count of the illegal ballots, there were numerous backdated ballots -- we're just counting them now -- run over into the thousands, and there were many precincts in which there was an overvote.

Now, let me explain to you what an overvote is,

which is something you should have explained to the American people, because it's about the clearest circumstantial evidence of massive fraud that you can have.

An overvote is if 200 percent of the people who are registered in a district vote. Think about that. 200 percent of the registered voters in a district vote.

What does that mean? That means somebody voted twice. That means somebody who is not entitled to vote, voted; an illegal, a person from another city or state, a person who is not registered, but what it means is that those are illegitimate votes.

You don't have an overvote of 200 percent or 300 percent. You don't have an overvote of a hundred percent. Most precincts don't have a hundred percent turnout. In fact, classically it's considered to be an overvote if you go over 80 percent. Well, in Michigan and Wisconsin, we have overvotes in numerous precincts of 150 percent, 200 percent, and 300 percent.

One of the reasons why the two republicans did not certify in Wayne, Michigan -- Wayne County, Michigan, is because the overvote was so high, monstrously high in about two-thirds of the precincts in the City of Detroit, which means magically two and three times the number of registered voters turned out to vote.

In fact, we have precincts in which two times the number of people who live there, including children, voted. That's absurd.

The frustration of this is what I'm describing to you is a massive fraud. It isn't a little teeny one.

It isn't a hundred votes switched here or there.

Georgia, we're about to file a major lawsuit in Georgia. That will be filed probably tomorrow. I don't need to go through it. Virtually the same things I've told you before.

Very -- in the city of Atlanta, republicans were not allowed to watch the absentee mail-in ballot process. Inspections completely cast aside. And we have numerous double voters, we have numerous out-of-state voters, and we have specific evidence of intimidation and changes of vote. That will all be in the lawsuit that comes out tomorrow.

Arizona is a state that we're looking at very, very carefully. I would say we're probably going to bring a lawsuit in Arizona -- more than probably, I think we are going to bring a lawsuit in Arizona. We're still collecting that evidence.

And the state that we're looking at that would surprise you is we have very, very significant amount of fraud allegations in the State of New Mexico, which -- and

we have a significant number of allegations in the state of Virginia. I don't know yet whether the number in Virginia will reach the number that can turn the election.

In the states that we have indicated in red: Georgia, Pennsylvania, Michigan, Wisconsin, Nevada and Arizona, we more than double the number of votes needed to overturn the election, in terms of provable, illegal ballots. All you got to do to find out if I'm misleading you at all is to look at the lawsuits. Look at what's alleged, look at the affidavits. Maybe we can supply more affidavits. In order to do it, I have to get permission from the people, but in the materials I have here, there are at least ten that come from citizens. We have a thousand at least, and we're getting more every day.

And there are other aspects of this fraud that at this point, I really can't reveal. This is really enough.

It's enough to overturn any election.

It's disgraceful what happened.

And I'll conclude by asking you to just think about this for a minute: What happened on the morning of November 3rd, when they were going to count this new kind of ballot, this mail-in ballot?

Did every democrat leader in Pennsylvania and in Michigan and in Wisconsin and in Georgia and in Nevada and in Arizona, did they all wake up and all separately have

the same idea?

Did they all separately have the idea that we are going to -- we're going to put republican inspectors in pens, we're not going to let them look at mail-in or absentee ballots? Did they all independently come up with that, like just by coincidence? They said, hey, you know, we're going to put -- we're going to put the republicans in pens and corrals. We're going do it in Pittsburgh and we're going to do it in Philadelphia, we're going to do it in Detroit, we're going to do it in Milwaukee, we're going to do it in Las Vegas, we're going to do it in Phoenix -- what did I miss? Oh, we're going to do it in Atlanta.

Or isn't the logical conclusion that I think any jury would accept, after they heard this evidence, that somebody had this plan, maybe that was always the plan, to do these -- this very, very questionable form of voting which has been criticized by President Carter, by Secretary Baker, by most experts on election reform.

I think the logical conclusion is this is a common plan, a common scheme, it comes right directly from the democrat party, and it comes from the candidate.

Clearly.

That's the reason why Hillary Clinton said, don't concede, even if you're losing. That's the reason.

We had a Freudian slip by the candidate when he

said he had the best voter fraud team in the country.

That's the reason why he probably didn't have to go out and campaign. He had to have known what they were going to do. This had to be planned in advance.

I'm kind of checking, did they go, you know, to the same contractor to get the corrals to put the republicans in?

And this is a disgraceful thing that was done in this country. Probably not much more disgraceful than the things these people did in office, which you didn't and don't bother to cover and you conceal from the American people.

But we let this happen -- you know, we used largely a Venezuelan voting machine, in essence, to count our vote -- we let this happen, we're going to become Venezuela. We cannot let this happen to us. We cannot allow these crooks -- because that's what they are -- to steal an election from the American people.

They elected Donald Trump. They didn't elect Joe Biden. Joe Biden is in the lead because of the fraudulent ballots, the illegal ballots that were produced and that were allowed to be used after the election was over.

Give us an opportunity to prove it in court, and we will.

Now I'm going to ask Sidney Powell to describe to

you what we can describe about another totally outrageous situation. I don't think most Americans know that our ballots get calculated, many of them, outside the United States and are completely open to hacking, completely open to change, and it's being done by a company that specializes in voter fraud.

I'll let Sidney describe that to you.

SIDNEY POWELL: Thank you, Rudy.

What we are really dealing with here and uncovering more by the day is the massive influence of Communist money through Venezuela, Cuba and likely China, in the interference with our elections here in the United States.

The Dominion Voting Systems, the Smartmatic technology software and the software that goes in other computerized voting systems here as well, not just Dominion, were created in Venezuela at the direction of Hugo Chavez, to make sure he never lost an election after one constitutional referendum came out the way he did not want it to come out.

We have one very strong witness who has explained how it all works. His affidavit is attached to the pleadings of Lin Wood, in the lawsuit he filed in Georgia.

It is a stunning, detailed affidavit because he was with Hugo Chavez while the -- he was being briefed on

how it worked. He was with Hugo Chavez when he saw it operate, to make sure the election came out his way. That was the express purpose for creating this software.

He has seen it operate, and as soon as he saw the multiple states shut down the voting on the night of the election, he knew the same thing was happening here, that that was what had gone on.

Now, the software itself was created with so many variables and so many backdoors that can be hooked up to the internet or a thumb drive stuck in it or whatever, but one of its most characteristic features is its ability to flip votes. It can set and run an algorithm that probably ran all over the country, to take a certain percentage of votes from President Trump and flip them to president Biden, which we might never have uncovered had the votes for President Trump not been so overwhelming in so many of these states that it broke the algorithm that had been plugged into the system, and that's what caused them to have to shut down in the states they shut down in.

That's when they came in the backdoor with all the mail-in -- mail-in ballots, many of which they had actually fabricated. Some were on pristine paper with identically matching, perfect circled dots for Mr. Biden; others were shoved in in batches -- they're always put in in a certain number of batches, and people would rerun the

same batch.

This corresponds to our statistical evidence that shows incredible spikes in the vote counts at particular times, and that corresponds to eyewitness testimony of numerous people who have come forward and said they saw the ballots come in the backdoor at that time.

Notably, the Dominion executives are nowhere to be found now. They are moving their offices overnight to different places. Their office in Toronto was shared with one of the Soros entities, one of the leaders of the Dominion project in -- overall is Lord Malloch-Brown, Mr. Soros' number two person in the UK, and part of his organization.

There are ties of the Dominion leadership to the Clinton Foundation and to other known politicians in this country.

Just to give you a brief description of how this worked, I'm going to quote from a letter that was written, and I will read that to make sure I get the quotes right.

This person was objecting to the United States' acquisition of Sequoia Voting Systems by Smartmatic, a foreign owned company.

I believe this transaction raises exactly the sort of foreign ownership issues that CFIUS is best positioned to examine for national security purposes.

It's undisputed that Smartmatic is foreign owned and it has acquired Sequoia -- they keep changing the names as they go along. Different times when a problem comes up, they just create another corporation and call it a different name, but it was a voting machine company doing business in the United States.

Sequoia voting machines were used to record over 125 million votes during the 2004 presidential election in the United States.

Smartmatic now acknowledges that Antonio Mugica, a Venezuelan businessman, has controlling interest in Smartmatic, but the company has not revealed who all the Smartmatic owners are.

According to the press, Smartmatic's owners are hidden through a web of offshore private entities, and that is in fact true.

Smartmatic has been associated with the Venezuelan government led by Hugo Chavez, which is openly hostile to the United States, and of course as we all know, communistic and really brutalizing its own people.

The system has been continued there by Mr. Maduro, and ensured his election.

Smartmatic's possible connection to the Venezuelan government poses a potential national security concern in the context of its acquisition of Sequoia,

because electronic voting machines are susceptible to tampering, and insiders are in the best position to engage in such tampering.

This letter expresses concern of the Chicago 2006 primary election, and it ends by saying the products and services that are of Venezuelan origin and evaluate Smartmatic's ownership to determine who could have influence and control over these and other Sequoia products and services are important to the national security of the United States.

This letter was written to Hank Paulson on October 6th, 2006, by Congresswoman Carolyn B. Maloney.

Senators Klobuchar and Warren have raised these concerns as recently as December 2019.

Why our government has not taken them seriously is beyond my comprehension, unless they have some of the three letter agencies have used them themselves in other parts of the world. We know that the technology was exported to affect an election in Argentina. That's admitted by our friend who wrote the affidavit about Hugo Chavez and his interest in Smartmatic.

Again, in 2006 Carolyn Maloney wrote the Honorable John Snow, the Secretary of the Treasury, about the issues.

Speaking of Smartmatic's leadership, one of the

Smartmatic patent holders, Eric Coomer, I believe his name is, is on the Web as being recorded in a conversation with Antifa members, saying that he had the election rigged for Mr. Biden, nothing to worry about here, and he was going to -- they were going to "F" Trump. His social media is filled with hatred for the president and for the United States of America as a whole, as are the social media accounts of many other Smartmatic people.

There has been widespread use of this. Dominion itself is utilized in 2000 jurisdictions in 30 states. It has been uncertifiable in multiple states, who realized all the problems that it had, including Texas.

Experts have described it across the board, from a Princeton group of three professors, to experts that we have talked to, about its enduser vulnerabilities.

People can admittedly go in and change whatever they want. They can set the ratio of votes from one thing to another, they can say that a Biden vote counts as 1.25 and a Trump vote counts as .75, and those may be the numbers that were actually used here.

It's not just the swing states that were affected. The algorithm was likely run across the country, to affect the entire election.

Like I said, we only discovered it this year because of the overwhelming number of votes for President

Trump in the swing states to cause the machines to have to shut down for them to backfill or adding votes.

We have evidence of different numbers of votes being injected into the system, the same identical unique six digit number multiple times in at least two states that we've analyzed so far, and I'm talking about 341,542 votes for Biden and 100,012 for Trump. There's no explanation, no logical explanation for the same numbers being injected 20 minutes apart into the machine.

The software manual itself, you can download it from the internet, and I would encourage you all to read it because it specifically advertises some of these things as features of the system. Why it was ever allowed into this country is beyond my comprehension and why nobody has dealt with it is absolutely appalling.

The machines were easily accessible to hackers, there's video on the net that will explain to you how a kid with a cell phone can hack one of these voting machines.

There's been no oversight of Dominion or its software. Workers in each county were trained by Dominion, but there's no evidence of any monitoring otherwise. We have testimony of different workers admitting that they were trained how to dispose of Trump votes and add to Biden votes.

The software has a feature pursuant to which you can drag and drop any number of batches of votes to the candidate of your choice, or simply throw them away.

So we have mathematical evidence in a number of states of massive quantities of Trump votes being trashed, just simply put in the trash like you would on your computer with any file, and Biden votes being injected.

That's in addition to the flipping. I mean, it really happens in two ways. There's an algorithm that runs that automatically flips all the votes and then each operator has the ability to go in, override settings, they can ignore signature, they can ignore the top line of the ballot, they can go down ballot and select who they want to change the results for.

Mr. -- the gentleman who founded Smartmatic, there's video of him on the internet explaining that, yes, in at least one occasion he admits, they changed a million votes with no problem.

Many of the jurisdictions that have had this problem might not have known of the issues, but many did, and I think a full scale criminal investigation needs to be undertaken immediately by the Department of Justice and by every state's equivalent, Attorney General's Office or state investigatory unit, because there's evidence of different benefits being provided to the people who spent

a hundred million dollars of taxpayer money at the last minute for their state to get the Dominion Voting Systems put in in time for this election, in different ways.

There's one person that a lawyer told me got, quote, election insurance, meaning that he would be able to make sure he was elected. I'm sure they explained that feature in detail to many people who expressed interest in putting this voting system in.

Texas denied certification of the Dominion system in 2019 but there are no doubt issues with the software that Texas did use -- unbeknownst to Texas, I would imagine, since they went to great trouble to examine the Dominion Systems and reject them; but other software, the source code that does the alterations is embedded, we have been told, in the source code all across the country, in all the voting machines.

There's no doubt it has been used to alter elections in other countries. We know specifically that Venezuela exported it for that purpose to Argentina and other Latin-American companies to make sure that the corrupt rulers who were willing to pay the highest price for being in office were allowed to rig their elections.

This is stunning, heartbreaking, infuriating, and the most unpatriotic acts I can even imagine for people in this country to have participated in in any way, shape or

form, and I want the American public to know right now that we will not be intimidated. American patriots are fed up with the corruption from the local level to the highest level of our government and we are going to take this country back, we are not going to be intimidated, we are not going to back down, we are going to clean this mess up now.

President Trump won by a landslide. We are going to prove it and we are going to reclaim the United States of America for the people who vote for freedom.

PRESS: How come you're not suing in the Wisconsin counties that used this?

Why are you only doing a recount --

JENNA ELLIS: Excuse me, we're not up to the questions at this point. So excuse me, we're not at the questions at this point.

My name is Jenna Ellis and I'm the senior legal advisor to the Trump campaign and I'd like to just explain now where we've been and where we're at and what you can expect from this process.

So what you have heard, I'm sure, in the fake newspapers tomorrow will be one of two things: Either there was not sufficient evidence that we've presented or we spoke too long. Okay?

So what you've heard now is basically an opening

statement. This is what you can expect to see when we get to court to actually have a full trial on the merits, to actually show this evidence in court and prove our case.

This is not a Law and Order episode where everything is neatly wrapped up in 60 minutes.

For those of you who are here in this room or have maybe tuned out in other networks, clearly you've never been court reporters. Trials take time. Putting on evidence takes time. This is basically an opening statement so the American people can understand what the networks have been hiding and what they refuse to cover because all of your fake news headlines are dancing around the merits of this case and are trying to delegitimize what we are doing here.

Let me be very clear that our objective is to make sure to preserve and protect election integrity.

President Trump has been saying from day one that this is about maintaining free and fair elections in this country. It is not about overturning an outcome, it is about making sure that election integrity is preserved, and every American should want that.

If every American is not on board with that, you have to ask yourself why, and if your fake news network is not covering this or allowing you to cover it fairly and accurately, you should ask yourself why.

This is absolutely a legitimate legal basis. We have been asked to provide an entire case that generally would take years in civil litigation.

I've been a prosecutor, I have tried cases with far simpler facts, one thing happened in a matter of minutes, and it still takes days, and we go through a jury process.

This is the court of public opinion right now. We are not trying our case in the court of public opinion because if we were, we would get unbiased jurors. I would strike 99 percent of you from the jury, and I would be allowed to because of the fake news coverage you provide.

You are not unbiased jurors, and until you step out of your role as a journalist and actually go into a courtroom and you are a judge on a bench that has sworn an oath to be unbiased in our separation of powers, then your opinion does not matter.

The facts matter, the truth matters, and if you are fair reporters, you will cover that fairly and appropriately and you will allow coverage of our media team here and our legal team.

That is absolutely shocking, that all you cover are around the margins. And I've seen all of you taking pictures right now and I can anticipate what your headlines are going to be.

If you are not willing to talk about the evidence that has been presented, then that is absolutely unacceptable for journalistic standards.

This is an opening statement.

This is something where we have told you what the evidence will show, and we have given you a brief description. That happens in a courtroom all the time, where that's not the fact finding process, that is just an overview. That is what we have given you today, because the American people need deserve to know what we have uncovered in the last couple of weeks.

Remember, this is such a short time frame and this is an elite strike force team that is working on behalf of the president and the campaign to make sure that our Constitution is protected.

We are a nation of rules, not a nation of rulers. There is not someone that just gets to pick who the next president is, outside the will of the American people.

And that is our task, because when we talk about voter fraud, it's actually election official fraud. That cannot stand. The Constitution requires that the state legislatures are the ones that make election law. It still has to go by the U.S. Constitution.

But what has happened in this case is that state and local level officials, and all the way up, have

changed the rules. That's what the democrats do. If they don't like the rules, they change them, and they change them at the last minute, they manipulate them, they want to tear down our American system.

Our founders were so brilliant that they anticipated this, that there would be corruption, there would be foreign influence, there would be attempts to manipulate the outcome of the election, especially with who they called our chief magistrate.

I would encourage all of you to go home and actually read Alexander Hamilton's Federalist 68 and see what he described as an advocacy position to adopt and ratify the Electoral College, and the process by which we select our president.

We select our president through the Electoral College, not because it disenfranchises voters, but because it is a security mechanism for exactly the type of corruption that we are uncovering, and every American should be grateful and thankful that our founders had the foresight to put in those protections and provisions to make sure that your legitimate legal vote is not disenfranchised.

That is what we are advocating for. We want to make sure to protect election integrity and your president, President Trump, we are so proud that he is in

this fight because he understands that when he swore his oath of office, he swore an oath to uphold and defend the United States Constitution. That is what he is doing.

And that is what we are doing. We are confident that through this multiple pathway to victory, we will get to the actual outcome that the evidence shows.

But this is not about overturning an election on our part, it's about making sure that we protect and preserve free and fair elections for all future American elections.

If the United States caves to corruption or this type of election integrity disaster, then no election will be secure from here on out, and we all need to be keenly aware of that.

We are the representatives here that are standing in this gap and defending President Trump and defending you, the American people, at the end of the day.

This is ultimately about the United States of America, and we want to make sure to protect and defend that.

And as my colleagues have said, we will not back down, we won't be intimidated, President Trump will not be intimidated, you the American people should not be intimidated. You the press should cover this fairly and should know that this matters to election integrity and it

matters to the future of our nation.

So we have given you an overview, but recognize this is not a court of law. We will get there and we have time and we have constitutional provisions that will step in when we show the corruption and the irredeemably challenged and overturned votes that are absolutely corrupt in all of these counties. It is irredeemably compromised. We will show that, but you have to give us that opportunity. This has been just our opening statement and we have an opportunity to get there and we have time and we will do that.

This is the United States of America and we stand proudly for President Donald J. Trump. Thank you.

SIDNEY POWELL: The world is watching this.

I have gotten multiple emails from people in other countries who watched the same pattern happen there.

We have witness testimony that these same things were done in those countries, as this was exported from Venezuela and by Maduro and by Mr. Chavez and by Cuba, and of course we know China also has a substantial presence in Venezuela and substantial interests in making sure that President Trump does not continue in office.

This is the consummate foreign interference in our election, in the most criminal way you can possibly imagine. It must be shut down.

We know, for example, that one of the Dominion's highest level employees or officers went to Detroit himself to man the Detroit operations center, where he could watch the votes coming in realtime and decide what file folder in the system to put those votes into.

That's why you see massive spikes after hours, when people were told that all the votes were in and all the votes were counted.

Many Dominion employees have already reached out to us to tell us the truth. They are Americans who want to ensure election integrity like we do.

I would encourage every Dominion or Smartmatic employee who is fed up with the corruption in this country, to come forward as soon as possible because these are serious federal offenses that I am confident the Department of Justice will be in pursuit of in very short order, if they are not already.

RUDY GIULIANI: All right, a few questions.

PRESS: Yeah, Mayor Giuliani, this sort of reminds me of 30 years ago, they had federal judges doing consent decrees over elections, you get a federal judge overseeing the election -- this is in the old Chicago days. Will you be asking that in Georgia, where you have two Senate races that have the U.S. District Court judges and federal authorities monitoring the elections?

RUDY GIULIANI: I can't say what's going to be done about --

PRESS: Can we have sort of a operation --

RUDY GIULIANI: I'm sorry, in what county?

PRESS: In (unintelligible) county, Pennsylvania, to (unintelligible) there's an Operation Greylord, I don't know if you were aware of that.

RUDY GIULIANI: Yep, I know about it. I really can't give you an opinion on that. I think obviously every election official should learn something from this and be very, very careful with the next election.

I know this is a lot of information that we've given you, probably because we're frustrated with what we keep reading and hearing in the censored press, which is that we have no evidence, we have no specifics, we have no backup for what we're saying, and you largely ignore the affidavits that are filed. Whether you agree or disagree with an affidavit, it's evidence.

You can't say -- I mean, you're just lying to the American people when you say there's no evidence.

Sidney was giving you information that come from affidavits from other people, that are given under oath.

I was explaining things to you from affidavits that come from other people, American citizens, who swear under oath that they saw 100,000 ballots come in and that

they were all for Joe Biden; and that I should point out, now that Sidney has spoken, that those happened just around the time that the Dominion or Smartmatic people called a halt to the election, and then you can also trace it with a very big spike in the vote count at exactly that time. Right up.

So what we're telling you is supported by evidence and we're going to have to present these because of the procedures that exist, according to the different voting laws of the different states.

For example, you asked us about Wisconsin. We have to first create a contest in Wisconsin before we can move to bringing a fulsome federal lawsuit.

The contest, from everything I can see, is going to overturn the vote because it's going to show somewhere around a hundred thousand illegal ballots in two counties that Biden carried by 75, 80 percent -- and you know how close Wisconsin is -- and what I'm talking about is the absentee ballots for which there were no applications, and that's not just a small matter.

The reason for the application and the reason to keep all these things together is precisely to avoid what the democrats did in this election, which is to misuse the absentee ballot process and the mail-in ballot process, in order to cheat.

So they really cheated in two respects.

They cheated with the machines. Instead of asking me are we going to bring a lawsuit in Wisconsin -- which we will, if we have to -- you should have asked me -- and you should be more astounded by the fact that our votes are counted in Germany and in Spain by a company owned by affiliates of Chavez and Maduro.

Did you ever believe that was true? Did any of you here believe that that was possible? Of course it's not -- of course it shouldn't be possible. I don't know if we're going to have time to develop all that in time to fill the requirements of all these cases.

We have enough evidence without that to overturn this election. We have it from the affidavits of American citizens. But that's a matter of national security that we're talking about now. Very, very serious matter of national security. Please don't make light of it and don't act like you knew it. Don't act like it isn't a surprise. If that's not a headline tomorrow, then you don't know what a headline is.

There isn't a single person in this country that would have believed that we have states that are stupid enough to have our vote sent out of this country.

You couldn't possibly believe that the company counting our vote, with control over our vote, is owned by

two Venezuelans who were allies of Chavez, are present allies of Maduro, with a company whose chairman is a close associate and business partner of George Soros, the biggest donor to the democrat party, the biggest donor to Antifa and the biggest donor to Black Lives Matter.

My goodness, what do we have to do to get you to give our people the truth? Yes.

PRESS: Thank you, Mayor Giuliani. My name is (unintelligible). Some on this legal team have mentioned before that people close to the Trump campaign are pressuring him to drop the investigation into Dominion.

Can you go further into detail and tell us specifically who those people are?

Also, if it's possible, can you tell us if they work with some of our powerful defense groups in the United States, such as the CIA?

RUDY GIULIANI: The last part was do they work?

PRESS: With defense groups.

RUDY GIULIANI: With defense groups and the CIA.

First, I'm in charge of this investigation, with Sidney and the people that you see here. There's been no pressure to stop investigating Dominion.

PRESS: No, to stop --

RUDY GIULIANI: No, there's pressure to go as fast as we can. I think there was uniform shock, when we

first heard it. I think when I first heard it, I didn't believe it, until Sidney showed me the documents.

And in fact I feel kind of stupid, and you all should, because all you had to do was go online and find out that Smartmatic is owned by Venezuelans close to Chavez. You can Google it. Well, unless they take it down. I preserved it, so you can find it.

By the way, the Coomer character who is close to Antifa took off all of his social media. Ha-ha. But we kept it, we've got it. The man is a vicious, vicious man. He wrote horrible things about the president. He is completely -- he is completely biased, he's completely warped, and he specifically says that they're going to fix this election.

I don't know what you need to wake you up to do your job and inform the American people, whether you like it or not, of the things they need to know.

This is real. It is not made up. There's nobody here that engages in fantasies. I've tried a hundred cases. I've prosecuted some of the most dangerous criminals in the world. I know crimes. I can smell 'em.

You don't have to smell this one. I can prove it to you 18 different ways. I can prove to you that he won Pennsylvania by 300,000 votes. I can prove to you that he won Michigan by probably 50,000 votes.

When I went to bed on election night, he was ahead in all those states, every single one of those states. How is it they all turned around, every single one of them turned around?

Or is it more consistent there was a plan to turn 'em around? And since there are witnesses who say there was a plan to turn 'em around and it kind of begs credulity to say that it all happened, in every single state, my goodness, this is how you win cases in a courtroom.

PRESS: Sir, is it your goal with this to (unintelligible) officials and law makers in battleground states to block or delay certification so the GOP can pick their own electors; is that the endgame here?

RUDY GIULIANI: Our goal here is to go around the iron curtain of censorship that -- what publication are you with?

PRESS: CNN.

RUDY GIULIANI: It's to go around the outrageous iron curtain of censorship and get facts to the American people that, if you were a fair and honest network, you'd have been reporting for the last two weeks. These are facts. These are things that actually happened. These people really wrote these affidavits. These affidavits are really part of the public record. You're concealing

them, you're covering them up. And our role here is to do your job, because you don't do it.

Chanel.

PRESS: Mr. Mayor, thank you. Where is our FBI, and have they expressed any interest whatsoever in looking into allegations of voter fraud and election fraud that you have pointed out in these six states?

RUDY GIULIANI: Come on.

You have to have a little humor.

SIDNEY POWELL: We have witnesses who have actually reported --

RUDY GIULIANI: Where are you, FBI?

SIDNEY POWELL: -- to the FBI, and nothing has happened as a result of it.

RUDY GIULIANI: I don't know where the FBI has been for the last three years. I have no idea where the FBI has been for the last four years.

Explain to me how the FBI concealed a memo in the hand of Brennan to Obama, saying that Hillary basically made up the Russia collusion plot. They withheld that for four years and cost our country $40 million and two impeachment -- one attempted, one actual, and then a acquittal proceeding. I don't know where they've been. I don't know where were on the hard drive. They got it eight, 10 months ago. There are clear crimes revealed on

it. They didn't do anything with that.

I don't know where they are now. Our country has had its ballots counted, calculated and manipulated in a foreign country, with a company controlled by friends of an enemy of the United States.

What do we have to do to get the FBI to wake up? Maybe we need a new agency to protect us. I have no idea.

SIDNEY POWELL: If I may speak for just a minute.

RUDY GIULIANI: Sure.

SIDNEY POWELL: In terms of the level of corruption we are looking at here, we have no idea how many republican or democratic candidates in any state across the country paid to have the system rigged to work for them. These people didn't do this just to take control. They make one heck of a lot of money off of it.

Think about the global interests behind your own news organizations. Think about the pressure being brought to bear on -- from the social media companies to shut down free speech on any challenge to the election.

This is a massive, well-funded, coordinated effort to deprive we the people of the United States of our most fundamental right under the Constitution, to preserve this republic that we all cherish.

It is of the greatest concern.

It is the 1775 of our generation, and beyond.

PRESS: Sidney, the votes being held and processed, tabulated overseas, there are reports that there was a piece of hardware, probably a server picked up in Germany. Is that true and is it related to this?

SIDNEY POWELL: That is true. It is somehow related to this, but I do not know whether good guys got it or bad guys got it.

PRESS: So we don't know who has that?

PRESS: Sidney, I have a question on --

PRESS: -- Wisconsin or the counties that use Dominion Systems?

SIDNEY POWELL: I can only hear one person at a time. I'm going to take the ones with the hands raised.

PRESS: I'm with just the news (unintelligible) so question for you, Sidney. First on the issue of the machines, do you plan to have -- are you seeking a court order to either seize or subpoena or just to gain access to any of these machines in any of these contested districts, have you begun that process and when can we expect a timeline on that?

And then for you, Mr. Mayor, you mentioned in Wisconsin and in Michigan these issues of overvoting.

Where can we learn more about that -- you're saying 150, 200 percent?

SIDNEY POWELL: Up to 350 percent, in some

places.

PRESS: Where would we get access to that data?

And then to what extent were those people who showed up to vote in person? Because in Michigan, for example, they did allow same day registration.

SIDNEY POWELL: Yes. Well, the same day registration causes problems with the vote signature and the registration itself. That's a whole different system that makes it impossible, really, to validate the signature. I mean, one person could sign the same name -- I mean, I could sign John Smith, I could sign Kay Smith, I could sign on both things and run 50 ballots that way, and we've got some evidence of that being done as well.

Rudy, do you want to speak to the other part of it?

RUDY GIULIANI: Sure. We have now three overvote analyses done; one for Pennsylvania, one for Michigan, and one for Wisconsin. We're in the process -- oh, I'm sorry, Georgia. We're in the process of doing the others.

I'll check to see if it's appropriate for us to make it public. I imagine it is, but you could actually do -- you could do it yourself.

SIDNEY POWELL: A lot of the analysis comes from the realtime data that came through to the news medias the night and following the election, and some entrepreneurs

out there have started crunching data themselves, in addition to multiple experts who could easily recognize, with the mathematical brain that I do not have, the beyond explicable deviations, to the point of mathematical impossibility, that 186,000 votes come in at once, all for Joe Biden. That's like flipping a coin 186,000 times and it lands on heads every time. That does not happen.

There is no reasonable explanation for the up-shoots, the straight lines up -- I'm not even talking about an angle, I'm talking about some massive straight lines up in the vote tallies in the middle of the night, after they've supposedly stopped counting, and that's when the Dominion operators went in and injected votes and changed the whole system; and it affects votes around the country, around the world, and all kinds of massive interests of globalists, dictators, corporations -- you name it. Everybody's against us except President Trump and we the people of the United States of America.

PRESS: You've spoken of unleashing the kraken.

Is the country ready for this? I mean, Americans should be astonished what you're saying here today. Is the country on the verge of an electoral breakdown?

SIDNEY POWELL: We've already had it.

We have already had that electoral breakdown.

But the Constitution, as Jenna explains, has

provisions in it for how you fix this, and there should never be another election conducted in this country -- I don't care if it's for local dog catcher -- using a Dominion machine and Smartmatic software.

We have got to have an American company that uses paper ballots that we can all verify so every one of us can see that our vote is our vote.

PRESS: Why are you not requesting recounts in a Wisconsin county that used Dominion software? You're requesting recounts in two counties that don't use the software at all.

RUDY GIULIANI: Because this case is not only about -- remember, this case didn't begin with Dominion.

This case began and this case can be proven the old-fashioned way. It can be proven based on just good old-fashioned democratic tactics that go back to Mayor Daley in the 1960's when he held the vote back in Chicago so that he could elect John F. Kennedy; or as recently as last year, when they held the vote back in Palm Beach County and Broward County in order to see if they could steal that election for the Senate and governor, and then got caught manufacturing ballots. Democrats have been doing this for years, on a small scale.

When they passed the mail-in voter statute, which all of a sudden multiplied by ten times the number of

mail-in votes, they realized they could have a field day. They could do precisely what Jimmy Carter and Secretary Baker warned us about. All you have to do is own an election board, and you can get away with it.

And unlike what Sidney is talking about, where you can have a paper trail, a paper ballot, I tried to point out to you, the minute that you separate the outer envelope from the ballot, you can no longer trace it, which is why the count -- whatever the count in Georgia today is, it's totally ridiculous.

They're counting the same fraudulent ballots one more time. And we're still very close.

PRESS: So far (inaudible) that's got to be disappointing to you and the president. How would you describe his mood at the moment and do you and him still genuinely believe you can overturn this election or is it about something bigger than you?

RUDY GIULIANI: Well, it is about something -- let's go from the big picture to the smaller picture.

The most important thing here is that this has been a massive attack on the integrity of the voting system in the greatest democracy on earth.

The people who did this have committed one of the worst crimes that I've ever seen or observed.

One of the things we're the most proud of in this

country is that we've been such a longstanding democracy, based on the right to vote. They have trashed the right to vote, they've dishonored the right to vote, they've destroyed the right to vote, in their greed for power and money. And there's no doubt about it. This was not an individual idea of 10 or 12 democrat bosses.

This is a plan. You would have to be a fool not to realize that. They do the same thing in exactly the same way in ten big democrat controlled, in most cases, crooked city -- and when I say "crooked city," go look at how many of their officials have gone to jail in the last 20 or 30 or 40 or 50 or 60 years that they have dominated and destroyed those cities.

They picked the places where they could get away with it. They picked the places where, whether or not republicans testify to something, judges would just dismiss it, because judges are appointed politically and too many of them are hacks.

They pick places where they can get a sheriff that refused to enforce a court order. When we got a court order that we could be ten feet closer, our representatives were told: If you try to do it, I'll arrest you.

PRESS: (Inaudible) national conspiracy suggesting that Joe Biden was actually part of that.

RUDY GIULIANI: Part one. Part one.

It began as a national conspiracy, clearly. That evidence emerged very, very quickly. The minute I saw that it was the same thing in ten states, just using logic, I said this can't be an accident.

And then what I was surprised about is the dimension of it. I mean, not inspecting almost 700,000 ballots is astounding.

PRESS: Are you suggesting that Joe Biden was part of that conspiracy?

I just wonder what your evidence is.

RUDY GIULIANI: Honestly, I don't know what Joe Biden is aware of or not aware of, and I mean that as a lawyer, not trying to be -- not trying to be cute. I've watched him, I've observed him. I honestly don't know how much he's aware of. I don't know how much he decides and how much things are decided for him.

JENNA ELLIS: Can I say just one other thing to your question about the process.

Your question is fundamentally flawed when you're asking where is the evidence. You clearly don't understand the legal process. What we have asked for in the court is to not have the certification of false results. And so to say, hold on a minute, we have evidence that we will present to the court. We haven't

had the opportunity yet to present that to the court.

We're giving you an overview and a preview of what we've discovered, but no court yet has had -- we've had that opportunity. So when we have a -- and we have fraud allegations pending.

So what we've asked for are temporary restraining orders or injunctions to not certify false results.

We're very happy that Michigan, the reason we dismissed that lawsuit today is because the Michigan county in Wayne County, they're not going to certify that because 71 percent of counties have inconsistent data.

No person in this room or in this country should want states to rush through and coronate a president with false results. We have to make sure that the results are accurate, and that's what we will prove.

RUDY GIULIANI: Two more questions.

PRESS: The Secretary of State says that that can't actually happen, that those votes can't be rescinded and that was a (unintelligible) representation in Michigan currently stands.

RUDY GIULIANI: The Secretary of State where?

PRESS: In Michigan.

SIDNEY POWELL: Well, there are problems in Michigan. Follow the money.

RUDY GIULIANI: Follow the political party,

ma'am. I mean, you're actually seriously going to want me to take seriously the Secretary of State of Michigan, when Michigan -- when Michigan -- when the Secretary of State of Michigan never bothered to find out that the votes in her state were being counted in Germany by a Venezuelan company, and you want me to take her seriously or him seriously?

I mean, I was in government. If I were the governor of that state I'd fire everybody that was involved in this election. They didn't come and tell me that my state was going to be embarrassed, made a fool of because I'm sending my votes of people in Michigan over to Germany to be counted by a company that is owned by people who are allies of Maduro and Chavez?

By the way, Carolyn Maloney who wrote that is my Congresswoman. A democrat pointed that out.

They didn't do the darnedest bit of due diligence. If you bought a $10 million company you would have done more due diligence than that.

Maybe they're incompetent or maybe they didn't want to know, but you're not going to have me take seriously anything that comes from anyone involved in the election, the way it was conducted in Michigan.

PRESS: You guys are saying that those votes have been rescinded. They haven't. The Secretary of State

there said that they can't be.

RUDY GIULIANI: The Secretary of State can say whatever she wants to say. Of course she's going to say that. She's a democrat. She could also credit the affidavits of the two people and say that the board is tied and therefore the vote hasn't been certified.

So because she's a democrat, she's saying that.

Do you think she has any credibility, having run the kind of election they ran in Michigan? Do you think anyone in that government has credibility, after using a machine and fooling their citizens? There can't be a person in Michigan who thought their vote was being sent outside the United States so somebody could play with it.

I mean, it's disgraceful, what the government of Michigan did to its citizens. Absolutely disgraceful.

PRESS: Mr. Mayor, you have alleged (unintelligible) get your hands on the -- sorry, the voting machines or the servers and are you going to have to say what, when, where?

RUDY GIULIANI: We are limited in what we can do. We're not the FBI, we're not the government. We don't have that kind of subpoena power, we don't have the power to just go subpoena anything we want. The government does. We would have to subpoena in line with a case.

Our first case, we're asking for that authority

in Pennsylvania and in Michigan. But you have to get that authority from the court. We're private citizens, we're not the government.

If I were the government like I used to be, there would probably be a lot of people arrested by now because there's plenty of probable cause.

Plenty of probable cause.

BORIS EPSHTEYN: All right, thank you everybody.

PRESS: I had it one last --

RUDY GIULIANI: We'll take.

PRESS: You allege that Donald Trump has won by a landslide. We've seen that a lot of your lawsuits and in fact lawyers have been kind of dropping like flies.

What do you say to those people who call this a landslide just on the other side, why didn't this and also why didn't this --

RUDY GIULIANI: What -- what fake network do you come from?

PRESS: I don't come from a fake network. In fact, I am completely independent and have no one above my head.

RUDY GIULIANI: Oh, my goodness. Well, first of all, our cases haven't been dismissed. We only have --

PRESS: Over 20 --

JENNA ELLIS: Look at the plaintiffs who are

involved.

RUDY GIULIANI: It's not our case, ma'am.

PRESS: 20.

RUDY GIULIANI: Don't lie to people. Ma'am, ma'am, ma'am, you are lying. You're lying. You're lying.

Well, continue to lie.

PRESS: Way over their head.

RUDY GIULIANI: Ma'am, ma'am, ma'am, ma'am, ma'am -- okay, let me answer the question. Let me answer the question. The answer to the question is we don't have a lot of lawsuits, we only have three. Our lawsuits have not been dropped all over the place.

We just -- we just --

PRESS: -- go away --

RUDY GIULIANI: Well, you're a totally discourteous person. I'm going to finish my answer.

PRESS: I'm actually really not.

RUDY GIULIANI: I'm going to finish my answer.

The fact is we have very, very few lawsuits. The lawsuits you're talking about have been brought by private individuals and groups. Most of them were dismissed for lack of standing. Probably correctly, because they were brought before the election took place.

The election is now over. The only lawsuit we have withdrawn is the one where we got the relief that we

wanted, and that's the one in Michigan. We also have another lawsuit in Michigan that will accomplish the other objectives of what we want to do in Michigan, so it's silly to have two competing lawsuits.

The only lawyer that left a case, left because he was threatened; his family was threatened, his children were threatened and so was the other lawyer. Yeah, that's true, we have a little difficulty getting lawyers because our lawyers get threatened with being killed because of the ridiculous way in which you cover this and the ridiculous way in which you cover --

PRESS: You haven't seen how I've covered this.

RUDY GIULIANI: I'm not talking about you, I'm talking about everybody but I get a pretty good sense, from the way you handle yourself, how you cover it.

All right, we're finished with you now.

One last question. One last question from a -- one last question. One last question. One last question from a reasonable, civil person. You are not. Yes.

PRESS: I'm not a reasonable person?

RUDY GIULIANI: No, her, she isn't.

Well, we'll find out.

PRESS: I'm from Daily Caller.

PRESS: Oh, there we go. Great.

PRESS: Thank you. If the courts don't

(inaudible) the entire bulk of the evidence to the media to review? And if so, when? Are you going to drag this thing out like the Hunter Biden hard drive again?

RUDY GIULIANI: We're not going to drag it out. I mean it's ridiculous for you to say we're dragging it out. Al Gore had a lot more time than we've had and we've had two weeks to investigate. So that's also completely unfair to say we're dragging it out.

Also, if we're going to present things in court, if we present it to you, judges are not going to be very happy with us.

And finally, I have to tell you, our witnesses don't want to be exposed to the tender mercies of a vicious press. I have great difficulty getting those witnesses that I did reveal to allow me to do it.

They don't trust you, they don't like you. They think you put their lives in jeopardy with the spin that you put on what's going on here and with the unfairness in which you cover it. It's not easy to reveal the things that they tell me.

PRESS: So the answer is no?

RUDY GIULIANI: The answer is I can't do it because I can't put a witness's life in jeopardy or a person who thinks their life is in jeopardy. This woman tells me we have lawyers dropping out of the case.

We have lawyers dropping out of the case because they're being threatened with destruction of their careers, destruction of their livelihood and in some cases destruction of their lives.

That comes about because of the hysterical way in which you have covered Donald Trump and his administration.

But we're going to change all that.

We're going to go to court, we're going to prove it in court. I would love to release all the information that I have. I would love to give it to you all, except most of you wouldn't cover it. A few of you would and then we'd have half the American people probably informed.

The censorship that is going on in this country right now by big tech and by big media is almost as dangerous as the election fraud that we're revealing. Maybe just as dangerous. We're headed to a very bad place when it is not inappropriate that a Venezuelan company counted our votes. Thank you.

(End of news conference.)

C E R T I F I C A T E

I, TERRI NESTORE, Certified Shorthand Reporter/ Transcriptionist, do hereby certify that I was authorized to transcribe the foregoing recorded proceeding, and that the transcript is a true and accurate transcription of my shorthand notes, to the best of my ability, taken while listening to the provided recording.

I further certify that I am not of counsel or attorney for either or any of the parties to said proceedings, nor in any way interested in the events of this cause, and that I am not related to any of the parties thereto.

Dated this 18th day of December, 2020.

Terri Nestore

TERRI NESTORE, CSR 5614, RPR, CRR

Exhibit 33

File:

20201119 MUST-SEE Tucker Carlson ABANDONS Trump's election fraud case on air

TUCKER CARLSON: For more than a week, Powell has been all over conservative media with the following story: This election was stolen by a collection of international leftists, who manipulated vote tabulating software in order to flip millions of votes from Donald Trump to Joe Biden.

The other day on television, Powell said of Trump that when the fraud is finally uncovered, quote, I think we'll find he had least 80 million votes.

In other words, rigged software stole about seven million votes in this election.

Hear some of what Powell said today about the software.

Sidney POWELL: One of its most characteristics features is -- is its ability to flip votes. It can set and run an algorithm that probably ran all over the country to take a certain percentage of votes from President Trump and flip them to President Biden; which we might never have uncovered had the votes for President Trump not been so overwhelming in so many of these states that it broke the algorithm that had been plugged into the system, and that's what caused

them to have to shut down in the states they shut down in.

TUCKER CARLSON: That was a few hours ago, but Sidney Powell has been saying similar things for days.

On Sunday night we texted her after watching one of her segments. What Powell was describing would amount to the single greatest crime in American history: Millions of votes stolen in a day, democracy destroyed, the end of our centuries-old system of self-government. Not a small thing.

Now, to be perfectly clear, we did not dismiss any of it. We don't dismiss anything anymore; particularly when it's related to technology. We've talked to too many Silicon Valley whistleblowers. We have seen too much.

After four years, this may the single most open-minded show on television. We literally do UFO segments; not because we're crazy or had even been interested in the subject, but because there is evidence that UFOs are real, and everyone lies about it.

There's evidence that a lot of things that responsible people used to dismiss out of hand as

ridiculous are, in fact, real.

And we don't care who mocks it. The louder the Yale Political Science Department and the staff at the Atlantic Magazine scream conspiracy theory, the more interested we tend to be. It's usually a sign you're over the target.

A lot of people with impressive setting credentials in this country are frauds. They have no idea what they're doing. They're children posing as authorities, and when they're caught, they lie and then they blame you for it.

We see that every day. It's the central theme of this show, and will continue to be.

So that's a long way of saying we took Sidney Powell seriously. We have no intention of fighting with her. We've always respected her word. We simply wanted to see the details. How could you not want to see them?

So we invited Sidney Powell on the show. We would have given her the whole hour. We would have given her the entire week, actually, and listened quietly the whole time at rapt attention. That's a big story.

But she never sent us any evidence; despite a lot of requests, polite requests. Not a page.

When we kept pressing, she got angry and told us to stop contacting her.

When we checked with others around the Trump campaign, people in positions of authority, they told us Powell has never given them any evidence either; nor did she provide any today at the press conference.

Powell did say that electronic voting is dangerous. And she's right. We're with her there. But she never demonstrated that a single actual vote was moved illegitimately by software from one candidate to another. Not one.

So why are we telling you this? We're telling you this because it's true. And in the end that's all that matters, the truth. It's our only hope. It's our best defense.

BRIAN TYLER COHEN: Do you realize how far into the fringes you have to be for Tucker Carlson to abandon you? For Tucker Carlson to indicate that you're full of it? Because, apparently, Trump's attorney Sidney Powell just found out.

And bear in mind, this isn't me giving Tucker Carlson credit, because he may unilaterally be responsible for spreading more disinformation to those on the right than any other person in

this country.

What this is, is a referendum on just how off-the-rails delusional Sidney Powell is, that even the guy who, by his own admission, spouts off about UFOs isn't buying her story.

Well done, Sidney.

Now, Powell did eventually respond to this saying, quote: Apparently Mr. Carlson missed the news conference today. I would continue to encourage him and all journalists to review all the materials we've provided so far and conduct their on investigations. Evidence continues to pour in, but a five-minute television hit is not my focus now. Collecting evidence and preparing the case are my top priorities.

And this has been the excuse all along, that they have much evidence, mountains of evidence, but she just can't show anyone.

Right. And my girlfriend is an international super model, but you can't talk to her right now because she's not at home, she's in Canada.

And while we wait for this supposed devastating avalanche of irrefutable evidence, consider what's happened in every other court

appearance for the Trump campaign. Out of 31 cases, the Trump team has lost 30 of them. They are literally one for 31 in the courts.

Because while publicly they might claim to have all the evidence that observers weren't allowed to oversee the counting, or that dead people voted, or that the whole process was rife with fraud; when they have to actually tell the truth in a courtroom, they suddenly change their tune completely.

Meaning, quite simply, that when people like Sidney Powell tell you that they've got evidence proving Trump won, they are lying.

But, hey, maybe you're thinking that you just want to give Powell the benefit of the doubt and hear her out. Sure.

Here's what she had to say in her latest press conference.

Sidney POWELL: -- here and uncovering more by the day is the massive influence of communist money through Venezuela, Cuba, and likely China, in the interference with our elections here in the United States.

The Dominion voting system, the Smartmatic technology software, and the software that goes in

other computerized voting systems here as well, not just Dominion, were created in Venez- -- in Venezuela at the direction of Hugo Chavez to make sure he never lost an election after one constitutional referendum came out the way he did not want it to come out.

We have one very strong witness who has explained how it all works. His affidavit is attached to the pleadings of Lin Wood and the lawsuit he filed in Georgia. It is a stunning detailed affidavit, because he was with Hugo Chavez while the -- he was being briefed on how it worked.

BRIAN TYLER COHEN: That Cuba, China and Venezuela all conspired to interfere in our election through a plot concocted by Hugo Chavez, the president of Venezuela who died in 2013, with the help of his Dominion voting software, all under the cloak of darkness to ensure that Donald Trump would be deprived of a second term.

Do I need to say more?

The simple fact is this: Sidney Powell can claim whatever she wants. She can allege fraud and switched ballots and even dead foreign leaders and acting plots to overthrow our government; but

the burden of proof lies with her. And unless she can actually go ahead and prove it, then she looks like every other tinfoil-hat lunatic spouting conspiracy theories they found on the internet.

And here's the thing: What Sidney Powell is doing doesn't look good on either side of the aisle. From the left, she obviously looks like the lying grifter that she is.

But even on the right, if your earnest goal is to see Trump's claims adjudicated, parading this woman around who keeps promising evidence that has never once managed to materialize, is making the entire process look like nothing more than the butt of a bad joke. She's an embarrassment.

A point that even Tucker Carlson seems to be able to pick up on; which is weird, because I was totally under the impression that Trump only hired the best people.

There's also the possibility that she's just cashing in. Here is clearly a job that no one else wants; and while she might not have a snowball's chance in hell of winning any court cases, the only person she has to impress is Donald Trump.

So she'll go out there and perform for an audience of one, and collect her paycheck; because at the end of the day, remember this, for republicans, it always comes down to money.

So regardless of her reasoning, do yourself a favor and ignore this woman, and the circus that she's brought with her.

Donald Trump has lost the election. And no matter how hard he tries with these last-minute despotic antics, he's not going to overturn the results of this election. But he'll go down in history for trying to, and Sidney Powell's name will be right there alongside his for doing her best to destroy our democracy.

If you like this video, please check out my podcast No Lie with Brian Tyler Cohen, where I take a deep dive into the week's most important stories and interview major players in politics, including Kamala Harris, Katie Porter, Adam Schiff, Nancy Pelosi, Eric Swalwell, Mary Trump, Al Franken, Cory Booker, and many, many more.

Again, that's No Lie with Brian Tyler Cohen, available anywhere you listen to podcasts.

(End of the recording.)

C E R T I F I C A T E

I, JACKIE MENTECKY, do hereby certify that I was authorized to transcribe the foregoing recorded proceeding, and that the transcript is a true and accurate transcription of my shorthand notes to the best of my ability taken while listening to the provided recording.

Dated this 28th day of December, 2020.



JACKIE MENTECKY

Exhibit 34

Tweet

Donald J. Trump @realDonaldTrump · Nov 20
A Rigged Election!

This claim about election fraud is disputed

> **GOP** @GOP · Nov 19
> "We will not be intimidated...We are going to clean this mess up now. President Trump won by a landslide. We are going to prove it. And we are going to reclaim the United States of America for the people who vote for freedom."—Sidney Powell



Election officials have certified Joe Biden as the winner of the U.S. Presidential election

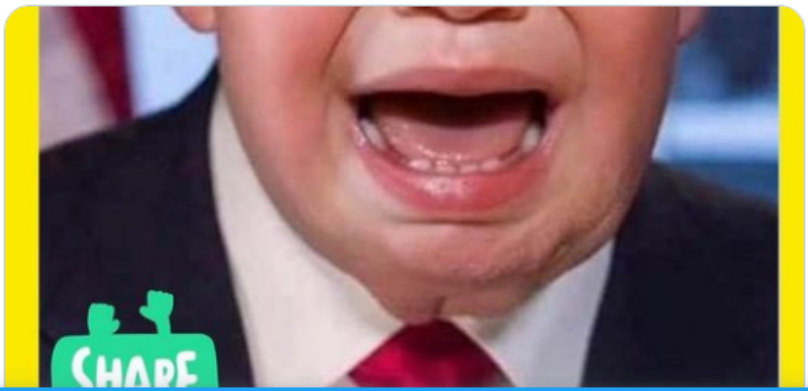
24.3K 58.6K 241.2K

Replies

Greg Graham @atouchofsnark · Nov 20
Replying to @realDonaldTrump
look how far the party of ronald reagan and george bush has fallen

74 5 364

Beth G @BethGray9 · Nov 20
Replying to @realDonaldTrump



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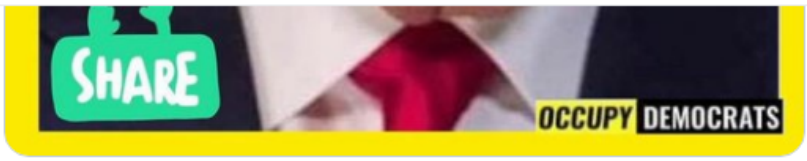

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William LeGate @williamlegate · Nov 20

Replying to @realDonaldTrump

That's not what the judges said!

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Exhibit 35

Georgia officials certify election results showing Biden win

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By KATE BRUMBACK November 21, 2020



ATLANTA (AP) — Georgia's governor and top elections official on Friday certified results showing Joe Biden won the presidential race over Republican President Donald Trump, bringing the state one step closer to wrapping up an election fraught with unfounded accusations of fraud by Trump and his supporters.

Secretary of State Brad Raffensperger certified results reported by the state's 159 counties that show Biden with 2.47 million votes, President Donald Trump with 2.46 million votes and Libertarian Jo Jorgensen with 62,138. That leaves Biden leading by a margin of 12,670 votes, or 0.25%.

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Secretary of State Brad Raffensperger certified results reported by the state's 159 counties that show Biden with 2.47 million votes, President Donald Trump with 2.46 million votes and Libertarian Jo Jorgensen with 62,138. That leaves Biden leading by a margin of 12,670 votes, or 0.25%.

Later Friday, Gov. Brian Kemp certified the state's slate of 16 presidential electors. In an announcement streamed online, Kemp did not clearly endorse the results. Instead he said the law requires him to "formalize the certification, which paves the way for the Trump campaign to pursue other legal options and a separate recount if they choose."

The Republican governor hasn't stepped forward to defend the integrity of this year's elections amid attacks by Trump and other members of his own party, who claim without evidence that the presidential vote in Georgia was tainted by fraud. Kemp has neither endorsed Trump's fraud claims nor backed Raffensperger, a fellow Republican, in his assertion that the election was conducted fairly.

Trump's endorsement two years ago helped Kemp win a heated Republican primary and eke out a narrow general election victory over Democrat Stacey Abrams. Even after losing the White House, Trump is expected to remain a powerful influence with GOP voters in the upcoming Senate runoffs in Georgia as well as in 2022, when Kemp will have to seek reelection.

The counties' results were affirmed by a hand count of the 5 million ballots cast in the race, according to results released by the secretary of state's office. The tally resulted from an audit required by a new state law and wasn't in response to any suspected problems with the state's results or an official recount request. Raffensperger said the hand tally confirmed Biden's victory.

Kemp said Friday that he was concerned that the audit looked only at ballots, not the signatures on the absentee ballot applications or absentee ballot envelopes.

"As a former Secretary of State, he is the first to know and confirm that a signature is matched twice prior to an absentee ballot being counted," Deputy Secretary of State Jordan Fuchs said in a statement.

In fact, the signatures on absentee ballot applications and envelopes are required to be checked when they are received. The audit is only meant to ensure that the voting machines counted the ballots correctly, Raffensperger's office has said.

Two years ago, when he was secretary of state, Kemp pushed back forcefully against an outcry from Democrats who accused him of suppressing voter turnout to improve his odds of winning the gubernatorial election. At the time, he insisted that Georgia's laws "prevent elections from being stolen from anyone."

At a news conference at the state Capitol on Friday morning, before the results were certified, Raffensperger reiterated his confidence in the 2020 elections.

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- Trump's election lawsuits plagued by elementary errors

"Working as an engineer throughout my life, I live by the motto that numbers don't lie," he said. "As secretary of state, I believe that the numbers that we have presented today are correct. The numbers reflect the verdict of the people, not a decision by the secretary of state's office or of courts or of either campaign."

Trump's election lawsuits plagued by elementary errors

"Working as an engineer throughout my life, I live by the motto that numbers don't lie," he said. "As secretary of state, I believe that the numbers that we have presented today are correct. The numbers reflect the verdict of the people, not a decision by the secretary of state's office or of courts or of either campaign."

Raffensperger's office stumbled earlier in the day when it prematurely announced the certification while it was still unfinished. Forty minutes later, a corrected news release was sent out saying that certification was still to come. The momentary slip was yet another moment of drama in a race that has been full of it.

Now that the results are certified, Trump's campaign will have two business days to request a recount since the margin is within 0.5%. That recount would be done using scanning machines that read and tally the votes and would be paid for by the counties, the secretary of state's office has said.

The hand count for the audit produced some slight differences from the previous machine tally, but no individual county showed a variation in margin larger than 0.73%, and the variation in margin in 103 of the state's 159 counties was less than 0.05%, the secretary of state's office said. During the audit, several counties discovered previously uncounted ballots and had to recertify their results.

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"It's quite honestly hard to believe that during the audit thousands of uncounted ballots were found weeks after a razor-thin outcome in a presidential election," Kemp said. "This is simply unacceptable."

Raffensperger said Friday that he plans to propose legislative changes aimed at increasing trust in the results, including allowing state officials to intervene in counties that have systemic problems in administering elections, requiring photo ID for absentee voting and adding stricter controls to allow for challenges to voters who might not live where they say.

Full Coverage: Election 2020

"These measures will improve the security of our elections, and that should lead to greater public trust," he said.

Kemp said he also looked forward to working with lawmakers to address election concerns.

Raffensperger, a self-described "passionate conservative," has endured intense criticism and insults from fellow Republicans — from the president to the chair of the state Republican Party — over his handling of the election. He acknowledged their feelings on Friday.

"Like other Republicans, I'm disappointed our candidate didn't win Georgia's electoral vote. Close elections sow distrust. People feel their side was cheated," he said.

Biden is the first Democratic presidential nominee to carry the state since 1992.

—

feel their side was cheated," he said.

Biden is the first Democratic presidential nominee to carry the state since 1992.

—

Associated Press reporters Ben Nadler and Sudhin Thanawala in Atlanta, and Russ Bynum in Savannah, Georgia, contributed to this report.

Taboola Feed

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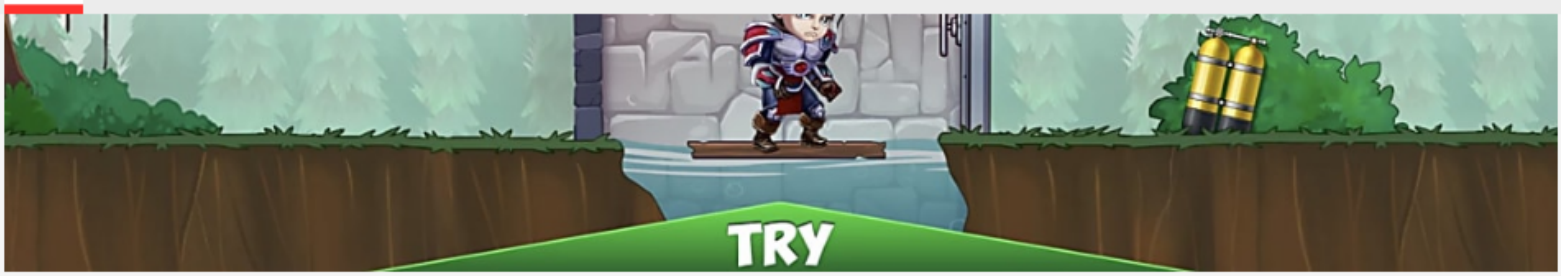

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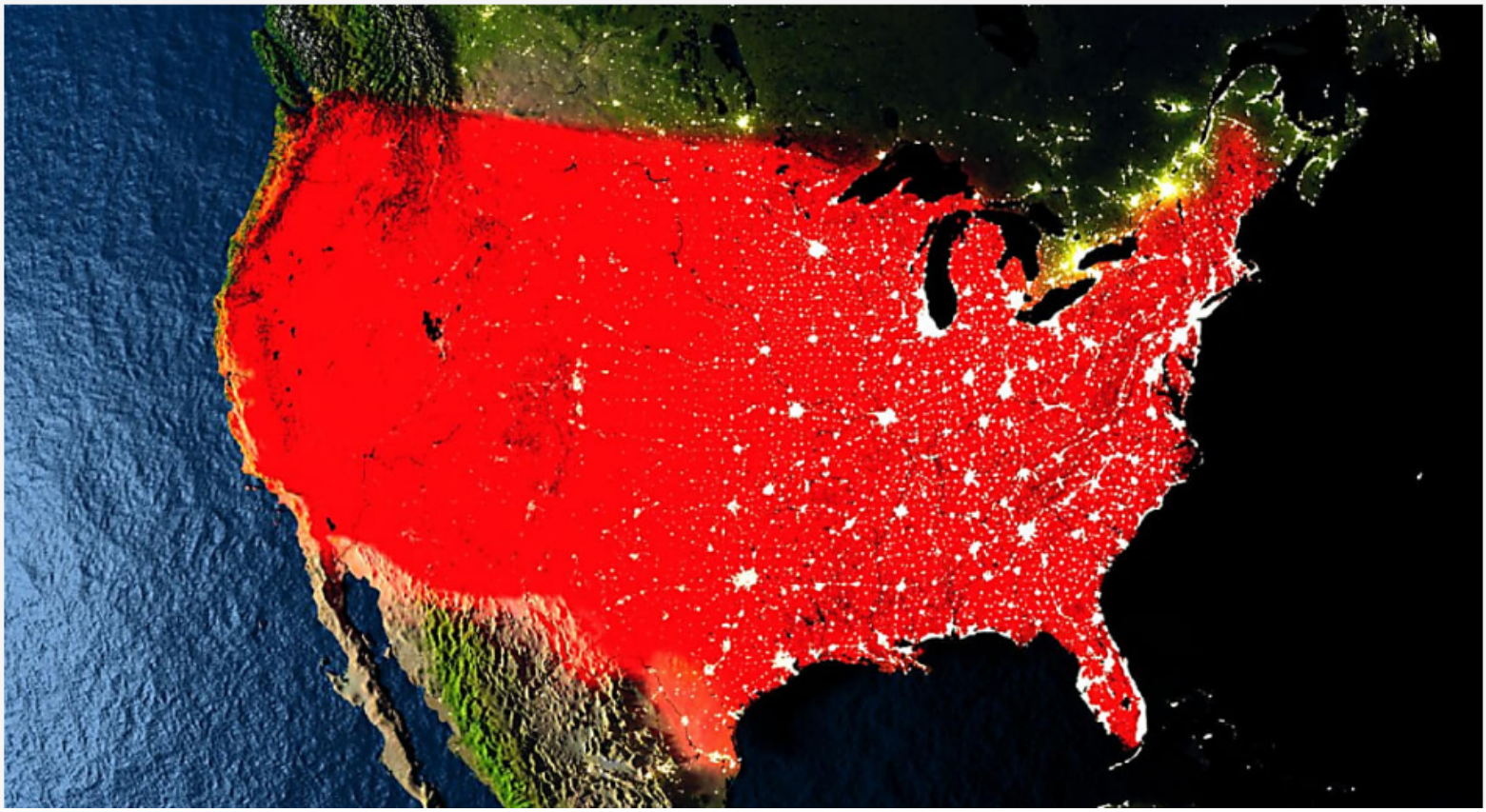



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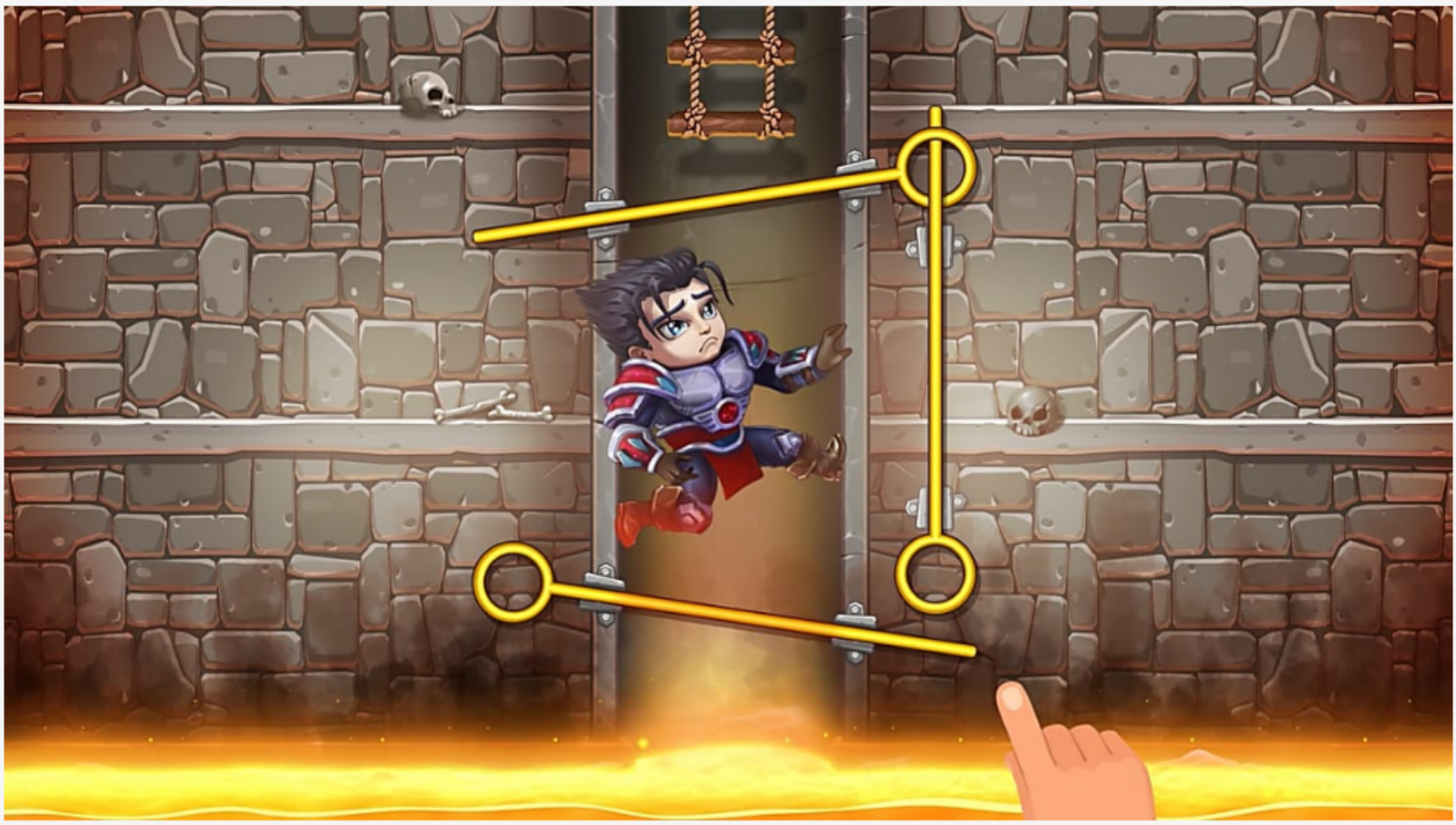



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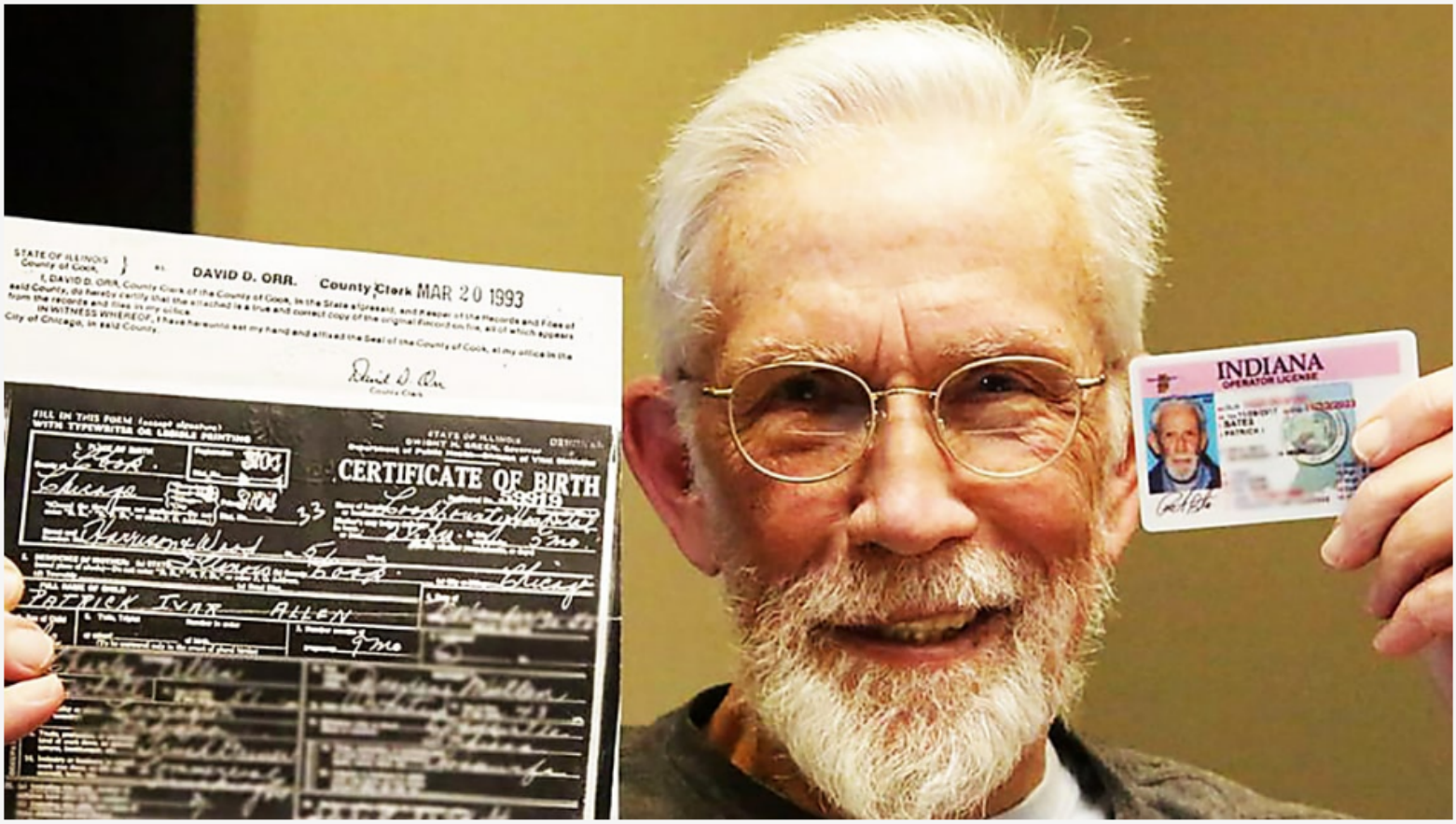

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Exhibit 36

Newsmax Sidney Powell it will be Biblical

FILE NAME:

Sidney Powell It will be BIBLICAL

(20:40 min)

TRANSCRIPT OF VIDEO-RECORDED INTERVIEW

SIDNEY POWELL

ROB SCHMITT

MARK HALPERIN

Transcribed By:
TERRI NESTORE
CSR No. 5614, RPR, CRR

ROB SCHMITT: All right, we now have Sidney Powell on the phone. We got the little gremlins out of the system there, whatever the problem was. Sidney if you can hear us, great to talk with you tonight.

SIDNEY POWELL: Yes.

ROB SCHMITT: How you doing?

And it's good to talk with you, as always.

I want to start off with just the ruling. The biggest news out tonight is this Pennsylvania ruling from this Federal District Court judge.

What do you make of that?

SIDNEY POWELL: Yes. Well, you know, each of the District Court judges has their own particular perspective on things, and I think that judge was appointed by President Obama. We really don't expect to win a lot of the District Court cases, but ultimately the Court of Appeals and the Supreme Court are -- will have to get it right. We're very clear on the law and the facts on multiple issues, and we haven't even begun to present the big fraud case yet that I am still working on, and it's going to be a blockbuster.

ROB SCHMITT: I mean, it's interesting, obviously. I mean you guys had the news conference this week. There was a lot of compelling stuff in there. It sounded like you guys were making progress going down a

road of investigation but as I think anybody understands, when you're trying to lay out a case, it takes time to find out what you have.

You had a bit of a rub with Tucker Carlson this week, who basically said you didn't have any evidence, when they asked you to come on. What is the truth of the matter there? Because that made a lot of news.

SIDNEY POWELL: Oh, yes. Well, he sent me some very abrasive and disrespectful emails or text messages and I responded politely, offering him a different person as a witness who could explain it. I simply didn't have time to do it then, and I sent him a copy of one of the compelling affidavits that we have in the case, and apparently that wasn't sufficient for him. He was having a little bit of a tantrum. But I didn't see or hear what he said and I haven't had time to listen to what he said after that. I'm just proceeding on my course of getting the case ready to prove in a court, which is where we prove cases of law, not in the media.

ROB SCHMITT: What is your timeline? As you look at this, what's the timeline, you think, before you can put out some of this evidence that can really -- if you want to shut the media up, where they say that you guys have nothing, when will you have some of this stuff that's this hard core evidence and paper in writing?

SIDNEY POWELL: Well, frankly, the affidavits we've already introduced are hard core evidence. They're firsthand testimony of witnesses who saw how and why the system was created and how it worked to accomplish the objective for Hugo Chavez. There are people who saw ballots being destroyed. We've got evidence from people who saw fake ballots being created.

We've got all kinds of different evidence.

And then we've got the statistical and mathematical evidence that's absolutely irrefutable. I mean, a coin doesn't land on the same side when you flip it 186,000 times. You can't just inject 86,000 Biden votes and expect anybody to believe those are real.

And they're not. No matter how you analyze the statistics, whether it's a predictive model or the actual data as it comes in, it doesn't hold water.

And we've got other testimonial evidence that appears to be coming in now to indicate the democrats literally added 35,000 votes to every democratic candidate to begin with.

ROB SCHMITT: 35. In any particular state or -- you say 35,000. Where?

SIDNEY POWELL: We've got it definitely all over one state, and I would be willing to bet it happened everywhere.

ROB SCHMITT: And when you lay all this out, and you're going to do this in court, do you have what you think is irrefutable evidence that will make up the minds of millions of American people?

SIDNEY POWELL: Well, the burden of proof in court is only a preponderance of the evidence. It's not beyond a reasonable doubt. That's the criminal standard.

But frankly, with everything we've got, these should be criminal prosecutions at a significant level for fraud and conspiracy to defraud, provable beyond a reasonable doubt.

There are hundreds of thousands of people in our criminal system right now in prison, who were convicted on far less evidence of guilt than we have here.

MARK HALPERIN: Sidney Powell, I want you to react to something that I've seen this republican senator from Pennsylvania, Pat Toomey just said in reaction to the District Court judge's decision. The District Court judge is someone who's very close to Pat Toomey. Senator Toomey says that President Trump has now, quote, exhausted all plausible legal options to challenge the result of the presidential race in Pennsylvania. Is that true?

SIDNEY POWELL: No, that's not true at all.

MARK HALPERIN: Can you explain why the senator's wrong?

SIDNEY POWELL: We've hardly begun to fight.

MARK HALPERIN: Can you explain, though, why is the senator wrong?

SIDNEY POWELL: Well, he's wrong because Pennsylvania was one of the hotbeds of many varieties of fraud and criminal acts that the Department of Justice, frankly, should be in there prosecuting, and we're going to dump a whole lot of them into evidence in our fraud case that we're going to file in Pennsylvania.

MARK HALPERIN: Why do you think the Justice Department isn't being more aggressive in following up on what you see?

SIDNEY POWELL: I think the Justice Department has known about this issue for a long time and turned a blind eye to it.

MARK HALPERIN: Why, though?

SIDNEY POWELL: I wonder how much the CIA actually had a role in starting this kind of program to begin with, to use on other countries.

MARK HALPERIN: Why would Donald Trump's Justice Department not be interested in this?

SIDNEY POWELL: Well, you know, I wish Donald Trump had as much control over the Justice Department as people think he does. It's taken on a life of its own.

I don't think even Bill Barr has the control over

this Justice Department that he would like to have because there are so many lawyers in so many different places doing whatever it is they want to do and ignoring the standards and practices that historically created the Justice Department to seek justice, and not convictions.

I mean, I wrote a book about that back in 2014.

I mean, we've been on this increasingly bad path for decades now and it's done nothing but get worse because nobody's told the truth and stood up for the truth, but Americans are now. They're livid about this, and they could see it. Everybody saw it election night. They saw votes being subtracted from President Trump and appearing on the Biden side of the scale, and that's exactly what this Dominion system was designed to do.

We have eyewitness testimony to its entire creation for that very purpose.

ROB SCHMITT: There have been warnings about this system. We were talking about it earlier, Sidney. I mean, you had Senators Warren and Klobuchar that made a big stink about the 2018 midterms, saying that they don't trust Dominion, that they saw evidence that votes could be switched using these systems. These are democrats --

SIDNEY POWELL: Right.

ROB SCHMITT: -- who ran for president.

What I don't understand is how does this get

ignored? I mean, this is a nationwide -- this is a democracy-shocking scandal, if it is true.

SIDNEY POWELL: It is.

ROB SCHMITT: And it's just so big I can't even wrap my head around it. I just wonder, how does this happen?

SIDNEY POWELL: Well, that's exactly how it happens because it's so big, nobody wants to wrap their head around it, nobody wants to untie all the little knots that go into it, but we have to if we're going to be a constitutional republic.

This cannot go on. Our votes must be counted fair and true. Every legal vote is entitled to be counted, and every illegal vote nullifies the vote of an American citizen and our public will of we the people. It's absolutely counter to everything this country was founded on. So we have got to get this fixed now.

I can't unsee it, I'll tell you that. I certainly cannot unsee what I have seen, and I am going to make sure everybody else knows everything I have seen too because we've got to hold our government institutions accountable and do better than this by each other, and it does cut across both political parties, it cuts across generations now -- or at least multiple decades of this kind of corruption that's got increasingly more

sophisticated. You just smudge the edge of a ballot and stick it through the machine and the ballot would be rejected, but now they can literally drag and drop hundreds of thousands of votes wherever they want 'em.

And everybody knew, when they bought this system, that was one of the features of the system.

We've got people lying now and saying that things that happened, that ran people out of voting areas and -- we've got tons of evidence. It's so much, it's hard to pull it all together.

ROB SCHMITT: How big of a -- if this happened, how big of a conspiracy, how many people would have had to have been in on something like this?

SIDNEY POWELL: Oh, gosh. Probably thousands, including the people running the machines at each of the polling centers. We know, for example, that one of the higher ups of Dominion went to Detroit the night of the election to handle things themself, and we also have evidence that there were any number of VPN lines open to the internet, for foreign actors to be meddling in it.

ROB SCHMITT: Has anybody given you an explanation as to why they had to turn the machines off?

You talk about how the machines got turned off.

SIDNEY POWELL: Well, yes, our witness from Venezuela who saw it all created and how it worked said

that he knew, as soon as the machines were turned off in those key states, it was because we the people, in voting Trump -- in voting for Trump in a landslide election, had essentially broken the algorithm that had been preprogrammed into the machine.

So they had to stop counting in those states and areas and backfill the vote with fraudulent mail-in ballots or whatever means they used to do it, whether they just injected numbers or trashed votes for Trump otherwise and changed the numbers, I don't know exactly how they did it right now in each spot, but that's essentially the way it worked.

ROB SCHMITT: Let me ask you about the state of Georgia. Obviously yesterday, you know, the governor there, he certified the election for Joe Biden. It's about 12,000 votes.

And what you see, will Georgia switch?

SIDNEY POWELL: Yeah, that's a total farce. Georgia probably going to be the first state I'm going to blow up, and Mr. Kemp and the Secretary of State need to go with it because they're in on this Dominion scam with their last-minute purchase or award of a contract to Dominion of a hundred million dollars.

The State Bureau of Investigation for Georgia ought to be looking into the financial benefits received

by Mr. Kemp and the Secretary of State's family about that time.

And another benefit Dominion was created to award is what I would call election insurance. That's why Hugo Chavez had it created in the first place. But I also wonder where he got the technology, where it actually came from, because I think it's Hammer and Scorecard from the CIA.

ROB SCHMITT: Just to clarify, you're saying that Governor Kemp, who's been a longtime ally of the president, is directly involved, because of financial benefit, in a conspiracy to defeat the president in Georgia?

SIDNEY POWELL: We have certainly been told that there is evidence of that and would warrant an investigation, if anybody were actually going to do an honest investigation.

MARK HALPERIN: What more could you tell us about that alleged conspiracy, the governor's involvement?

SIDNEY POWELL: Yeah, I can't give you anymore details than that now, but it would certainly warrant an investigation. Had it been reported to me as a law enforcement officer, I would be investigating it steadfastly.

MARK HALPERIN: You know, I know you say you want

to do your arguing in court -- you are an attorney, you're not a press secretary -- but you all did have a press conference last week. Jordan Sekulow said that there's going to be a filing soon in Georgia that would be explosive. Can you tell us anything, can you make some news with us here tonight, tell us anything new that you're going to present in that filing in Georgia?

SIDNEY POWELL: Well, I can't say that yet but hopefully this week we will get it ready to file and it will be biblical.

ROB SCHMITT: Biblical. What is the state -- where was it the worst? From what you see and what you're alleging, what state was switched the most?

SIDNEY POWELL: Oh, that's really hard to say. Georgia is extremely bad. We've got ballots being shredded, ballots being thrown out in trash bags, lying by people working in the center, the votes being switched, the algorithms being run. You name the manner of fraud, and it occurred in Georgia.

ROB SCHMITT: These are in the Atlanta areas, counties, those counties, Fulton, DeKalb?

SIDNEY POWELL: I think the algorithm ran most probably across the country. Can I say that for sure yet?

No, I can't say that for sure yet, but it looks that way, and it looks like 35,000 votes were added to

every democratic candidate.

ROB SCHMITT: You also talked about this ability of the system -- and I thought this was so interesting when you said it, that it can take a vote and it can make a vote for Biden worth more than a vote for Trump. Do you think that that happened or is that another part of the system that maybe wasn't used?

SIDNEY POWELL: No, I think that definitely happened. I think that was the first step with the system, to weight the votes so that a Biden vote is worth 1.23, say, and a Trump vote is worth the rest of that, and so the Trump vote is about three-quarters and the Biden vote is one-and-a-quarter and that way you can see the reports, the records of fractional numbers for the votes.

It's nuts.

ROB SCHMITT: It is. I mean everything you're alleging, frankly, is nuts, which is why I think you're getting so much scrutiny and so much criticism but if it's true -- and we don't know and that's just a simple thing is that we don't know yet if it's true because we can't see what you've seen.

SIDNEY POWELL: Right.

ROB SCHMITT: I want to ask you about Michigan. Michigan is a bigger margin than the rest of them, it's like maybe 150,000.

What are you seeing in Michigan?

SIDNEY POWELL: We're seeing essentially the same things in Michigan, except larger number of ballots being stuffed in. It's the old-fashioned stuffing the ballot box, they're just doing it by computer instead of by paper. That's really all it is. They're dragging and dropping files of votes from one person to another instead of just stuffing paper ballots in the ballot box.

And, you know, corruption in elections has been going on forever. I remember LBJ saying, you know, send some guys down to the cemetery because those people, if they were alive, would have voted for me and they take the name and the birthday and that's what they did.

MARK HALPERIN: So it's Saturday night.

Can you preview for us as specifically as you can, what's going to happen this coming week, starting Monday morning. Tell us where you're going to file, what you expect to happen by Friday.

SIDNEY POWELL: Well, personally I don't expect to file anything by Monday. I'm hoping we can get it ready by Wednesday. If not, it should be ready by Friday, but it's a massive project to pull this fraud claim together with the evidence that I want to put in to begin with. And remember, it's not -- this isn't a summary judgment motion where we actually have to produce any

evidence now. In your typical lawsuit, you just file the statement of what the charges are, without any affidavits or anything.

MARK HALPERIN: But you're saying --

SIDNEY POWELL: But the way the media is going about this is absolutely ridiculous and unreasonable to expect us to put evidence in right now, although we are -- we know election issues are on an expedited schedule, but I could wait a month to file the fraud case and everybody would have to undue their certifications because it's so bad.

MARK HALPERIN: But are you saying you're going to file the same case in multiple jurisdictions or in one jurisdiction?

SIDNEY POWELL: Each one is a little bit different, depending on what happened in the state; the different manner and means and the evidentiary aspects that support each one. You know, we've got different affidavits from different witnesses in each of the states.

So there are going to be some differences between them but there are going to be claims that are identical, some of the legal claims are going to be identical.

For example, in a number of states the -- there were modifications to the machine after the statutory cutoff date. That should invalidate every vote cast on

the machine. I mean, Georgia cannot -- there's no way Georgia can proceed to have an election using those machines for the runoff candidates.

That's absolutely absurd.

ROB SCHMITT: As we wrap this up, Sidney, I think everybody at home right now wants to see this. They want to see what you say you've seen. Is that going to be possible at any point? Are we going to be able to see some of these problems and some of these issues, the way these systems work and the way this Dominion works?

SIDNEY POWELL: Yes, and there's actually evidence online now. I mean, we need to try to get our website up-to-date with the complaints that have already been filed but exhibits were attached, for example, to Lin Wood's complaint in Georgia that are remarkable and stunning, including the affidavit of the young man from Venezuela who saw Hugo Chavez create how they did the software, hired people to do it and get it done and then how it worked to make sure he won every election thereafter.

ROB SCHMITT: That's just crazy.

SIDNEY POWELL: That's what it's designed to do. Their own handbook tells you that these things are features of their system. Are we supposed to think they didn't use the features? Heck, no, they used them and

they used them against their own candidates.

The democrats used them against Bernie Sanders in 2016 and somebody even told him what had been done to him when Hillary Clinton won that primary and he didn't, and instead of standing up for the American people and the right to vote, he sold out.

ROB SCHMITT: You're saying Dominion -- the Smartmatic-Dominion system was used in 2016 when Hillary beat Bernie in the primary?

SIDNEY POWELL: Yes.

ROB SCHMITT: Wow. I don't think we had heard that yet. That's an incredible development right there.

SIDNEY POWELL: Yep.

ROB SCHMITT: And you say he knows that, Bernie Sanders knows that?

SIDNEY POWELL: Yes. The person who sent me the data told me that they informed Bernie Sanders of all their findings and he didn't do anything except get enough money to buy another fabulous house.

I'm telling you it's been used for both parties.

One of the big problems is that we don't know who was elected by buying their election through Dominion.

I'm sure it crosses party lines. I'm not -- that's not an accusation against every politician, it's certainly not meant to be, but it means we don't know

which ones got elected that way and how much they knew about how it was being used for or against them -- certainly not against them.

But I'm reasonably certain at this point that John James was ripped out of his seat and he was entitled to have won that election by the real vote and the same I think is true for Doug Collins in Georgia, and there's no telling how many Congressional candidates should have won, that lost by the addition of 35,000 votes per democrat or the algorithm that they were running against whoever they wanted to target. I mean, you can do it candidate by candidate.

MARK HALPERIN: That is something else.

ROB SCHMITT: I mean, it's mind blowing.

SIDNEY POWELL: It is.

ROB SCHMITT: Sidney, what you're alleging, I can't even imagine and I hope that you will join us again to talk about what you continue to find as you continue to investigate.

SIDNEY POWELL: I will do that, and I will try and get more stuff up online this week. We've got some --

ROB SCHMITT: Or just email it to us.

SIDNEY POWELL: Of course people are trying to hack us and everything else.

ROB SCHMITT: Right.

SIDNEY POWELL: But democratic Congresswoman Carolyn Maloney wrote the treasury secretary about this very issue in 2003, I think it was.

ROB SCHMITT: 17 years ago.

SIDNEY POWELL: So people have been complaining about it and the government's done absolutely nothing except whatever it wants to do.

So who is really pulling the strings here and choosing the American officials pursuant to the system? Because it's not the people of the United States of America, and that's supposed to be who it is.

ROB SCHMITT: It's just something else.

And like you said, prominent democrat politicians have complained about the usage of this system in this country. Sidney Powell --

SIDNEY POWELL: Right.

ROB SCHMITT: -- thank you for joining us tonight on the phone. I know how busy you are, and we appreciate the time.

SIDNEY POWELL: Thank you. My pleasure.

ROB SCHMITT: Okay.

(End of recording.)

C E R T I F I C A T E

I, TERRI NESTORE, Certified Shorthand Reporter/ Transcriptionist, do hereby certify that I was authorized to transcribe the foregoing recorded proceeding, and that the transcript is a true and accurate transcription of my shorthand notes, to the best of my ability, taken while listening to the provided recording.

I further certify that I am not of counsel or attorney for either or any of the parties to said proceedings, nor in any way interested in the events of this cause, and that I am not related to any of the parties thereto.

Dated this 17th day of December, 2020.

Terri Nestore

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Exhibit 37

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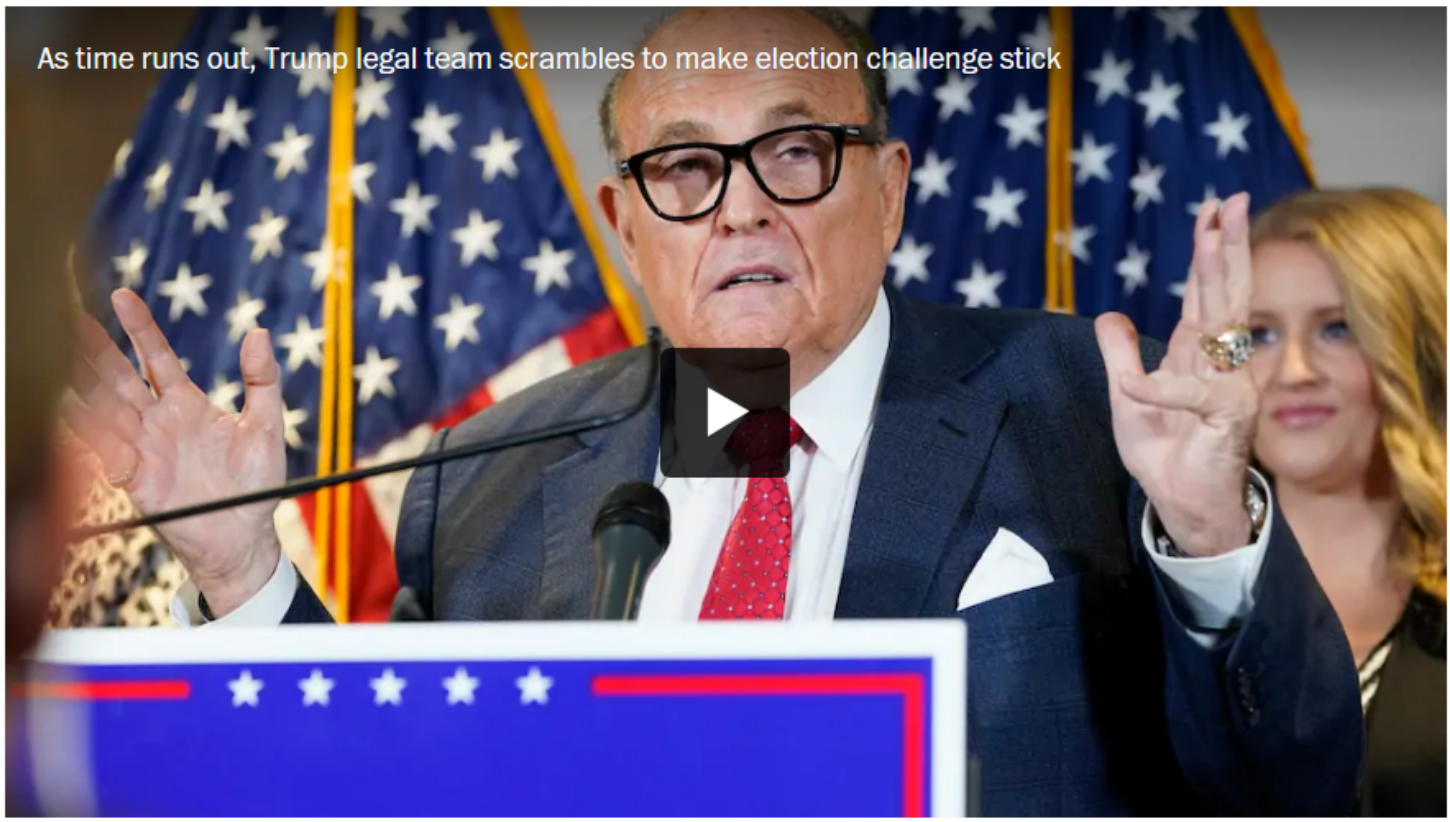
Politics

Chris Christie calls the conduct of Trump's legal team a 'national embarrassment'



The Post's Jon Swaine analyzes the Trump Campaign's last ditch legal attempts to get the result of the 2020 election overturned. (The Washington Post)

The Post's Jon Swaine analyzes the Trump Campaign's last ditch legal attempts to get the result of the 2020 election overturned. (The Washington Post)

By **Paul Kane** and **Felicia Sonmez**

November 23, 2020 at 4:11 a.m. GMT

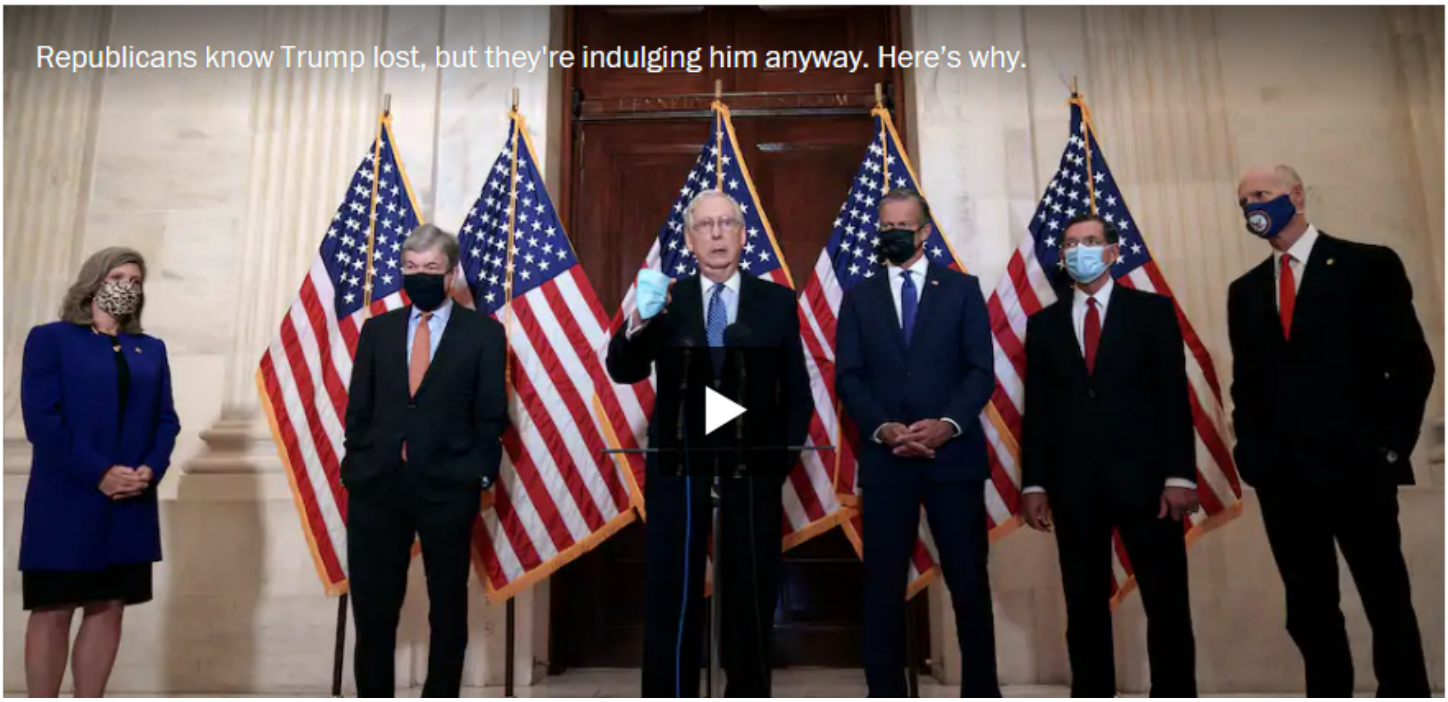
Add to list

Several prominent Republicans said over the weekend that President Trump's legal arguments had run their course and called on him to allow the presidential transition process to begin.

Chris Christie, a Trump confidant who helped prepare the president for the debates, called the conduct of Trump's legal team a "national embarrassment." Sen. Patrick J. Toomey (R-Pa.) said Trump had "exhausted all plausible legal options" and urged him to concede. Sen. Kevin Cramer (R-N.D.) said it's time to begin the transition.

The comments mark the latest signs of dissent from within the president's party, with increasingly more Republicans urging Trump to accept the results of the election and move on.

In an interview on ABC News's "This Week," Christie said the president should give up his legal strategy. "Elections have consequences, and we cannot continue to act as if something happened here that didn't happen," he said.





The Post's Ashley Parker explains why some Republicans followed President Trump's lead in denying the reality of the election and the danger they're posing. (The Washington Post)



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"The conduct of the president's legal team has been a national embarrassment," Christie added, noting that Trump's lawyers have made a flurry of fraud allegations but have offered no evidence to back them up in court.

Christie criticized Trump's lawyers for proffering false conspiracy theories at news conferences and other media appearances.

"They don't do it in the courtroom," the 2016 Republican presidential candidate said, suggesting the attorneys are fearful of making baseless arguments under oath before federal judges.

"It must mean the evidence doesn't exist," Christie said.

Christie said the Republican Party should focus on trying to win Georgia's two runoff elections Jan. 5 to secure the Senate majority rather than continuing with its unsuccessful legal challenges of the presidential election results.

5 to secure the Senate majority rather than continuing with its unsuccessful legal challenges of the presidential election results.



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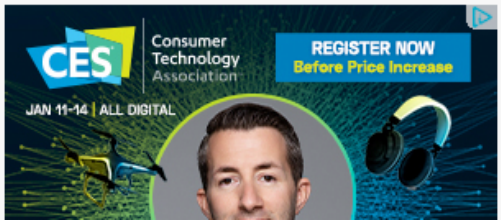
Open

“The rearview mirror should be ripped off,” Christie said.

The president’s legal team was thrown into tumult Sunday when two Trump attorneys — Rudolph W. Giuliani and Jenna Ellis — released a statement abruptly distancing the campaign from a third attorney, Sidney Powell.

Giuliani, Ellis and Powell appeared at a news conference last Thursday where they made a range of baseless accusations about the integrity of the election. Powell in particular has been vocal in lobbing some of the most convoluted claims, alleging a conspiracy that involved “communist money,” the late Venezuelan president Hugo Chávez and an algorithm favoring Democrats.

At the beginning of the news conference, Giuliani said that he, Ellis, Powell and other attorneys present were “representing President Trump and we’re representing the Trump campaign.” Ellis introduced the group as “an elite strike force team that is working on behalf of the president and the campaign to make sure that our Constitution is protected.”





But on Sunday, Guiliani and Ellis distanced themselves from Powell.

"Sidney Powell is practicing law on her own," Giuliani and Ellis said in their statement. "She is not a member of the Trump Legal Team. She is also not a lawyer for the President in his personal capacity."

Two advisers to Trump, who spoke on the condition of anonymity to discuss private conversations, said that the president disliked the coverage Powell was receiving from Tucker Carlson and others, and that several allies had reached out to say she had gone too far. The advisers also said that she fought with Giuliani and others in recent days.

The president believed she was causing more harm than help. "She was too crazy even for the president," a campaign official said.

Powell did not immediately respond to a request for comment.



Late Saturday night, after a federal judge threw out Trump's legal attempt to invalidate millions of votes, Toomey congratulated Biden and Vice President-elect Kamala D. Harris on their victory and encouraged the president to accept that result.

"President Trump has exhausted all plausible legal options to challenge the result of the presidential race in Pennsylvania," Toomey said in a statement, noting that the deciding judge, Matthew W. Brann, is a "longtime conservative Republican."

This result, Toomey noted, followed Georgia's certification Friday of Biden's victory there and Michigan's GOP legislative leaders rejecting efforts to block the certification of Biden's clear victory in that state.

"I congratulate President-elect Biden and Vice President-elect Kamala Harris on their victory. They are both dedicated public servants and I will be praying for them and for our country," Toomey said.



Sen. Lisa Murkowski (R-Alaska), who congratulated Biden in a statement after his Nov. 7 victory address, also urged Trump to "begin the full and formal transition process" and criticized the president's efforts to pressure state and local officials.

Sen. Lisa Murkowski (R-Alaska), who congratulated Biden in a statement after his Nov. 7 victory address, also urged Trump to "begin the full and formal transition process" and criticized the president's efforts to pressure state and local officials.

"President Trump has had the opportunity to litigate his claims, and the courts have thus far found them without merit," Murkowski said in a tweet Sunday night. "A pressure campaign on state legislators to influence the electoral outcome is not only unprecedented but inconsistent with our democratic process."

Senate Republicans have by and large avoided commenting on Trump's actions, with more than 40 not responding to requests for comment Thursday and Friday about the president's effort to have Michigan legislators reject the Biden victory there of more than 150,000 votes.



Republicans are aware that any perceived lack of loyalty to the president could prompt him to attack the defectors — just as Trump did Saturday night when he called Brann a "product of Senator Pat 'No Tarriffs' Toomey."

"No friend of mine," Trump tweeted.

Even some Trump backers who support pushing ahead with legal challenges said that Biden probably will take office and that the General Services Administration should allow the Democratic transition team access to the federal agencies and key briefings, along with office space and millions of dollars in funding, so they can hit the ground running on Jan. 20.

probably will take office and that the General Services Administration should allow the Democratic transition team access to the federal agencies and key briefings, along with office space and millions of dollars in funding, so they can hit the ground running on Jan. 20.

"I just think that you have to begin that process, give the incoming administration all the time they need," Cramer said Sunday on NBC's "Meet the Press."

Cramer said that the transition process should have begun at least a week ago. But he added that the transition could begin even as Trump's legal team continued to press its cases in the states.

This is, Cramer said, "just a simple legal process."

Josh Dawsey contributed to this report.

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Paul Kane
Paul Kane is The Washington Post's senior congressional correspondent and columnist. His column about Congress, @PKCapitol, appears throughout the week and on Sundays. He joined The Post in 2007. Follow



Felicia Sonmez
Felicia Sonmez is a national political reporter covering breaking news from the White House, Congress and the campaign trail. She was previously based in Beijing, where she worked for Agence France-Presse and The Wall Street Journal. Follow

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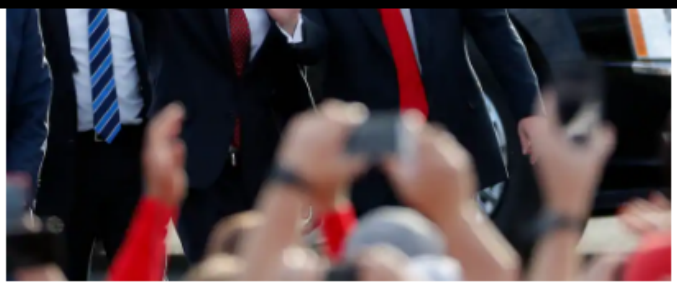

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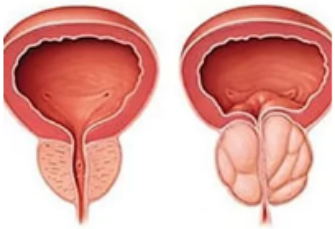

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To use Trump's own vernacular, the only thing worse than a loser is a sore loser
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So about that bridge-gate thing? Come on Chris they are not going to ever put you up for president so maybe you can do a little better describing the who and the what that is far more than simply an embarrassment. Messing the bed overs and over is not merely an embarrassment it is a dysfunction and requires some meaningful intervention. I posit that you have some thoughts and feelings about Jared's role throughout this clusterfrig!

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The conduct of the entire Republican party is an embarrassment, Mr. Christie included.

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"Chris Christie, a Trump confidant who helped prepare the president for the debates, called the conduct of Trump's legal team a “national embarrassment.”

Chris Christie as usual slithers around the issues. Trump's legal team is just following orders. It is the conduct of President Trump that is the national embarrassment. But you will not hear Christie say that. Feels like Christy is getting a pass and he should not. His consistent and insistent support of President Trump was also a national embarrassment.

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Ruegak 1 month ago

> The president believed she was causing more harm than help. “She was too crazy even for the president,” a campaign official said.

Exhibit 42

AG, SOS: Plaintiff's Report in Antrim County Election Lawsuit Demonstrates Lack of Credible Evidence in Widespread Fraud or Wrongdoing

Contact: Ryan Jarvi 517-599-2746
Agency: Attorney General

December 14, 2020

LANSING – Attorney General Dana Nessel and Secretary of State Jocelyn Benson, in an Antrim County court hearing today, did not object to the public release of a report on Dominion software from the partisan organization Allied Security Operations Group (ASOG), in order to demonstrate the "report" is actually another in a long stream of misguided, vague and dubious assertions designed to erode public confidence in the November presidential election.

"Let's be clear: Michigan's Nov. 3 general election was the most secure in our state's history," said Secretary Benson upon the release of the report. "There continues to be no evidence of widespread fraud, as affirmed by state and federal agencies including Attorney General William Barr, the Federal Bureau of Investigation, and the Cybersecurity and Infrastructure Security Agency. If the Trump campaign had any actual evidence of wrongdoing – or genuine suspicion thereof – they could have requested a hand recount of every ballot in the state. They did not, instead choosing to allow shadowy organizations claiming expertise to throw around baseless claims of fraud in an effort to mislead American voters and undermine the integrity of the election. Their actions are a corruption of the courts and the rule of law, as the release of today's report clearly demonstrates."

A lawsuit filed in 13th Circuit Court, *Bailey v Antrim County*, seeks to challenge Antrim County's election results, posing false claims of fraud and accompanied with a report filled with errors and clear bias.

"Oftentimes, a party will hire an expert witness to support the conclusion that the party wants or needs to reach. It's why we give the other parties in a lawsuit a chance to depose the expert and challenge their qualifications in court," Attorney General Nessel said. "Anyone can have an opinion, but it doesn't necessarily mean the opinion is based on fact or science."

ASOG authored the "preliminary forensic audit," which was made public by the judge today. The group, however, has no apparent expertise in election administration and technology. Their work is limited to the previous release and amplification of other false information and fake documents. As expected, the plaintiff's most recent report on Antrim County is similarly critically flawed, filled with dramatic conclusions without any evidence to support them.

Today's activity comes on the heels of last week's announcement from the Department of State that the Bureau of Elections is planning the most comprehensive set of election audits in the state's history. This will include a statewide risk-limiting audit, several local procedural audits, and a zero-margin risk-limiting-audit of all ballots in Antrim County. The latter, which will be conducted on Thursday, Dec. 17, is expected to confirm that votes cast for president were machine-tabulated correctly. A similar statewide risk-limiting audit demonstrated the accuracy of the state's voting machines following the March 10 presidential primary.

In response to a previously unsigned version of the ASOG report, Michigan Bureau of Elections Director Jonathan Brater made a preliminary declaration under oath for the court. In his statement, Brater said it was apparent to him "... that the report makes a series of unsupported conclusions, ascribes motives of fraud and obfuscation to processes that are easily explained as routine election procedures or error corrections, and suggests without explanation that elements of election software not used in Michigan are somehow responsible for tabulation or reporting."

There are several legal concerns with the report and testimony submitted in *Bailey v Antrim County*, including the portions provided by Russell Ramsland, one of the "expert" witnesses in the case.

A Detroit Free Press story from Nov. 21 quotes Rudy Giuliani as saying Michigan has "over-votes in numerous precincts of 150%, 200% and 300%." Giuliani's source was an affidavit from Ramsland, who is a former Republican congressional candidate. All 19 of the precincts cited in his affidavit are in Minnesota, not Michigan. Ramsland has also inaccurately stated the voter turnout rate in Detroit, saying it was nearly three times higher than it actually was.

The qualifications of those who authored the report are suspect, with no evidence or credentials provided to back up their "expertise." Authors in the report also make unverified and unsupported claims that "fraud," "intentional errors" and "bad faith" decisions made by election officials led them to their conclusions in the report. Moreover, many of their assertions are unsupported by evidence, with some even constituting hearsay and clearly show that the authors lack first-hand knowledge of events.

Michigan Rule of Evidence 702 states that if the court determines that scientific, technical, or other specialized knowledge will assist the trier of fact to understand the evidence or to determine a fact in issue, a witness qualified as an expert by knowledge, skill, experience, training, or education may testify thereto in the form of an opinion or otherwise if (1) the testimony is based on sufficient facts or data, (2) the testimony is the product of reliable principles and methods, and (3) the witness has applied the principles and methods reliably to the facts of the case. That has not happened in this case yet.

Past court rulings have found that the trial court has a fundamental duty to ensure that all expert testimony is reliable (*Gilbert v DaimlerChrysler Cor*p), and that the knowledge of the testimony must be more than "subjective belief or unsupported speculation" (*Daubert v Merrell Dow Pharmaceuticals*). At the conclusion of discovery, the Department of Attorney General will have the opportunity to request that the plaintiff's report be stricken from use in these proceedings.

The public will be able to view the Department of State's official audit of the Antrim County presidential election. Details will be announced prior to the audit's commencement on Thursday, Dec. 17.

Click here to view a copy of Brater's declaration.

Document title: AG - AG, SOS: Plaintiff's Report in Antrim County Election Lawsuit Demonstrates Lack of Credible Evidence in Widespread Fraud or Wrongdoing
Capture URL: https://www.michigan.gov/ag/0,4534,7-359-92297_47203-547422--,00.html
Capture timestamp (UTC): Thu, 07 Jan 2021 01:51:58 GMT

Contact: Ryan Jarvi 517-599-2746
Agency: Attorney General

December 14, 2020

LANSING – Attorney General Dana Nessel and Secretary of State Jocelyn Benson, in an Antrim County court hearing today, did not object to the public release of a report on Dominion software from the partisan organization Allied Security Operations Group (ASOG), in order to demonstrate the "report" is actually another in a long stream of misguided, vague and dubious assertions designed to erode public confidence in the November presidential election.

"Let's be clear: Michigan's Nov. 3 general election was the most secure in our state's history," said Secretary Benson upon the release of the report. "There continues to be no evidence of widespread fraud, as affirmed by state and federal agencies including Attorney General William Barr, the Federal Bureau of Investigation, and the Cybersecurity and Infrastructure Security Agency. If the Trump campaign had any actual evidence of wrongdoing – or genuine suspicion thereof – they could have requested a hand recount of every ballot in the state. They did not, instead choosing to allow shadowy organizations claiming expertise to throw around baseless claims of fraud in an effort to mislead American voters and undermine the integrity of the election. Their actions are a corruption of the courts and the rule of law, as the release of today's report clearly demonstrates."

A lawsuit filed in 13th Circuit Court, *Bailey v Antrim County*, seeks to challenge Antrim County's election results, posing false claims of fraud and accompanied with a report filled with errors and clear bias.

"Oftentimes, a party will hire an expert witness to support the conclusion that the party wants or needs to reach. It's why we give the other parties in a lawsuit a chance to depose the expert and challenge their qualifications in court," Attorney General Nessel said. "Anyone can have an opinion, but it doesn't necessarily mean the opinion is based on fact or science."

ASOG authored the "preliminary forensic audit," which was made public by the judge today. The group, however, has no apparent expertise in election administration and technology. Their work is limited to the previous release and amplification of other false information and fake documents. As expected, the plaintiff's most recent report on Antrim County is similarly critically flawed, filled with dramatic conclusions without any evidence to support them.

Today's activity comes on the heels of last week's announcement from the Department of State that the Bureau of Elections is planning the most comprehensive set of election audits in the state's history. This will include a statewide risk-limiting audit, several local procedural audits, and a zero-margin risk-limiting-audit of all ballots in Antrim County. The latter, which will be conducted on Thursday, Dec. 17, is expected to confirm that votes cast for president were machine-tabulated correctly. A similar statewide risk-limiting audit demonstrated the accuracy of the state's voting machines following the March 10 presidential primary.

In response to a previously unsigned version of the ASOG report, Michigan Bureau of Elections Director Jonathan Brater made a preliminary declaration under oath for the court. In his statement, Brater said it was apparent to him "... that the report makes a series of unsupported conclusions, ascribes motives of fraud and obfuscation to processes that are easily explained as routine election procedures or error corrections, and suggests without explanation that elements of election software not used in Michigan are somehow responsible for tabulation or reporting."

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Exhibit 43

Disputing Trump, Barr says no widespread election fraud

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By MICHAEL BALSAMO December 1, 2020



WASHINGTON (AP) — Disputing President Donald Trump's persistent, baseless claims, Attorney General William Barr declared Tuesday the U.S. Justice Department has uncovered no evidence of widespread voter fraud that could change the outcome of the 2020 election.

Barr's comments, in an interview with the The Associated Press, contradict the concerted effort by Trump, his boss, to subvert the results of last month's voting and block President-elect Joe Biden from taking his place in the White House.

Barr told the AP that U.S. attorneys and FBI agents have been working to follow up specific complaints and information they've

outcome of the 2020 election.

Barr's comments, in an interview with the The Associated Press, contradict the concerted effort by Trump, his boss, to subvert the results of last month's voting and block President-elect Joe Biden from taking his place in the White House.

Barr told the AP that U.S. attorneys and FBI agents have been working to follow up specific complaints and information they've received, but "to date, we have not seen fraud on a scale that could have effected a different outcome in the election."

The comments, which drew immediate criticism from Trump attorneys, were especially notable coming from Barr, who has been one of the president's most ardent allies. Before the election, he had repeatedly raised the notion that mail-in voting could be especially vulnerable to fraud during the coronavirus pandemic as Americans feared going to polls and instead chose to vote by mail.

More to Trump's liking, Barr revealed in the AP interview that in October he had appointed U.S. Attorney John Durham as a special counsel, giving the prosecutor the authority to continue to investigate the origins of the Trump-Russia probe after Biden takes over and making it difficult to fire him. Biden hasn't said what he might do with the investigation, and his transition team didn't comment Tuesday.

Trump has long railed against the investigation into whether his 2016 campaign was coordinating with Russia, but he and Republican allies had hoped the results would be delivered before the 2020 election and would help sway voters. So far, there has been only one criminal case, a guilty plea from a former FBI lawyer to a single false statement charge.

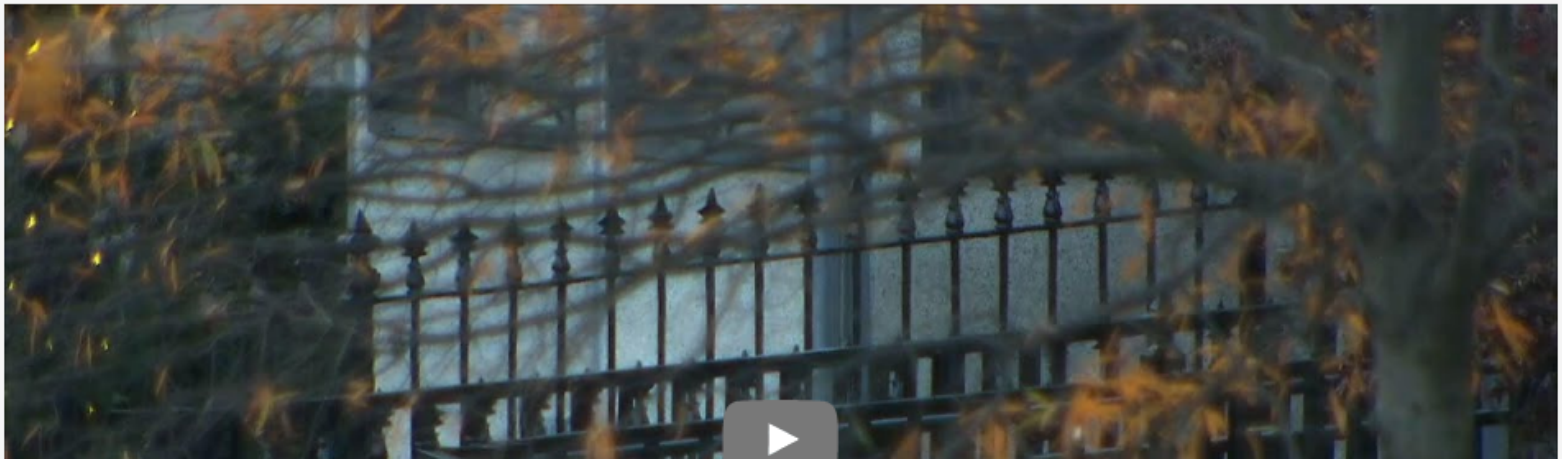
RELATED STORIES:

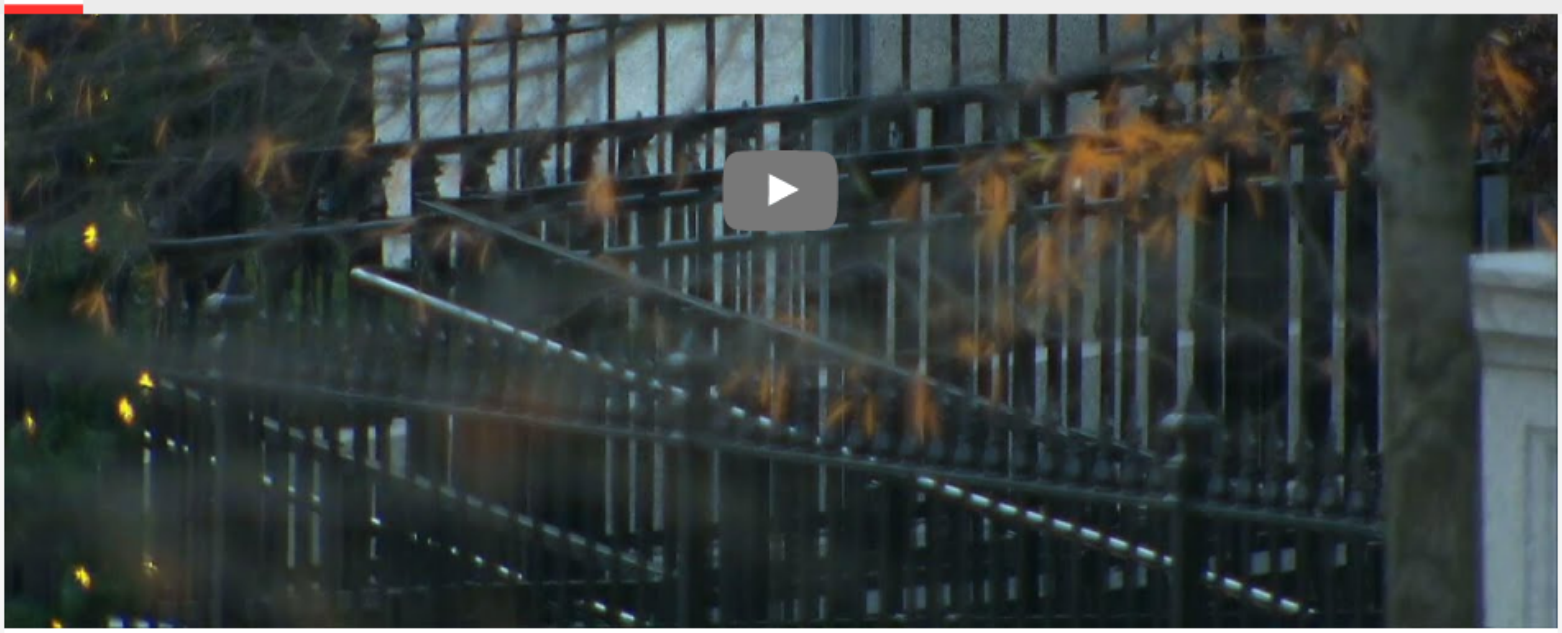
- Republicans call for resignation of Wisconsin election chair
- Trump files lawsuit challenging Wisconsin election results
- Wisconsin, Arizona certify Biden wins in presidential vote

Under federal regulations, a special counsel can be fired only by the attorney general and for specific reasons such as misconduct, dereliction of duty or conflict of interest. An attorney general must document such reasons in writing.

Barr went to the White House Tuesday for a previously scheduled meeting that lasted about three hours.

Trump didn't directly comment on the attorney general's remarks on the election. But his personal attorney Rudy Giuliani and his political campaign issued a scathing statement claiming that, "with all due respect to the Attorney General, there hasn't been any semblance" of an investigation into the president's complaints.





Attorney General William Barr said Tuesday the Justice Department has not uncovered evidence of widespread voter fraud that would change the outcome of the 2020 presidential election. (Dec. 1)

Other administration officials who have come out forcefully against Trump's allegations of voter-fraud evidence have been fired. But it's not clear whether Barr might suffer the same fate. He maintains a lofty position with Trump, and despite their differences the two see eye-to-eye on quite a lot.

Still, Senate Democratic leader Chuck Schumer quipped: "I guess he's the next one to be fired."

Last month, Barr issued a directive to U.S. attorneys across the country allowing them to pursue any "substantial allegations" of voting irregularities before the 2020 presidential election was certified, despite no evidence at that time of widespread fraud.

That memorandum gave prosecutors the ability to go around longstanding Justice Department policy that normally would prohibit such overt actions before the election was certified. Soon after it was issued, the department's top elections crime official announced he would step aside from that position because of the memo.

The Trump campaign team led by Giuliani has been alleging a widespread conspiracy by Democrats to dump millions of illegal votes into the system with no evidence. They have filed multiple lawsuits in battleground states alleging that partisan poll watchers didn't have a clear enough view at polling sites in some locations and therefore something illegal must have happened. The claims have been repeatedly dismissed including by Republican judges who have ruled the suits lacked evidence.

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But local Republicans in some battleground states have followed Trump in making unsupported claims, prompting grave concerns over potential damage to American democracy.

Trump himself continues to rail against the election in tweets and in interviews though his own administration has said the 2020 election was the most secure ever. He recently allowed his administration to begin the transition over to Biden, but he still refuses to admit he lost.

The issues they've have pointed to are typical in every election: Problems with signatures, secrecy envelopes and postal marks on mail-in ballots, as well as the potential for a small number of ballots miscast or lost.

But they've gone further. Attorney Sidney Powell has spun fictional tales of election systems flipping votes, German servers storing U.S. voting information and election software created in Venezuela "at the direction of Hugo Chavez," – the late Venezuelan president who died in 2013. Powell has since been removed from the legal team after an interview she gave where she threatened to "blow up" Georgia with a "biblical" court filing.

Barr didn't name Powell specifically but said: "There's been one assertion that would be systemic fraud and that would be the claim that machines were programmed essentially to skew the election results. And the DHS and DOJ have looked into that, and so far, we haven't seen anything to substantiate that."

In the campaign statement, Giuliani claimed there was "ample evidence of illegal voting in at least six states, which they have not examined."

Full Coverage: Election 2020

"We have many witnesses swearing under oath they saw crimes being committed in connection with voter fraud. As far as we know, not a single one has been interviewed by the DOJ. The Justice Department also hasn't audited any voting machines or used their subpoena powers to determine the truth," he said.

However, Barr said earlier that people were confusing the use of the federal criminal justice system with allegations that should be made in civil lawsuits. He said a remedy for many complaints would be a top-down audit by state or local officials, not the U.S. Justice Department.

"There's a growing tendency to use the criminal justice system as sort of a default fix-all," he said, but first there must be a basis to believe there is a crime to investigate.

"Most claims of fraud are very particularized to a particular set of circumstances or actors or conduct. ... And those have been run down; they are being run down," Barr said. "Some have been broad and potentially cover a few thousand votes. They have been followed up on."

—

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—

Associated Press Writers Lisa Mascaro and Eric Tucker contributed to this report.

Taboola Feed

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WASHINGTON (AP) — Sen. Josh Hawley, R-Mo., said Wednesday he will raise objections next week when Congress meets to affirm ...

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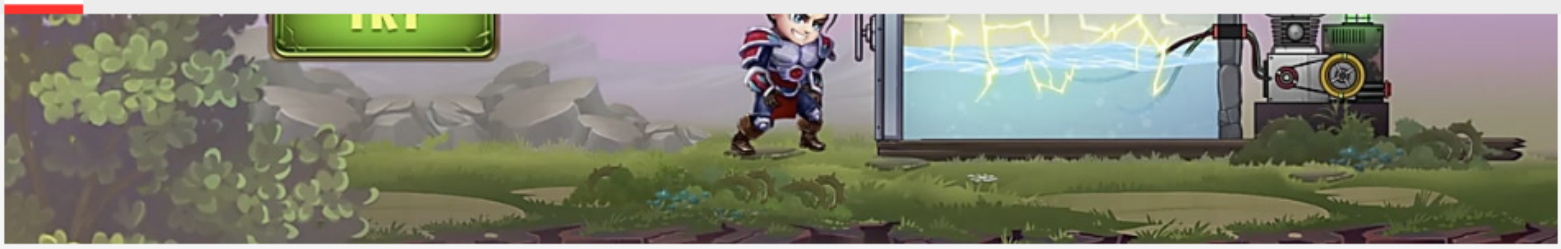

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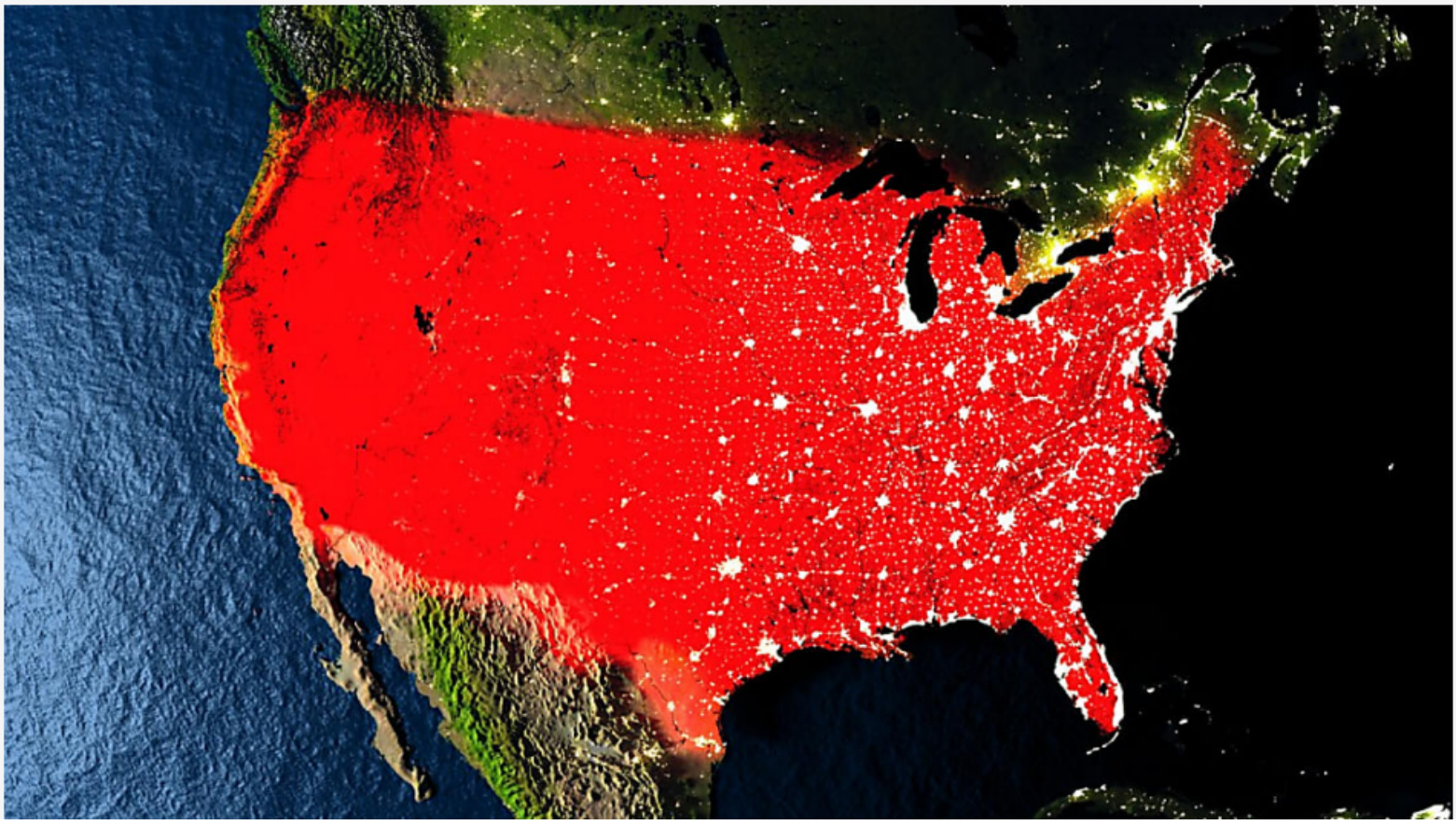



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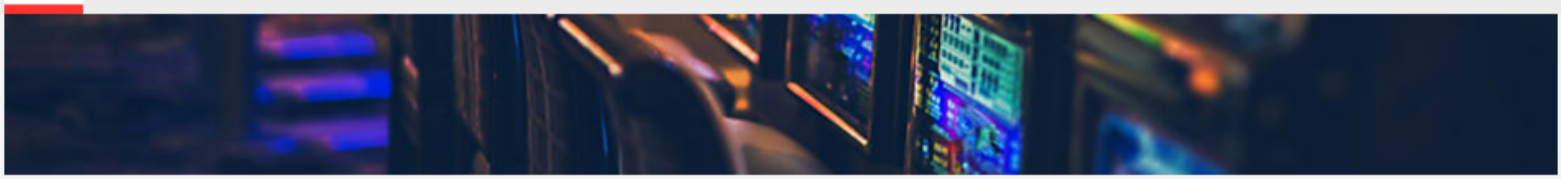

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Judge blocks residency challenges to 4,000 Georgia voters

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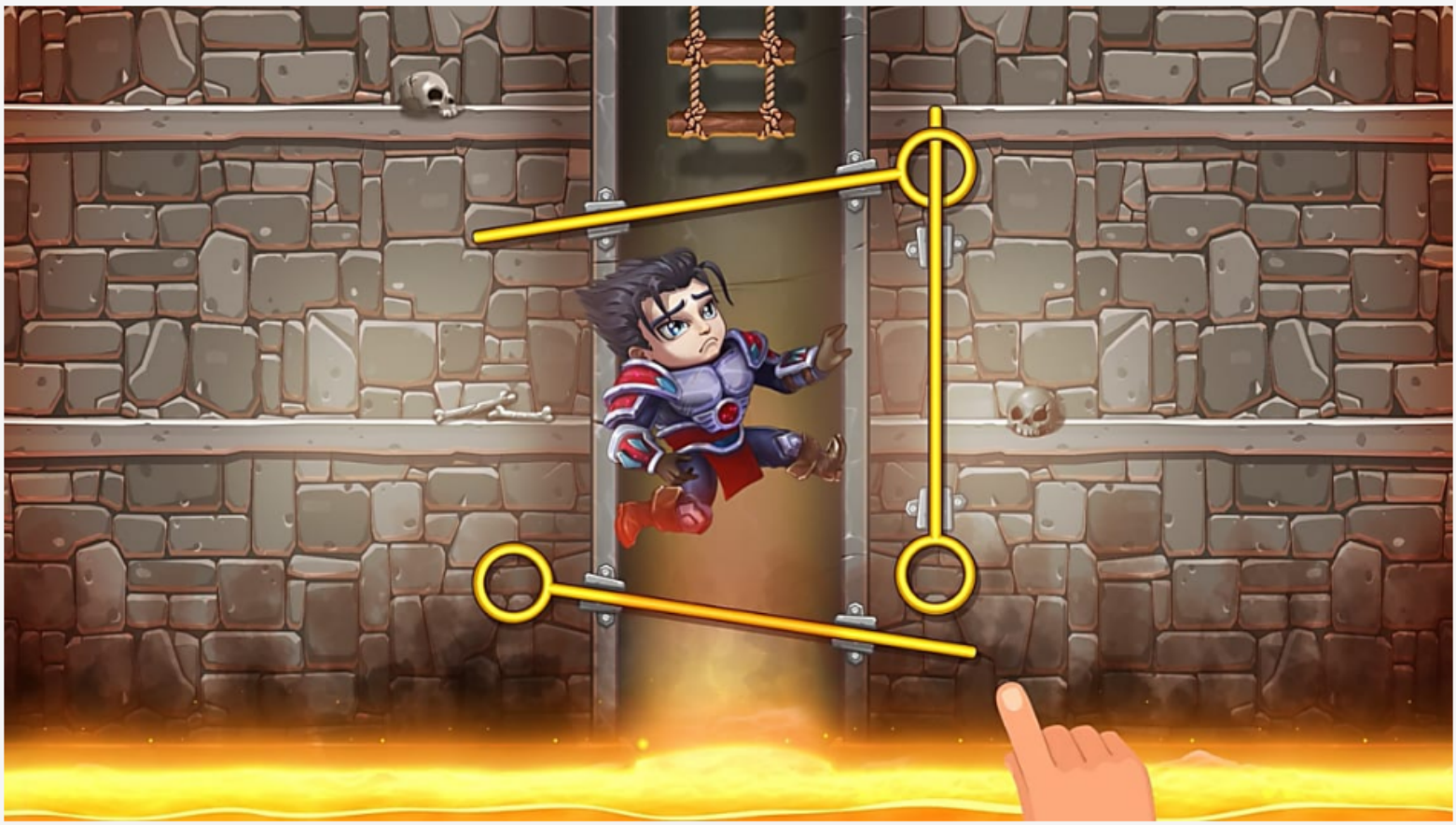

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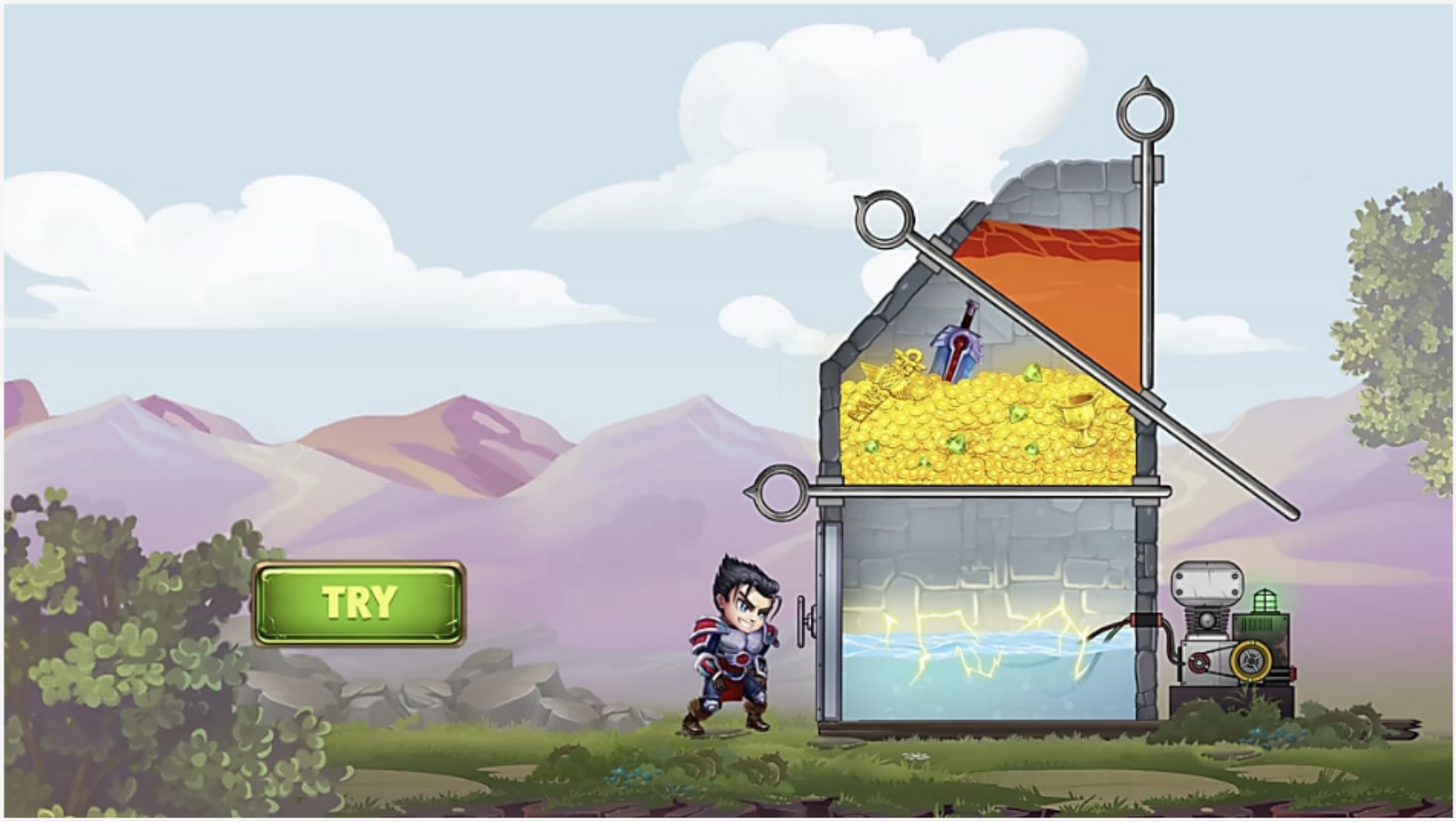

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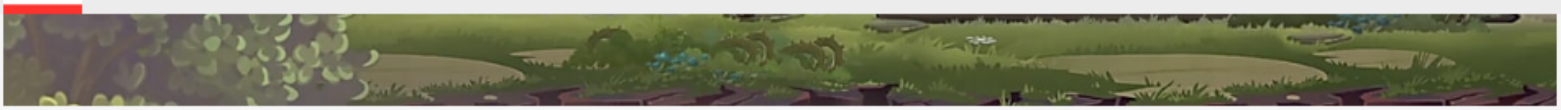

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ATLANTA (AP) — Investigators who audited the signatures on more than 15,000 absentee ballot envelopes in one Georgia county...

AP yesterday



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Exhibit 44

FILE NAME:

Sidney Powell, Lin Wood attend Stop the Steal Rally in Georgia (Dec. 2)

(1:56:20 Hour)

TRANSCRIPT OF VIDEO-RECORDED RALLY

Transcribed By:
TERRI NESTORE
CSR No. 5614, RPR, CRR

LIN WOOD: Thank you. I want to thank everyone here because I know you're here because you love America. I know you're here because you love Donald Trump and he loves you. You're here because we the people will not let them steal our vote. We will not let them steal our freedom. Every lie will be revealed and on January the 20th of 2021, Donald J. Trump will be sworn in as president of the United States of America.

I'd like for you to bow your heads for a moment of prayer.

(Prayer.)

LIN WOOD: I want to introduce the man that had the courage to represent me when I filed a lawsuit now pending in the Eleventh Circuit. He's also representing the president of the United States in a lawsuit to be filed in Georgia. Ray Smith. Come up, Ray.

Couple of other great Americans been fighting for a long time, CJ Pearson, Ali Alexander. Come on up here. You've got to like the name Ali. Needs no introduction. The one, the only, the kraken, Sidney Powell. Where's our man? Where's our man? Vernon Jones, where are you, Vernon? Another great American, Vernon Jones.

Thank you, Vernon.

There's another man, I know where he is but he's not here, he's not in the Whitehouse, he's not the

president of the United States, but I know this man and I know what he's doing right now. I know what he's been doing for many, many years. He's been fighting for America and he's been fighting for you the people for the last several years. He's been fighting the same people that persecuted him for years and falsely accused him for years. They're trying to steal our country from us.

Give it up for General Michael Flynn.

And I promise this to the general, who will be our general George Washington, I promise this and I know you, the people, will join me in promising, we're going to fight like a Flynn. Fight like a Flynn.

And when we do, and we will, we'll fight like a Flynn and we're going to make America great again.

We're going to send a message. We're going to send a message from Wills Park in Alpharetta, Georgia, to the State Capitol and the golden dome of Georgia, to the tin roof of the governor's mansion of Georgia, we're going to send 'em a message, and the message is this: It's 1776 in America again, and you're not going to take our freedom. We're going to fight for our liberty, we're going to send that message from Wills Park today and we're going to send it all the way over to Beijing, China. We're not going to let you take our country over. Never going to happen on our watch. This is America. You

picked a fight with the wrong people.

We're going to send that message -- we're going to send that message to George Soros. Get out of our country, George Soros. We are not going to allow ourselves to go back into the polling booth -- and you hear us out, Governor Kemp -- you hear me while you hide in your closet and you hear us, you hear the people, Brad Raffensperger, and I want Lieutenant Governor Geoffrey Duncan to hear it too and the guy that's making a ton of money, Gabriel Sterling, you listen up, Gabriel. You're not going to sell our votes to China. We're not going to vote on your damn machines made in China. We're going to vote on machines made in the USA.

I'll tell you what, I believe that a great man one time called upon the black Americans to take actions. We're not here for violence. But Martin Luther King, Jr. believed in nonviolent civil disobedience, civil disobedience. I want you to go to the governor's mansion, I want you to circle it, I want you to blow your horns until Brian Kemp comes out and orders a special session of the Georgia legislature. Get us our legislature and tell everybody we want our legislature to meet and we want them to fix the mess that he created and then he can resign.

And then as far as I'm concerned, lock him up.

There's a few others that need to go with him.

Now, everybody's been reading the media. Stop. It's a lie. Stick with OAN and Newsmax. They tell you the truth. Read The Epoch Times, they tell you the truth.

This is the battle between good and evil. This is the battle between truth and lies.

I'm going to introduce now a person that's going to tell you the truth. They want to know, where's your evidence? Show us your evidence. Oh, we're going to show 'em the evidence. There's piles of evidence. There's mountains of evidence. This election was a fraud on America. Donald Trump won a massive landslide victory, unparalleled in the history of this country, and he's going to stay in the Whitehouse because we the people voted for him and we the people run this country.

This country belongs to you and you and you and you. It belongs to the people.

I challenge... I challenge Governor Kemp to step up in front of the people, put his hand on this Bible and tell us that he did not take money from China. He did. So did Brad Raffensperger. They won't put their hand on this Bible and swear to the contrary because if they do, they will commit perjury, and there's another reason to lock 'em up.

The person that's leading the charge, I've been with her when she's worked 23 hours a day. I've seen the

young people fighting for America under her charge and leadership, and let me tell you, you can call her the kraken, but she's Sidney Powell. Come on up here, Sidney.

SIDNEY POWELL: Thank you. Thank you all. Thank you all so much. (Blank spot in audio) that makes (blank spot in audio). We feel your prayers. I feel your prayers. General Flynn and I, throughout the ordeal we have been through, have felt the prayers of you and millions of people all across the country, and frankly, from around the world, who have helped us face everything we have faced and have the strength to proceed every day to keep fighting for the truth.

Americans around the world and freedom loving people around the world are starved for the truth and for freedom. That is exactly what they have all tried to take away from all of us. It's been increasing exponentially for the last 20 years.

It's unbelievable to me, as a child of the 50's that grew up in just an amazing time in this country, when you could walk to school safely and have friends of all kinds and there was none of the divisiveness, at least in my life and in the lives of my friends, regardless of their color, that we see now.

In the world of real Americans we are not defined by who we look like, what we look like, what color we are

or anything else. We're defined by our love for freedom and liberty and justice for all, on which this extraordinary nation was founded.

Those are the values, American values, God, family, country, are the values we must return to now.

We will not allow ourselves to continue to be influenced by flat-out communism, socialism, any of the dark forces that have come to impose their will on so many of us. Now is the time for every patriot in this country to stand up, make their voices heard, and be counted. Every person serving in any public office, whether it be local, county, state or federal, works for you. You pay them and you're supposed to be able to elect them with your lawful and rightful votes.

There was and is still massive voter fraud across this country. It took all forms, it was not just the Dominion machines. We have experts and a witness who have explained to us that the fraud exists in the DNA of all the software that was run by any voting system in the country, so they all are at risk of having been manipulated. I think we will eventually find that the algorithm that flipped votes at a certain percentage from Trump to Mr. Biden was run all across the country. There might be a few areas that it wasn't used in, but not many.

And then we have the extraordinary evidence of

inexplicable spikes, I mean hundreds of thousands of spikes in votes. We can see them injected into the system, sometimes at a rate of 90 percent for Biden and ten percent for Trump.

We all know that defies reality. You can't flip a coin 300,000 times and have it always land on heads.

There are lots of people that got cheated and it went -- even local races. Yep, yep, yep. Lots of Congressional seats, Senate seats. I agree, there should not be a runoff, certainly not on Dominion machines.

I think I would encourage all Georgians to make it known that you will not vote at all until your vote is secure, and I mean that regardless of party. We can't live in a republic, a free republic, unless we know our votes are legal and secure, so we must have voter ID and we probably must go back to paper ballots that are signed and have your thumbprint on them.

And we certainly should be able to find a system that can count them, even if it has to be done by hand.

What we have experienced the last four years, both with respect to General Flynn and President Trump, is unacceptable in the United States of America. We expect that in Venezuela, unfortunately where the Dominion Systems and Smartmatic technology first took root and was used to ensure the election of Hugo Chavez, the brutal

dictator.

I'm still wondering what role our three letter agencies had in the creation and distribution of that.

I knew the swamp was really bad but it's at least 20 percent worse than I thought it was. There is a whole lot of draining that's going to have to be done. And that's why they have fought so hard to get rid of President Trump and tried every dirty, nasty, evil, illegal trick in the book to do it. Yep, it is pure evil.

We've already traced a lot of the money that did this back to China. We have internet white hat hackers, I think they call them, who saw backdoors open in the system and saw people in Iran and China and Hong Kong and Serbia and I don't know how many countries having influence in our election system. All of this must come to a screeching halt right now.

You and your children and your grandchildren and their children deserve the very best America has to offer.

The only thing that really distinguishes us from other countries is our love of freedom and the application of the rule of law. It hasn't been applied fairly or equally in probably two decades.

We must demand that that change right now.

We will give all our evidence to the Department of Justice as soon as we get it pulled together. I know.

I wish I could say I didn't have concerns about how that would be handled but unfortunately, I still do. It's going to take a lot of indictments, and fast, to show us that they really mean business, because there has been flagrant election fraud.

We have evidence of everything from people buying votes with checks written from a business on K Street in D.C., to ballots being shredded, ballots being manufactured, ballots coming across the border from Mexico that are counterfeit, a plane full of ballots that came in, ballots distributed across state lines after being faked -- I mean there is no kind of voter fraud that hasn't been experienced this year across the country.

Yeah, Georgia was absolutely full of it.

Rife with voter fraud.

But so are other states, including North Carolina and Virginia. Pennsylvania went solid for Trump. Yet they're still -- yep. So we need to flood the legislators here in Georgia and the governor and the Secretary of State with phone calls and letters. Yeah, I know. I know. I know, everybody feels like they're not being listened to, and that's just not right.

This is your state and your country and they need to remember they work for you.

I just want to thank you all so much for caring

enough to be here today. It is my honor and I know Lin feels like it's his honor and so does the rest of our significant team who have been working day and night since the election, none of whom have been paid a dime yet, although we do -- people have been contributing generously to defendingtherepublic.org but we haven't even had time to get the stuff set up to write a check to pay anybody with yet. We're too busy fighting the fight but -- yep.

Thank you. I know you have my six and we all really appreciate that. Once again, you inspire us.

God bless you and God bless America.

LIN WOOD: God bless you, Sidney Powell. God bless you. God bless all the people here. Danny Hamilton, I want to thank Danny Hamilton.

He drives our Trump bus. Thank you, Danny.

Read the United States Constitution and here's what it makes clear: All the power -- not some of the power -- all of the power belongs to the people. This is our country. We tell government what they can and cannot do. They cannot control the people. This is our country. We're going to take it back. We're circling the walls of Jericho. People are praying in this country. We are circling the walls of Jericho, and God almighty is going to tear the walls down and we're going to take America back again. You watch it happen. You watch it happen.

You send that message to Bill Barr at the Justice Department, do your job. You work for us, Attorney General Barr. Do your job. You tell the director of the FBI, do your damn job. You work for us. Investigate this fraud. And tell the director of the Central Intelligence Agency, get out of our country. You don't spy on Americans. You're not ever going to do it again in America.

Thank God for Donald Trump. God almighty created every one of us, and he created Donald Trump and he gave him a task to fulfill in his life and that was to be president of the United States in 2020 and he's going to be president of the United States for four more years.

Watch it happen. The people will not allow it to be taken away from them and neither -- and neither will almighty God. God's going to save this country and he's going to use every one of you to do it. He's going to fill you with the spirit of King David, the warrior.

We are the rock. The people are the rock and we're going to slay Goliath, the Communist, the liberals, the phonies, Joe Biden will never set foot in the oval office of this country. It will not happen on our watch.

Never going to happen.

Come on up here, Vernon Jones, a great American.

Vernon, come on up here. God bless Vernon Jones.

Bring it up, Vernon. Yeah, baby.

VERNON JONES: Hello, America. Hello, Georgia. Are you fired up? I am too. This is a hell of a day. I need someone to help me just for a minute. I see Daniel Boone, Junior in the house. Come on up here and hold my flag. He has a Daniel Boone hat on. I want him to come on up. He's a little shy. Daniel Boone.

You know about Daniel Boone.

I love this country and I love Georgia. I'm Vernon Jones, I'm a member of the Georgia House of Representatives and I took a oath to serve and protect not only the Constitution, but the people of the state of Georgia, and I'm not backing down. I'm here as an elected official. It's my obligation and my duty to get your questions answered. I am too in support and calling for a special session in the Georgia general assembly.

This is not a third world country, this is the United States of America and I'm not just doing it for republicans, I'm doing it for democrats, I'm doing it for every single person who lives in the state of Georgia.

This is not partisan. We are America and you deserve and you elect 180 members of the house and you elect another 56 state senators. We should -- the Constitution gave us the authority to set all the rules and regulations, as relates to state law, for elections,

not the Secretary of State. We should have that oversight and that's why we need to have a special session, so we can look at what Raffensperger did in his agreements, what Stacey Abrams and that crowd, which is not a fair fight, that's a unfair fight.

We are standing up not only for black voters, but white voters and democrat voters and republican voters and libertarians. We're standing up for everybody. They all should be on this stage. They all should be on this stage.

And I'm like you. I don't want to see my country go any further left. As a matter of fact, let's put it in reverse and back it up. That's why I'm supporting Senator David Perdue and Senator Kelly Loeffler, and I tell you why: Someone talked about staying home. I think about Dr. King, I think about all those folks who fought in the movement. They were kicked and they were beat and some of them were even killed just to be able to go and vote.

Dr. King was standing up for you then too. It's your country. You hired a politician, they don't hire you. You have to come out and I'm going to tell you why. Georgia has a history of going into battle. Georgia has a history of fighting. We are going to take this back to George Washington, General Patten. We are going to fight for this country and we're going to hold the line like

America's held the line in every war we've ever been in.

Georgia is a battleground state. It's Georgia. Hold the line. Hold the line. Hold the line. Hold the line. Hold the line. Peace out, America.

LIN WOOD: Vernon Jones. Now, I love Vernon Jones. Vernon Jones and I are more alike than we are different, but I'm going to disagree with Vernon Jones.

Where's Kelly Loeffler here? Where is David Perdue? He ought to be standing right here. Those two people want your vote, then they ought to tell you what we're telling Brian Kemp: Get a special session of the legislature now. Do not be fooled twice. This is Georgia. We ain't dumb. We're not going to go vote on January 5th in another machine made by China. You're not going to fool Georgians again. If Kelly Loeffler wants your vote, if David Perdue wants your vote, they've got to earn it. They've got to demand publicly, repeatedly, consistently, Brian Kemp, call a special session of the Georgia legislature, and if they do not do it, if Kelly Loeffler and David Perdue do not do it, they have not earned your vote. Don't you give it to them.

Why would you go back and vote in another rigged election? For God's sake, fix it. You've got to fix it before we'll do it again. They've already got 800,000 absentee ballots. They're printing them out over there in

China, sending them over here, stamping them with a computer, signing the names. They stole this election from Doug Collins. Doug needs to stand up and fight too.

There needs to be the electors chosen from the state of Georgia at a special session of the legislature to vote for Donald J. Trump. That's who Georgia wants to be president, that's who we the people voted for.

And then give us a election on January the 5th, an entire down ballot vote that's fair, that's honest, where nobody can cheat us again.

So the message needs to be sent: If they care about we the people, they'll support we the people. Remember, they don't have the power, they just have the name "senator" in front of their names because you gave it to them. Excuse me, Brian Kemp gave it to Kelly Loeffler, not the people. I voted democrat, I voted republican. I try to vote sometimes for the lesser of the two evils. That's what happened when I voted for Brian Kemp over Stacey Abrams. He'll never get my vote again. He's not going to get your vote again either, is he?

Brian Kemp needs to go back down and get his shotgun and go shoot quail and dove and let the people run this state of Georgia. Get out of the damn oval, get out of the mansion. You don't deserve to be there, Brian Kemp. Get out of the basement, and take Brad

Raffensperger with you. And take Geoffrey Duncan with you too. Y'all go out on a quail shoot and leave Georgia alone, because you're not doing the people's will.

Maybe it's time to look beyond the democrats and the republicans. Maybe it's time for there to be a party of the people. Maybe it's time for there to be a party of American patriots, because I see American patriots everywhere, and American patriots love America. We're not going to be taken over by the Chinese. If you take -- if you're taking China money, go to China. Don't stuff your pockets with Chinese money when you buy Dominion or you buy the COVID equipment from the people that sent the virus over here. You don't buy bullets from the enemy. Tell that to Brian Kemp because that's what he did.

Now, Sidney Powell and I want to try to answer your questions. Sidney Powell, how about Sidney Powell and Mike Flynn in 2024? He'll fight for America because he'll fight like a Flynn.

I told you I'm not partisan. Vernon Jones for governor. Vernon will fight like a Flynn.

How about some good, solid, hardworking American patriot out of the crowd of people I see here today?

Run for governor, take back your state.

I support Donald Trump because he loves the people. I spoke with him the other day, he called me. I

want you to know one thing that he told me: He knows he won this election. He said if I lost this election fair and square, I would concede but he said, Lin, I didn't lose it, I won it, and he said to me, with the conviction of the president of the United States of America, I will never concede.

Don't you ever concede, Mr. President.

You won this election. America voted for you.

Stay in the Whitehouse.

I'm not here -- when you get out front like this, sometimes people say you're trying to make money. I don't want your money. God's given me enough, and enough is enough. But I will tell you to support my foundation, #fightback. I formed it five months ago to defend and preserve and protect the Constitution and our rights, and I'm going to do it. You don't have to vote for me, you don't have to give me any money but go to #fightback.law, fightback.law and look at what we're trying to do, and help us.

Now, I want to tell you a personal story, if you don't mind. I was 16 years old -- I'm going to tell this story first. That bus, Mr. Hamilton, brought over a thousand people here today. Give him a hand, give him a round of applause.

I was 16 years old. My mother died, went to the

morgue, and my father went to prison. I didn't have one thin dime in my pocket. But I took the talent that God gave me and I had the fighting spirit to make it but in any other country in the world, I would not have made it. I made it because I was born in America, and America gave me the opportunity to succeed in my life, and that's why I love America and that's why I'm going to fight for America and that's why you're going to fight for America.

This is our country. Don't let anybody take it away from us. It's 1776. This is our battle. This is our fight. This is for our freedom. 1776 is back. Send the message from Georgia, the battleground state of Georgia, the battle starts here at Wills Park, in this land, in this place, with these people. We're going to take our country back again. It's 1776.

God bless you and God bless America.

CJ PEARSON: God bless America, Georgia. The energy in this place is electric, and the reason it is is because what the left doesn't seem to understand is that we love this country so much so that we will fight for this country so much.

They made the mistake of thinking that we were going to just roll over and take it, that we were going to let them steal this election, that we were going to let them make Joe Biden president of these United States.

Not in my America, no, no. They made the mistake of thinking that we were still the party of Mitt Romney, the party of John McCain, the party that didn't know how to fight. But what they don't realize now is that we are the party of Donald J. Trump. We are the party of fighters, we are the party of courageous people who will lay it all out on the field and fight for this nation because if we don't fight for it, who will?

America is the greatest nation in the world but it is not great by accident. It's great by the continued activism of bold Americans like yourself who see that America, while it is great, it takes work for it to be great. Freedom doesn't just exist, it's preserved. Liberty wasn't just created, it was brought into action by patriots who had the courage to go out and fight for something they believed in. That is what we are here today, because America is so great that I'm going to fight for it. You will too. You will too.

LIN WOOD: If you'll help us do this -- because unlike Brian Kemp and Brad Raffensperger, we're going to answer your questions. So what I'm going to ask you to do -- and we've got to do it in a very orderly fashion, please, if you can come around to the bus and we'll get a line here and we'll pull you up here, you can ask your question to Sidney Powell or I -- probably Sidney, she's

the smart one -- we'll give you the answers, we'll tell you the truth.

So if anybody has a question, if you can kind of make your way around here -- I kept some on the front row.

Before I do that, there's a lot of people that have not been on the stage today, their names have not been mentioned. I could call out some people on my staff: Kimberly Bennett, Bob Saban, there's a host of people that love this country, members of the staff, Brian Castleberry, Jake, we've had so many people help us. I've had tens of thousands of emails sent to me telling me how they got cheated, offering to help. People love this country. And I want to thank every one of 'em, even if they're not named, they know who they are and God bless 'em.

If you'll try to give us your question clearly, shortly and succinctly, here we go. Come on up. Y'all help her up. This is the people's stage. Why don't you tell us who you are and ask your question.

ANNE WALSH: Anne Walsh, and my question is -- first of all, Sidney, you're my hero.

LIN WOOD: She's everybody's hero.

ANNE WALSH: What should we say -- give us some responses to give to friends or loved ones who think we're crazy. I'm keeping the faith, I ingest the news that I

choose to ingest and I see that justice should prevail but we have a lot of people who are discouraged and so they've kind of get -- some of them have given up but what should we say to them, other than we so believe?

LIN WOOD: I'm going to let Sidney answer that but I'm going to tell you quickly what I'd tell 'em: You tell 'em that only one perfect man walked on the face of this earth and they said he was crazy too but he wasn't crazy, he was Jesus Christ. Tell 'em they said the same thing about Jesus. Sidney.

SIDNEY POWELL: These are very difficult times. Some of us have lost good friends and family members have gone a different way over the fact that we are insisting on the truth. It's just extremely difficult. The press, the mainstream press, is effectively brainwashing people. Yeah, I think the best way to try to approach it is to have a calm, factual conversation but at the same time, we have to realize that the power of the media to lie is so overwhelming that it's very hard for some people who won't go to original source material or really be open to the facts, to confront the reality that's really in front of 'em.

Yeah, digital soldiers, General Flynn's digital soldiers have been a huge help in bringing us the truth.

So there are lots of people you can follow on

Twitter, but in terms of, you know, those personal relationships that we've all lost, other than trying to keep loving them and reaching out to them with the truth and maintaining that consistency, I don't know -- there's no easy answer for that.

LIN WOOD: You could also tell 'em turn off the television. What was it Joe Biden said? Tell 'em to go listen to the phonograph. I would tell anybody to think for themselves. Don't accept what you read in the newspapers and what you see on TV. They're liars.

Go look up a color revolution because that's what's going on in America right now.

China's making its move because they need our land to grow their food. They can't take four more years of Donald Trump protecting America, so keep your guard up, defend yourself and whatever it takes within the bounds of law, you fight for your freedom.

MEMBER OF THE PUBLIC: So my question is, I've been hearing a lot about the Dominion switching votes in the computer, okay? But when they did the hand recount in Georgia, why didn't we then see massive discrepancies between what the computer totals were and what the paper ballot recounts were if they moved 50,000 from Biden to Trump, wouldn't we see 50,000 less Biden votes in the recount?

LIN WOOD: Ran 'em back through the computer.

MEMBER OF THE PUBLIC: Yeah, but then the paper ballots would have to match exactly.

LIN WOOD: If you get a hand count of the paper ballots --

SIDNEY POWELL: And envelopes.

LIN WOOD: -- and envelopes on the absentees, Donald Trump won Georgia by a landslide.

SIDNEY POWELL: Georgia did not do a full hand recount of the ballots. In the one county where they did do the hand recount, we found exactly what you're talking about. It was a small precinct. I don't remember the total number of votes but they flipped 37 from Trump to Biden in this very small precinct. It was 52 or 52 percent, I think, of the votes there so they weighted Biden votes at 1.52 and they weighted Trump votes at .48 when the votes went into the machine to change them.

People have been destroying ballots right and left. We have shredded ballots that we found. It wouldn't even be possible now in Georgia to accurately count the actual ballots. Yeah, they have been destroying evidence, there was a fake software update in Fulton County. They took the server, they changed the server, they've been destroying evidence right and left.

They know they're caught.

There are several reasons why we can't get it all. One, they're destroying evidence. Another is the machines are actually built to even try to alter the audit trail for them but we'd have to have a real hand count of every ballot and every envelope to get an accurate count of the votes.

LIN WOOD: I left some folks out real quick.

Ask yourself this question: If you're sending money to the republican party in Georgia or you sent any money to the national republican party, where the hell are they? Where is Ronna McDaniel? Where's David Shafer? Why are the republicans not fighting for Donald Trump? If they don't fight for Donald Trump, including Loeffler and Shafer, send 'em all home.

Kay Kent, board member, president's team, my kind of person.

KAY KENT: We the people want to know the answer to a question: What about all the veiled companies that Brad Raffensperger has, the various incorporated companies that Brad Raffensperger has? We would like to know an answer to that question.

When we look at incorporated companies, I believe that is public record.

LIN WOOD: I know about the law of defamation. I know about the damn crooked FBI too. I represented

Richard Jewell. I know about fraud. Ask your company called Devita, stole $495 million of your taxpayer money.

I got it back for you.

The law of defamation says that if you make a false statement against somebody that's defamatory, they can sue you. Listen carefully, Governor Kemp; listen carefully, Brad Raffensperger: I state as a matter of fact that you are criminals, you took money from Dominion, you took money from China with the COVID purchase, and I damn well bet you will never sue me because the truth will prove that I am right. You need to go to jail. Follow the money. Follow the money. These fat cats sitting around, spending your money, giving it to China, sticking it in their family's pockets, that's not America.

This country's got to get back to the truth.

This is what you're here for. You're here because you love truth. And I love truth too and I know as a matter of fact spiritually and factually that only the truth will set you free. Follow the money. Find the truth. Let the people of Georgia know the truth and let's get some new people running this state. Another question?

MEMBER OF THE PUBLIC: All right, how many people here voted early in person? How many people? Okay, because at the precinct where I voted early in person in Dunwoody, at the Dunwoody library, they did something

illegal. I spoke with a Congressperson yesterday who had me back up when I told them the story and he was mortified to hear what I told him.

I told him that after I pressed the stuff and the piece of paper came out, my daughter was with me, we were corralled over to a poll worker who looked at the top of the ballot for the QR code to tell us which scanner to scan our votes in. Did that happen to anyone else or was it just in my precinct? How many other people did it happen to? Did they touch your ballot? A lot of people. Yes, they -- were there two separate scanners? For everybody? No. Okay. Well, it was illegal. They're not allowed to look at your ballot at all, and why, why did they have us scan into two separate scanners, one for Biden and one for Trump? Did you know that the user manual for Dominion teaches them how to delete batches of ballots? Did you know that? Did you know that?

LIN WOOD: I'll tell you what I didn't know, is that I voted in person at Buckhead Library. I never knew that my vote was going to leave Fulton County, pass through Venezuela, Canada, find its way over to Barcelona or Frankfurt and that I had cast it -- and we just learned this -- on a machine with software that is 75 percent owned by the Communist Party of China. I didn't vote on a Chinese machine. I would never have done it.

We've got to get back to simple rules.

They had one of the most legitimate elections in recent history in Iraq. They voted by fingerprint. It's not that hard. Think about the millions and millions and millions of your dollars that have been wasted running them back through these China machines.

He who has nothing to hide, hides nothing.

What is Brian Kemp hiding? What is Brad Raffensperger hiding? Follow the money, follow those corporations, find out what really happened to your vote, and who sold it to China.

Gina Haspel. Gina Haspel is the director of the CIA. Well, President Trump doesn't ask for my advice. If he did, I'd give it to him about Gina Haspel: Fire Gina Haspel yesterday, and fire Christopher Wray last week.

The deep state permeates the democrats, it permeates the republicans. Donald Trump is fighting both parties right now. The republicans are not helping him, the democrats are not going to ever help him. They want to get him out of office even so bad they cheat openly.

The only people that are helping Donald Trump are people like you and me. We the people are helping Donald Trump because we know that Donald Trump loves the people.

I spoke with a close friend of the president's six months ago and he told me the first time the president

ran, he was thinking about building up his brand and then he decided to get out and not run, and then he went across the country and he talked to the people and he decided to run because he knew the people didn't have representation.

He ran for you the people. So he's not going to stay in office because of the republican party, he's going to stay in office because we the people demanded it when we voted for him. I've looked at the real numbers. He won over 410 electoral votes. He won -- damn near won every state, including California. 80 plus million votes.

We're not going to let them steal our election. We're not going to let them steal our country. And we will die before we'll ever let them steal our freedom.

When I tell you it's 1776 again, there were 56 men that signed the declaration of independence. They were pretty well off. They had been in America for a hundred-plus years, they had a lot to lose; their families, their plantations, their fortunes, the good names that they had built up over the first hundred years before 1776. 56 men signed the declaration of independence. Remember this part of that declaration: We pledge to each other our lives, our fortunes and our sacred honor, and most of them lost their fortunes. Many of them lost their lives. But they did it for their children and their grandchildren and the generations to

come, because they did it for freedom.

It's our time now. Pledge your life, your fortune, your sacred honor to keep this country free. This is our country. Keep America free. God bless every one of you. Go to the Governor's Mansion, go to the State Capitol, blow your horns, send a message, this is America.

We're going to keep it free.

God bless you all, and God bless America.

MEMBER OF THE PUBLIC: Thank you all for listening to me. I'm in Florida and I'm also an attorney but I'm not an attorney in Florida, I'm an attorney up north. I came down here because I helped on the Trump campaign this year in 2016 and I know Georgia went for Trump. I know Georgia went for Perdue and Loeffler, okay.

So I went to the election office in Fayette County. While I was waiting in line I saw a man and lady in distress. I talked to them, I found out James Jacobs and his wife Cheryl tried to vote in person on the day of but they got (unintelligible) way back from 2000 they were told no, you can't vote. You already voted by mail. They said no, we did not, we want to vote in person. They were forced to give -- they were given a provisional ballot, I think it was done by (unintelligible) they were never told (unintelligible) ballots that you never asked for down to the office, we'll tear them up (unintelligible) in person.

They were never told that. They were just told you can vote by provisional mail. They voted by provisional mail and it was put in a single box. They asked me, could you help us get some paperwork, some kind of evidence that (unintelligible) County, Trump, Perdue and Loeffler?

I said I'll do the best I can.

When I went back to the office on Saturday I spoke to someone, she printed it out, they eventually got the printout but the printout does not show who they voted for. It doesn't show that they voted for Donald Trump.

So I want to thank Ms. Powell and Mr. Wood. I consider you both a sister in the law. You're my mentors and I love you and God bless you and keep you strong.

SIDNEY POWELL: You want an update on the lawsuit? We're asking for an emergency appeal to the Eleventh Circuit for some of the procedural problems that arose unexpectedly and I think the Eleventh Circuit will (unintelligible) and they will order the (unintelligible) by impoundment of all of the Dominion machines (unintelligible) despite a court order to preserve the evidence in (unintelligible) counties (unintelligible). I don't know why our government (unintelligible) impoundment secure the machines immediately (unintelligible) partly responsible for the fraud that was (unintelligible) and I think the problem is we don't know -- I mean, I always

assume that candidates in both parties and special interests across the country, if not around the world, have benefited from different use of these machines and the software and the technology for at least 15 years or so.

We have evidence that Hillary Clinton used it in 2016 to defeat Bernie Sanders in California, for example.

So it's happened before. This isn't the first time. It's the first time it's been so blatant, and that's because so many of you across the country voted for Donald Trump that you broke the algorithm.

We have a witness from Venezuela who knows how the machines work. He was there with Hugo Chavez right through all of it. He was briefed on the operations and then he saw it operating election night from the special control room where they could flip the votes, drag and drop and trash whatever they wanted to trash and make sure Hugo Chavez won his reelection and he said that as soon as he saw the voting stop in those states the night of the election, when all of a sudden they all stopped, that was exactly what had happened. The vote was so overwhelmingly for Trump that they had to stop counting and go in and backfill with fake ballots, ballots or take time to inject votes into the machine that didn't exist and to trash Trump votes.

So yes, we the people of the United States' elected Donald Trump president, and we're not going to quit until he is.

LIN WOOD: I will see you tomorrow at the State Capitol. Thank you. Stay mad as hell.

We're not going to take it anymore.

(End of transcription.)

C E R T I F I C A T E

I, TERRI NESTORE, Certified Shorthand Reporter/ Transcriptionist, do hereby certify that I was authorized to transcribe the foregoing recorded proceeding, and that the transcript is a true and accurate transcription of my shorthand notes, to the best of my ability, taken while listening to the provided recording.

I further certify that I am not of counsel or attorney for either or any of the parties to said proceedings, nor in any way interested in the events of this cause, and that I am not related to any of the parties thereto.

Dated this 18th day of December, 2020.

Terri Nestore

TERRI NESTORE, CSR 5614, RPR, CRR

Exhibit 47

Scientists say no credible evidence of computer fraud in the 2020 election outcome, but policymakers must work with experts to improve confidence

16 November 2020

We are specialists in election security, having studied the security of voting machines, voting systems, and technology used for government elections for decades.

We and other scientists have warned for many years that there are security weaknesses in voting systems and have advocated that election systems be better secured against malicious attack. As the National Academies recently concluded, “There is no realistic mechanism to fully secure vote casting and tabulation computer systems from cyber threats.” However, notwithstanding these serious concerns, we have never claimed that technical vulnerabilities have actually been exploited to alter the outcome of any US election.

Anyone asserting that a US election was “rigged” is making an *extraordinary* claim, one that must be supported by persuasive and verifiable evidence. Merely citing the existence of technical flaws does not establish that an attack occurred, much less that it altered an election outcome. It is simply speculation.

The presence of security weaknesses in election infrastructure does not by itself tell us that any election has actually been compromised. Technical, physical, and procedural safeguards complicate the task of maliciously exploiting election systems, as does monitoring of likely adversaries by law enforcement and the intelligence community. Altering an election outcome involves more than simply the existence of a technical vulnerability.

We are aware of alarming assertions being made that the 2020 election was “rigged” by exploiting technical vulnerabilities. However, in every case of which we are aware, these claims either have been unsubstantiated or are technically incoherent. To our collective knowledge, no credible evidence has been put forth that supports a conclusion that the 2020 election outcome in any state has been altered through technical compromise.

That said, it is imperative that the US continue working to bolster the security of elections against sophisticated adversaries. At a minimum, all states should employ election security practices and mechanisms recommended by experts to increase assurance in election outcomes, such as post-election risk-limiting audits.

If you are looking for a good place to start learning the facts about election security, we recommend the recent National Academies of Science, Engineering, and Medicine (NASEM) study, “Securing the Vote”, which is available for free download at https://doi.org/10.17226/25120.

Signed,

(Affiliations are for identification purposes only; listed alphabetically by surname.)

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30. Carl E. Landwehr, Visiting Professor, University of Michigan
31. Maggie MacAlpine, co-founder Nordic Innovation Labs and Election Integrity Foundation
32. Bruce McConnell, former Deputy Under Secretary for Cybersecurity, Department of Homeland Security, (currently) President, EastWest Institute
33. Patrick McDaniel, Weiss Professor of Information and Communications Technology, Penn State University
34. Walter Mebane, Professor of Political Science and of Statistics, University of Michigan
35. Eric Mill, Chrome Security PM, Google
36. David Mussington, Professor of the Practice, School of Public Policy, University of Maryland College Park
37. Peter G. Neumann, Chief Scientist, SRI International Computer Science Lab
38. Lyell Read, Researcher at SSH Lab, Oregon State University
39. Ronald L. Rivest, Institute Professor, Massachusetts Institute of Technology
40. Aviel D. Rubin, Professor of Computer Science, Johns Hopkins University
41. Bruce Schneier, Fellow and Lecturer, Harvard Kennedy School
42. Alexander A. Schwarzmann, Dean of Computer and Cyber Sciences, Augusta University
43. Hovav Shacham, Professor of Computer Science, The University of Texas at Austin
44. Micah Sherr, Provost's Distinguished Associate Professor, Georgetown University
45. Barbara Simons, IBM Research (retired)
46. Kevin Skoglund, Chief Technologist, Citizens for Better Elections
47. Michael A. Specter, EECS PhD Candidate, MIT
48. Alex Stamos, Director, Stanford Internet Observatory
49. Philip B. Stark, Professor of Statistics and Associate Dean of Mathematical and Physical Sciences, University of California, Berkeley
50. Jacob Stauffer, Director of Operations, Coherent CYBER
51. Camille Stewart, Cyber Fellow, Harvard Belfer Center
52. Rachel Tobac, Hacker, CEO of SocialProof Security
53. Giovanni Vigna, Professor, Computer Science, University of California, Santa Barbara
54. Poorvi L. Vora, Professor of Computer Science, The George Washington University
55. Dan S. Wallach, Professor, Departments of Computer Science and Electrical & Computer Engineering, Rice Scholar, Baker Institute of Public Policy, Rice University
56. Tarah Wheeler, Cyber Fellow, Harvard Belfer Center
57. Eric Wustrow, Assistant Professor, Department of Electrical, Computer & Energy Engineering, University of Colorado Boulder
58. Ka-Ping Yee, Review Team Member, California Secretary of State's Top-to-Bottom Review of Voting Systems
59. Daniel M. Zimmerman, Principal Researcher, Galois and Principled Computer Scientist, Free & Fair

Exhibit 56

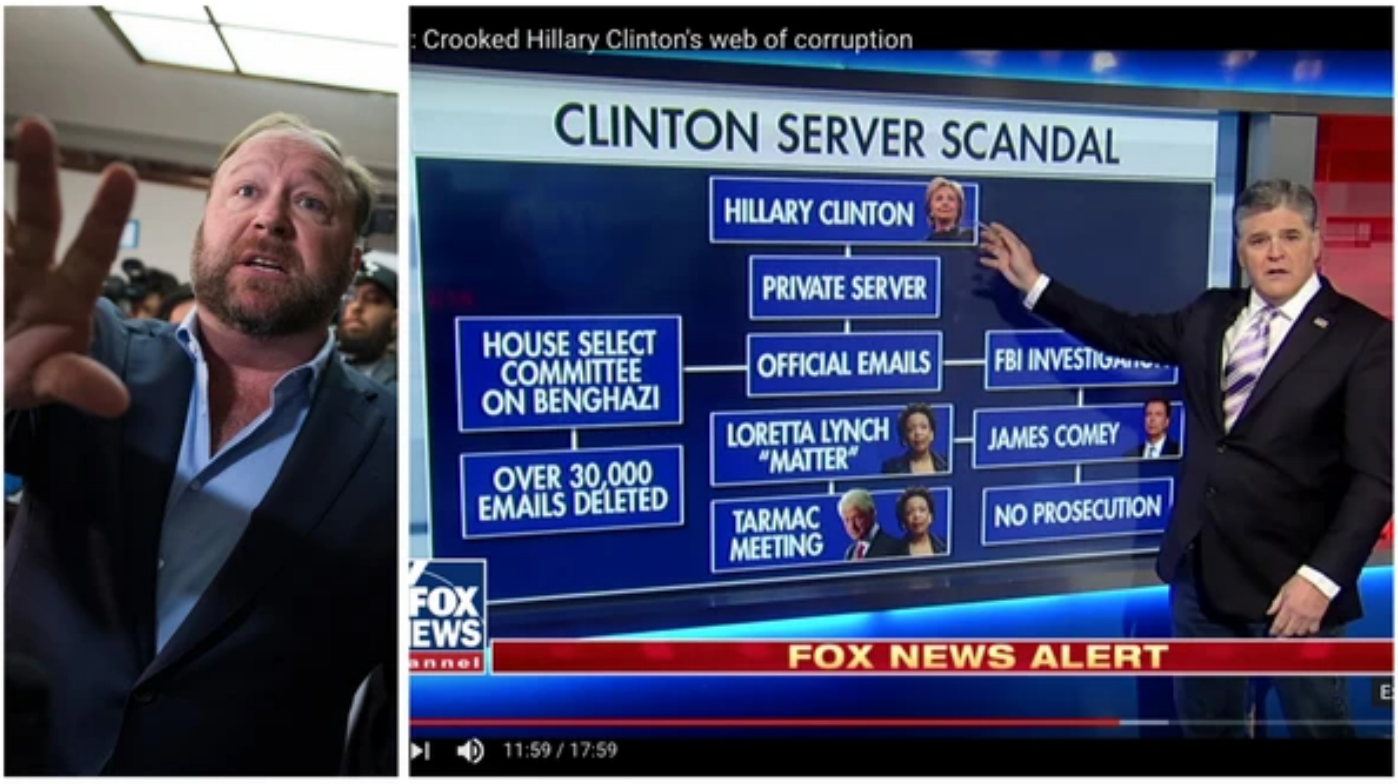
extremism

Texas Tea Partiers Are Freaking Out Over 'Deep State' Conspiracy Theories

Here's why the state is ground zero in the right-wing panic over threats to the Trump presidency.

By John Savage

September 20, 2018, 7:30pm



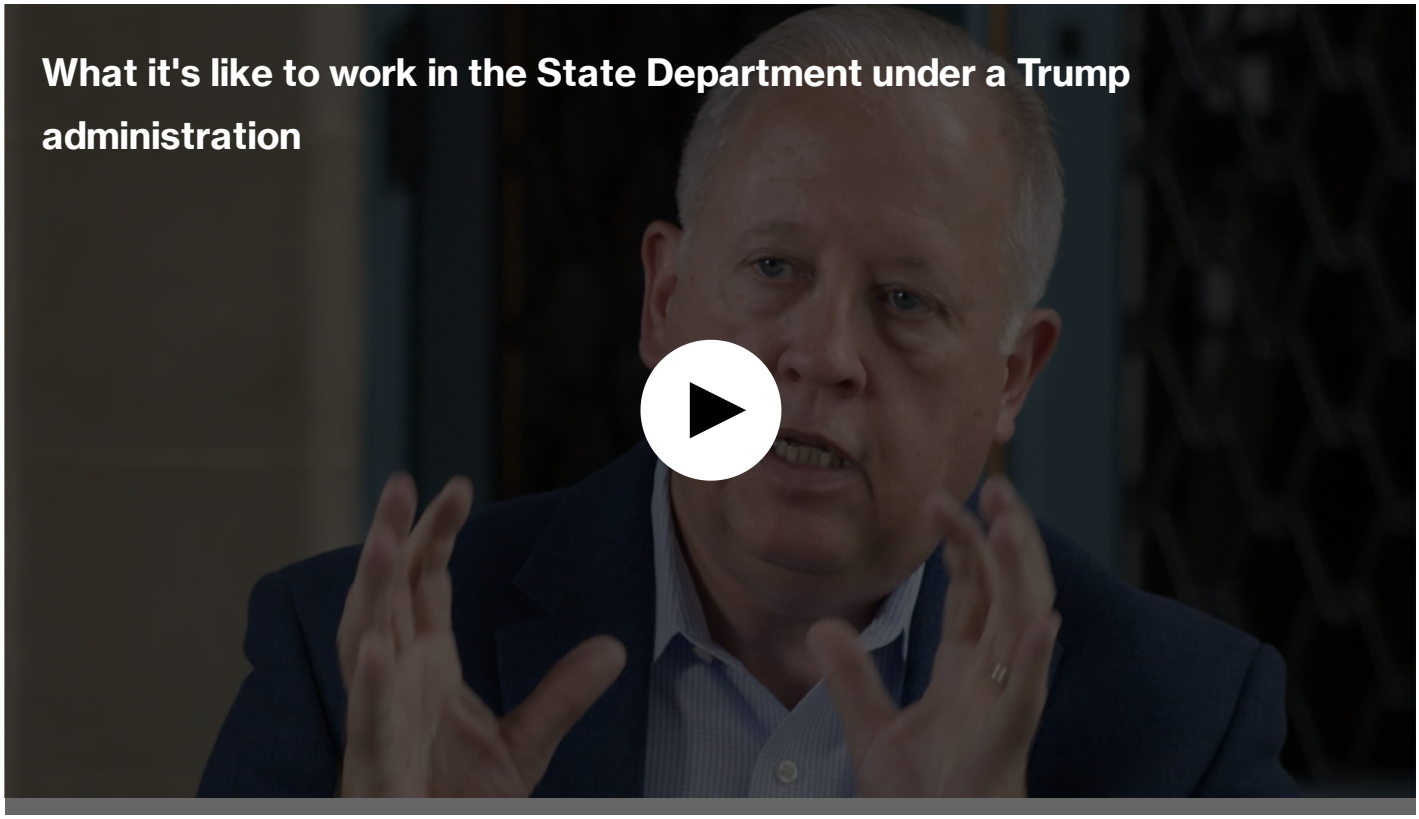
LEFT IMAGE: ALEX JONES (PHOTO BY TOM WILLIAMS/CQ ROLL CALL). RIGHT IMAGE: SEAN HANNITY (SCREENCAP VIA YOUTUBE)

On a blistering hot Tuesday evening in July, about 70 concerned citizens gathered in the Trinity Family Church just off Interstate Highway 20 in the small town of Forney, Texas, about 25 miles east of Dallas. Several people in the all-white group donned shirts

emblazoned with the letters USA and chatted animatedly near the church altar. The national flag, the Texas flag, and the Israeli flag were prominently displayed near the front of the sanctuary.

Members of at least three North Texas tea party-aligned groups, including the Van Zandt County Tea Party, the Kaufman County Tea Party, and the Red Texas Forum, joined a smattering of local political candidates and former elected officials to hear a presentation titled "Historical Roots of the Deep State—What it is and Where it came from." After an opening prayer, Russ Ramsland—a Harvard graduate, CFO of a Dallas-based private security firm, and former candidate for US Congress—wasted no time in laying out the threat posed by the Deep State, which he defined as a secretive, nefarious cabal of government bureaucrats, Islamists, leftists, and establishment Republicans that coalesced in Nazi Germany more than 75 years ago. Deep state actors desperately want to take out President Trump, and true patriots had to act now to save him, Ramsland explained.

Many in the audience nodded vigorously as he spoke.



Since Trump's election, the narrative that a shadowy Deep State was conspiring to destroy his presidency has found receptive audiences across the country. Media outlets such as Fox News and Breitbart News have seized on the idea, and this month, Project Veritas, a right-wing activist group that uses selectively edited undercover recordings to embarrass its targets, has been rolling out a series of videos purporting to "unmask the Deep State." Meanwhile, the *New York Times* recently published an anonymous op-ed by a senior Trump administration official who claimed they and others were actively working to undermine the President, and last week, excerpts from Bob Woodward's new book *Fear* painted a picture of government officials openly mocking and subverting the president. The one-two punch bolstered not only the longstanding right-wing suspicion that anonymous bureaucrats were undermining Trump, but also suggested that his own hand-picked aides were, too.

All of which was likely to reinforce a sense of panic among some Trump supporters, while raising the less unhinged concern in some corners about what it all meant for democracy.

But perhaps nowhere has the most fringe interpretation of the "Deep State" threat resonated more—or for longer—than among Texas Tea Party-style groups. Movement leaders have for some time been spreading the word on a bevy of social media platforms and websites, and speakers like Ramsland have worked feverishly to disseminate the Deep State gospel in grassroots settings. But it's not just a hyper-local thing: In June, Texas Congressman Louie Gohmert railed against the insidious menace on Rush Limbaugh's radio show, and, after the *Times* op-ed was published, Ted Cruz—the fiery Tea Party-standard bearer fending off a challenge from Democrat Beto O'Rourke—could be found blustering about the Deep State with Fox News provocateur Sean Hannity.

While it may not be surprising that anti-government conspiracy theories might have found a foothold in Texas, given its deeply conservative history, it's remarkable that so many of the state's political leaders have taken to actively promoting the theories. And because Texas—a state that contains six of the 20 largest cities in the country, produces the most oil and gas in the nation, and is home to two of the last five Presidents—has been dubbed a useful long-term bellwether for national politics, the situation offers important warning signs for the future.

Ramsland told the assembled citizens in Forney that the Deep State wanted to "denigrate Christianity," to “cripple your children from becoming psychological adults,” to “get rid of your Second Amendment rights,” and to “get you to emotionally detach from the founding ideals of the country.” He added: "Benghazi, the Las Vegas shooting, the whole Confederate monuments [controversy] are part of the cultural revolution that the Deep State wants to have happen.”

Dwayne Collins, an affable and trim veterinarian and leader of the Van Zandt County Tea Party, told me he was confident conservatives would heed Ramsland’s warning and do their part to bring down the Deep State. “More and more people are becoming aware of the threat,” he said.

“The Deep State is real,” Collins added, “and they want to take down Trump.”

The Deep State is not the Texas far-right’s first foray into the alternate universe of conspiracy theories. To take one recent example, on a humid Monday morning in the months leading to the 2016 presidential primary season, an angry crowd of about 150 people marched into a century-and-a-half-old county Courthouse in the small town of Bastrop, Texas. Waiting for them was a Lieutenant Colonel in the US Army, a man the Pentagon had dispatched to allay concerns about a military training exercise set to take place in Texas, and across the Southwest. The military maneuver went by the name Jade Helm 15, but many in the bustling audience were convinced it was something menacing: a covert attempt by the federal government to invade Texas, seize citizens’ guns, and possibly imprison the state’s conservative residents in abandoned Walmarts.

Austin-based conspiracy theorist Alex Jones had helped ignite the furor, and concerns about the training exercise quickly spread to Texas' robust network of Tea Party groups. Activists promptly reached out to the state’s politicians, and Governor Greg Abbott swiftly announced he would deploy the Texas State Guard to monitor the US military’s actions. The moment seemed ludicrous to many Democrats and moderate Republicans around the country, but it was a perfect window into Tea Partiers' propensity not only to believe conspiracy theories, but to compel credence from elected officials at all levels.

Texas Tea Party-backed politicians have tended to include some of the most conspiracy-minded elected leaders in the country. There's US Representative Lamar Smith, who accused government climate scientists of engaging in a data conspiracy, and who, in January, charged Google with discriminating against conservatives by blocking users from searching for "Jesus, Chick-fil-A, and the Catholic religion." Google does not block searches for those terms.

There's US Representative Louie Gohmert, who, during a 2017 congressional hearing, displayed a labyrinthine flowchart that connected a host of political bogeymen. The chart linked the so-called "Uranium One" scandal, Hillary Clinton's "secret server," "Benghazi," Deputy US Attorney General Rod Rosenstein, former FBI Director Jim Comey, and Special Counsel Robert Mueller. The chart provided proof, Gohmert claimed, that the investigation into links between the Trump campaign and Russia was ethically compromised.

Texans like Gohmert and his supporters find anti-government conspiracy theories alluring in part because they are in thrall to a mythical reading of the state's history, suggested Cal Jillson, a political science professor at Southern Methodist University in Dallas. Deep in the heart of Texas' mythology rest some widely accepted axioms: the belief that individualism and strict limits on government made Texas great, and the opinion that any outside authority, especially the federal government, was to be regarded with suspicion.

While some Texas politicians may believe the anti-government theories they promote, others are performing for the state's Tea Partiers, Jillson told me. "It varies as you go from politicians like Louie Gohmert, who accepts conspiracy theories as real and at best has a tenuous grasp on reality, to Governor Abbott, who is a shrewd politician and understands the utility of conspiracy theories and the sway they hold with far-right voters in Texas," he said.

During his presentation in Forney, Ramsland detailed the founding of the Deep State—which he said was formed when the Muslim Brotherhood, Prescott Bush (the banker and father of former President George H.W. Bush), leftists, and George Soros came together in Nazi Germany in the 1930s (Soros, who is Jewish, was born in 1930).

"Soros was responsible for finding 400,000 Jews and sending them to the death camps," Ramsland said, falsely. Audience members gasped and shook their heads. (Governor Abbott often invokes Soros in fundraising emails.) Ramsland then directed everyone's attention to a couple of convoluted flowcharts and explained the links between a host of right-wing shibboleths—the Rockefeller family, Soros, Obama, the Clintons, Comey, and Mueller, to name a few.

Ramsey ended his presentation by telling audience members how they could help fight the Deep State: spread the word about the conspiracy; donate to people who support non-Deep State actors, such as groups like Judicial Watch and the Freedom Fund; and demand "that Comey and the others potentially be prosecuted." (Ramsland did not respond to a request for comment.)

But leaving aside Texans' deep-rooted distrust of outside authority—which, after all, could describe plenty of Americans—what else might help explain the state's organized Tea Partiers' willingness to dive so deep down the rabbit hole?

Demographic change and increasing socioeconomic uncertainty have amped up belief in conspiracy theories, according to Chip Berlet, co-author of *Right-Wing Populism in America: Too Close for Comfort*, a book published about two decades ago that seemed to anticipate this current moment, at least to some extent. "Conspiracy theories can be comforting and have found popularity at historical moments when people are unsettled," he told me. And it's no secret that Texas is undergoing massive demographic change: The state is 39 percent Hispanic, and that community has been estimated to outnumber the state's white population as soon as 2020.

Trump has of course effectively embraced conspiratorial thinking in an effort to defend himself from any allegations of wrongdoing, and that may largely remain a matter of political convenience. Likewise, national demographic change—and attendant white anxiety about a perceived loss in cultural clout—has been widely cited as helping explain Trump's rise.

But Texas seems to be experiencing both phenomena on steroids.

For his part, Dwayne Collins, the Van Zandt County Tea Party leader, said he thanked God for Trump, not only because he was doing a fine job as the leader of the free world, but because he understood the breadth and depth of the conspiracy threatening the country—one Texans have been onto for some time.

"I think Trump, with the Tea Party's help, can stop the Deep State," he told me.

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Exhibit 57

Review Public Records
Access Records Here
OPEN

Russell James Ramsland Jr.

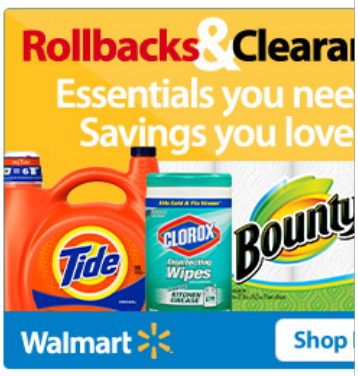
stated on November 24, 2020 in an affidavit:

In 10 Michigan precincts, voter turnout reached 100% and in 6 precincts it surpassed 100%



MICHIGAN | RUSSELL JAMES RAMSLAND JR.







Voters wait in line to fill out a ballot on the last day of early absentee voting before the general election at the Northwest Activities Center in Detroit, Monday, Nov. 2, 2020. (AP)



By Clara Hendrickson
December 4, 2020

Affidavit in Michigan lawsuit seeking to overturn election makes wildly inaccurate claims about vote



IF YOUR TIME IS SHORT

- Official results from the election show that none of the Michigan voting jurisdictions listed in the affidavit had 100% turnout or higher.
- The affidavit overstates the turnout in these jurisdictions by as much as 10 times

See the sources for this fact-check

A lawsuit is asking a federal court in Michigan to force state leaders to disregard Michigan's certified election results and award its 16 Electoral College votes to President Donald Trump. It includes an affidavit that makes wildly inaccurate claims about voter turnout in Michigan cities and townships.

The affidavit comes from Russell James Ramsland Jr., a cybersecurity analyst and former Republican

The affidavit comes from Russell James Ramsland Jr., a cybersecurity analyst and former Republican congressional candidate. Ramsland is the one who mistook voting jurisdictions in Minnesota for Michigan towns in a separate flawed analysis of voter turnout. His latest analysis correctly names Michigan voting jurisdictions, but similarly arrives at inaccurate voter turnout rates.

For instance, Ramsland claims that Detroit saw a turnout of 139.29%. The city's official results show that turnout in the city was actually 50.88% of registered voters.

When asked about the error in Ramsland's affidavit, Gregory Rohl, the attorney representing the plaintiffs in the federal lawsuit in Michigan, said he and his team would investigate the data. "I'm always willing to learn and surely want the facts set forth to be accurate in any filing bearing my name," Rohl wrote in an email to PolitiFact Michigan.

Ramsland's analysis gained public attention when a witness shared its inaccurate findings during a state House Oversight Committee hearing in Lansing Wednesday. During the hearing, Rudy Giuliani, Trump's personal attorney, brought a number of witnesses to share allegations of election fraud and misconduct already discredited by election officials and in court. The witnesses included Col. Phil Waldron, who says he's part of a team that looked into "election manipulation." He claimed that "publicly available information" from Michigan analyzed in an affidavit shows

team that looked into "election manipulation." He claimed that "publicly available information" from Michigan analyzed in an affidavit shows excessive voter turnout that indicates election fraud. But the numbers do not square with the statement of votes cast from Michigan counties.

A chart included in Ramsland's affidavit lists 21 Michigan cities and townships, five of which are alleged to have recorded a turnout above 90% in November's election, while 10 purportedly saw turnout of exactly 100% and six surpassed 100%.

Precinct/Township	% Turnout
City of North Muskegon	781.91%
Zeeland Charter Township	460.51%
Grout Township	215.21%
City of Muskegon	205.07%
City of Detroit	139.29%
Spring Lake Township	120.00%
Greenwood Township	100.00%
Hart Township	100.00%
Leavitt Township	100.00%
Newfield Township	100.00%
Otto Township	100.00%
Pentwater Township	100.00%
Shelby Township	100.00%
Shelby Township	100.00%
Weare Township	100.00%
City of Hart	100.00%
Grand Island Township	96.77%
Tallmadge Charter Township	95.24%
Fenton	93.33%
Bohemia Twp	90.63%
Zeeland Charter Township	90.59%

It is difficult to imagine that a turnout rate above 100% — let alone 782% in the City of North Muskegon or 461% In Zeeland Charter Township — would have escaped election officials compiling the statement of votes cast. But beyond the implausible turnout rates Ramsland alleges, there are other glaring problems with the list. Shelby Township is named twice. So is Zeeland Charter

implausible turnout rates Ramsland alleges, there are other glaring problems with the list. Shelby Township is named twice. So is Zeeland Charter Township, with two vastly different turnout rates: 90.59% and 460.51%. Ramsland lists "Fenton" without specifying Fenton City or Fenton Township. But the turnout Ramsland lists for Fenton does not match the turnout in either jurisdiction.

The actual turnout statistics reveal the inaccuracy of Ramsland's numbers. His figure for North Muskegon is off by a factor of 10: The actual number is 78.11%, not 781.91%. For Zeeland Charter Township, he inflated the turnout nearly sixfold. For Grout Township and the City of Muskegon, his number is more than triple the correct number.

Figures from Ramsland's affidavit v. Official turnout data

Official turnout data indicates the share of registered voters in the November election who cast a ballot

Precinct/Township	County	Alleged Turnout	Actual Turnout	Alleged Turnout off by a factor of
City of North Muskegon	Muskegon County	781.91%	78.11%	10.01
Zeeland Charter Township	Ottawa County	460.51%	79.81%	5.77
Grout Township	Gladwin County	215.21%	67.23%	3.20
City of Muskegon	Muskegon County	205.07%	55.20%	3.72
City of Detroit	Wayne County	139.29%	50.88%	2.74
Spring Lake Township	Ottawa County	120.00%	78.01%	1.54
Greenwood Township	Oceana County	100.00%	65.50%	1.53
Hart Township	Oceana County	100.00%	65.69%	1.52
Leavitt Township	Oceana County	100.00%	57.78%	1.73
Newfield Township	Oceana County	100.00%	62.30%	1.61

	County			
Leavitt Township	Oceana County	100.00%	57.78%	1.73
Newfield Township	Oceana County	100.00%	62.30%	1.61
Otto Township	Oceana County	100.00%	65.99%	1.52
Pentwater Township	Oceana County	100.00%	82.13%	1.22
Shelby Township	Oceana County	100.00%	37.85%	2.64
Weare Township	Oceana County	100.00%	68.20%	1.47
City of Hart	Oceana County	100.00%	56.66%	1.76
Grand Island Township	Alger County	96.77%	96.77%	N/A
Tallmadge Charter Township	Ottawa County	95.24%	78.89%	1.21
City of Fenton	Genesee County	93.33%	69.80%	1.34
Fenton Township	Genesee County	93.33%	81.56%	1.14
Bohemia Twp	Ontonagon County	90.63%	88.71%	1.02
Zeeland Charter Township	Ottawa County	90.59%	79.81%	1.14

Table: Clara Hendrickson • Source: Official county statements of votes cast November 2020 general election • Created with Datawrapper

There is one location where the actual turnout matches the turnout Ramsland lists: Grand Island Township, a tiny municipality split between an island in Lake Superior and a stretch of the Upper Peninsula's mainland. Turnout there was 96.77%, according to the official record, as 30 out of the township's 31 registered voters cast a ballot in November's election.

FEATURED FACT-CHECK



Charles J. Cicchetti
stated on December 7, 2020
in a Supreme Court filing

In Wayne County



in a Supreme Court filing

> **In Wayne County, "174,384 absentee ballots out of 566,694 absentee ballots tabulated (about 30.8%) were counted without a registration number for precincts in the City of Detroit"**



By Clara Hendrickson • December 11, 2020

The 215.21% turnout rate Ramsland listed for Grout Township initially matched the data in the county's statement of votes cast, but that's because there was an error in the report. Gladwin County Clerk Laura Brandon-Maveal explained that the election results certified by the county are accurate, but that the number of registered voters used to compute the turnout rate was incorrect. "We have to hand punch in the total number of registered voters and they put in the wrong number of registered voters," Brandon-Maveal said. The county released a corrected report Dec. 3.

registered voters and they put in the wrong number of registered voters," Brandon-Maveal said. The county released a corrected report Dec. 3.

In a second affidavit Ramsland filed in the same lawsuit Dec. 3, he said that the information source for his first affidavit was data from the state's open data portal and Secretary of State's election results page "that no longer exists."

The Secretary of State's office never shared township, city or precinct turnout data on its results page, according to Tracy Wimmer, a spokesperson for the office.

This latest affidavit includes a new list of precincts in another attempt to demonstrate excessive turnout. It shows that "Spring Lake Township, Precinct 6 — B" had a turnout of 120%. Spring Lake Township's clerk said that there's no such precinct. Spring Lake Township Precinct 6 had a turnout of 66.74% in November's election. The list also shows that one precinct in the City of South Haven had a 100% turnout rate. The city's clerk said that there are only eight voters in that precinct, all of whom voted.

Ramsland's new list also showed 33 voting jurisdictions with turnout between 86.79% and 96.77%. An initial review indicated many of these turnout rates are accurate. Michigan had record turnout statewide. President-elect Joe Biden carried the state by more than 154,000 votes.

Our ruling

An affidavit filed in a lawsuit in Michigan seeking

Our ruling

An affidavit filed in a lawsuit in Michigan seeking to overturn the election purports to show turnout rates in Michigan that indicate election fraud.

The numbers do not match the official statement of votes cast in all but one jurisdiction, and many inflate the numbers significantly. The official data show that the number of voters who cast a ballot in November's election did not exceed the number of registered voters in any of the jurisdictions named.

We rate this claim Pants on Fire!

Louis Jacobson contributed to this report.

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Our Sources

The Detroit Free Press, Dave Boucher, "Trump allies to Michigan judge: Force Whitmer to overturn results, award state to president," 11/30/20

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Gregory J. Rohl, attorney representing plaintiffs in King et al v. Whitmer et al, email, 12/4/20

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The Principles of the Truth-O-Meter

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Barry County, Michigan, Statement of Votes Cast, Nov. 3 General Election

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General Election

Michigan's Open Data Portal, accessed 12/4/2020

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The Office of the Secretary of State Jocelyn Benson, 2020 Michigan Election Results, accessed 12/4/20

Tracy Wimmer, spokesperson for the Office of the Secretary of State, text message, 12/4/20

Browse the Truth-O-Meter

MORE BY CLARA HENDRICKSON



Donald Trump stated on December 15, 2020 a tweet:

"68% error rate in Michigan Voting Machines. Should be, by law, a tiny percentage of one percent."



By Paul Egan • December 15, 2020



Russell James Ramsland Jr. stated on November 24, 2020 an affidavit:

In 10 Michigan precincts, voter turnout reached 100% and in 6 precincts it surpassed 100%



By Clara Hendrickson • December 4,



Mike Duggan stated on November 29, 2020 an interview:

"Detroit actually has the lowest infection rate in the state of Michigan. We're half of that of the surrounding suburbs."



By Paul Egan • December 15, 2020

By Clara Hendrickson • December 4, 2020



By Clara Hendrickson • December 1, 2020

AFFIDAVIT IN MICHIGAN LAWSUIT SEEKING TO OVERTURN ELECTION MAKES WILDLY INACCURATE CLAIMS ABOUT VOTE

YouTube videos

stated on December 26, 2020 in a viral video:

> **A registered nurse in Nashville, Tenn., developed Bell's Palsy after receiving the COVID-19 vaccine.**



By Daniel Funke • December 30, 2020



Pat Toomey
stated on December 27, 2020 in an interview:

“In my state, as in many other states, we have governors who are closing down businesses again.”



By Jessica Calefati • December 30, 2020



North Carolina Republican Party
stated on December 27, 2020 in a tweet:

North Carolina Gov. Roy Cooper "has not left the Governor's Mansion since the start of the #COVID19 crisis."



By Paul Specht • December 29, 2020



Facebook posts
stated on December 28, 2020 in a video:

The Christmas Day explosion in Nashville, Tenn., was the result of a “missile strike.”



By Daniel Funke • December 29, 2020



Facebook posts
stated on December 29, 2020 in a Facebook post:

Facebook posts
stated on December 29, 2020 in a Facebook post:

News outlets reported that the Nashville bomber died of COVID-19.



By Samantha Putterman • December 29, 2020

Facebook posts
stated on December 27, 2020 in a Facebook post:

The Nashville bombing was an attempt to stop an AT&T audit into Dominion software and cover up election corruption.



By Samantha Putterman • December 29, 2020

Facebook posts
stated on December 28, 2020 in a photo caption:

Cornell University professor Robert Oswald said "COVID-19 was imaginary and fictitious."



By Daniel Funke • December 29, 2020

Facebook posts
stated on December 27, 2020 in social media posts:

Says a recent study found no asymptomatic



posts:

Says a recent study found no asymptomatic or presymptomatic spread of COVID.



By Louis Jacobson • December 28, 2020



Marco Rubio
stated on December 27, 2020 in a tweet:

Says "Dr. Fauci lied about masks in March."



By Jon Greenberg • December 28, 2020



Chuck Callesto
stated on December 22, 2020 in a tweet:

"HIDDEN in the 5,893 page bill that @realDonaldTrump is anticipated to VETO is a provision that says: "Nullifies the President's use of the Insurrection Act."



By Amy Sherman • December 23, 2020

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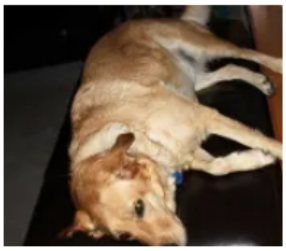

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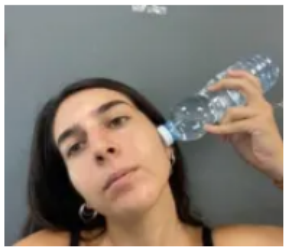

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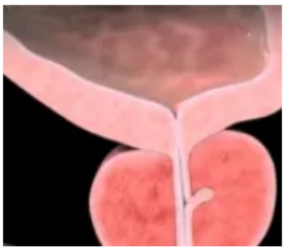

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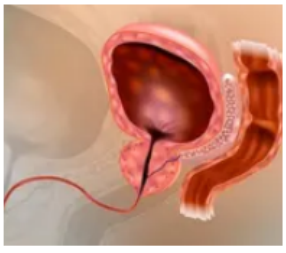

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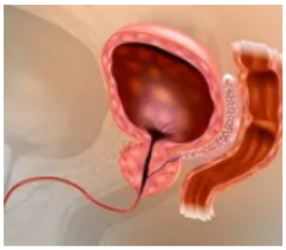

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Report spreads debunked claims about Dominion machines in Michigan county

By ALI SWENSON December 15, 2020

CLAIM: A report released this week in Michigan shows Dominion Voting Systems machines in Antrim County, Michigan, were "intentionally designed with inherent errors to create systemic fraud and influence election results."

AP'S ASSESSMENT: False. This report rests on falsehoods about a human error in Antrim County and about Dominion machines, according to state and local officials. The initial vote reporting error in Antrim County was isolated and has been identified and explained by election officials. It was caused by a clerk's failure to update media drives for certain tabulators to reflect the correct ballot content. It was not a machine problem.

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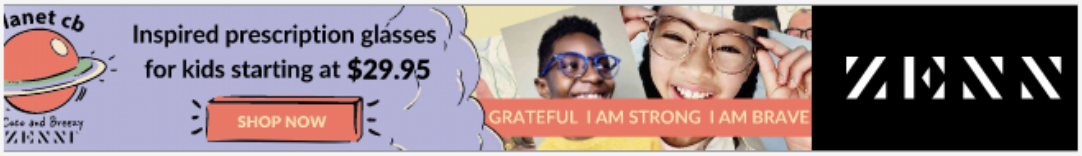

THE FACTS: There is no evidence of widespread fraud in the 2020 election. Election officials have confirmed there were no serious irregularities and the election went well.

There's also no evidence the election technology firm Dominion Voting Systems switched or deleted votes, used algorithms to unevenly weigh vote tallies, colluded with Democrats, or used foreign servers — despite repeated efforts by the president and his supporters to claim it did.

There's also no evidence the election technology firm Dominion Voting Systems switched or deleted votes, used algorithms to unevenly weigh vote tallies, colluded with Democrats, or used foreign servers — despite repeated efforts by the president and his supporters to claim it did.

Even so, a deluge of false claims around Dominion is circling back to Antrim County, Michigan, this week after starting there on election night, when confusion around a clerk's error drove social media users to falsely blame the election management system used to tabulate the data.

The renewed attention to Dominion and Antrim County this week stems from a report released on Monday as part of a lawsuit seeking to challenge the county's election results.

The 23-page report — signed by a former Republican congressional candidate with a history of spreading misinformation about Michigan's election — claims Dominion "is intentionally and purposefully designed with inherent errors to create systemic fraud and influence election results."

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The report claims the results of the election in Antrim County should not be certifiable because a forensic analysis of voting machines found a "machine error built into the voting software designed to create error."

That analysis is "critically flawed, filled with dramatic conclusions without any evidence to support them," according to a joint statement from the Michigan Department of State and the Michigan attorney general's office on Monday.

Antrim County officials concurred in a Tuesday press release, saying, "An analysis which should have been data and fact based is instead riddled with false and unsupported claims, baseless attacks, and incorrect use of technical terms."

Dominion has clarified that its technology did not err in Antrim County during the 2020

Antrim County officials concurred in a Tuesday press release, saying, "An analysis which should have been data and fact based is instead riddled with false and unsupported claims, baseless attacks, and incorrect use of technical terms."

Dominion has clarified that its technology did not err in Antrim County during the 2020 election. Officials have thoroughly explained the human mistake that caused the small, Republican-leaning county to temporarily report unofficial results that reflected a landslide win for Joe Biden.

"It was prompted by the clerk not updating media drives in some of the machines in Antrim County, an accidental human error," the Michigan Department of State said in a release. "Reporting errors are common, and always caught and corrected in the county canvass, if not before, as was the case in Antrim County."

"There was no malice, no fraud here, just human error," County Clerk Sheryl Guy told the AP. The tabulation error was corrected.

Several social media users, including Trump attorney Rudy Giuliani and the president himself, have cited the report's mention of the county having a "68% error rate," which it claims is based on a review of tabulation logs from three days after Election Day.

The report's authors didn't explain all the errors they saw, or what they mean by "error rate." County officials told the AP they didn't understand the number, since they have not had a chance to look through the data.

The report released Monday also included a slew of other debunked claims about Dominion, which Dominion CEO John Poulos addressed at length on Tuesday in prepared statements to a Republican-led Michigan Senate committee investigating the election.

"The disinformation campaign being waged against Dominion defies facts or logic," Poulos said. "To date, no one has produced credible evidence of vote fraud or vote switching on Dominion systems because these things simply have not occurred."

Upon the release of the report on Monday, Michigan Secretary of State Jocelyn Benson called the state's Nov. 3 election "the most secure in our state's history."

"If the Trump campaign had any actual evidence of wrongdoing – or genuine suspicion thereof – they could have requested a hand recount of every ballot in the state," she said in a statement. "They did not, instead choosing to allow shadowy organizations claiming expertise to throw around baseless claims of fraud in an effort to mislead American voters and undermine the integrity of the election."

For further confirmation nothing went awry with vote tabulators in Antrim County, the Michigan Bureau of Elections will complete a risk-limiting audit of all ballots there this Thursday, according to the Michigan Department of State.

"This is essentially a hand tally of every ballot, which can be compared with the

For further confirmation nothing went awry with vote tabulators in Antrim County, the Michigan Bureau of Elections will complete a risk-limiting audit of all ballots there this Thursday, according to the Michigan Department of State.

"This is essentially a hand tally of every ballot, which can be compared with the machine-tabulated results," the department said in a statement.

"We're interested in transparency here," Antrim County spokesman Jeremy Scott told the AP. "Even though we're confident in the results, we want everybody to be confident in the results."

—

This is part of The Associated Press' ongoing effort to fact-check misinformation that is shared widely online, including work with Facebook to identify and reduce the circulation of false stories on the platform.

Here's more information on Facebook's fact-checking program: https://www.facebook.com/help/1952307158131536

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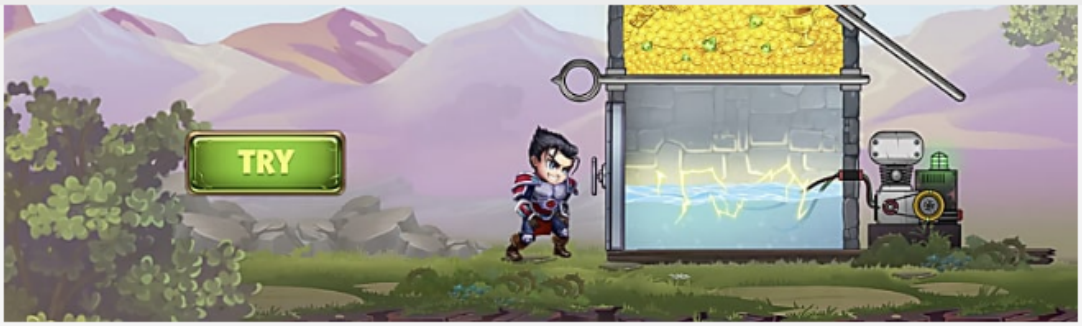

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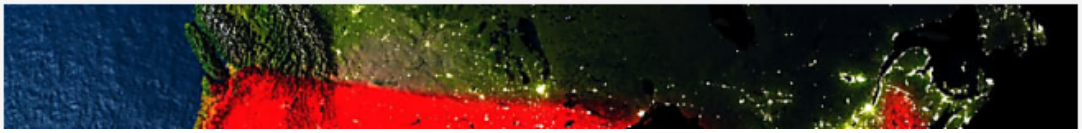

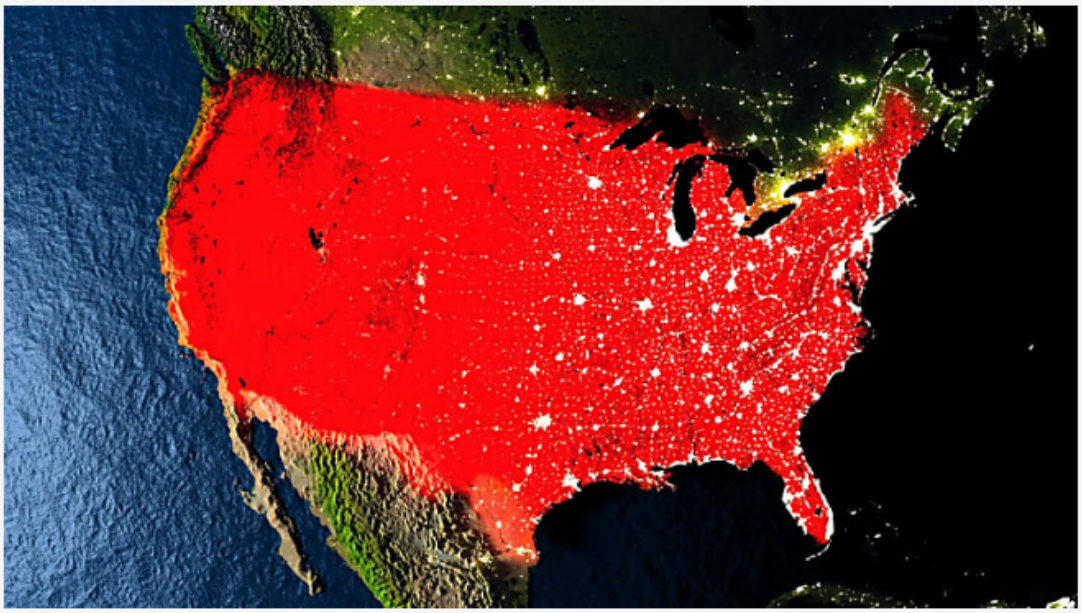

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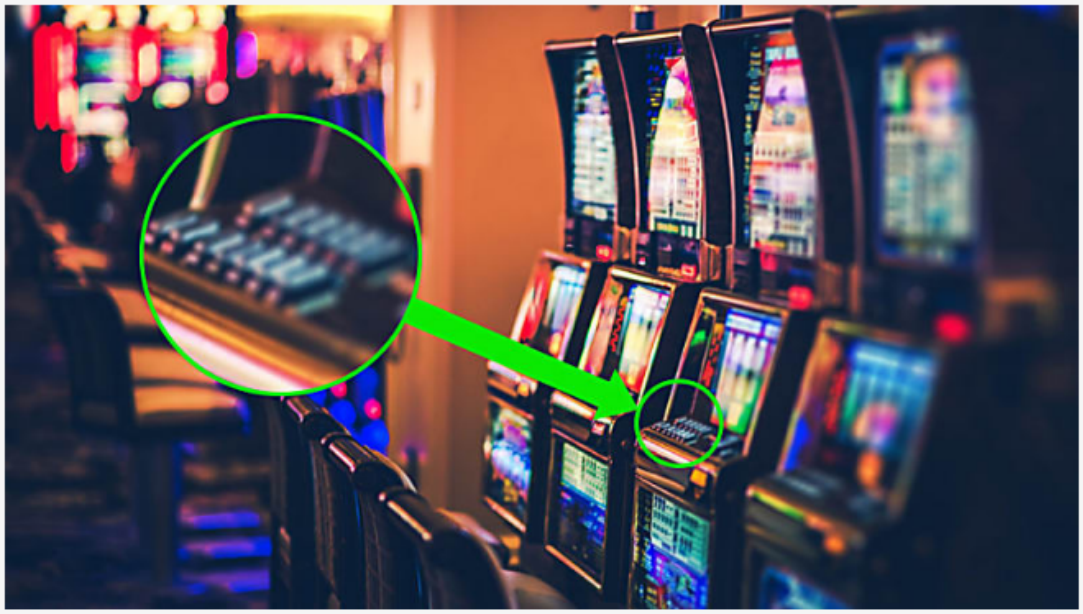

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ELECTIONS

Former election security chief for Trump knocks down Antrim County report

Todd Spangler Detroit Free Press

Published 1:40 p.m. ET Dec. 16, 2020 | **Updated 5:31 p.m. ET Dec. 16, 2020**

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Pro-Trump rally in Washington, D.C. includes arrests, stabbings

Supporters of President Donald Trump's unfounded voter fraud claims in the District of Columbia clashed with counter-protesters. *USA TODAY*

A former Trump administration official who oversaw election security and was ousted after saying there were no widespread problems on Wednesday pointed out problems with a report claiming irregularities in Antrim County and cited as proof of corruption by President Donald Trump and others.

Testifying before the Senate Homeland Security and Governmental Affairs Committee, Chris Krebs, the former chief of the Department of Homeland Security's Cybersecurity and Infrastructure Security Agency, called the report by Allied Security Operations Group throwing doubts on the election systems used in Antrim County "factually inaccurate."

"It implies those systems are undependable," said Krebs, who explained that he went over

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and Infrastructure Security Agency, called the report by Allied Security Operations Group throwing doubts on the election systems used in Antrim County "factually inaccurate."

"It implies those systems are undependable," said Krebs, who explained that he went over the report the group issued as part of a lawsuit questioning the vote results in the county that has been used by Trump and his allies to widely suggest corruption. He said he could find nothing in it to support those claims.

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More: State, company officials dispute report claiming Antrim County tabulators bungled results

More: Trump tweet wrongly suggests there were defects with Michigan voting machines

The Free Press, which has been following the Antrim County case, has looked closely at the Allied Security Operations Group report, which claims the county's equipment supplied by Dominion Voting Systems was "intentionally and purposefully designed with inherent errors to create systemic fraud and influence election results." In those reports, the Free Press has concluded that some of its claims — including one that suggested machines had a 68% error rateas if that percentage of the county votes had been misred, left untallied or changed — were false or misleading.

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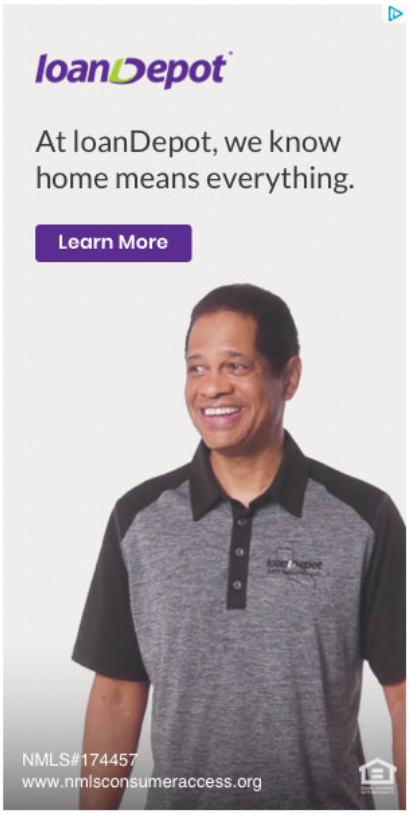

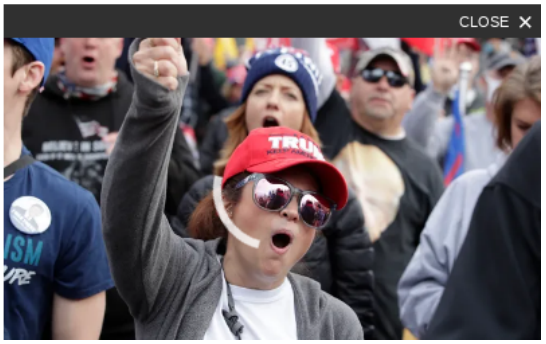

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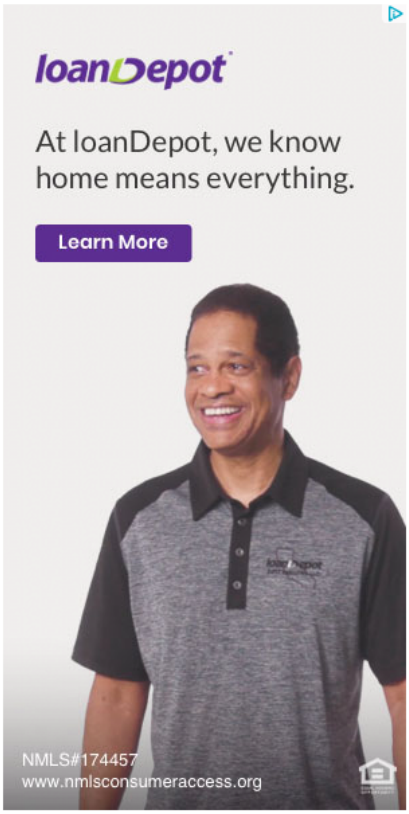

Krebs said when he went over the report he was thrown by that claim of a 68% error rate and he saw it "repeated in social media by the (Trump) campaign, by the president." But as he looked more closely, he concluded that the number cited by the group is the number of alerts reported by the voting machines or tabulators, not necessarily errors or changes in the actual ballots as they were counted.

"That's being used to spin that the machine itself is not reliable," Krebs said.

The tabulators used in Antrim County were certified by the Election Assistance Commission, which requires that voting systems meet certain error thresholds for the computer code that runs the systems.

The former acting director of the EAC's Voting System Testing and Certification Program, Ryan Macias, said the report showed "a grave misunderstanding" of the voting system used in Antrim County as well as "a lack of knowledge of election technology and process." The report, as a result, "has come to a preposterous conclusion," Macias said.

Krebs also said that a photo he inspected from the report, which purported to show vote tampering and an effort to "zero out election results," appeared to him as nothing more than a "placeholder" in a line of code in Dominion's programming system. He noted that these are Windows-based machines and he worked at Microsoft.

"It's a placeholder for a parameter," Krebs said. "It may be that it's just not good coding. But it certainly doesn't mean that someone tried to get in there and hit 0.

"They misinterpreted the language … and that's just one example," Krebs said.

Krebs said efforts to try to undermine the integrity of the election could have a long-term effect and need to stop, given that no evidence of widespread problems has been found despite allegations by Trump and his supporters.

"I'm seeing these reports that are factually inaccurate continue to be promoted," he said. "We have to stop this. It's undermining confidence in democracy."

Clara Hendrickson contributed to this report

Contact Todd Spangler attspangler@freepress.com. Follow him on Twitter@tsspangler. Read more onMichigan politics and sign up for ourelections newsletter.

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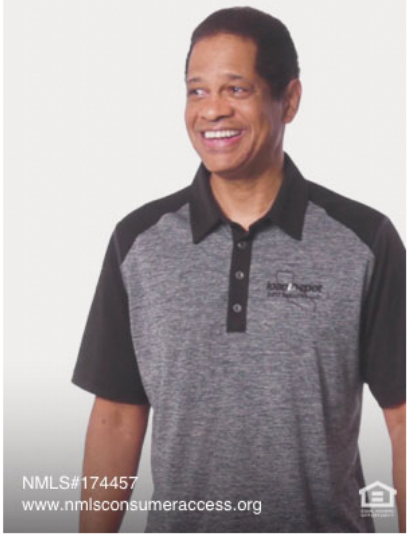


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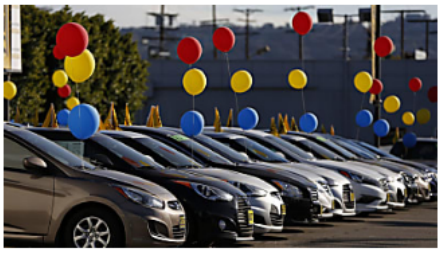

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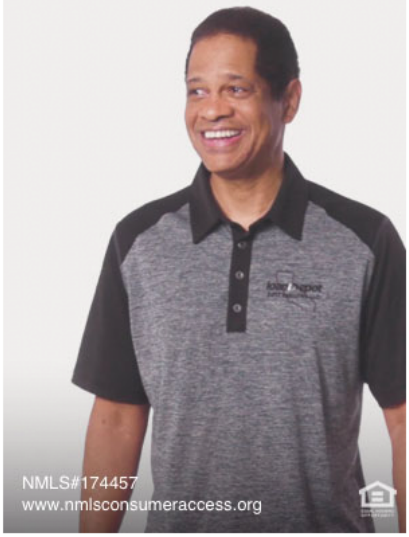
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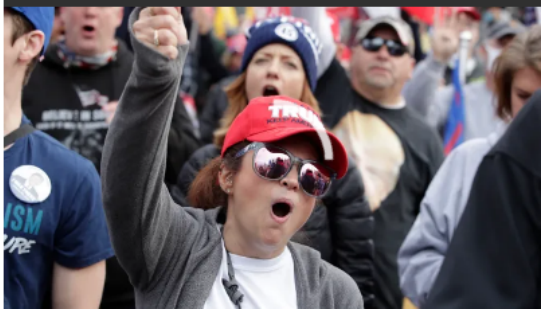



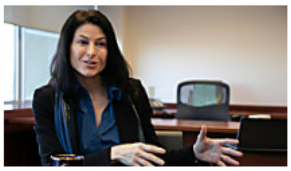

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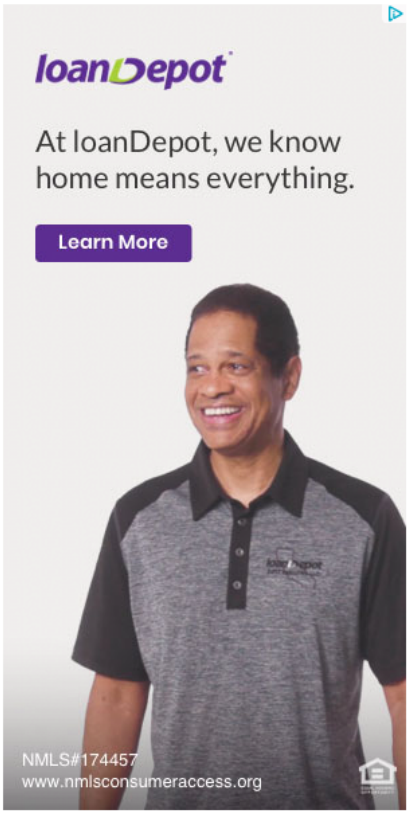



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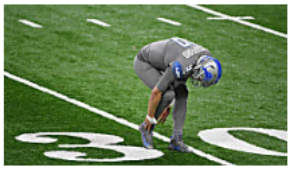

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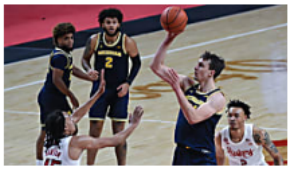

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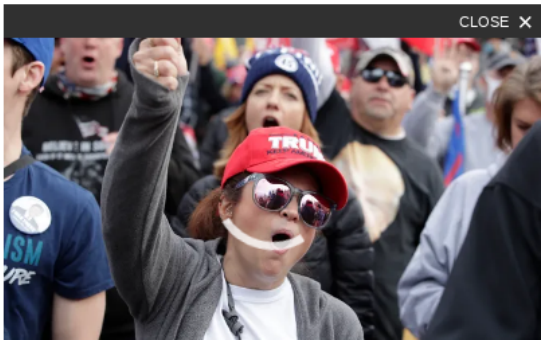



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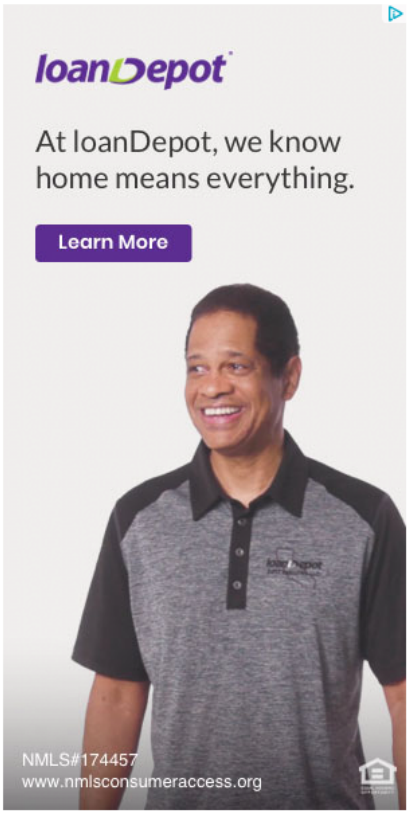



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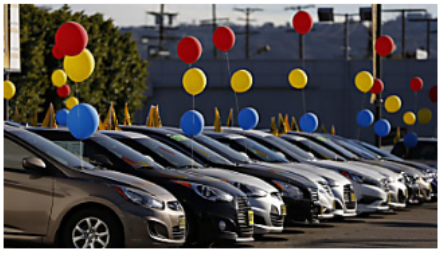

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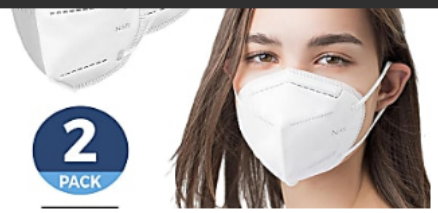

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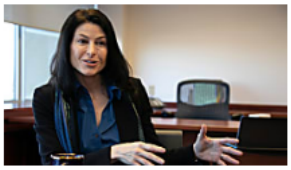

Trump mean-tweets Nessel after AG eyes sanctions for election lawyers
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Southfield man, 48, shot to death during carjacking
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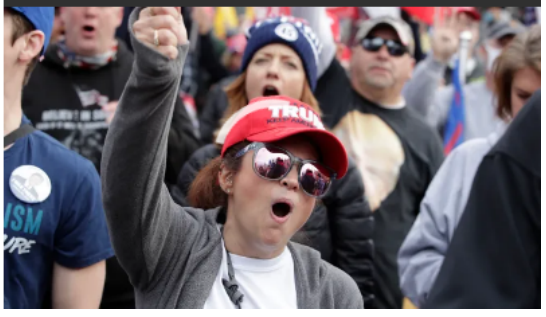



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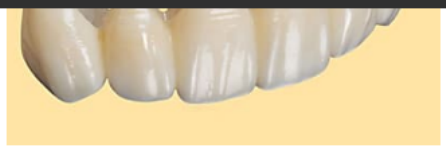

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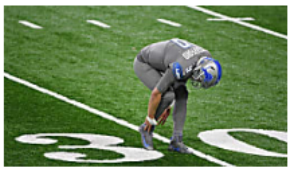

What Tom Brady, Detroit Lions' Matthew Stafford talked about postgame
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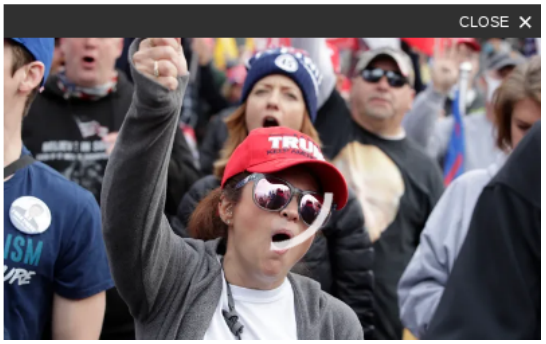

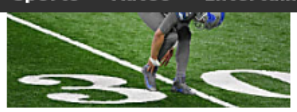

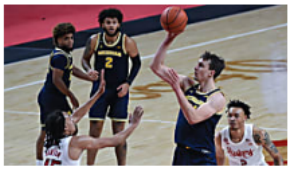

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How the Lions could move up to No. 3 in NFL draft
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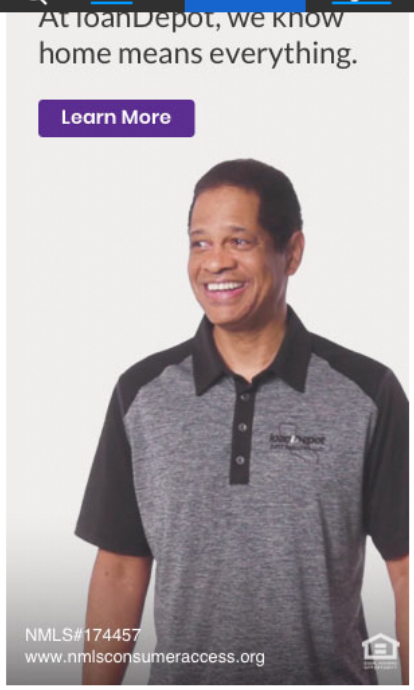

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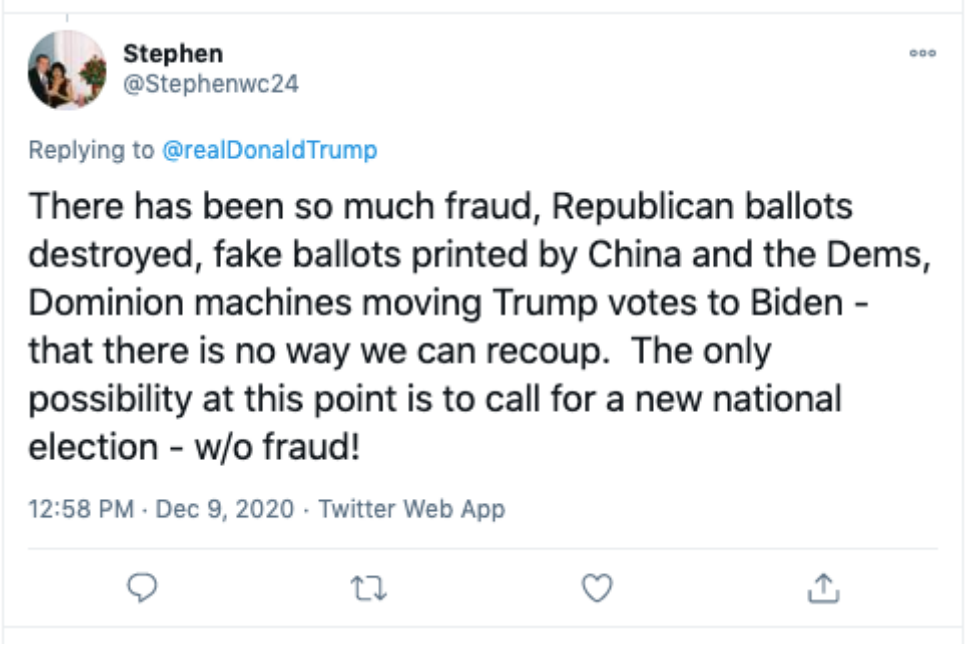
Exhibit 66

screenshot-twitter.com-2021.01.06-14_04_43
https://twitter.com/Stephenwc24/status/1336732043607068673
06.01.2021



Stephen
@Stephenwc24

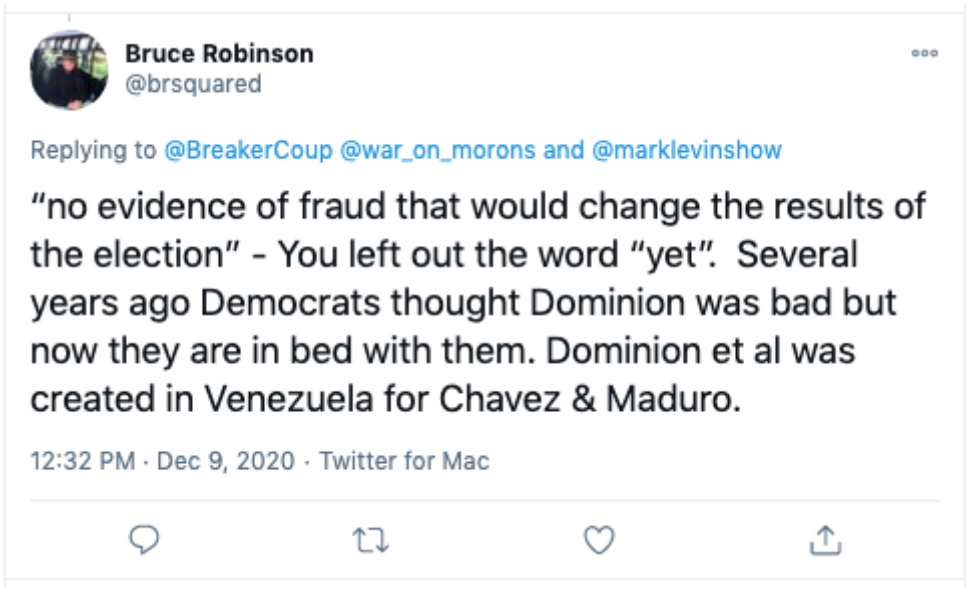
Replying to @realDonaldTrump

There has been so much fraud, Republican ballots destroyed, fake ballots printed by China and the Dems, Dominion machines moving Trump votes to Biden - that there is no way we can recoup. The only possibility at this point is to call for a new national election - w/o fraud!

12:58 PM · Dec 9, 2020 · Twitter Web App

Exhibit 67

screenshot-twitter.com-2021.01.06-14_05_23
https://twitter.com/brsquared/status/1336725318367911936
06.01.2021



Bruce Robinson
@brsquared

Replying to @BreakerCoup @war_on_morons and @marklevinshow

"no evidence of fraud that would change the results of the election" - You left out the word "yet". Several years ago Democrats thought Dominion was bad but now they are in bed with them. Dominion et al was created in Venezuela for Chavez & Maduro.

12:32 PM · Dec 9, 2020 · Twitter for Mac

Exhibit 68

screenshot-twitter.com-2021.01.06-14_06_06
https://twitter.com/ivoboutros/status/1336443509134548993
06.01.2021



Exhibit 71

A Democratic Stress Test — The 2020 Election and Its Aftermath

Bright Line Watch November 2020 surveys

The 2020 election and its aftermath presented severe challenges to U.S. democracy. The election was conducted during a pandemic that required fundamental changes in how Americans cast and counted ballots. The incumbent president refused to commit in advance to a peaceful transition of power if he lost, and continues to refuse to recognize that defeat as legitimate (though he has finally relented to letting the transition begin and signaled that he would accept an Electoral College defeat). During this process, many GOP leaders have endorsed the president's baseless claims of electoral fraud, even publicly suggesting that state legislatures could override the popular vote in awarding electors. Yet the election ultimately succeeded in ways few dared hope. Most notably, polling places and mail balloting operated effectively and mostly uneventfully under unprecedented conditions. And despite a barrage of accusations and litigation, no evidence has surfaced of systematic malfeasance or mismanagement.

To assess the importance and consequences of these events, Bright Line Watch fielded parallel surveys of political science experts and of a representative sample of Americans to assess the importance and magnitudes of these events. In this post-election survey, which was fielded from November 12–25, we asked our public sample questions about the legitimacy of the election results, their confidence that votes were cast and counted fairly, their beliefs about voter fraud, and their willingness to condone political violence. We asked our experts to rate the likelihood of 23 scenarios related to the November election and the transition to a new administration that could produce political crises, and to evaluate a number of recent events related to the election. As in previous surveys, we asked both groups to assess the quality of U.S. democracy overall and to rate performance on 30 distinct democratic principles.

We report a number of key findings below from both the public and the experts we surveyed:

Public

- Compared to before the election, confidence in the election process and the legitimacy of the outcome became much more polarized between supporters and opponents of President Trump.

- Most notably, confidence in the national vote count plummeted among Trump supporters, declining from 56% before the election to 28% afterward.

- Similarly, belief polarization about voter fraud grew still wider — in particular, even larger majorities of Trump supporters now believe that fraud is rampant compared to before the election.

- More encouragingly, willingness to condone political violence declined slightly after the election.

Experts

- Expert forecasts in October correctly identified the six nightmare scenarios that did actually transpire as among the eight that they forecast as most likely, but generally overestimated the probability of outcomes seen as somewhat or not very likely (none of which actually took place).

- Experts believe it is highly likely that President Trump will continue to refuse to recognize Biden's presidency and to obstruct the transition, and that the President will take actions to protect himself and those around him from legal exposure after leaving office. They regard problems with the Electoral College and the formal recognition of Biden's presidency as unlikely.

- Large majorities of experts regard Trump's attacks on U.S. elections and the press as serious or grave threats to American democracy. By contrast, experts do not consider mail balloting to pose a threat to democracy and are divided over Amy Coney Barrett's Supreme Court appointment.

We present our results in three parts. First, we review the public's perception of various aspects of the November election. We then describe experts' assessments of the election and events in its immediate wake. Finally, we step back to gauge how both the public and the experts rate the performance of American democracy both overall and across thirty core democratic principles.

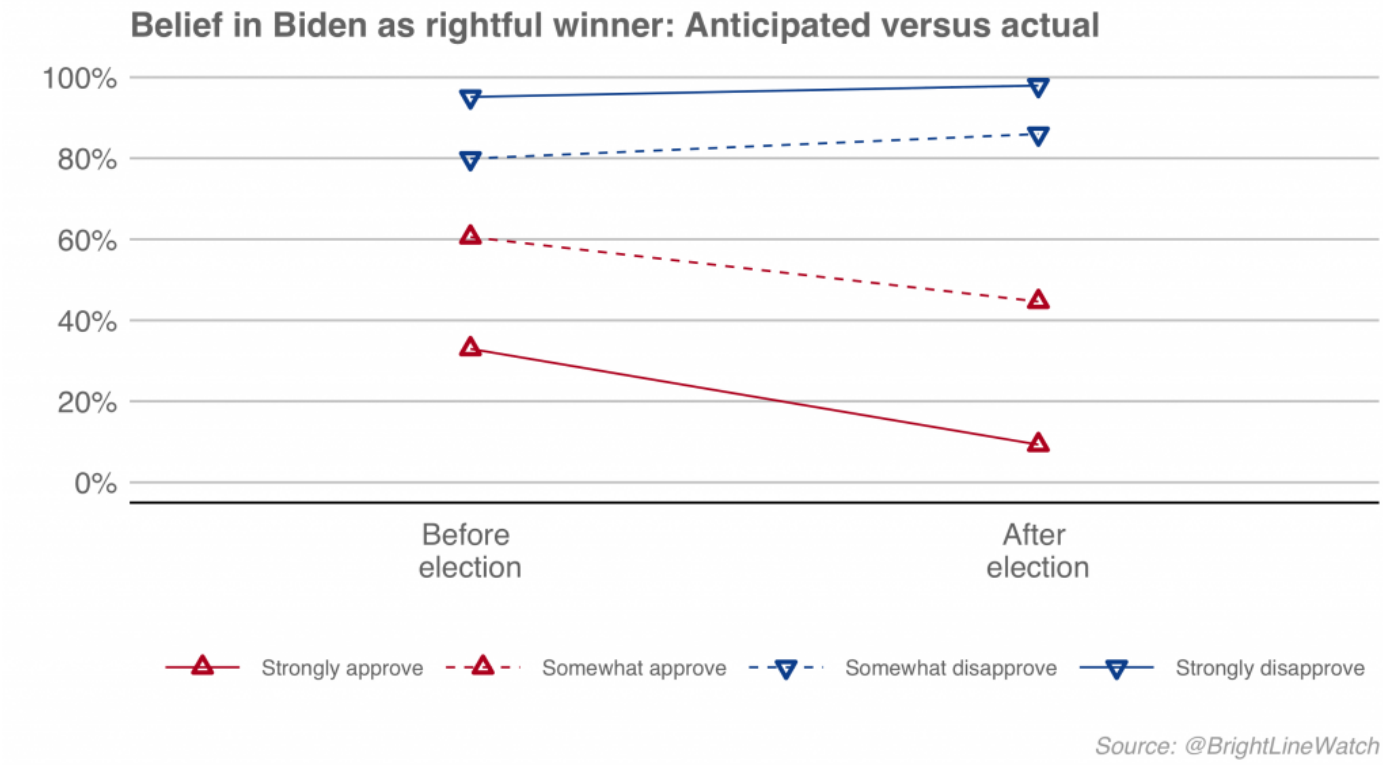
The public's view of the election

The November survey asked questions about a number of topics we previously asked about in October, including confidence in the election, beliefs about voter fraud, and attitudes toward political violence (the wording on some items was adjusted to be retrospective rather than prospective when necessary). We report here on the public's views after the election and how they compare either for the full October and November samples or, in some cases, for the subset of respondents who took part in both surveys.

Legitimacy

We asked respondents in our public survey, which was conducted after the media called the race for Biden, if they regarded Joe Biden as the rightful winner of the presidential election. During the time that the survey was in the field, President Trump continued to press the case, without evidence, that elections in key states were marred by fraud, though he allowed the transition to begin just before the survey was completed and acknowledged the possibility of stepping aside if he loses the Electoral College vote soon after the survey was completed. We divide our respondents between those who approve and those who disapprove of Trump's performance as president. Among those who disapprove, 86% regard Biden as definitely the rightful winner and another 9% regard him as probably the rightful winner. Among those who approve of Trump, the corresponding figures are just 8% and 17%, respectively. Similarly, just 18% of those who approve of Trump say the true result of the election was that Biden won; 30% said Trump won and 52% said the winner was not yet known or they didn't know.

Partisan polarization over the legitimacy of the outcome was more severe than it appeared it would be in the October survey. In that earlier survey, we asked respondents to imagine a win by each major candidate. In October, 33% of survey respondents who strongly approved of Trump said they would view a victorious Biden as definitely or probably the "rightful winner." After the election, only 9% of these same respondents said Biden was actually the rightful winner. Indeed, fully 67% of strong Trump supporters expressed certainty that Biden is definitely *not* the rightful winner.

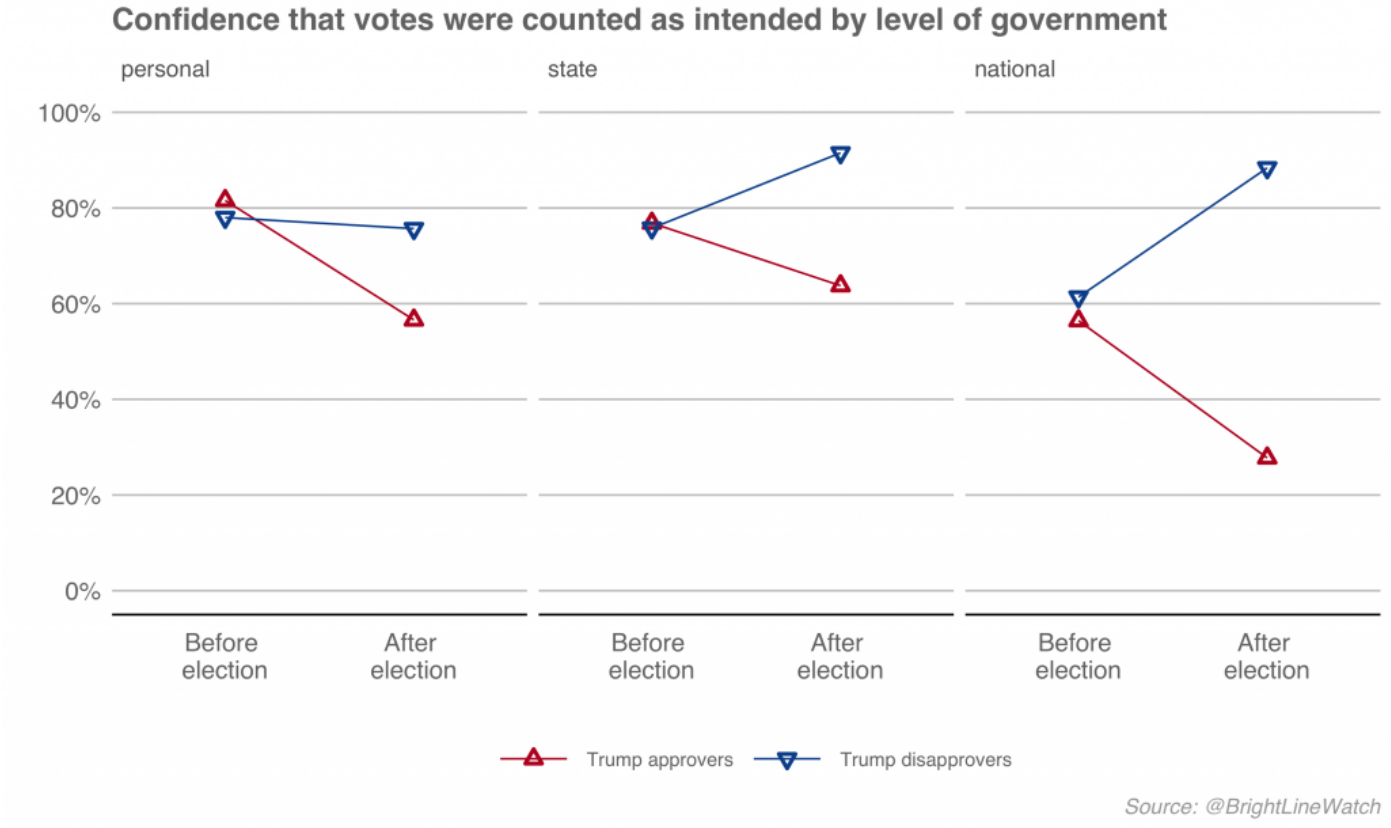


Differences in the perceptions of pro- and anti-Trump respondents are not the result of the two groups having different basic information about the election outcome. We asked each respondent to indicate whether they had heard that the media had declared a winner. Between 80% and 88% of each group had heard this news. We asked which candidate had been declared the winner. More than 8 in 10 Trump supporters acknowledged it was Biden (84%), not far behind the 95% of Trump opponents who knew this fact. Yet when we asked each group whom they believed would be inaugurated on January 20, 2021, nearly the same number of Trump supporters said they expected to see Trump sworn in for a second term (48%) than expected to see Biden take the oath (49%). Among Trump opponents, 96% expected Biden to be inaugurated.

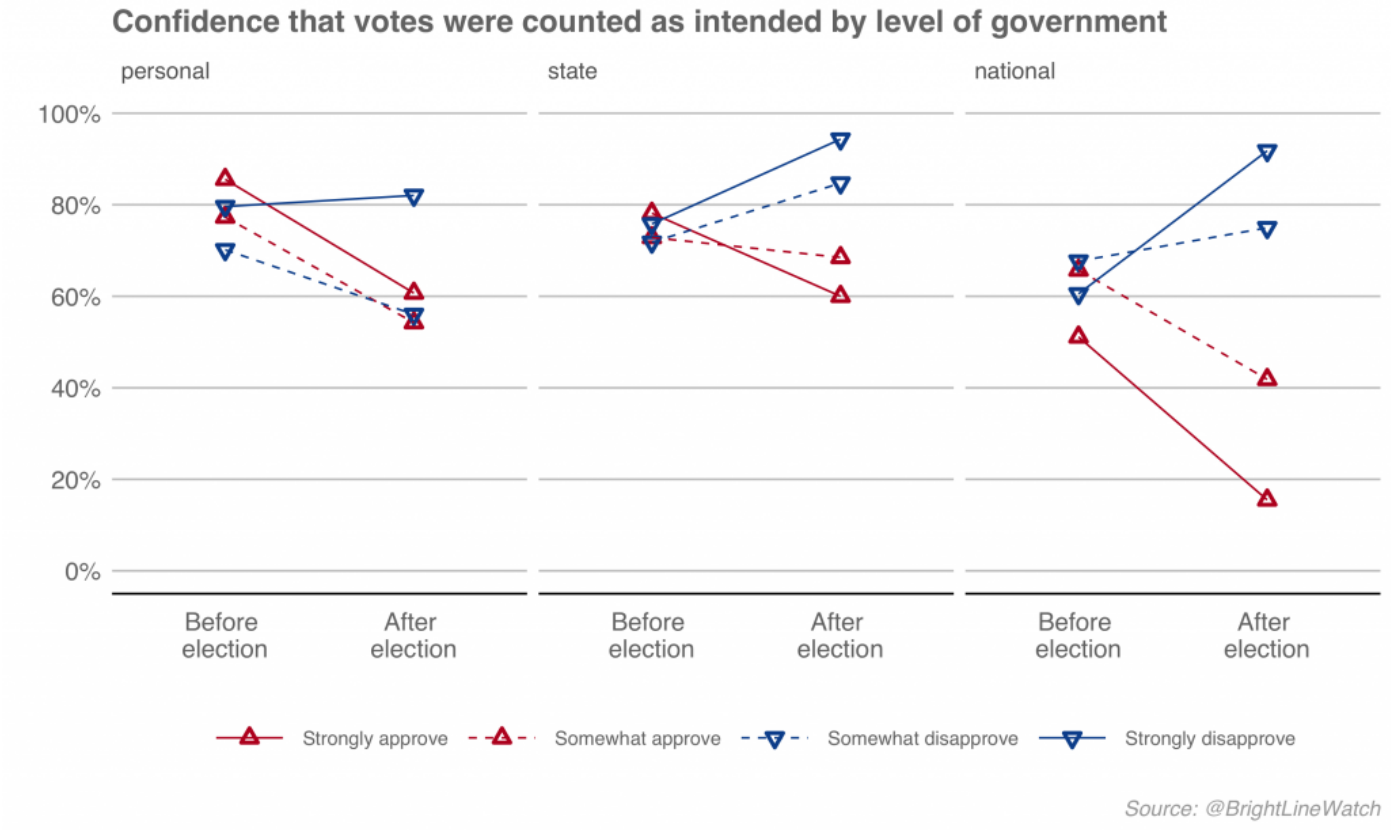
Confidence in the ballot and the count

Our survey also probed what substantive beliefs underpin the suspicions among Trump supporters. We first asked public participants how confident they are that everyone who was legally entitled to vote and sought to do so was able to vote successfully. These differences are limited. Seventy-four percent of Trump supporters and 84% of Trump opponents said they were either very or somewhat confident that the franchise was open to all eligible voters (as opposed to not very or not at all confident). This gap narrowed since October; confidence in ballot access among Trump opponents increased from 65% to 84% (potentially reflecting record turnout and/or the election outcome), while falling among Trump supporters (from 85% to 74%).

Trump supporters and opponents differ most in their expressed levels of confidence in how votes were counted. We asked each respondent about confidence that their own vote was counted as intended, that votes in their state were counted as voters intended, and that votes nationwide were counted as voters intended. The figure below shows the levels of "very" and "somewhat confident" responses (as opposed to not very and not at all confident) among Trump approvers (red) and disapprovers (blue) in our pre-election and post-election surveys. Among Trump opponents, the proportion who expressed confidence that their vote was counted as intended is unchanged from October to November, but confidence at the state and national levels rose sharply (from 76% to 92% and from 61% to 88%, respectively). By contrast, confidence plummeted at all levels among Trump supporters over the same period. Confidence declined from 82% to 57% for the respondent's own vote and from 77% to 64% in voting at the state level. Most notably, however, confidence in the national vote count collapsed from 56% to 28% among Trump supporters at the national level.



The figure below disaggregates respondents who took part in both surveys by their level of Trump approval or disapproval in October. The decline in confidence in the national vote was greatest among Trump's most devoted supporters, who appear most receptive to messages from Trump and Republican elites questioning the integrity of the election outcome. Specifically, confidence in the national vote declined from 51% to 15% among people who strongly approved of Trump's performance in office in October (versus 66% to 42% among those who somewhat approve). Among those who disapprove of Trump, confidence at state and national levels rose over the same period.

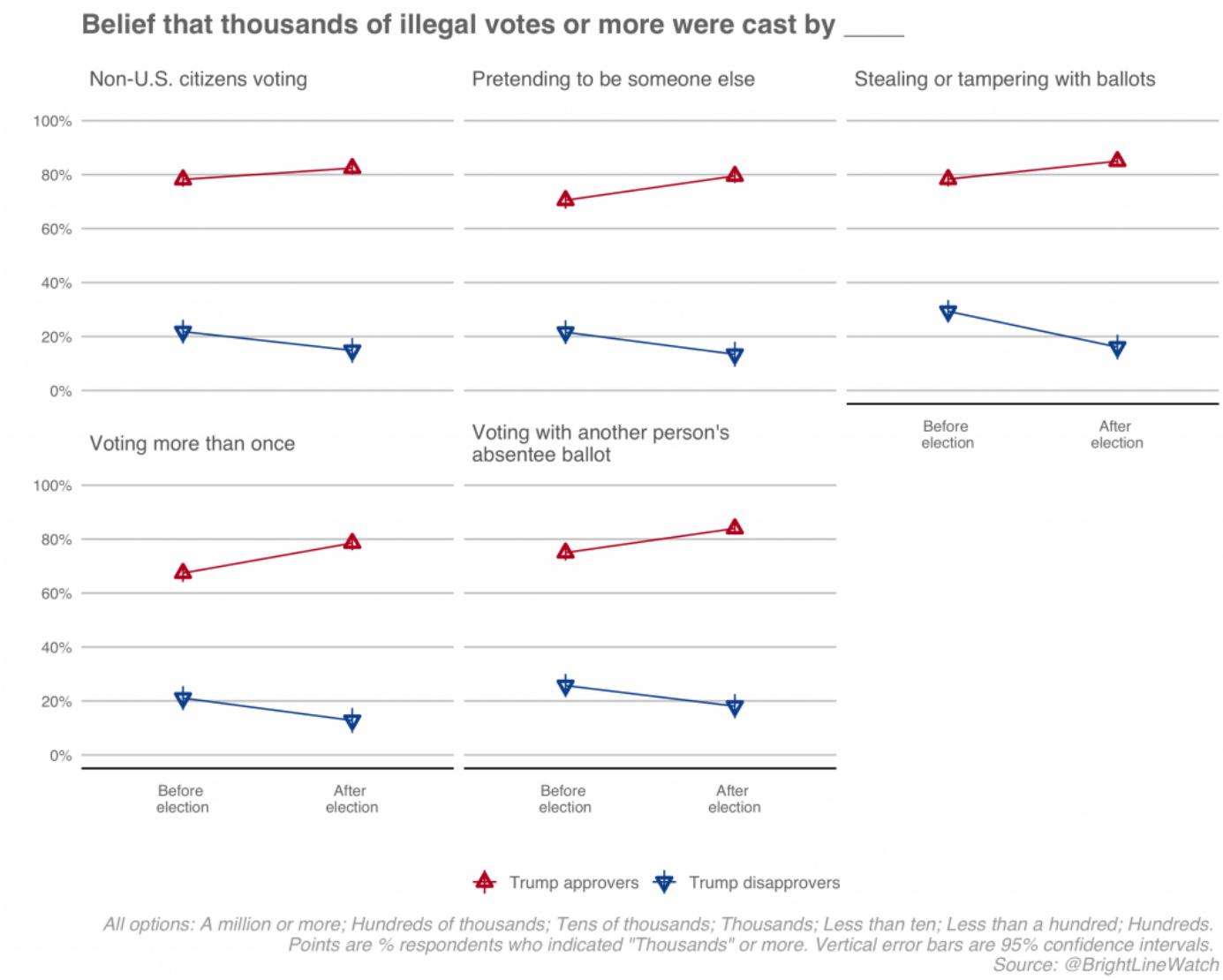


Incidence of voter fraud

If three-quarters of the president's supporters do not believe national vote tallies, what do they regard as the source of mischief? President Trump has made baseless allegations throughout his presidency that American elections are marred by widespread fraud. Although voter fraud is vanishingly rare in general and no evidence has been presented of systematic fraud during the 2020 contest, false claims from the President and his allies appear to be affecting the beliefs of Trump supporters.

We asked respondents about the prevalence of five different forms of fraud: voting by non-citizens, voting under a false identity, stealing or tampering with ballots, voting more than once, and voting with another person's absentee ballot. Respondents were asked, for each type of fraud, how many instances they believe occurred in the November election on a seven-point scale from "Less than ten" to "A million or more." The figure below shows the percentage, among each group, that believes the incidence was "Thousands" or higher for each type of fraud.

Even among Trump opponents, perceived fraud was vastly more common than any documented evidence supports. Levels among Trump supporters are multiple times higher still — they were, for instance, more likely to select "Millions" than "Thousands" as a response option. Moreover, the gap in perceived fraud levels between Trump supporters and opponents only increased from October to November. Trump opponents perceived each type of fraud to be less frequent, while Trump supporters became more convinced of unbridled misconduct. (See Figure 11 in the appendix for partial distributions of responses for each item and group.)



All options: A million or more; Hundreds of thousands; Tens of thousands; Thousands; Less than ten; Less than a hundred; Hundreds. Points are % respondents who indicated "Thousands" or more. Vertical error bars are 95% confidence intervals. Source: @BrightLineWatch

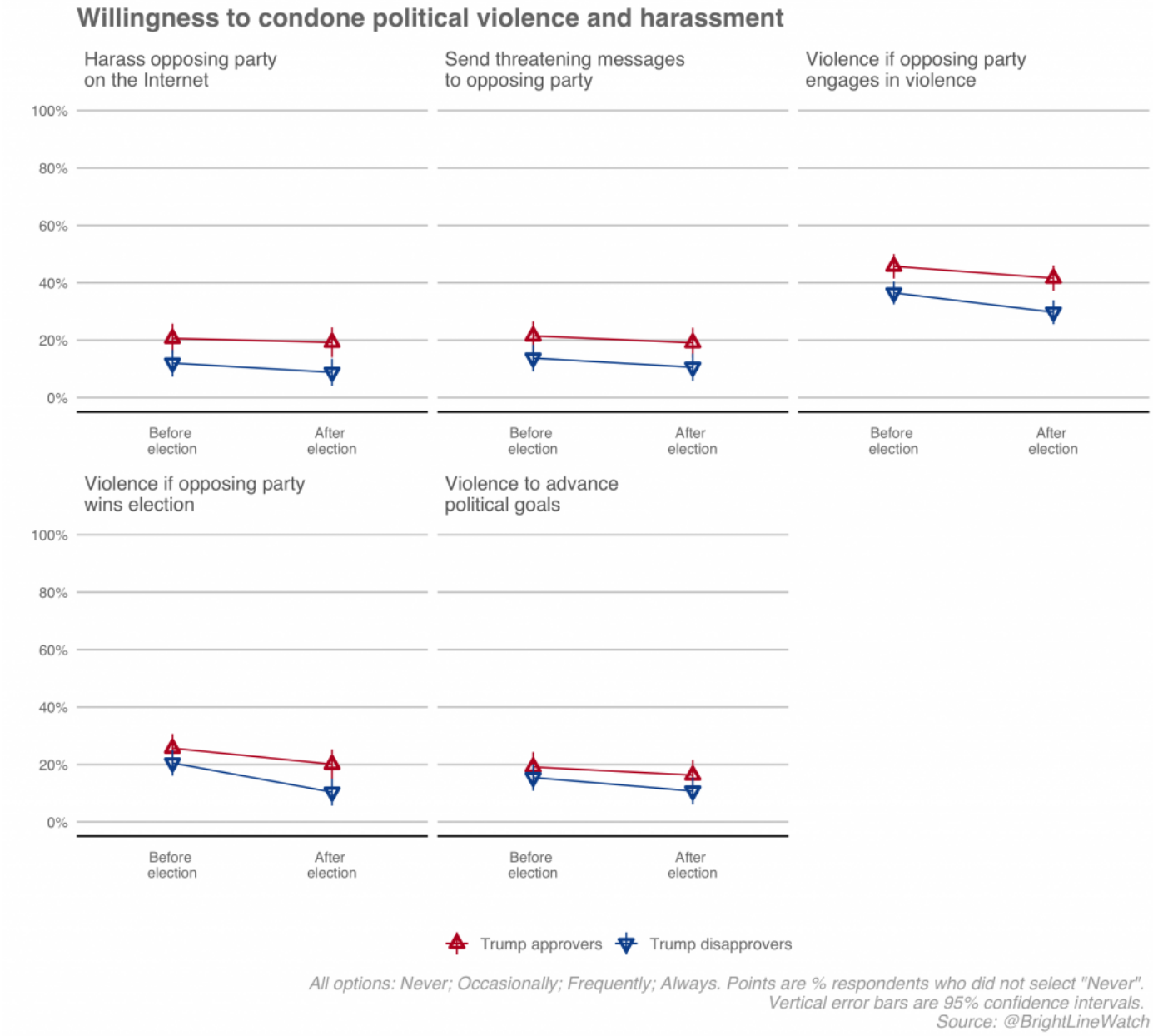
The figure makes clear that overwhelming majorities of Trump supporters — between 79% and 85% — regard every form of malfeasance we asked about as having occurred thousands of times or more (up to millions) in the 2020 election. The levels of fraud in which these respondents profess to believe are staggering and would require the com-

plicity of thousands of local electoral officials and volunteers, including numerous Republicans and non-partisan participants. However, though claims of widespread fraud and electoral misconduct have been repeatedly dismissed by judges in Pennsylvania, Michigan, Nevada, Arizona, and Georgia, they have become pervasive among Trump supporters.

Tolerance for violence

Finally, we consider the public's willingness to condone political violence and intimidation, a topic of widespread concern prior to the election, particularly after law enforcement foiled a plot by self-styled militia members to kidnap Michigan Governor Gretchen Whitmer in October. Thankfully, the November election itself went off without a major incident of violence. With the exception of confrontations at a Washington, DC rally between Trump supporters and his opponents that left one person hospitalized, celebrations and demonstrations following the declaration of Joe Biden as the winner were also largely peaceful. Following research by Nathan Kalmoe and Liliana Mason, we asked our respondents about whether it is ever justified to harass partisan opponents online, send a threatening message to an opposing party leader, use violence to advance one's goals, use violence in response to violence from the other party after the election, or use violence if the other party wins the next election.

Here, we find a bit of good news — willingness to condone intimidation and violence declined from October to November. The magnitudes of these declines were modest but they were statistically discernible from zero for every item in the survey battery among President Trump's opponents and for 2 of 5 items ("Violence if the opposing party wins an election" and "Violence to advance political goals") among Trump supporters. The figure below shows slight decreases in the percentage of respondents who say that they would occasionally, frequently, or always resort to violence in each scenario (the residual category was "never"). The experience of a relatively peaceful election appears to have reduced perceptions of threat from partisan adversaries.



Experts' views

We asked our expert sample to evaluate the likelihood of a number of prospective scenarios frequently discussed in the media, and to assess events that have already happened according to their normality, their importance, and the potential threats they present to American democracy.

Nightmares that happened, that did not, and that could loom ahead

Both the October and November surveys asked our experts to estimate the probability of election-related scenarios that could create crises for democratic institutions. We

asked them about 28 distinct scenarios. In October, there were eight nightmare scenarios on which the median expert forecast was 70% or higher (i.e., experts thought there was at least a 7 in 10 chance the event would occur):

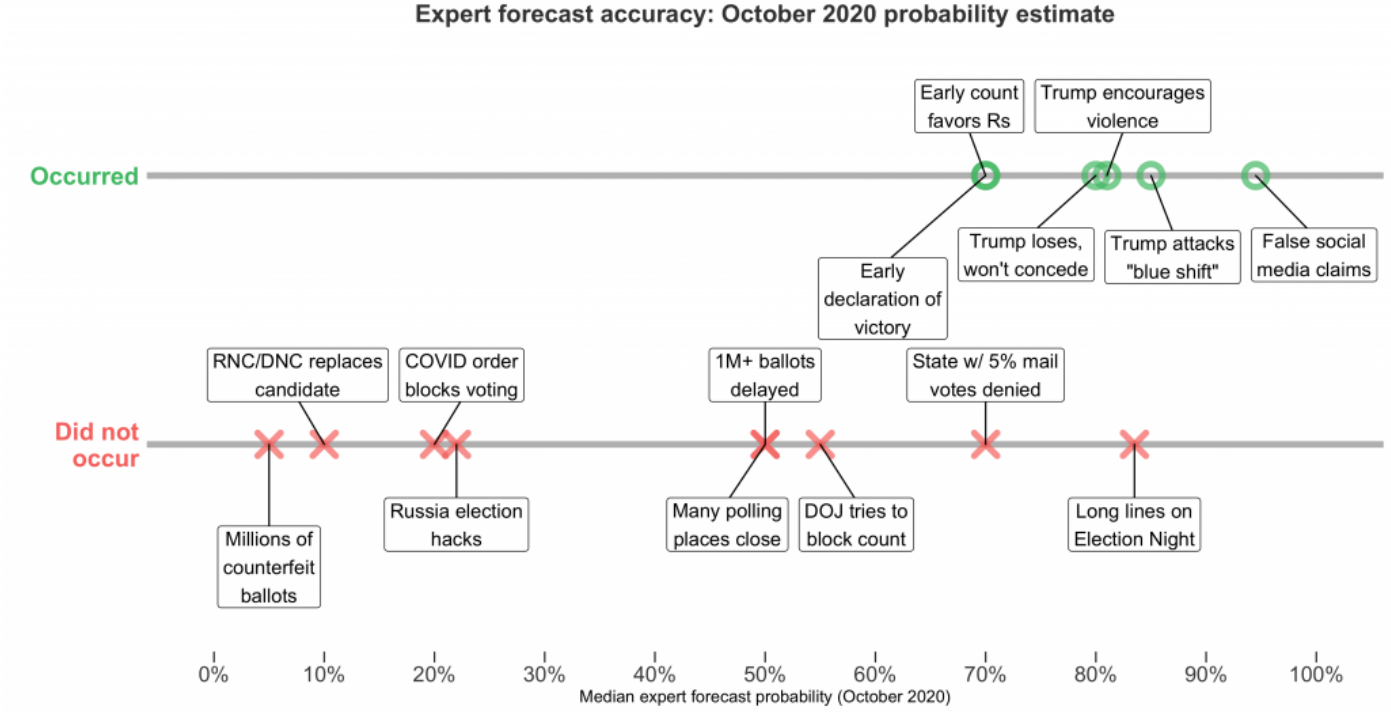
- Millions of Americans are exposed to false claims about voter fraud and election integrity on social media from unknown or obscure sources on Election Day (95%).
- President Trump attacks the "blue shift" toward Democrats as mail votes are counted, insisting that the initial totals on Election Night were correct (85%).
- Tens of thousands of voters are still in line when polls are scheduled to close in at least one state due to long lines and delays on Election Day (84%).
- President Trump makes statements or posts tweets encouraging violence and intimidation during voting or ballot counting (81%).
- President Trump is declared the loser of the election by the Associated Press but refuses to immediately concede defeat (80%).
- One or both presidential candidates declare victory before the race has been called by the Associated Press (70%).
- Interim Election Night totals understate Democratic votes, creating widespread suspicion of the results (70%).
- 5% or more of ballots cast by mail are rejected in one or more states (70%).

Of those projections, the two predicting election administration failures were clearly incorrect. Polling places operated with remarkable effectiveness; expectations about long lines and delays for voters did not materialize. Similarly, rates of mail-in ballot rejection were lower than in previous elections, generally at or below one percent and never exceeding the five percent threshold in any state that many experts feared. The other six high-likelihood nightmare scenarios did, in fact, materialize. President Trump encouraged his supporters to engage in tactics that could intimidate other vot-

ers and vote counters, then declared victory on Election Night. Election Night vote totals understated Democratic support, Trump insisted vote counting should stop, Trump was declared the loser but refused (and still refuses) to concede, and false claims about voter fraud and election integrity have flooded social media on and after Election Day.

None of the other twenty scenarios have taken place to this point. These were scenarios which, on average, experts rated as having a probability of taking place that was as low as five percent or as high as 64%. (Our prior report indicated that these probabilities seemed too high; see its appendix for the full list.) Of these, seven did not take place as specified, including scenarios experts rated as quite possible, such as the Department of Justice seeking to block the counting of mail-in ballots (55%), postal service delays causing more than one million mail ballots sent by voters to not be delivered in time to be counted (50%), or poll-worker shortages forcing the Election Day closure or consolidation of more than one thousand polling locations nationwide (50%). Experts were appropriately skeptical of other scenarios that did not take place, including millions of counterfeit ballots being mailed to Americans from a foreign county (5%), the RNC or DNC selecting a replacement candidate for president before Election Day (10%), stay-at-home orders preventing voters from going to the polls on Election Day in one or more large cities (20%), or Russian hackers crippling voter registration and election systems in one or more states (22%). (Thirteen other scenarios that experts rated in the prior wave remain possible, though most appear exceedingly unlikely.)

The overall results of expert forecasts are summarized in the figure below, which indicates that experts performed relatively well among events they rated as having a high likelihood of taking place (six of eight events took place that they rated as having a 70% chance or better). However, seven other events that they predicted as having a 5–55% chance of taking place did not occur.



Our November expert survey included 23 nightmare scenarios — nine repeated from the October survey that could still occur and others that we introduced as options on this November survey for the first time. The full list of scenarios evaluated in this wave is available in the appendix. The next figure below reports the median probability estimate and density of expert probability estimates across the 0–100% range for each scenario. Items are listed in descending order of estimated median likelihood. The experts rate twelve scenarios as more likely than not; the other eleven are regarded as substantially less likely, with median estimates of 35% or lower. The probability distributions are shaded red for high-probability items and yellow for those rated less likely.

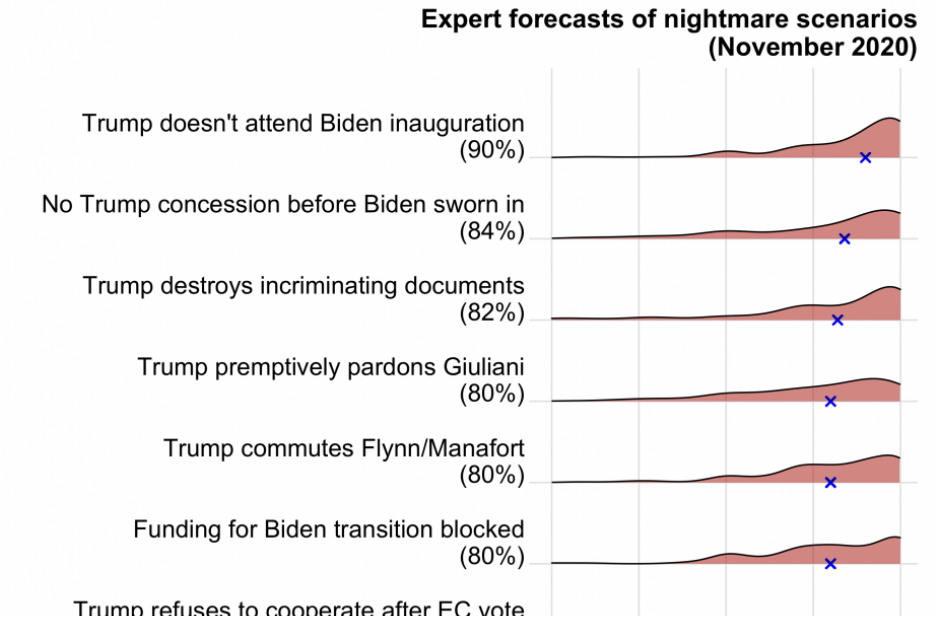
According to experts, the most likely events on the list are President Trump refusing to attend President-elect Biden's inauguration (90% median probability estimate) or to concede the election before that date (84%). By contrast, they view a scenario in which Senate Leader Mitch McConnell and House Minority Leader Kevin McCarthy refuse to acknowledge Biden's electoral win as far less likely (20%).

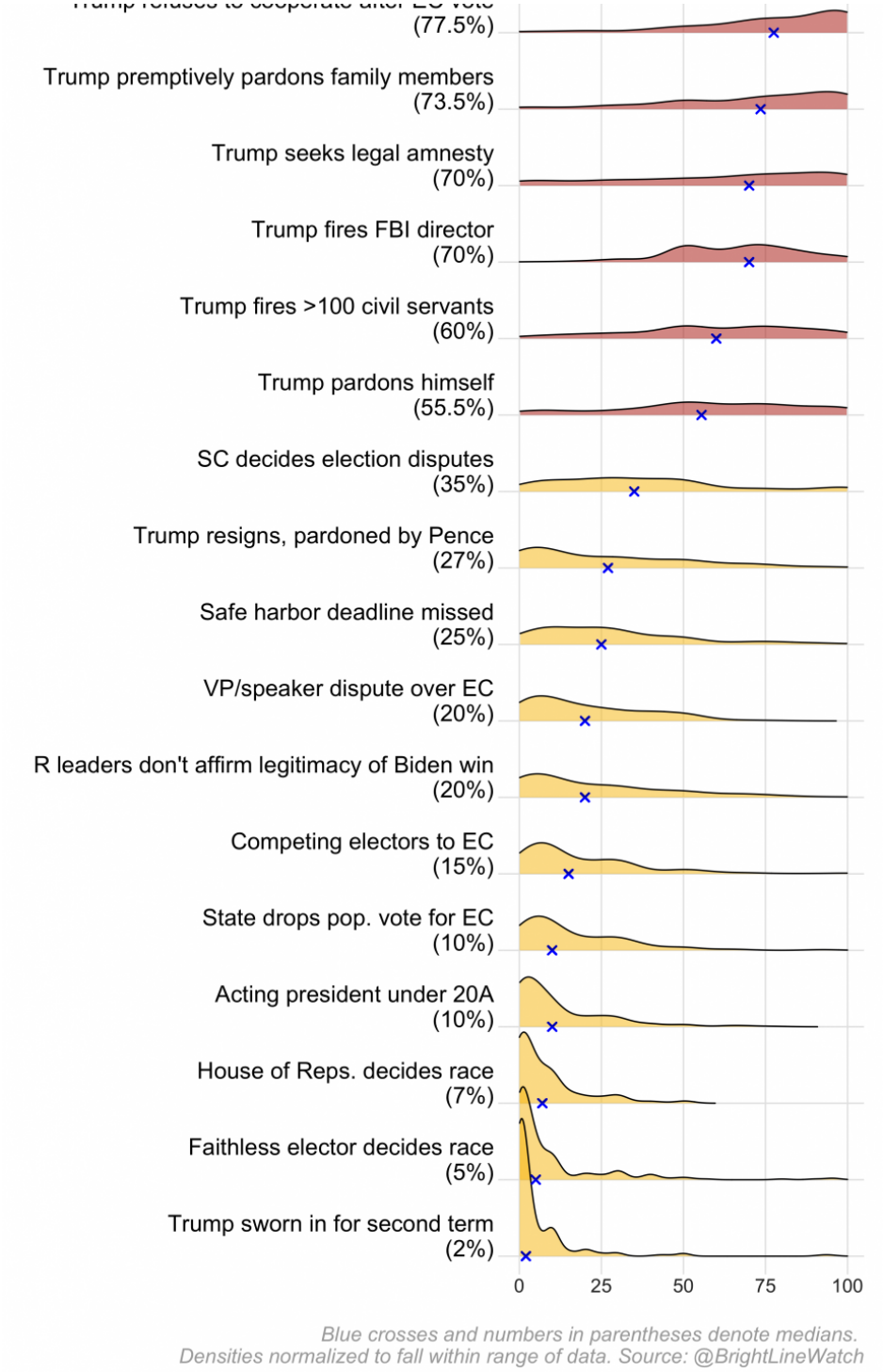
At the time of our survey, our experts expected Trump to obstruct a smooth transfer of authority, including blocking funding for Biden's transition team until the Electoral College vote or afterward (80%), refusing to cooperate with the transition until the Electoral College vote or afterward (78%), and firing over 100 senior civil servants

(60%). The administration did in fact block funding and authorization for the transition for three weeks after the election, but relented on that count only on November 23 rather than pressing the matter until the Electoral College vote.

The experts were also attuned to the legal precarity of President Trump and those around him, rating as likely that the president destroys incriminating documents before leaving the White House (82%); uses the pardon power preemptively on behalf of Rudi Giuliani (80%), members of his own family (74%), or even himself (56%); pardons or commutes the sentences of political allies Michael Flynn and/or Paul Manafort (80%), and seeks legal amnesty for himself and family members (70%). Here again, just as our survey completed, Trump validated one of these forecasts by pardoning Michael Flynn on November 25. Another pardon scenario was rated as much less likely by our experts, however — the median forecast for President Trump resigning before January 20 and then being pardoned by Mike Pence is only 27%.

Various scenarios associated with indeterminate and contested election outcomes are now seen as unlikely by experts. The highest probabilities were assigned to the Supreme Court intervening to decide one or more election-related disputes (35%) or one or more states failing to appoint electors before the December 8 safe harbor deadline (25%). Less likely still are scenarios in which one or more states send competing slates of electors to Congress (15%) or one or more state legislatures abandon the popular vote as a basis to appoint electors (10%).

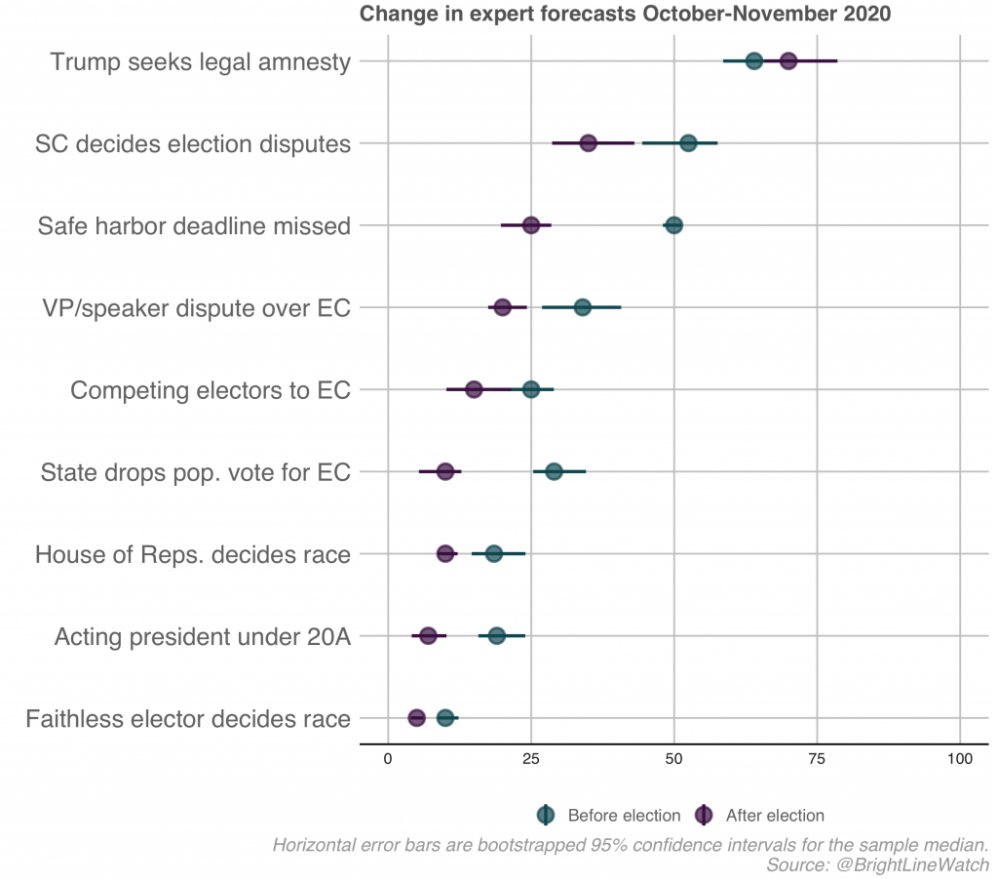




Scenarios involving Electoral College indeterminacy — a dispute between the Vice President and Speaker of the House, the appointment of an acting president, the determination of the presidency by the House of Representatives, or pivotal action by a faithless elector — are rated as even less likely. The least likely of our 23 scenarios, however, is Trump being sworn in for a second term, which gets a median probability of 2%.

A clear pattern emerges from these responses. The experts expect non-compliance from President Trump in the orderly transfer of authority to a Biden administration. They expect legal machinations around the pardon authority and possible amnesty for at least members of the Trump family and inner circle. They do not, however, regard Joe Biden's victory or his eventual path to the presidency to be in serious doubt. Based on the pattern from October, we expect a number of the scenarios rated as most likely by experts to take place but relatively few of those rated as having a low or intermediate probability.

We repeated nine of the 28 nightmare scenarios from the October survey in November. Most of these scenarios refer to aspects of the process by which the state-level popular vote is converted into a presidential election outcome — for example, a state missing the safe harbor deadline for selecting its presidential electors on December 8 or sending competing slates of electors to Congress later in the month. On the whole, our experts' sense of alarm about the election has declined, with probability estimates for every election-related item declining between our October and November surveys. The figure below shows the median estimate and 95% confidence interval for each scenario in declining order of their estimated likelihood.

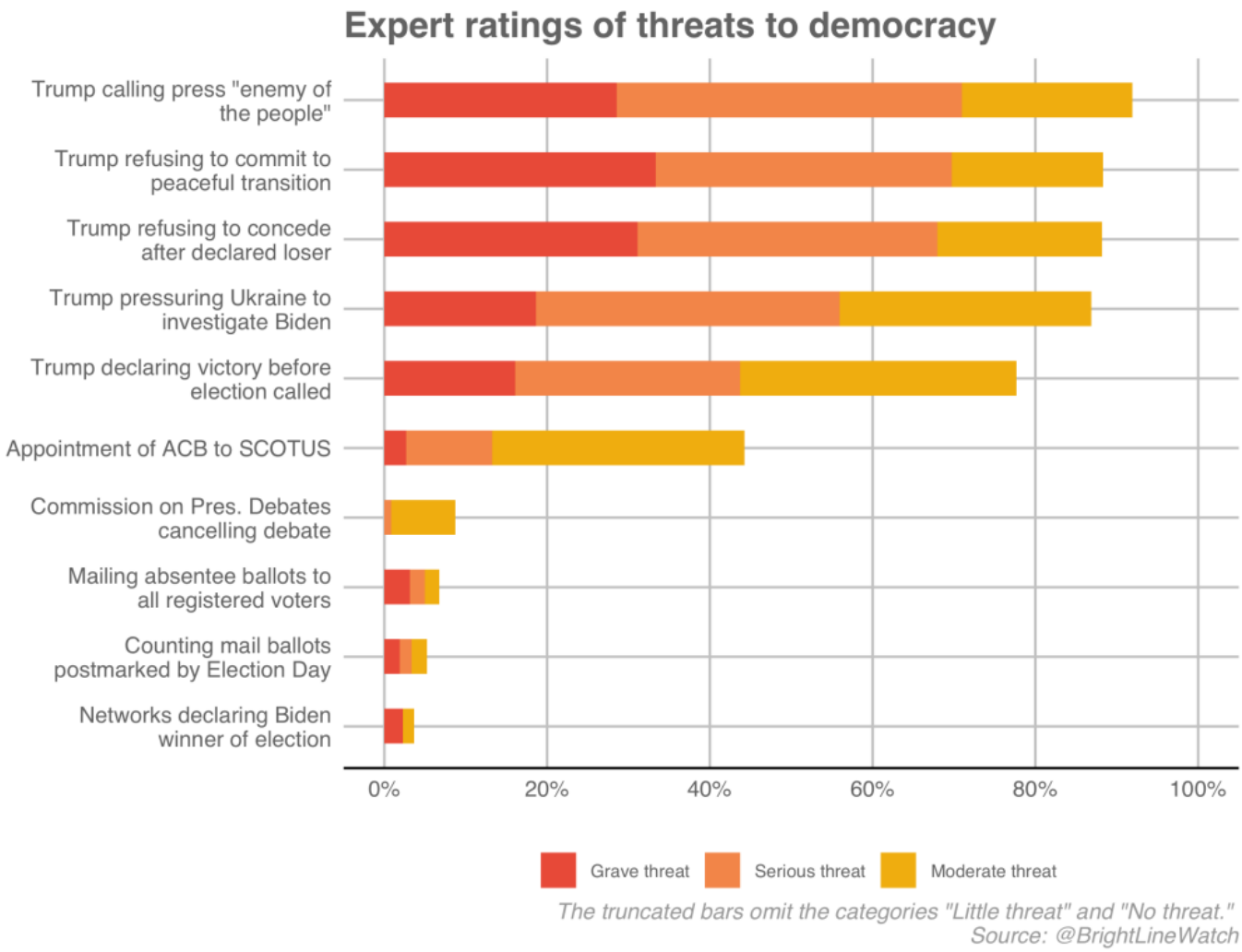


Concern among experts declined in almost every case, including that the Supreme Court would intervene to resolve an election dispute (53% to 35%), that a state would miss the safe harbor deadline (50% to 25%), that a state would abandon the popular vote as the basis for naming its electors (29% to 10%), or that an acting president would be appointed under the 20th Amendment (19% to 10%). The only item that does not decline from October to November relates to President Trump's legal status. Expert expectations that Trump would seek legal amnesty for himself and family members during the transition rose slightly from 64% in our October pre-election survey to 70% in the post-election survey.

Threats to democracy

Our November survey included a new battery that asked the experts to gauge the threat, if any, to American democracy posed by ten noteworthy events. Respondents were asked to rate each event as a grave threat, a serious threat, a moderate threat, little threat, or no threat to democracy. The bar graph below lists the events in order of

the total proportion of experts that rated each threat as either grave (red), serious (orange), or moderate (yellow).



Despite bitter criticism from the Trump administration, experts do not regard media outlets declaring Biden the winner of the election as a peril to democracy. Similarly, few see distributing mail ballots to all registered voters in some states or counting them if mailed by election day as threats. Although unprecedented, few experts regard the cancellation of a presidential debate as a hazard to our system of government either. All of these events were decried by Trump, but experts perceive little or no threat.

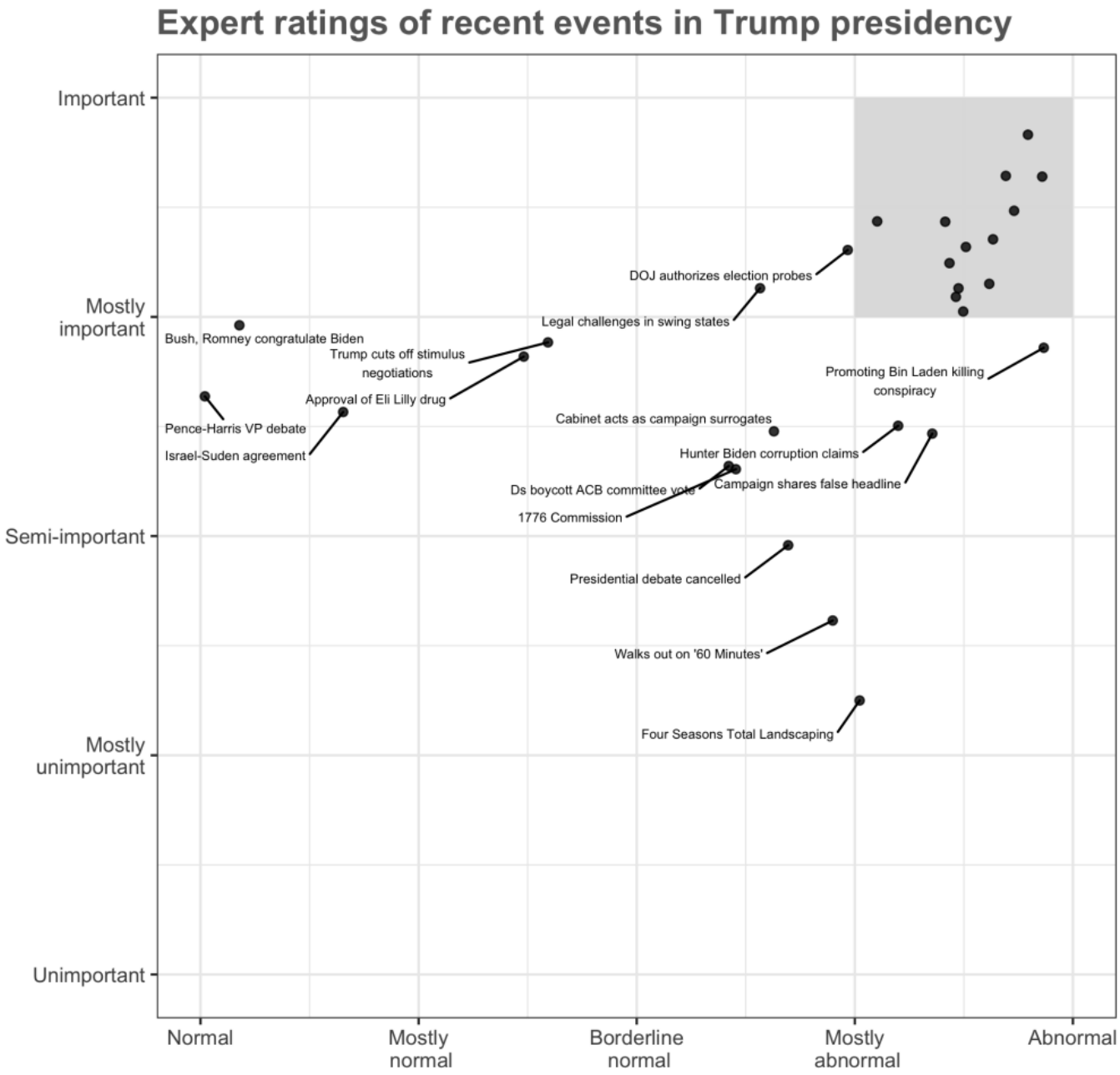
The appointment of Amy Coney Barrett to the Supreme Court raised somewhat greater alarm among experts. Barrett's nomination and confirmation in the last weeks before the election attracted howls from President Trump's opponents, who denounced the move as a power grab and constitutional hardball. The appointment spurred calls for

Supreme Court expansion among Democrats anticipating that the election would return control of the Senate as well as the presidency. Despite this outcry, however, most experts were not seriously concerned over Barrett's appointment — 55% rated it as posing little or no danger to democracy, though 31% rate it as a moderate threat, 11% as a serious threat, and 3% as a grave threat.

The events that experts saw as more threatening to democracy all pertain to President Trump's conduct in office. Some predate the election. For instance, we asked experts to rate Trump's July 2019 attempt to pressure Ukrainian President Vlodymyr Zelensky into investigating Joe Biden. Nineteen percent rated that event, which prompted Trump's impeachment by the House of Representatives, as a grave threat to democracy, while 37% regarded it as a serious threat and 31% rated it as a moderate threat. Experts were most alarmed, however, by Trump calling the press an "enemy of the people," an epithet he has repeated throughout his presidency. Seventy-one percent of experts described Trump's use of this smear as a grave or serious threat to democracy. These figures were nearly identical to those for Trump's refusal to commit to a peaceful transition of power (70% of experts rated as grave or serious) and his related refusal to concede after Biden was projected to be the winner (68% grave or serious). These judgments reflect an expert consensus that freedom of the press and the peaceful transfer of power via elections are bedrocks of democracy; Trump's refusal to honor these principles is seen to place that foundation in jeopardy.

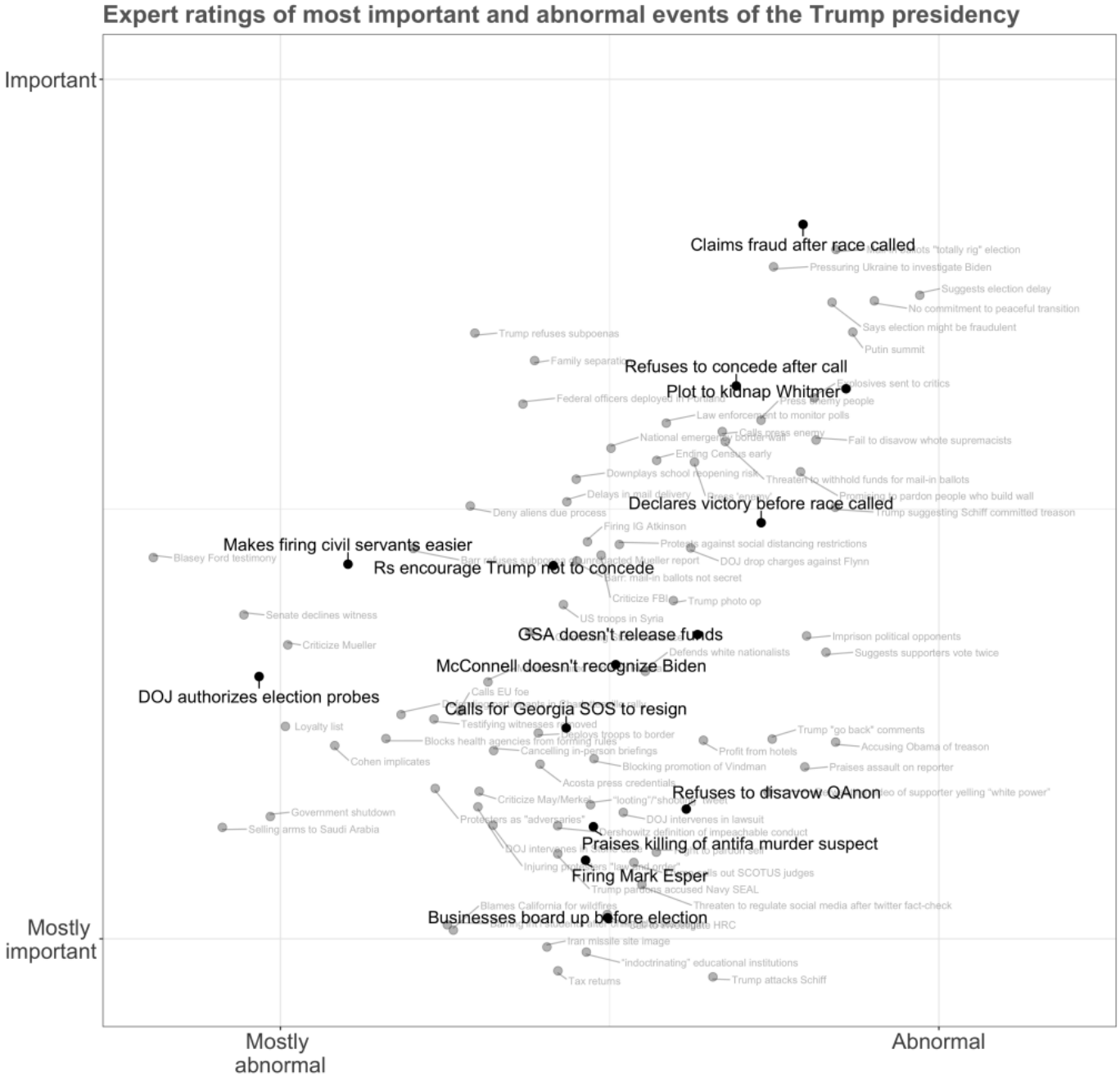
The importance and normality of events in October and November 2020

As in prior surveys, we asked our experts to separately assess the importance and normalcy of notable events that took place since our last report. Although our previous survey was conducted only one month earlier, there was no lack of material. Results are presented in the figures below. The events of greatest concern are those situated in the upper-right quadrant. These events are ones that experts deem highly unconventional *and* consequential; these are often major departures from democratic norms.



Each point is the mean rating of experts surveyed by Bright Line Watch in November 2020 for the corresponding event.
Source: @BrightLineWatch

To provide greater clarity, the figure below provides a magnification of the top right sector highlighted in gray above, labeling the densely clustered items (labels in black) and superimposing them over items rated in that same top right sector in previous survey waves. These are the events that took place during the Trump administration that experts rated as most abnormal and important.

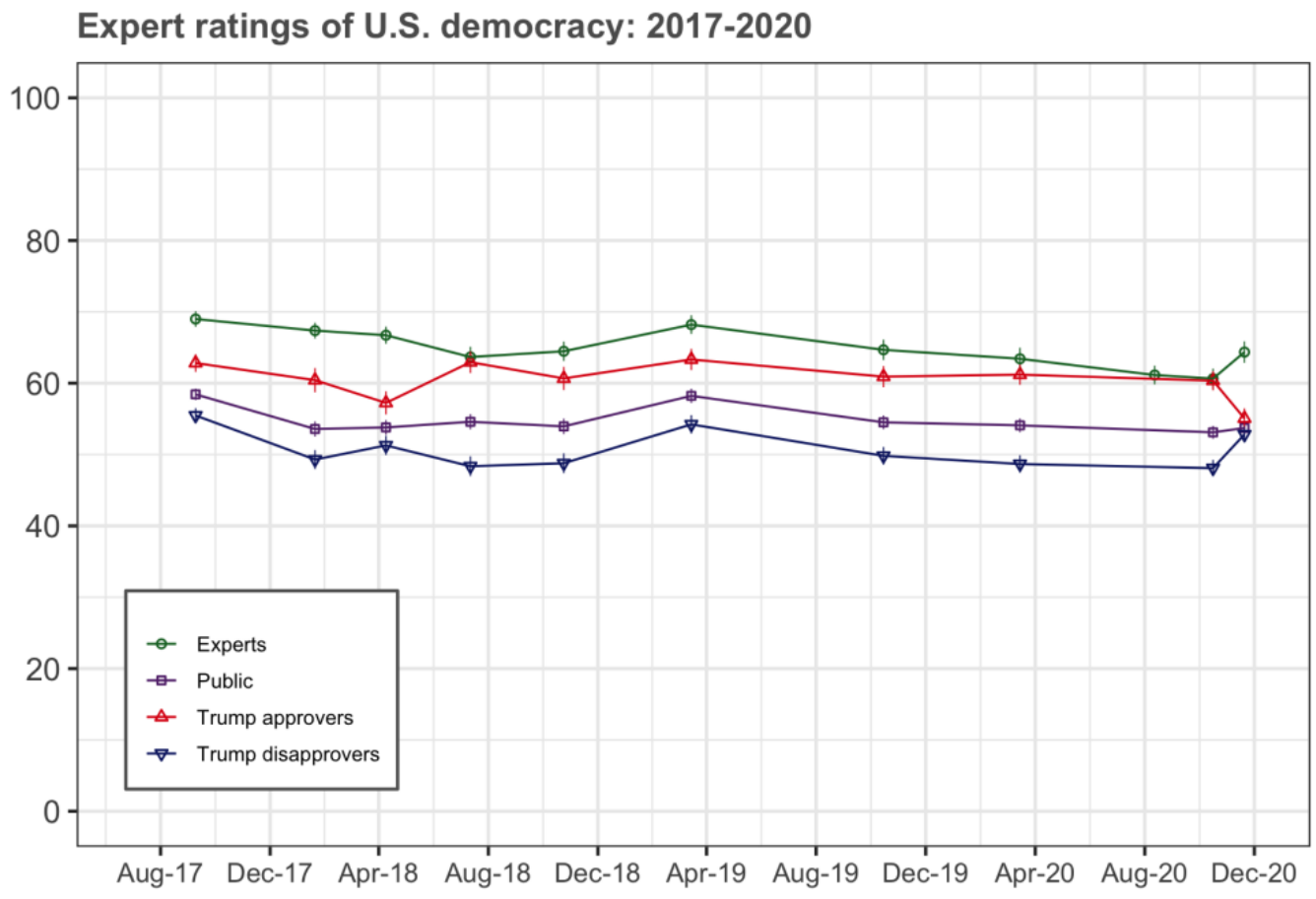


None of the events from October and November broke ground in their *ab*normality alone. The most abnormal events to date in our data include Trump's suggestion of a delay in the 2020 election; his refusal to commit to a peaceful transition of power; and the Helsinki summit in which Trump sided with Russian President Vladimir Putin in rejecting U.S. intelligence of Russia's interference in the 2016 election. However, experts rate President Trump's persistent claims of widespread election fraud after the presidential election was called for Biden as *the most important event of his presidency* that is also highly abnormal. Here again, our expert responses highlight the premi-

um they place on consensus recognition of core democratic procedures and electoral authority. The way Trump is using baseless claims of fraud to deny the legitimacy of his defeat in a free and fair election presents a direct threat to democratic stability.

Democratic performance as evaluated by the public and the experts

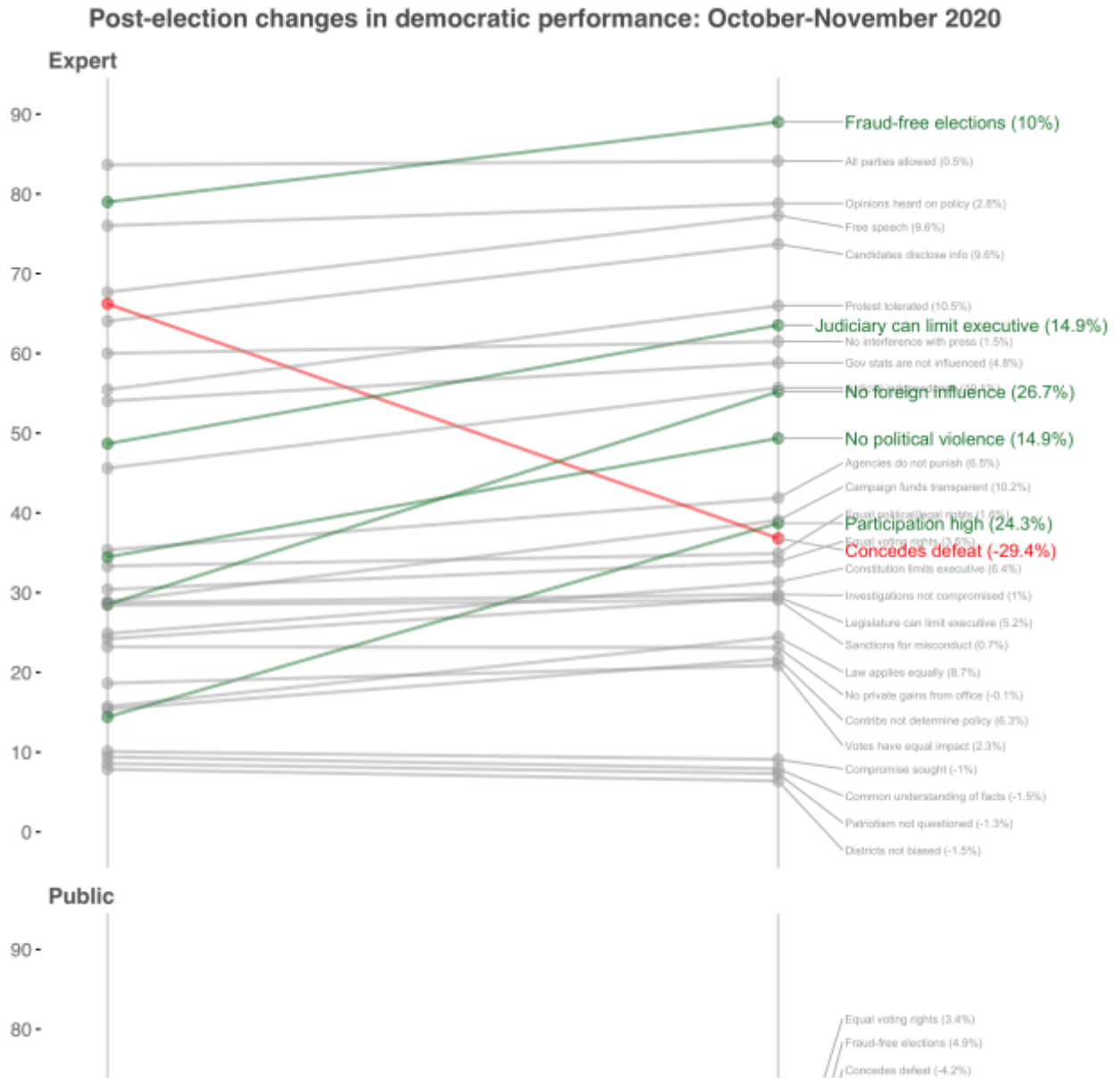
As in previous surveys, we asked both expert and public respondents to assess the quality of U.S. democracy overall and to evaluate its performance on thirty distinct democratic principles (see Appendix for the complete list). The figure below shows mean evaluations of the overall quality of U.S. democracy on a 0–100 scale among experts (green line) and the public (purple line). It also separately plots responses among the public from Trump approvers (red line) and disapprovers (blue line).

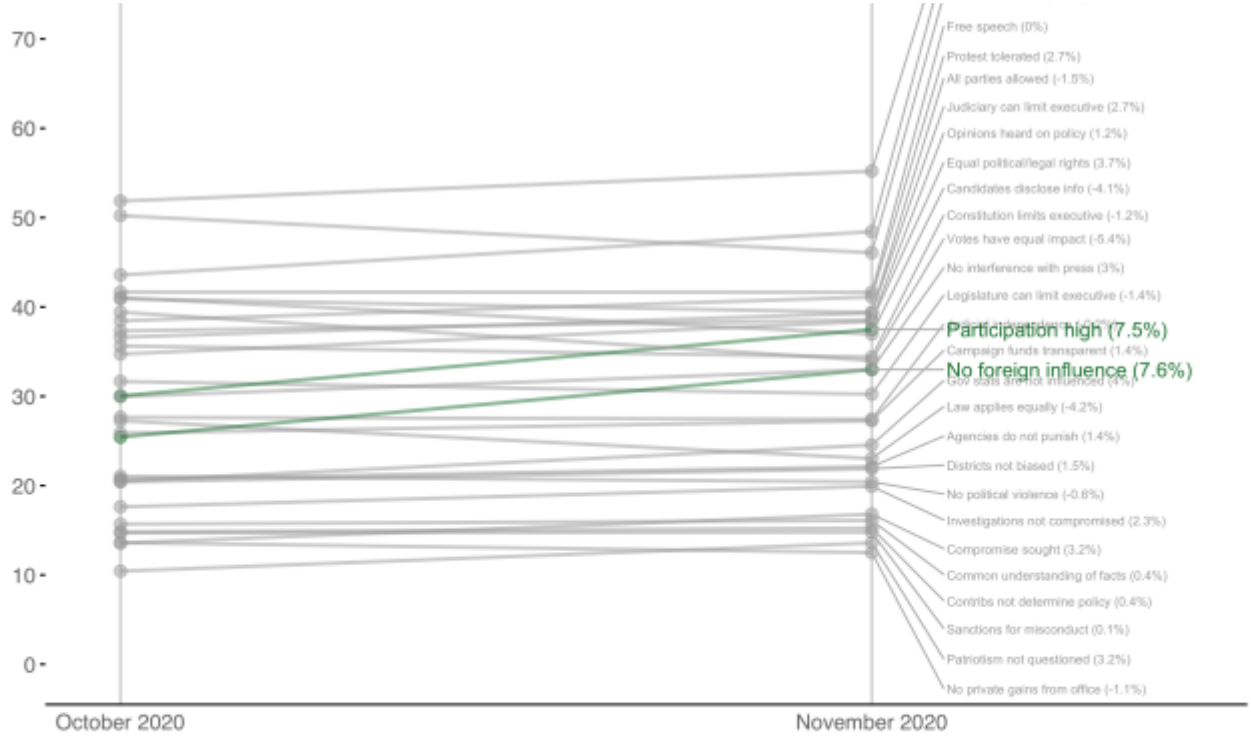


Ratings of U.S. democracy by the public and experts on a 0-100 scale.
Figure shows mean values across thirteen survey waves. Vertical error bars are 95% confidence intervals.
Source: @BrightLineWatch

The 2020 election improved perceptions of U.S. democracy among both the public and experts. The mean rating on a 0–100 scale nudged up from 53.1 to 53.7 among the public from October to November and from 60.6 to 64.4 among experts. Unsurprisingly, though, this pattern differed sharply between members of the public who approve of Trump and those who do not. Trump supporters rated U.S. democracy lower (declining from 60.4 to 55.1) while opponents rated it higher (increasing from 48.1 to 52.8).

The next figures turn attention to our thirty democratic principles, showing the percentage of respondents who indicated that the U.S. "mostly meets" or "fully meets" each principle in our October (left side) and November (right side) surveys. The lines illustrate changes from one survey to the next, with statistically significant improvements highlighted in green and declines in red.





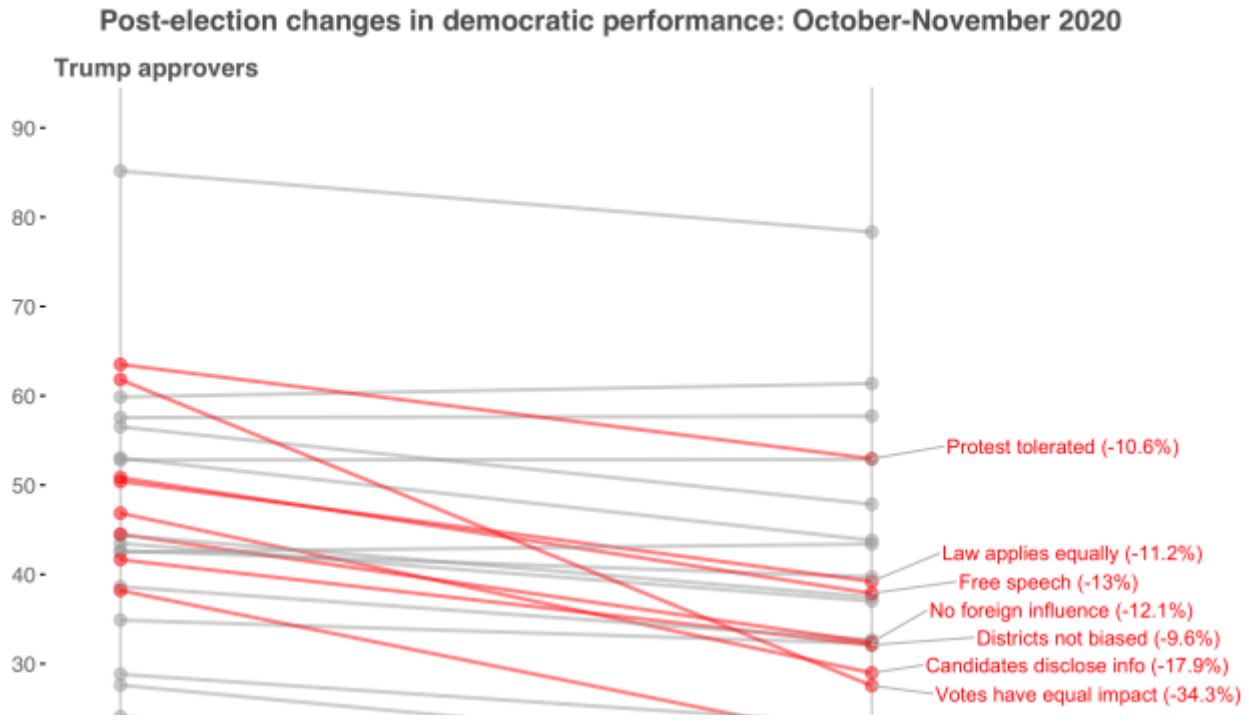
FDR sharpened q-values account for multiple comparisons.
Differences that are statistically significant (FDR adjusted p <.05) are colored.
Source: @BrightLineWatch

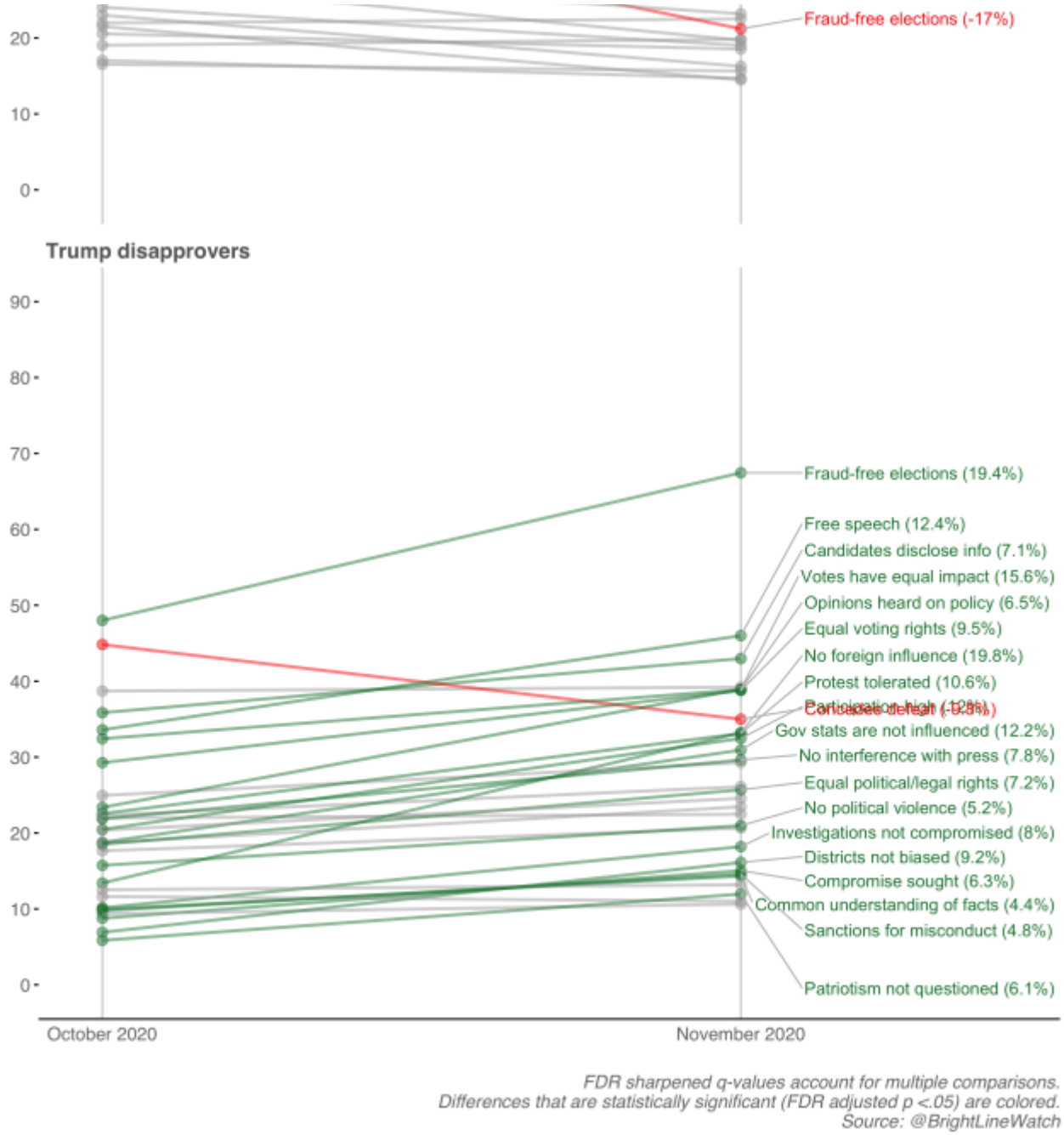
Among experts, we see a measurable decline in democratic performance on only one principle — that politicians who lose free and fair elections will concede defeat — and sharp upticks on some principles related to elections, including elections being free from foreign influence (from 29% to 55%) and participation levels being high (from 14% to 39%). November's survey also saw a substantial improvement in expert assessments that citizens are protected from political violence by private actors, which may reflect the lack of violence surrounding the November election as well as a rebound from the October survey, which followed shootings at protests in Wisconsin and Oregon earlier in the fall.

Among the public, evaluations of performance on democratic principles were relatively stable. We observe significant changes from October to November on only two items — that participation should be high and elections protected from foreign influence. Assessments improved on both principles. Positive evaluations of US performance on participation comes in the wake of the highest turnout in more than a century, with an estimated 66.5% of eligible voters casting ballots. The improved assessment on foreign influence reflects pre-election concerns not being borne out.

When we separate public respondents by approval of President Trump in the figure below, however, the picture changes radically. Trump supporters perceive measurable declines on seven items: protections for free speech, individuals' right to protest, and from foreign influence in elections, that candidates disclose sufficient information for voters to know how they will govern, that electoral districts do not systematically favor one party, that all votes have equal impact, and that elections are free of fraud. The last claim likely indicates that President Trump's stream of claims about electoral fraud are resonating with his supporters, despite the failure of the president and his legal team to provide any evidence that withstands judicial scrutiny.

We find a steep drop in Trump approvers' belief in all votes being counted equally, from 62% in October to 28% in November. This drop is puzzling. It is well documented, of course, that all votes do not count equally. Votes from less-populated states are, in effect, more heavily weighted both in presidential elections via the Electoral College and in the Senate because of that chamber's malapportionment. In House elections, Republicans are advantaged in more states by gerrymandering than are Democrats and enjoy structural advantages in districting due to greater geographic concentration among Democrats. As a result, Republicans enjoy success that is disproportionate to their vote share in contests for every federal office. The president's supporters are presumably not embracing these facts but instead expressing dissatisfaction that their votes were not enough to keep Trump in the White House.





The picture among Trump's opponents looks dramatically different. Like the experts, they perceive a decline in democratic performance on one principle — that losing candidates concede elections — but on 19 of the remaining 29 items their assessments rose by statistically significant margins. The greatest improvements were observed for confidence that elections are free of fraud, which rose more (19 percentage points) than perceived performance on the same item declined among Trump supporters (17 points). The list of other items in which performance increased significantly includes those connected to elections (equal voting rights, equal impact, no foreign influence) and also some that pertain to norms of behavior (seeking compromise with oppo-

nents, respecting one's adversary's patriotism). In general, Trump's opponents viewed U.S. performance on numerous democratic principles more positively in the weeks following the election.

Appendix

Bright Line Watch surveys on the state of America's democracy, November 2020

From November 12–25, 2020, Bright Line Watch conducted its thirteenth survey of academic experts, and tenth of the general public, on the quality of democracy in the United States. Our public sample consisted of 2,700 survey participants from the YouGov sample who were selected and weighted to be representative of the U.S. adult population. We also surveyed 561 political science experts across a diverse range of subfields (5% of solicited invitations). Our email list was constructed from the faculty list of U.S. institutions represented in the online program of the 2016 American Political Science Association conference and updated by reviewing department websites and job placement records from Ph.D. programs in the period since.

All estimates shown in the report used weights provided by YouGov. Our expert sample is traditionally unweighted because we do not collect demographic data to protect anonymity. Error bars in our graphs represent 95% confidence intervals. Data are available here.

Both the expert and public samples in Wave 13 responded to a battery of questions about democratic performance in the United States. Afterward, they were asked to evaluate the quality of American democracy overall on a 100-point scale. Experts were also asked to evaluate the quality of democracy in their state on the same 0–100 scale. Expert respondents were then asked to respond to two additional batteries: one in which they were presented with a list of political events and asked to rate them on normalcy and importance, another in which they were asked to evaluate hypothetical scenarios related to the 2020 Presidential Election (lists of both are below), and a final set of questions about the degree to which select events posed a threat to democracy.

Nightmare Scenarios

Respondents were asked to assess the chances that each one of the following scenarios will occur.

- 1. President Trump attempts to negotiate legal amnesty for himself and his family after the election.
- 2. One or more states send competing slates of electors to the Electoral College.
- 3. One or more states are unable to resolve an election dispute before the safe harbor deadline.
- 4. A dispute over the results of the election creates a conflict between the Vice President and the Speaker of the House over accepting Electoral College votes.
- 5. A conflict over Electoral College votes causes the appointment of an acting president under the terms of the Twentieth Amendment on January 20, 2021.
- 6. One or more legal disputes over the election are decided by the U.S. Supreme Court.
- 7. One or more state legislatures enact a bill that would overturn the statewide popular vote as an allocation mechanism for electors and/or stop the counting of ballots.
- 8. A faithless elector decides the presidency.
- 9. The presidential election is decided by the House of Representatives.
- 10. The Trump administration destroys documents that might implicate the White House in wrongdoing.
- 11. President Trump refuses to cooperate on the presidential transition with the incoming Biden administration after the Electoral College vote.
- 12. The Trump administration blocks government funding for the Biden transition until the Electoral College vote or afterward.
- 13. President Trump refuses to formally concede defeat before the inauguration.
- 14. President Trump pardons himself.
- 15. President Trump fires FBI director Christopher Wray.
- 16. President Trump pardons or commutes the sentences of Michael Flynn and/or Paul Manafort.
- 17. President Trump preemptively pardons family members.
- 18. President Trump preemptively pardons Rudy Giuliani and/or employees of the Trump organization.
- 19. President Trump resigns and is pardoned by Mike Pence.
- 20. President Trump refuses to attend Joe Biden's presidential inauguration.
- 21. President Trump fires more than 100 senior civil servants before the inauguration.
- 22. Republican Senate leader Mitch McConnell and House Minority Leader Kevin McCarthy fail to acknowledge Joe Biden as the legitimate winner of the election even after Biden is inaugurated in January 2021.
- 23. President Trump is sworn in for a second term on January 20, 2021.

Events

- 1. President Trump declaring he won the election before the race had been called
- 2. President Trump refusing to concede defeat after being declared loser of the election
- 3. President Trump claiming widespread fraud after being declared loser of the election
- 4. Rudy Giuliani holding a press conference at Four Seasons Total Landscaping
- 5. President Trump creating the 1776 Commission to promote "patriotic education"
- 6. GSA administrator declining to release funds to Biden transition
- 7. George W. Bush and Mitt Romney congratulating Biden on presidential victory
- 8. Trump campaign posting doctored newspaper headline declaring Gore 2000 victor
- 9. The Commission on Presidential Debates cancelling the October 15 debate
- 10. Senate Democrats boycotting Amy Coney Barrett's Judiciary Committee vote
- 11. President Trump firing Secretary of Defense Mark Esper after the election via tweet
- 12. President Trump abruptly ending a '60 Minutes' interview with Lesley Stahl
- 13. Lindsey Graham, Ted Cruz, and other Republican officials encouraging Trump not to concede
- 14. The Trump campaign filing legal challenges in swing states after election is called
- 15. President Trump signing an executive order making it easier to fire federal civil service employees
- 16. Rudy Giuliani obtaining Hunter Biden's laptop and promoting corruption claims against him
- 17. Attorney General Bill Barr authorizing DOJ to probe "clear and apparently-credible allegations" of election irregularities if they exist
- 18. David Perdue and Kelly Loeffler calling for the Georgia Secretary of State, a Republican, to step down
- 19. Mitch McConnell declining to recognize Biden as president-elect in floor speech after race called
- 20. President Trump deploying members of his cabinet as campaign surrogates before election
- 21. President Trump cutting off negotiations for stimulus package and blaming Pelosi for the impasse
- 22. Mike Pence and Kamala Harris participating in the vice presidential debate
- 23. President Trump helping to facilitate peace agreement between Sudan and Israel
- 24. FDA providing emergency authorization for Eli Lilly's experimental antibody drug to treat COVID-19
- 25. President Trump promoting conspiracy theory that Osama Bin Laden killing was a hoax
- 26. President Trump praising U.S. marshals killing antifa murder suspect in Portland
- 27. President Trump refusing to disavow QAnon
- 28. Right-wing militia members in Michigan plotting to kidnap Gov. Gretchen Whitmer
- 29. Businesses board up in major cities fearing post-election violence and protests

Threats to democracy

We then asked respondents to evaluate the extent of the threat to the quality and stability of American democracy posed by the following events.

- 1. President Trump declaring that he had won the election before the race had been called.

- 2. President Trump refusing to concede defeat after being declared loser of the election.
- 3. President Trump refusing to commit before the election to a peaceful transition of power.
- 4. President Trump pressuring Ukraine to investigate Joe Biden.
- 5. President Trump calling the press an "enemy of the people."
- 6. Networks, including Fox News, declaring Joe Biden the winner of the presidential election.
- 7. The Commission on Presidential Debates cancelling the October 15 debate.
- 8. The appointment of Amy Coney Barrett to the Supreme Court.
- 9. The practice of mailing absentee ballots to all registered voters.
- 10. The practice of counting mail ballots postmarked by Election Day even if received afterward.

Democratic principles

The foundation of Bright Line Watch's surveys is a list of 30 statements expressing a range of democratic principles (the full list is provided below). Democracy is a multidimensional concept. Our goal is to provide a detailed set of measures of democratic values and of the quality of American democracy. We are also interested in the resilience of democracy and the nature of potential threats it faces. Based on the experiences of other countries that have experienced democratic setbacks, we recognize that democratic erosion is not necessarily an across-the-board phenomenon. Some facets of democracy may be undermined first while others remain intact, at least initially. The range of principles that we measure allows us to focus attention on variation in specific institutions and practices that, in combination, shape the overall performance of our democracy.

Bright Line Watch's Wave 1 survey included 19 statements of democratic principles. Based on feedback from respondents and consultation with colleagues, we expanded that list to 29 statements in Wave 2. We then reduced that set to a set of 27 statements for the Wave 3 through Wave 8 surveys. 17 of those 27 statements were included in Wave 1, and all 27 were included in Wave 2. We added one statement to the list in Wave 9. In Wave 12, we asked respondents to assess two additional principles:

- *The law is enforced equally for all persons*
- *Politicians who lose free and fair elections will concede defeat*

The full set of statements is presented below and grouped thematically for clarity. In the surveys, the principles were not categorized or labeled. Each respondent was shown a randomly selected subset of statements (14 for the public, 9 for experts) and asked to rate the performance of the United States on those dimensions.

Elections

- Elections are conducted, ballots counted, and winners determined without pervasive fraud or manipulation
- Citizens have access to information about candidates that is relevant to how they would govern
- The geographic boundaries of electoral districts do not systematically advantage any particular political party
- Information about the sources of campaign funding is available to the public
- Public policy is not determined by large campaign contributions
- Elections are free from foreign influence
- Politicians who lose free and fair elections will concede defeat

Voting

- All adult citizens have equal opportunity to vote
- All votes have equal impact on election outcomes
- Voter participation in elections is generally high

Rights

- All adult citizens enjoy the same legal and political rights
- Parties and candidates are not barred due to their political beliefs and ideologies
- Government protects individuals' right to engage in unpopular speech or expression
- Government protects individuals' right to engage in peaceful protest
- Citizens can make their opinions heard in open debate about policies that are under consideration
- The law is enforced equally for all persons

Protections

- Government does not interfere with journalists or news organizations
- Government effectively prevents private actors from engaging in politically-motivated violence or intimidation
- Government agencies are not used to monitor, attack, or punish political opponents

Accountability

- Government officials are legally sanctioned for misconduct
- Government officials do not use public office for private gain
- Law enforcement investigations of public officials or their associates are free from political influence or interference
- Government statistics and data are produced by experts who are not influenced by political considerations

Institutions

- Executive authority cannot be expanded beyond constitutional limits
- The legislature is able to effectively limit executive power
- The judiciary is able to effectively limit executive power
- The elected branches respect judicial independence

Discourse

- Even when there are disagreements about ideology or policy, political leaders generally share a common understanding of relevant facts
- Elected officials seek compromise with political opponents
- Political competition occurs without criticism of opponents' loyalty or patriotism

To measure perceived democratic performance, the survey asked, "How well do the following statements describe the United States as of today?" Each respondent was then presented with 14 statements of principle, randomly drawn from the set above, and offered the following response options:

- The U.S. does not meet this standard
- The U.S. partly meets this standard
- The U.S. mostly meets this standard
- The U.S. fully meets this standard
- Not sure

The order in which statements were presented in the battery was randomized for each respondent so there should be no priming or ordering effects in how they were assessed.

Appendix figures

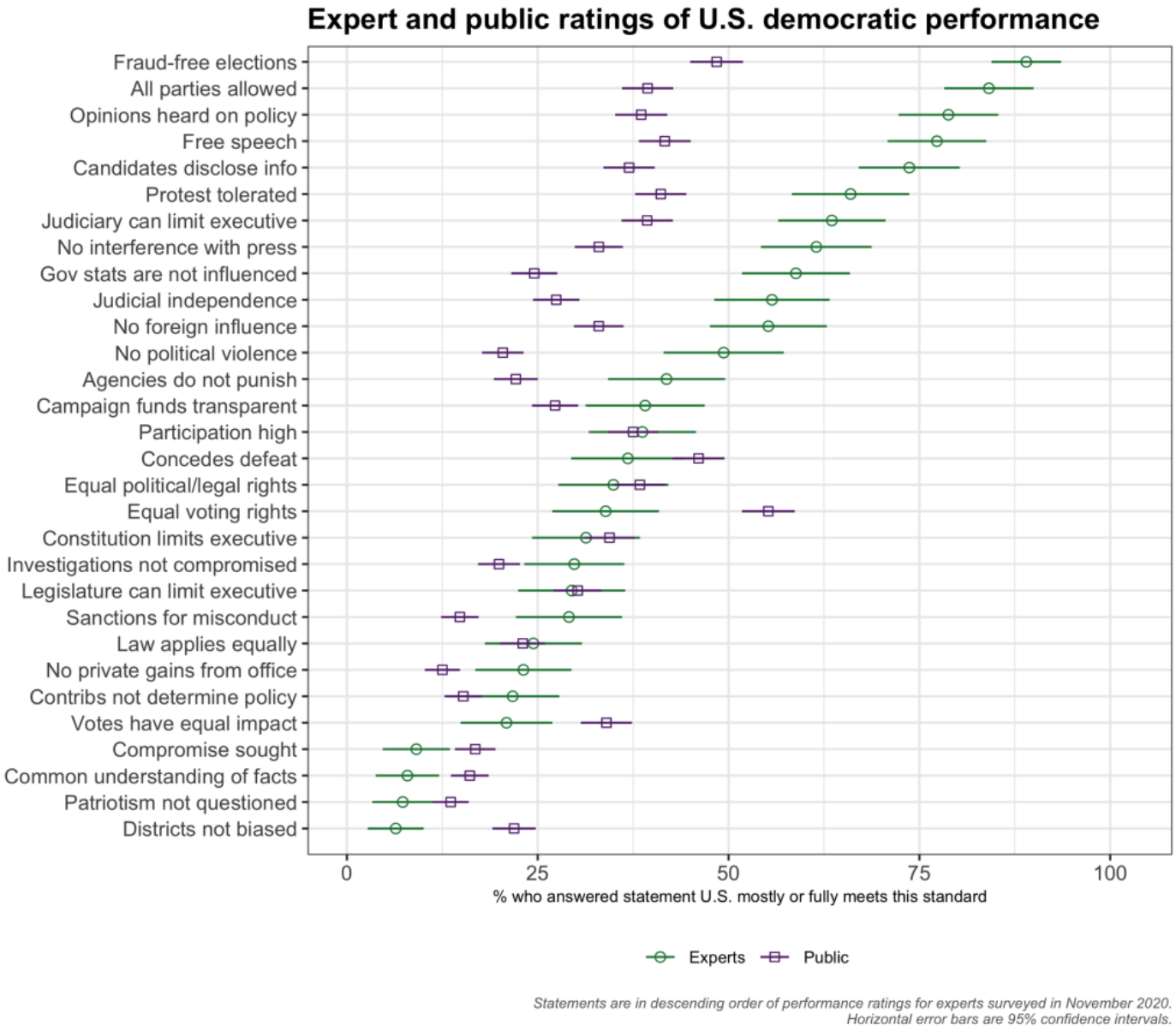


Figure 1

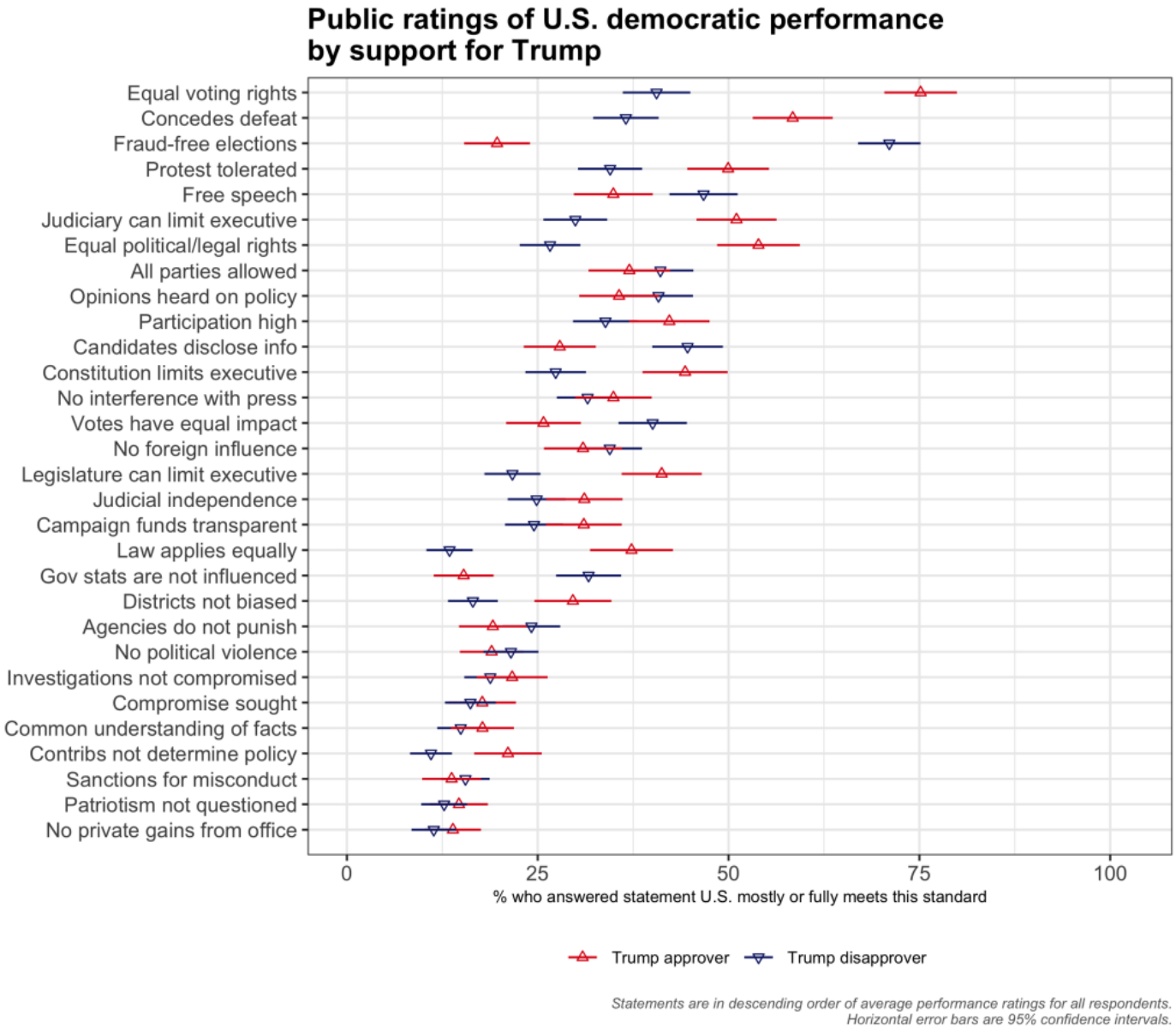

Public ratings of U.S. democratic performance by support for Trump
Equal voting rights
Concedes defeat
Fraud-free elections
Protest tolerated
Free speech
Judiciary can limit executive
Equal political/legal rights
All parties allowed
Opinions heard on policy
Participation high
Candidates disclose info
Constitution limits executive
No interference with press
Votes have equal impact
No foreign influence
Legislature can limit executive
Judicial independence
Campaign funds transparent
Law applies equally
Gov stats are not influenced
Districts not biased
Agencies do not punish
No political violence
Investigations not compromised
Compromise sought
Common understanding of facts
Contribs not determine policy
Sanctions for misconduct
Patriotism not questioned
No private gains from office
0
25
50
75
100
% who answered statement U.S. mostly or fully meets this standard
Trump approver
Trump disapprover
Statements are in descending order of average performance ratings for all respondents.
Horizontal error bars are 95% confidence intervals.

Figure 2

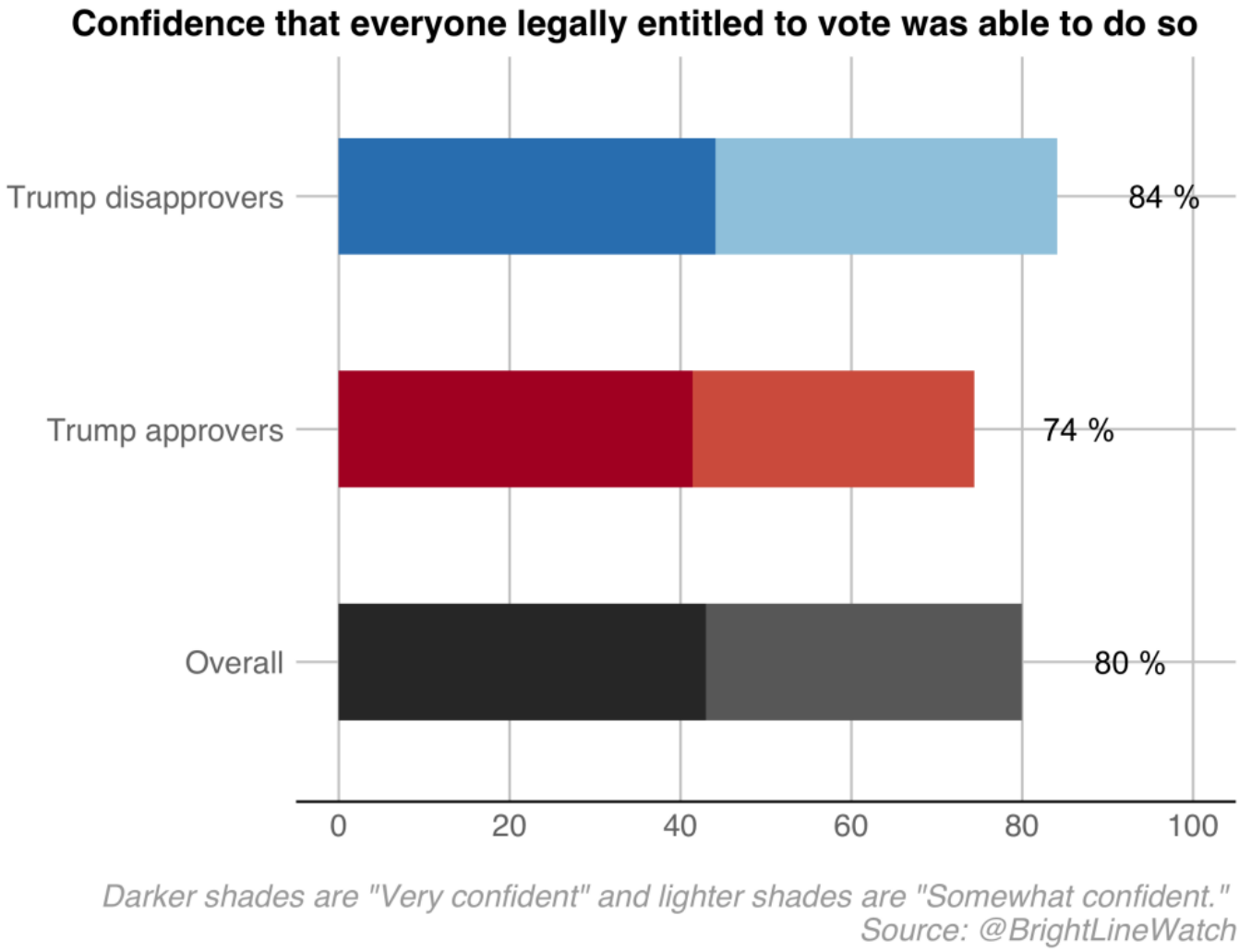

Confidence that everyone legally entitled to vote was able to do so
Trump disapprovers
84 %
Trump approvers
74 %
Overall
80 %
0
20
40
60
80
100
Darker shades are "Very confident" and lighter shades are "Somewhat confident."
Source: @BrightLineWatch

Figure 3

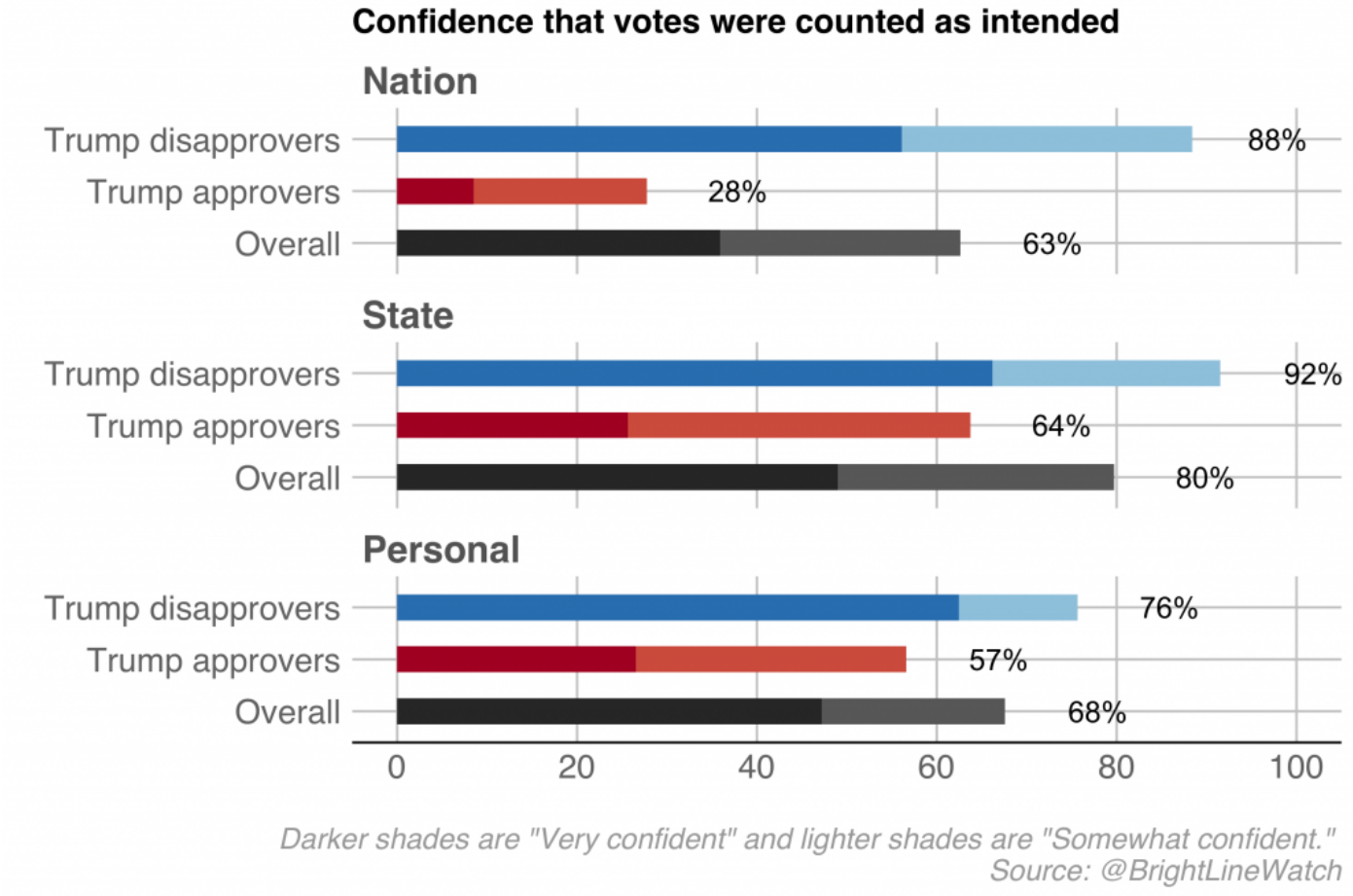


Figure 4

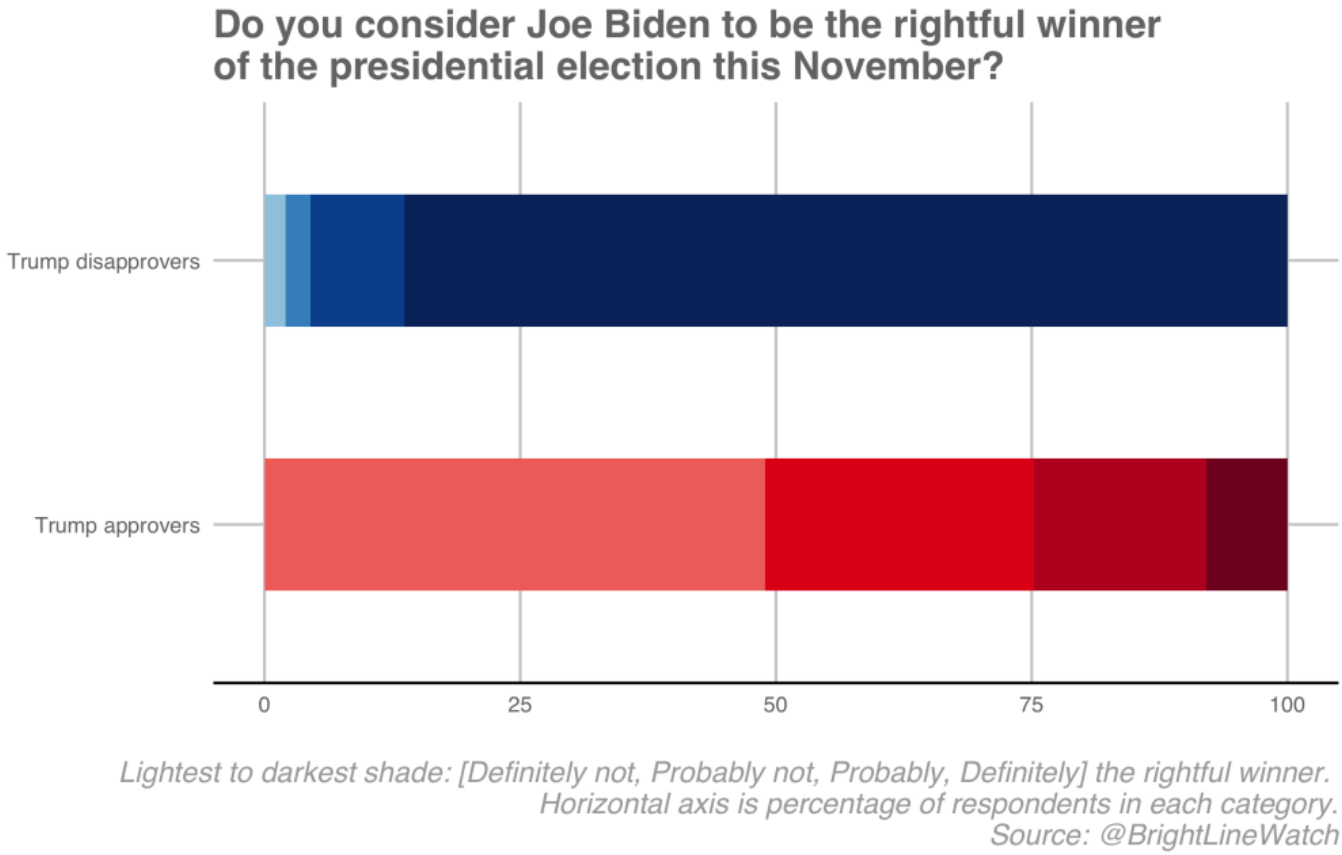


Figure 5

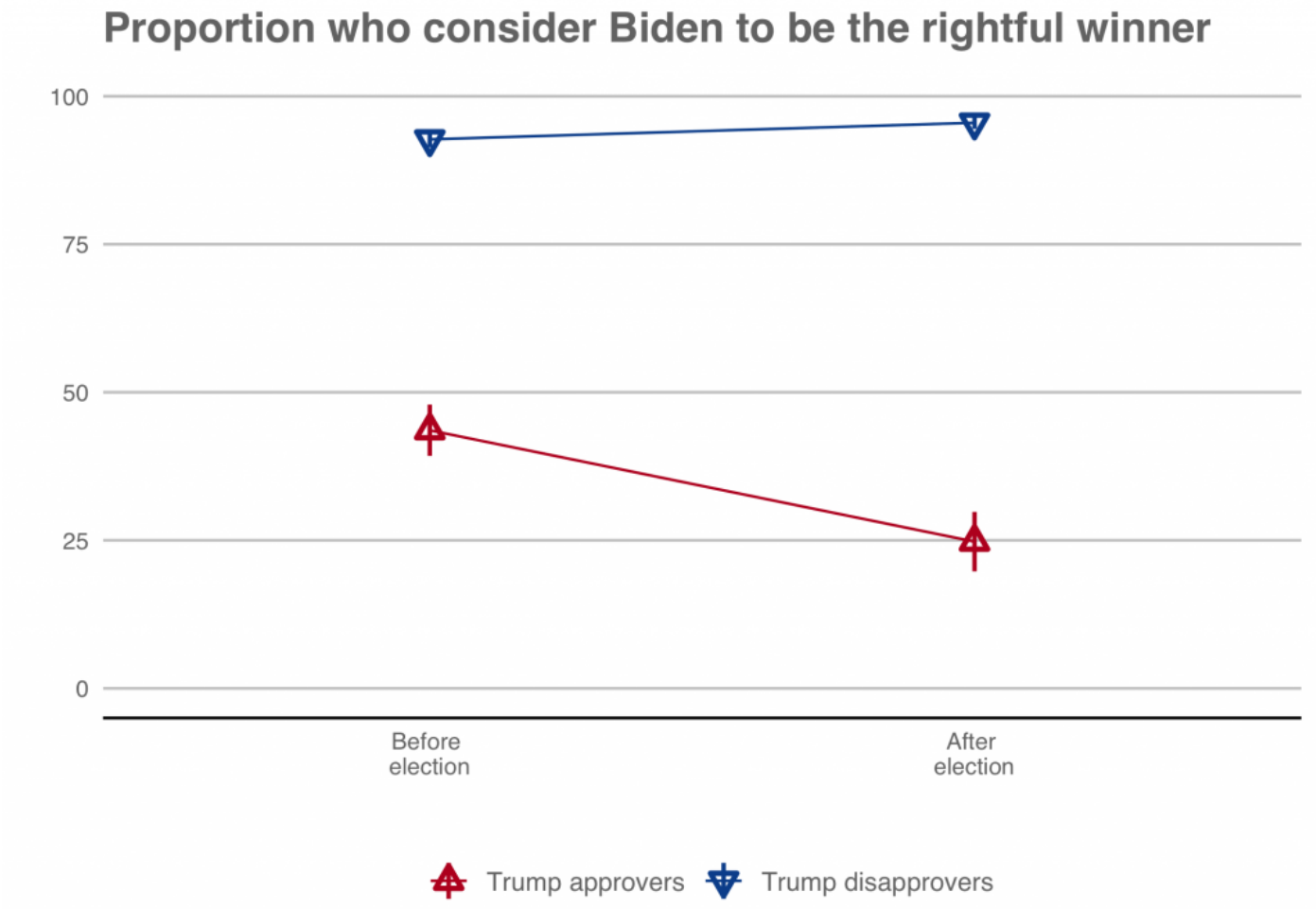


Figure 6

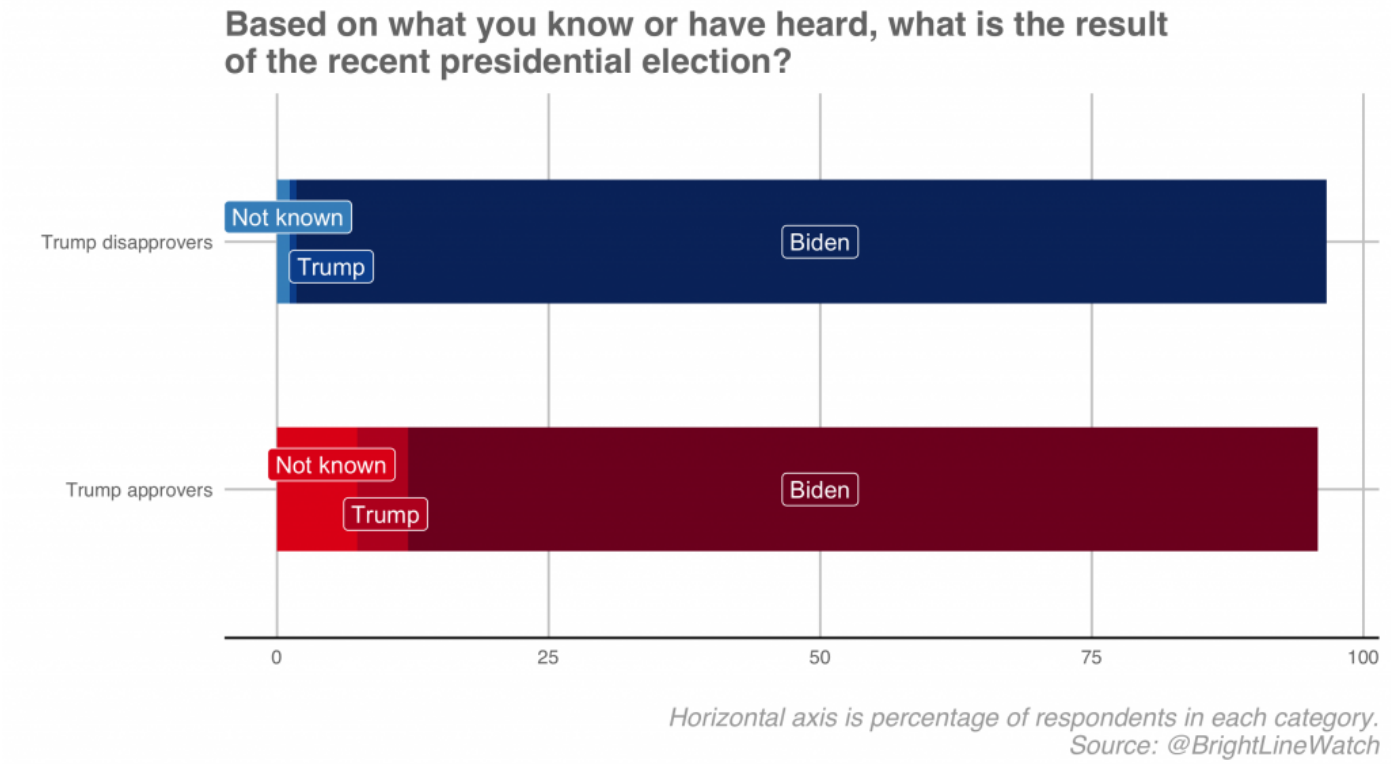


Figure 7

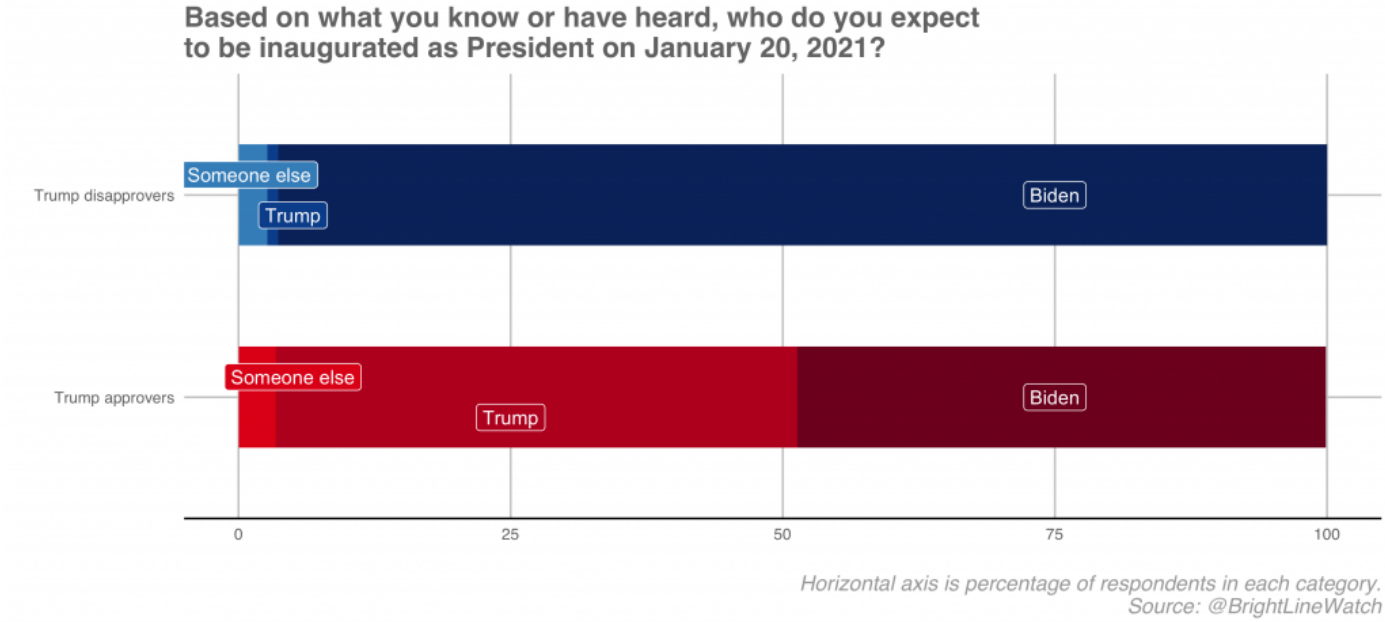


Figure 8

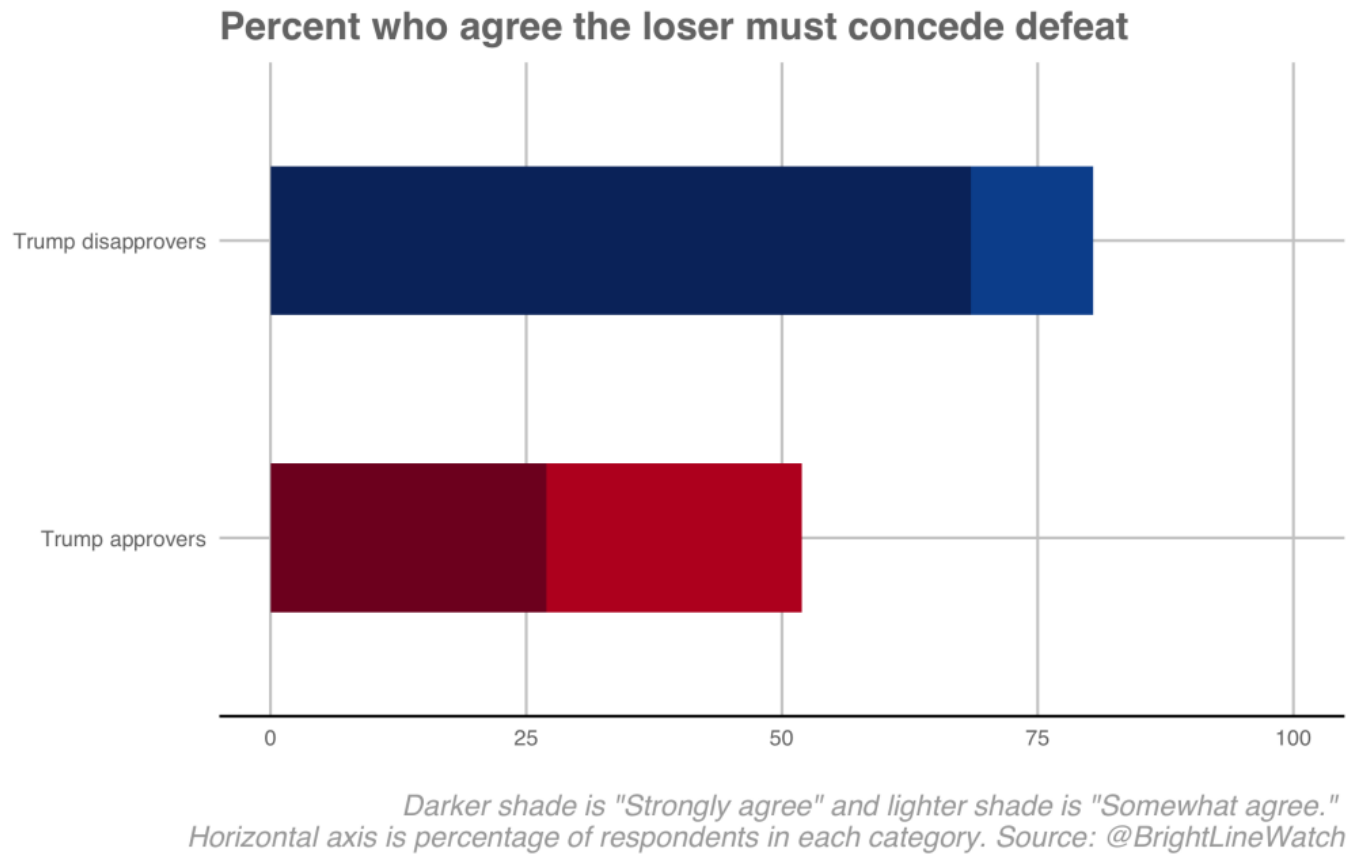


Figure 9

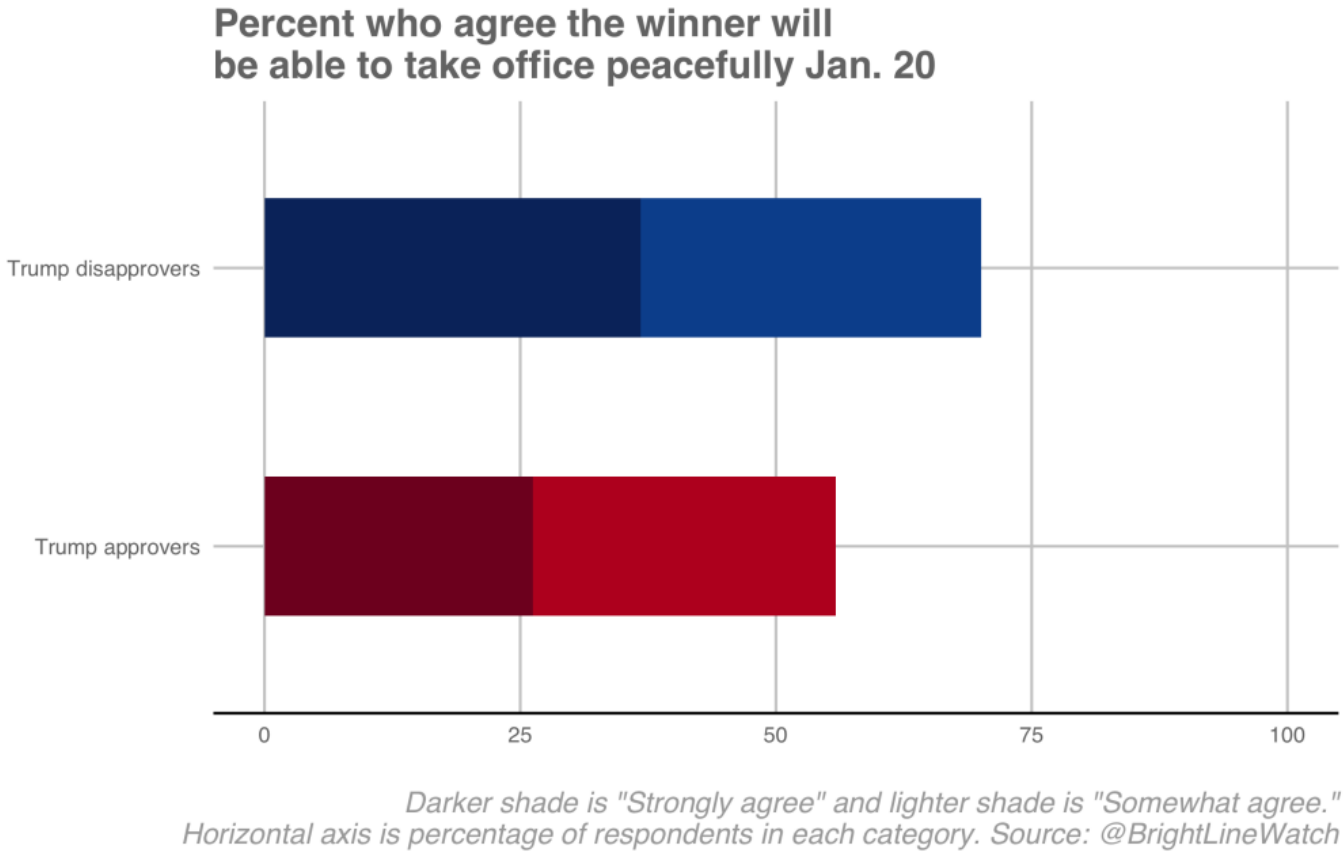


Figure 10

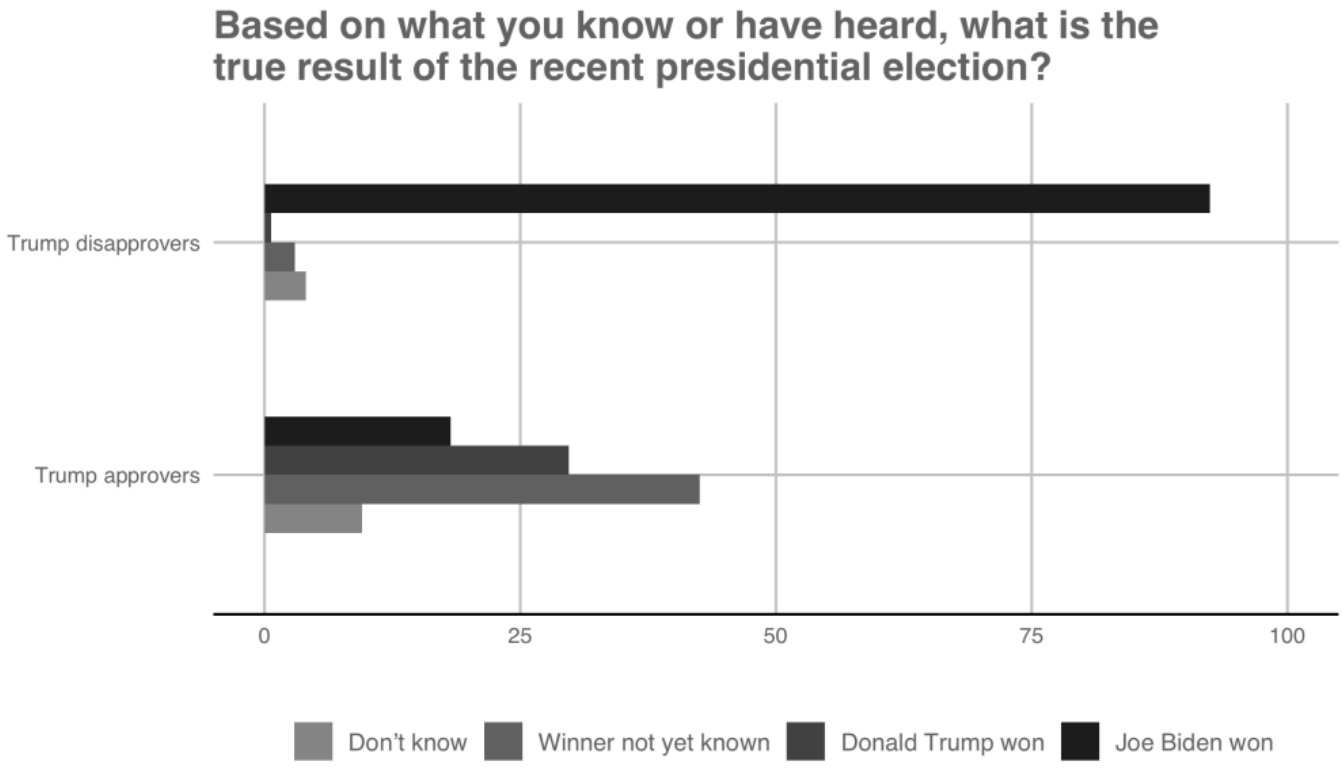


Figure 11

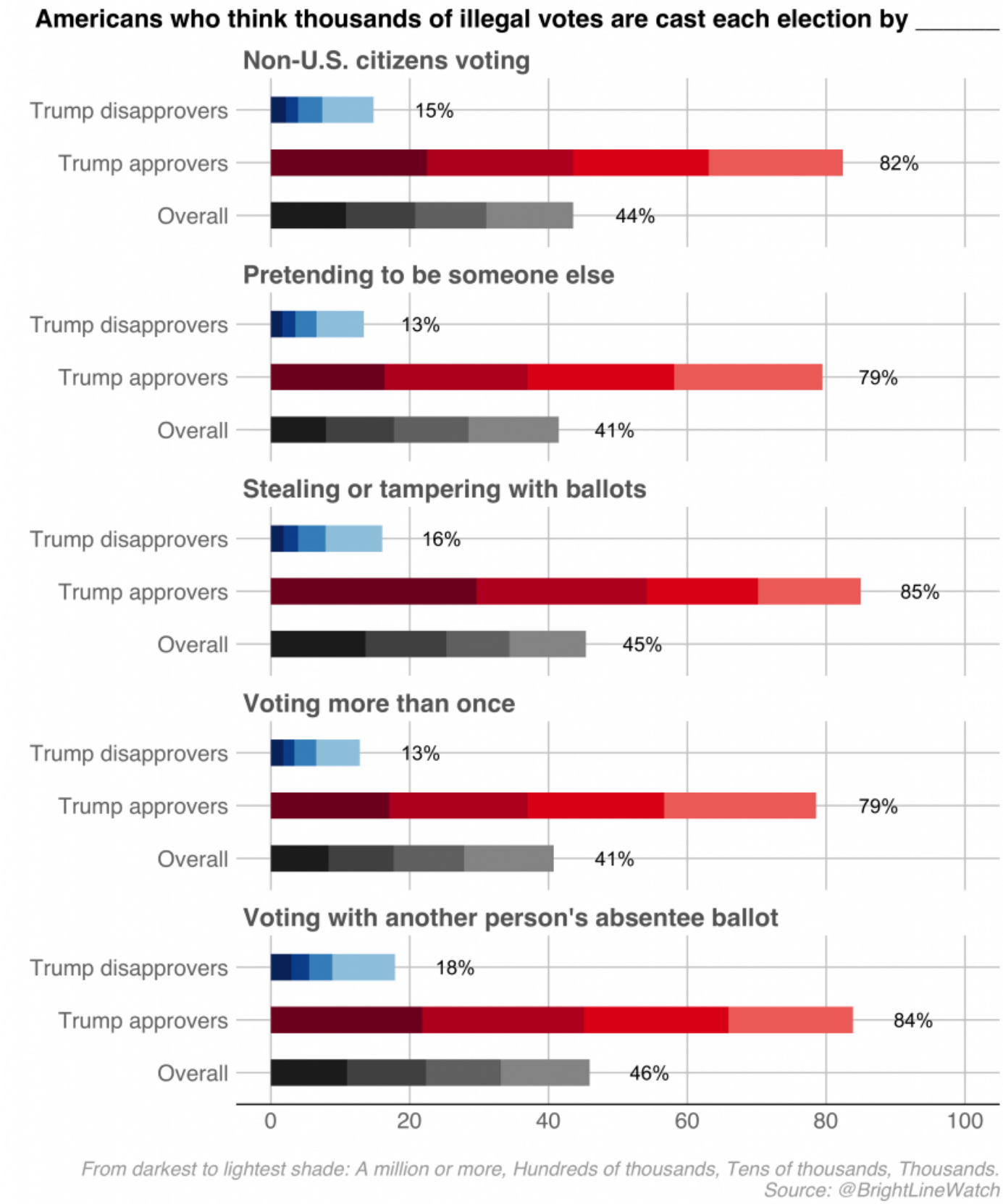

Americans who think thousands of illegal votes are cast each election by _____
Non-U.S. citizens voting
Trump disapprovers
15%
Trump approvers
82%
Overall
44%
Pretending to be someone else
Trump disapprovers
13%
Trump approvers
79%
Overall
41%
Stealing or tampering with ballots
Trump disapprovers
16%
Trump approvers
85%
Overall
45%
Voting more than once
Trump disapprovers
13%
Trump approvers
79%
Overall
41%
Voting with another person's absentee ballot
Trump disapprovers
18%
Trump approvers
84%
Overall
46%
0
20
40
60
80
100
From darkest to lightest shade: A million or more, Hundreds of thousands, Tens of thousands, Thousands.
Source: @BrightLineWatch

Figure 12

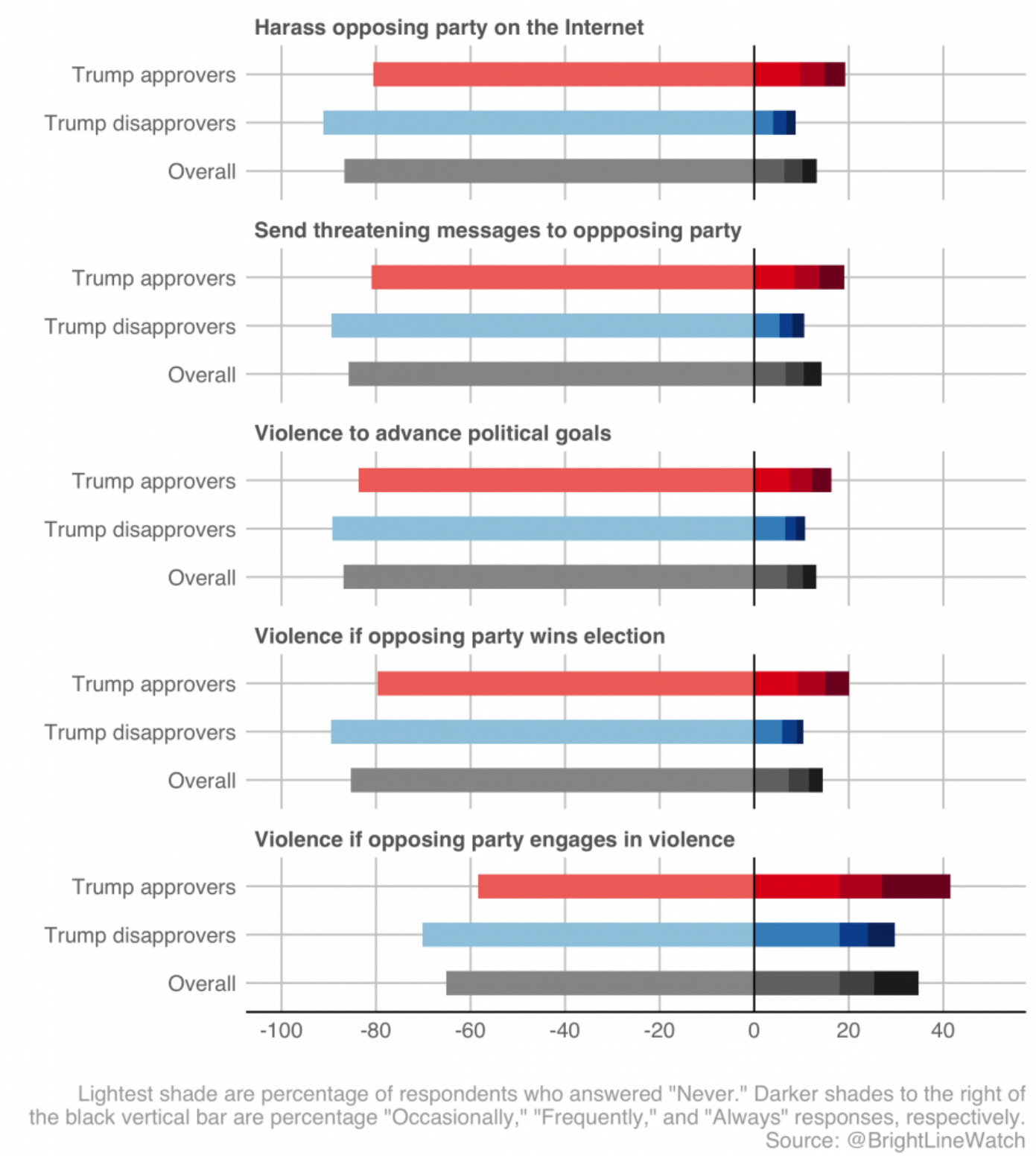

Harass opposing party on the Internet
Trump approvers
Trump disapprovers
Overall
Send threatening messages to oppposing party
Trump approvers
Trump disapprovers
Overall
Violence to advance political goals
Trump approvers
Trump disapprovers
Overall
Violence if opposing party wins election
Trump approvers
Trump disapprovers
Overall
Violence if opposing party engages in violence
Trump approvers
Trump disapprovers
Overall
-100
-80
-60
-40
-20
0
20
40
Lightest shade are percentage of respondents who answered "Never." Darker shades to the right of the black vertical bar are percentage "Occasionally," "Frequently," and "Always" responses, respectively.
Source: @BrightLineWatch

Figure 13

Exhibit 72

The Economist/YouGov Poll
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YouGov

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YouGov

1. Direction of Country
Would you say things in this country today are...

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Generally headed in the right direction	22%	23%	21%	22%	19%	15%	24%	29%	21%
Off on the wrong track	64%	65%	64%	64%	70%	71%	58%	61%	57%
Not sure	14%	13%	15%	13%	11%	13%	17%	9%	23%
Totals	100%	101%	100%	99%	100%	99%	99%	99%	101%
Unweighted N	(1,500)	(683)	(817)	(324)	(209)	(384)	(235)	(150)	(111)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Generally headed in the right direction	22%	27%	23%	19%	23%	23%	22%	23%	23%	23%	21%	22%
Off on the wrong track	64%	59%	63%	68%	63%	63%	65%	64%	64%	66%	65%	62%
Not sure	14%	14%	14%	13%	14%	14%	13%	13%	13%	10%	14%	17%
Totals	100%	100%	100%	100%	100%	100%	100%	100%	100%	99%	100%	101%
Unweighted N	(1,500)	(191)	(307)	(613)	(389)	(522)	(439)	(373)	(244)	(373)	(498)	(385)

The Economist/YouGov Poll
November 8 - 10, 2020 - 1500 U.S. Registered Voters

YouGov

		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Generally headed in the right direction	22%	22%	25%	22%	17%	25%	20%	21%	24%
Off on the wrong track	64%	68%	61%	66%	67%	60%	69%	65%	61%
Not sure	14%	10%	14%	12%	16%	14%	11%	14%	15%
Totals	100%	100%	100%	100%	100%	99%	100%	100%	100%
Unweighted N	(1,500)	(802)	(599)	(607)	(427)	(466)	(484)	(489)	(484)

The Economist/YouGov Poll
November 8 - 10, 2020 - 1500 U.S. Registered Voters

YouGov

2. Direction of News Stories about the Economy

Have you heard mostly positive or mostly negative news stories about the economy, or have you not heard much news at all about the economy?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Mostly positive	17%	20%	16%	26%	15%	15%	18%	8%	17%
Equally positive and negative	32%	33%	31%	34%	34%	32%	30%	32%	36%
Mostly negative	40%	39%	41%	30%	46%	36%	44%	49%	37%
Not heard much news about the economy at all	11%	8%	12%	9%	5%	16%	8%	11%	10%
Totals	100%	100%	100%	99%	100%	99%	100%	100%	100%
Unweighted N	(1,500)	(683)	(817)	(324)	(209)	(384)	(235)	(150)	(111)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Mostly positive	17%	13%	17%	17%	22%	15%	19%	16%	15%	18%	18%	17%
Equally positive and negative	32%	36%	30%	30%	34%	33%	36%	32%	33%	31%	31%	33%
Mostly negative	40%	36%	41%	44%	36%	39%	37%	47%	41%	40%	40%	39%
Not heard much news about the economy at all	11%	16%	12%	9%	9%	13%	9%	5%	11%	10%	11%	11%
Totals	100%	101%	100%	100%	101%	100%	101%	100%	100%	99%	100%	100%
Unweighted N	(1,500)	(191)	(307)	(613)	(389)	(522)	(439)	(373)	(244)	(373)	(498)	(385)

The Economist/YouGov Poll
November 8 - 10, 2020 - 1500 U.S. Registered Voters

YouGov

		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Mostly positive	17%	4%	35%	5%	16%	32%	4%	13%	33%
Equally positive and negative	32%	31%	29%	34%	35%	28%	33%	35%	30%
Mostly negative	40%	58%	26%	53%	36%	29%	57%	39%	28%
Not heard much news about the economy at all	11%	8%	10%	8%	13%	11%	6%	13%	10%
Totals	100%	101%	100%	100%	100%	100%	100%	100%	101%
Unweighted N	(1,500)	(802)	(599)	(607)	(427)	(466)	(484)	(489)	(484)

The Economist/YouGov Poll
November 8 - 10, 2020 - 1500 U.S. Registered Voters

YouGov

3. National Unemployment Problem
How serious a problem is unemployment in the U.S.?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Very serious	42%	39%	45%	30%	45%	40%	38%	62%	48%
Somewhat serious	38%	39%	37%	43%	36%	41%	39%	24%	43%
A minor problem	14%	17%	12%	20%	14%	14%	15%	9%	5%
Not a problem	2%	4%	1%	5%	3%	2%	1%	2%	0%
Not sure	3%	2%	4%	2%	1%	4%	6%	2%	4%
Totals	99%	101%	99%	100%	99%	101%	99%	99%	100%
Unweighted N	(1,500)	(683)	(817)	(324)	(209)	(384)	(235)	(150)	(111)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Very serious	42%	35%	46%	43%	42%	48%	39%	39%	43%	40%	42%	45%
Somewhat serious	38%	43%	33%	35%	43%	35%	38%	43%	42%	40%	34%	38%
A minor problem	14%	15%	12%	18%	11%	12%	17%	14%	11%	17%	15%	13%
Not a problem	2%	2%	3%	2%	2%	1%	3%	3%	1%	1%	4%	1%
Not sure	3%	6%	5%	2%	1%	3%	3%	1%	2%	1%	5%	2%
Totals	99%	101%	99%	100%	99%	99%	100%	100%	99%	99%	100%	99%
Unweighted N	(1,500)	(191)	(307)	(613)	(389)	(522)	(439)	(373)	(244)	(373)	(498)	(385)

The Economist/YouGov Poll
November 8 - 10, 2020 - 1500 U.S. Registered Voters

YouGov

		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Very serious	42%	68%	19%	65%	37%	21%	64%	46%	22%
Somewhat serious	38%	29%	45%	29%	42%	45%	31%	39%	43%
A minor problem	14%	2%	28%	4%	15%	26%	2%	12%	26%
Not a problem	2%	1%	5%	1%	2%	4%	1%	1%	5%
Not sure	3%	1%	3%	1%	4%	4%	2%	2%	4%
Totals	99%	101%	100%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,500)	(802)	(599)	(607)	(427)	(466)	(484)	(489)	(484)

The Economist/YouGov Poll
November 8 - 10, 2020 - 1500 U.S. Registered Voters

YouGov

4. Local Unemployment Problem
How serious a problem is unemployment in your LOCAL community?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Very serious	21%	19%	23%	16%	14%	20%	17%	38%	36%
Somewhat serious	35%	34%	36%	32%	42%	33%	36%	35%	35%
A minor problem	24%	27%	22%	30%	26%	25%	26%	17%	19%
Not a problem	9%	11%	8%	12%	11%	10%	7%	4%	3%
Not sure	10%	9%	11%	11%	8%	11%	14%	6%	6%
Totals	99%	100%	100%	101%	101%	99%	100%	100%	99%
Unweighted N	(1,499)	(683)	(816)	(324)	(209)	(383)	(235)	(150)	(111)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Very serious	21%	21%	31%	20%	17%	29%	19%	17%	21%	15%	24%	25%
Somewhat serious	35%	38%	31%	34%	39%	35%	34%	40%	35%	37%	34%	36%
A minor problem	24%	22%	14%	28%	27%	22%	26%	29%	26%	29%	20%	25%
Not a problem	9%	5%	13%	10%	7%	6%	10%	10%	7%	9%	12%	6%
Not sure	10%	15%	11%	8%	9%	8%	11%	4%	10%	11%	11%	8%
Totals	99%	101%	100%	100%	99%	100%	100%	100%	99%	101%	101%	100%
Unweighted N	(1,499)	(190)	(307)	(613)	(389)	(521)	(439)	(373)	(244)	(372)	(498)	(385)

The Economist/YouGov Poll
November 8 - 10, 2020 - 1500 U.S. Registered Voters

YouGov

		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Very serious	21%	32%	11%	29%	22%	12%	25%	29%	11%
Somewhat serious	35%	45%	24%	47%	32%	25%	51%	34%	25%
A minor problem	24%	14%	37%	14%	26%	33%	12%	24%	33%
Not a problem	9%	2%	19%	2%	9%	18%	3%	5%	19%
Not sure	10%	8%	10%	8%	11%	12%	9%	7%	12%
Totals	99%	101%	101%	100%	100%	100%	100%	99%	100%
Unweighted N	(1,499)	(801)	(599)	(607)	(426)	(466)	(484)	(488)	(484)

The Economist/YouGov Poll
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YouGov

5. Best Economic Indicator

For you personally, which of the following do you consider the best measure of how the national economy is doing?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
The stock market index	7%	8%	6%	8%	7%	4%	9%	5%	8%
The unemployment rate and job reports	46%	47%	45%	42%	56%	39%	54%	40%	45%
The prices of goods and services you buy	26%	24%	27%	25%	24%	32%	19%	26%	23%
Your personal finances	14%	16%	12%	19%	11%	13%	9%	20%	16%
Don't know	7%	5%	10%	6%	2%	11%	9%	10%	7%
Totals	100%	100%	100%	100%	100%	99%	100%	101%	99%
Unweighted N	(1,496)	(681)	(815)	(323)	(209)	(383)	(234)	(150)	(111)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
The stock market index	7%	6%	8%	7%	7%	7%	8%	8%	5%	8%	7%	7%
The unemployment rate and job reports	46%	46%	43%	46%	48%	38%	45%	57%	48%	49%	44%	44%
The prices of goods and services you buy	26%	29%	21%	25%	28%	30%	26%	21%	25%	23%	26%	28%
Your personal finances	14%	10%	16%	16%	12%	16%	15%	12%	15%	11%	15%	14%
Don't know	7%	9%	12%	6%	5%	9%	6%	3%	8%	8%	7%	6%
Totals	100%	100%	100%	100%	100%	100%	100%	101%	101%	99%	99%	99%
Unweighted N	(1,496)	(191)	(306)	(613)	(386)	(520)	(439)	(371)	(242)	(373)	(498)	(383)

The Economist/YouGov Poll
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YouGov

		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
The stock market index	7%	4%	10%	6%	5%	10%	5%	7%	9%
The unemployment rate and job reports	46%	51%	44%	48%	46%	43%	56%	43%	43%
The prices of goods and services you buy	26%	25%	25%	26%	29%	23%	23%	27%	27%
Your personal finances	14%	14%	14%	16%	9%	16%	12%	16%	14%
Don't know	7%	5%	7%	5%	11%	8%	4%	7%	7%
Totals	100%	99%	100%	101%	100%	100%	100%	100%	100%
Unweighted N	(1,496)	(800)	(598)	(606)	(425)	(465)	(483)	(488)	(482)

The Economist/YouGov Poll
November 8 - 10, 2020 - 1500 U.S. Registered Voters

YouGov

6. Current Unemployment Rate

What is the current unemployment rate in the U.S.? Please tell us the percentage of adults who want to work that are currently unemployed and looking for a job. If you don't know, please make your best guess.

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Less than 4%	2%	2%	2%	3%	3%	2%	3%	0%	1%
Between 4% and 5%	3%	4%	3%	5%	4%	3%	4%	1%	5%
Between 5% and 6%	4%	4%	4%	4%	5%	4%	5%	4%	0%
Between 6% and 7%	17%	20%	14%	15%	28%	13%	16%	10%	16%
Between 7% and 8%	14%	19%	10%	22%	20%	8%	14%	9%	12%
Between 8% and 10%	15%	18%	13%	18%	16%	12%	15%	11%	16%
Between 10% and 12%	11%	10%	11%	13%	10%	13%	10%	10%	11%
Between 12% and 15%	7%	5%	9%	4%	5%	6%	8%	13%	9%
Greater than 15%	11%	7%	14%	5%	6%	16%	6%	21%	11%
Not sure	15%	10%	20%	11%	4%	24%	18%	20%	19%
Totals	99%	99%	100%	100%	101%	101%	99%	99%	100%
Unweighted N	(1,499)	(683)	(816)	(324)	(209)	(384)	(234)	(150)	(111)

The Economist/YouGov Poll
November 8 - 10, 2020 - 1500 U.S. Registered Voters

YouGov

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Less than 4%	2%	3%	5%	2%	1%	3%	2%	1%	3%	2%	3%	1%
Between 4% and 5%	3%	2%	5%	1%	5%	4%	3%	4%	2%	3%	4%	4%
Between 5% and 6%	4%	4%	4%	4%	3%	3%	6%	2%	3%	5%	4%	3%
Between 6% and 7%	17%	17%	11%	19%	19%	11%	17%	25%	14%	17%	18%	17%
Between 7% and 8%	14%	17%	12%	14%	15%	8%	16%	20%	20%	15%	12%	13%
Between 8% and 10%	15%	15%	14%	16%	15%	14%	19%	15%	17%	15%	14%	16%
Between 10% and 12%	11%	11%	8%	12%	11%	14%	8%	13%	7%	11%	10%	15%
Between 12% and 15%	7%	5%	10%	6%	7%	7%	8%	8%	8%	7%	6%	8%
Greater than 15%	11%	11%	11%	11%	10%	18%	7%	5%	6%	11%	13%	9%
Not sure	15%	15%	21%	14%	13%	19%	15%	6%	20%	14%	16%	13%
Totals	99%	100%	101%	99%	99%	101%	101%	99%	100%	100%	100%	99%
Unweighted N	(1,499)	(191)	(307)	(612)	(389)	(522)	(439)	(372)	(244)	(372)	(498)	(385)

The Economist/YouGov Poll
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YouGov

		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Less than 4%	2%	1%	5%	1%	3%	4%	1%	2%	4%
Between 4% and 5%	3%	2%	5%	2%	4%	4%	2%	3%	5%
Between 5% and 6%	4%	2%	6%	3%	2%	7%	2%	2%	7%
Between 6% and 7%	17%	15%	22%	14%	19%	18%	18%	14%	20%
Between 7% and 8%	14%	13%	16%	13%	14%	16%	13%	16%	15%
Between 8% and 10%	15%	19%	13%	17%	17%	12%	20%	16%	11%
Between 10% and 12%	11%	11%	9%	12%	12%	9%	10%	12%	10%
Between 12% and 15%	7%	11%	4%	11%	5%	5%	10%	6%	5%
Greater than 15%	11%	13%	6%	14%	8%	9%	12%	11%	9%
Not sure	15%	14%	14%	14%	17%	16%	11%	18%	14%
Totals	99%	101%	100%	101%	101%	100%	99%	100%	100%
Unweighted N	(1,499)	(802)	(598)	(607)	(427)	(465)	(484)	(488)	(484)

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7. Knowledge of Direction of Previous Months Unemployment Rate
Since last month, has the unemployment rate increased, decreased, or stayed the same?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Increased	21%	18%	23%	20%	10%	19%	16%	38%	26%
Stayed the same	24%	21%	26%	18%	18%	29%	20%	26%	36%
Decreased	42%	52%	35%	49%	68%	32%	47%	24%	29%
Don't know	13%	9%	17%	13%	4%	20%	17%	13%	10%
Totals	100%	100%	101%	100%	100%	100%	100%	101%	101%
Unweighted N	(1,500)	(683)	(817)	(324)	(209)	(384)	(235)	(150)	(111)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Increased	21%	24%	25%	17%	20%	29%	18%	14%	19%	18%	21%	23%
Stayed the same	24%	31%	26%	21%	22%	28%	27%	18%	27%	20%	22%	27%
Decreased	42%	26%	33%	49%	49%	28%	45%	57%	38%	47%	43%	40%
Don't know	13%	19%	16%	13%	8%	14%	10%	11%	16%	14%	13%	10%
Totals	100%	100%	100%	100%	99%	99%	100%	100%	100%	99%	99%	100%
Unweighted N	(1,500)	(191)	(307)	(613)	(389)	(522)	(439)	(373)	(244)	(373)	(498)	(385)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Increased	21%	28%	12%	29%	19%	13%	25%	23%	14%
Stayed the same	24%	25%	18%	27%	22%	21%	28%	24%	20%
Decreased	42%	34%	58%	32%	44%	53%	34%	40%	55%
Don't know	13%	13%	12%	12%	15%	13%	13%	13%	11%
Totals	100%	100%	100%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,500)	(802)	(599)	(607)	(427)	(466)	(484)	(489)	(484)

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8. Good Job Indicator
How good of a job do you think the national unemployment rate explains the actual health of the national economy?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Very good	8%	8%	7%	10%	6%	6%	8%	11%	8%
Good	30%	32%	28%	34%	36%	27%	34%	22%	21%
Fair	33%	36%	31%	28%	43%	30%	34%	30%	30%
Poor	12%	12%	12%	12%	9%	14%	9%	12%	15%
Very poor	6%	5%	7%	4%	4%	4%	5%	10%	15%
Don't know	11%	7%	14%	11%	1%	18%	10%	15%	11%
Totals	100%	100%	99%	99%	99%	99%	100%	100%	100%
Unweighted N	(1,499)	(683)	(816)	(324)	(209)	(384)	(235)	(150)	(110)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Very good	8%	6%	8%	9%	7%	6%	7%	10%	5%	8%	10%	7%
Good	30%	24%	25%	31%	35%	25%	34%	31%	25%	34%	32%	26%
Fair	33%	35%	33%	34%	31%	33%	32%	39%	33%	32%	30%	38%
Poor	12%	16%	7%	12%	14%	13%	13%	12%	17%	13%	9%	13%
Very poor	6%	3%	10%	6%	5%	8%	6%	3%	7%	4%	7%	7%
Don't know	11%	16%	16%	8%	9%	14%	8%	4%	12%	10%	12%	10%
Totals	100%	100%	99%	100%	101%	99%	100%	99%	99%	101%	100%	101%
Unweighted N	(1,499)	(191)	(306)	(613)	(389)	(522)	(439)	(373)	(243)	(373)	(498)	(385)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Very good	8%	7%	10%	6%	8%	9%	8%	7%	9%
Good	30%	26%	36%	26%	26%	37%	24%	27%	39%
Fair	33%	36%	33%	33%	34%	32%	36%	35%	31%
Poor	12%	14%	9%	14%	14%	8%	16%	12%	9%
Very poor	6%	8%	3%	8%	7%	4%	9%	7%	3%
Don't know	11%	9%	9%	12%	11%	10%	7%	12%	10%
Totals	100%	100%	100%	99%	100%	100%	100%	100%	101%
Unweighted N	(1,499)	(802)	(598)	(607)	(426)	(466)	(484)	(489)	(484)

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9. Unemployment Statistics

The government releases unemployment numbers on the first Friday of the month. Do you think the government numbers are accurate or do you think there are more unemployed people or fewer unemployed people?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
More unemployed people	52%	50%	54%	44%	55%	47%	55%	66%	54%
The government numbers are accurate	25%	29%	21%	31%	32%	21%	27%	17%	23%
Fewer unemployed people	7%	6%	7%	7%	5%	9%	4%	4%	8%
Don't know	16%	14%	17%	17%	8%	23%	14%	12%	15%
Totals	100%	99%	99%	99%	100%	100%	100%	99%	100%
Unweighted N	(1,498)	(683)	(815)	(324)	(209)	(383)	(235)	(150)	(110)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
More unemployed people	52%	46%	54%	54%	52%	57%	51%	49%	51%	53%	52%	54%
The government numbers are accurate	25%	23%	24%	25%	28%	20%	26%	33%	24%	24%	24%	29%
Fewer unemployed people	7%	9%	7%	5%	7%	7%	6%	6%	8%	5%	8%	6%
Don't know	16%	22%	16%	16%	13%	16%	18%	12%	17%	19%	17%	11%
Totals	100%	100%	101%	100%	100%	100%	101%	100%	100%	101%	101%	100%
Unweighted N	(1,498)	(190)	(307)	(612)	(389)	(522)	(437)	(373)	(243)	(373)	(498)	(384)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
More unemployed people	52%	72%	31%	69%	53%	33%	70%	58%	35%
The government numbers are accurate	25%	16%	38%	16%	21%	39%	18%	20%	37%
Fewer unemployed people	7%	2%	13%	3%	4%	12%	2%	5%	11%
Don't know	16%	10%	18%	11%	22%	16%	10%	17%	17%
Totals	100%	100%	100%	99%	100%	100%	100%	100%	100%
Unweighted N	(1,498)	(801)	(598)	(607)	(426)	(465)	(484)	(488)	(483)

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10. Improving Economy
Do you think improving the economy is...

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Something the president can do a lot about	55%	48%	62%	48%	45%	62%	58%	62%	57%
Something the president can do a little about	35%	42%	28%	42%	48%	26%	35%	22%	33%
Something that is that mostly beyond the president's control	10%	10%	10%	10%	7%	11%	7%	16%	9%
Totals	100%	100%	100%	100%	100%	99%	100%	100%	99%
Unweighted N	(1,495)	(680)	(815)	(323)	(208)	(384)	(235)	(148)	(111)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Something the president can do a lot about	55%	44%	48%	60%	61%	57%	53%	54%	57%	57%	56%	51%
Something the president can do a little about	35%	43%	40%	31%	30%	30%	38%	38%	35%	34%	33%	38%
Something that is that mostly beyond the president's control	10%	12%	12%	8%	9%	13%	9%	8%	9%	9%	10%	10%
Totals	100%	99%	100%	99%	100%	100%	100%	100%	101%	100%	99%	99%
Unweighted N	(1,495)	(190)	(305)	(612)	(388)	(519)	(437)	(373)	(243)	(372)	(496)	(384)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Something the president can do a lot about	55%	56%	59%	57%	56%	54%	54%	54%	58%
Something the president can do a little about	35%	34%	32%	33%	36%	35%	39%	35%	32%
Something that is that mostly beyond the president's control	10%	10%	9%	10%	8%	12%	8%	11%	10%
Totals	100%	100%	100%	100%	100%	101%	101%	100%	100%
Unweighted N	(1,495)	(801)	(596)	(606)	(425)	(464)	(482)	(486)	(484)

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11. Optimistic about Future
Are you optimistic or pessimistic about the future of the country?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Optimistic	46%	42%	50%	33%	40%	41%	52%	67%	55%
Pessimistic	36%	44%	29%	46%	50%	35%	30%	19%	31%
Not sure	18%	14%	21%	21%	10%	25%	18%	14%	14%
Totals	100%	100%	100%	100%	100%	101%	100%	100%	100%
Unweighted N	(1,500)	(683)	(817)	(324)	(209)	(384)	(235)	(150)	(111)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Optimistic	46%	49%	47%	47%	42%	46%	44%	52%	50%	42%	43%	53%
Pessimistic	36%	35%	35%	35%	39%	31%	40%	36%	35%	39%	39%	29%
Not sure	18%	16%	19%	17%	18%	23%	16%	12%	15%	19%	18%	18%
Totals	100%	100%	101%	99%	99%	100%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,500)	(191)	(307)	(613)	(389)	(522)	(439)	(373)	(244)	(373)	(498)	(385)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Optimistic	46%	73%	21%	72%	38%	23%	76%	48%	22%
Pessimistic	36%	14%	61%	15%	40%	57%	13%	35%	56%
Not sure	18%	13%	18%	12%	22%	20%	11%	16%	22%
Totals	100%	100%	100%	99%	100%	100%	100%	99%	100%
Unweighted N	(1,500)	(802)	(599)	(607)	(427)	(466)	(484)	(489)	(484)

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12. You Better Off Now
Are you better off now than you were four years ago?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Better off now	48%	54%	43%	62%	58%	46%	47%	27%	34%
Better off four years ago	34%	31%	37%	22%	25%	38%	28%	57%	46%
Not sure	17%	15%	20%	15%	17%	16%	24%	16%	20%
Totals	99%	100%	100%	99%	100%	100%	99%	100%	100%
Unweighted N	(1,499)	(682)	(817)	(324)	(209)	(384)	(235)	(149)	(111)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Better off now	48%	46%	46%	50%	50%	42%	49%	57%	38%	49%	52%	50%
Better off four years ago	34%	34%	31%	37%	33%	42%	32%	30%	43%	31%	31%	35%
Not sure	17%	21%	23%	13%	17%	16%	20%	13%	19%	20%	17%	15%
Totals	99%	101%	100%	100%	100%	100%	101%	100%	100%	100%	100%	100%
Unweighted N	(1,499)	(191)	(306)	(613)	(389)	(522)	(438)	(373)	(243)	(373)	(498)	(385)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Better off now	48%	28%	73%	31%	47%	69%	28%	43%	70%
Better off four years ago	34%	51%	14%	50%	35%	16%	51%	41%	15%
Not sure	17%	21%	13%	19%	19%	15%	21%	16%	15%
Totals	99%	100%	100%	100%	101%	100%	100%	100%	100%
Unweighted N	(1,499)	(802)	(598)	(607)	(427)	(465)	(484)	(489)	(483)

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13. Country Better Off Now
Is the country better off now than it was four years ago?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Better off now	38%	42%	35%	47%	44%	42%	34%	17%	37%
Better off four years ago	48%	46%	50%	39%	49%	41%	53%	71%	46%
Not sure	14%	12%	15%	13%	7%	18%	13%	12%	17%
Totals	100%	100%	100%	99%	100%	101%	100%	100%	100%
Unweighted N	(1,488)	(679)	(809)	(324)	(207)	(378)	(233)	(150)	(110)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Better off now	38%	34%	36%	38%	43%	35%	38%	41%	29%	39%	45%	34%
Better off four years ago	48%	45%	46%	53%	45%	50%	45%	53%	58%	45%	42%	53%
Not sure	14%	21%	18%	9%	12%	16%	18%	6%	14%	16%	12%	13%
Totals	100%	100%	100%	100%	100%	101%	101%	100%	101%	100%	99%	100%
Unweighted N	(1,488)	(189)	(306)	(607)	(386)	(517)	(435)	(371)	(241)	(371)	(493)	(383)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Better off now	38%	8%	74%	12%	36%	71%	11%	28%	71%
Better off four years ago	48%	80%	15%	75%	47%	18%	78%	54%	18%
Not sure	14%	12%	10%	13%	17%	11%	11%	18%	11%
Totals	100%	100%	99%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,488)	(796)	(594)	(603)	(423)	(462)	(480)	(486)	(481)

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14. Attention to 2020 Election

How much attention have you been paying to the 2020 election campaign for president?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
A lot	71%	75%	68%	70%	89%	67%	80%	56%	61%
Some	20%	17%	22%	24%	9%	22%	12%	35%	18%
Only a little	6%	6%	7%	2%	2%	9%	3%	7%	17%
None at all	2%	2%	3%	3%	0%	1%	4%	2%	4%
Totals	99%	100%	100%	99%	100%	99%	99%	100%	100%
Unweighted N	(1,497)	(681)	(816)	(323)	(208)	(383)	(235)	(150)	(111)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
A lot	71%	53%	57%	79%	83%	57%	75%	84%	72%	75%	71%	67%
Some	20%	34%	27%	16%	12%	32%	17%	11%	19%	17%	21%	22%
Only a little	6%	12%	8%	5%	4%	9%	5%	4%	4%	7%	6%	9%
None at all	2%	1%	8%	1%	1%	2%	3%	1%	5%	1%	2%	3%
Totals	99%	100%	100%	101%	100%	100%	100%	100%	100%	100%	100%	101%
Unweighted N	(1,497)	(191)	(307)	(611)	(388)	(522)	(437)	(373)	(242)	(372)	(498)	(385)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
A lot	71%	82%	77%	74%	66%	73%	83%	63%	74%
Some	20%	14%	16%	19%	23%	19%	12%	26%	18%
Only a little	6%	4%	4%	6%	8%	6%	4%	8%	6%
None at all	2%	0%	2%	1%	3%	3%	1%	3%	2%
Totals	99%	100%	99%	100%	100%	101%	100%	100%	100%
Unweighted N	(1,497)	(801)	(597)	(606)	(426)	(465)	(484)	(488)	(482)

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15. Vote in 2020 Primary or Caucus

Did you vote in the Democratic or Republican Presidential primary or caucus in your state in 2020?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Democratic primary/caucus	44%	41%	47%	24%	43%	34%	48%	77%	61%
Republican primary/caucus	34%	34%	34%	41%	39%	47%	33%	10%	20%
Neither one	20%	24%	16%	34%	17%	18%	14%	10%	19%
Not sure	2%	1%	2%	1%	1%	1%	5%	3%	1%
Totals	100%	100%	99%	100%	100%	100%	100%	100%	101%
Unweighted N	(1,496)	(682)	(814)	(324)	(209)	(384)	(233)	(150)	(109)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Democratic primary/caucus	44%	46%	45%	46%	39%	44%	45%	46%	49%	42%	40%	51%
Republican primary/caucus	34%	27%	27%	33%	45%	32%	34%	35%	26%	40%	36%	31%
Neither one	20%	25%	23%	19%	16%	23%	18%	19%	23%	18%	22%	17%
Not sure	2%	1%	4%	2%	0%	1%	2%	1%	2%	1%	2%	1%
Totals	100%	99%	99%	100%	100%	100%	99%	101%	100%	101%	100%	100%
Unweighted N	(1,496)	(191)	(306)	(611)	(388)	(522)	(438)	(371)	(244)	(372)	(497)	(383)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Democratic primary/caucus	44%	86%	5%	88%	33%	4%	87%	47%	8%
Republican primary/caucus	34%	3%	77%	2%	23%	80%	3%	24%	68%
Neither one	20%	10%	16%	10%	40%	15%	9%	28%	22%
Not sure	2%	1%	1%	0%	4%	1%	0%	1%	2%
Totals	100%	100%	99%	100%	100%	100%	99%	100%	100%
Unweighted N	(1,496)	(801)	(597)	(606)	(425)	(465)	(482)	(488)	(483)

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16. 2020 Turnout
Did you vote in the November 2020 general election?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Yes	88%	88%	88%	83%	99%	86%	97%	86%	75%
No	12%	12%	12%	17%	1%	14%	3%	14%	25%
Totals	100%	100%	100%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,500)	(683)	(817)	(324)	(209)	(384)	(235)	(150)	(111)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Yes	88%	73%	79%	93%	98%	79%	89%	98%	92%	92%	84%	88%
No	12%	27%	21%	7%	2%	21%	11%	2%	8%	8%	16%	12%
Totals	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,500)	(191)	(307)	(613)	(389)	(522)	(439)	(373)	(244)	(373)	(498)	(385)

		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Yes	88%	100%	100%	91%	80%	92%	95%	82%	91%
No	12%	0%	0%	9%	20%	8%	5%	18%	9%
Totals	100%	100%	100%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,500)	(802)	(599)	(607)	(427)	(466)	(484)	(489)	(484)

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17. Vote Method
How did you vote in the presidential election this year?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
In person on election day	23%	25%	22%	27%	25%	25%	23%	14%	21%
In person before the election	28%	28%	27%	25%	33%	24%	33%	28%	21%
By mail	37%	35%	39%	31%	40%	37%	41%	43%	33%
I did not vote this year	12%	12%	12%	17%	1%	14%	3%	14%	25%
Totals	100%	100%	100%	100%	99%	100%	100%	99%	100%
Unweighted N	(1,499)	(683)	(816)	(324)	(209)	(384)	(234)	(150)	(111)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
In person on election day	23%	18%	25%	25%	22%	22%	24%	25%	37%	32%	19%	12%
In person before the election	28%	23%	23%	31%	30%	22%	28%	33%	20%	26%	38%	17%
By mail	37%	32%	31%	37%	46%	35%	37%	40%	36%	34%	27%	59%
I did not vote this year	12%	27%	21%	7%	2%	21%	11%	2%	8%	8%	16%	12%
Totals	100%	100%	100%	100%	100%	100%	100%	100%	101%	100%	100%	100%
Unweighted N	(1,499)	(191)	(307)	(613)	(388)	(522)	(439)	(373)	(244)	(373)	(498)	(384)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
In person on election day	23%	16%	38%	15%	25%	32%	16%	22%	30%
In person before the election	28%	29%	34%	28%	23%	31%	29%	24%	31%
By mail	37%	54%	27%	49%	32%	28%	50%	35%	29%
I did not vote this year	12%	0%	0%	9%	20%	8%	5%	19%	9%
Totals	100%	99%	99%	101%	100%	99%	100%	100%	99%
Unweighted N	(1,499)	(802)	(598)	(607)	(426)	(466)	(484)	(488)	(484)

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18. 2020 President Vote Post Election
Who did you vote for in the election for President in 2020?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Joe Biden	45%	41%	48%	25%	47%	35%	52%	76%	48%
Donald Trump	41%	44%	38%	54%	48%	50%	42%	6%	25%
Jo Jorgensen	0%	1%	0%	1%	1%	0%	0%	1%	0%
Howie Hawkins	0%	0%	0%	0%	0%	0%	0%	0%	0%
Other	0%	0%	0%	0%	1%	0%	0%	0%	0%
Did not vote for President	14%	14%	13%	20%	3%	15%	5%	16%	27%
Totals	100%	100%	99%	100%	100%	100%	99%	99%	100%
Unweighted N	(1,500)	(683)	(817)	(324)	(209)	(384)	(235)	(150)	(111)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Joe Biden	45%	49%	41%	48%	42%	42%	47%	51%	56%	44%	39%	48%
Donald Trump	41%	24%	34%	42%	52%	34%	40%	44%	34%	45%	44%	35%
Jo Jorgensen	0%	0%	1%	0%	0%	1%	1%	0%	0%	1%	1%	0%
Howie Hawkins	0%	0%	0%	0%	0%	0%	0%	0%	1%	0%	0%	0%
Other	0%	0%	1%	0%	0%	0%	0%	0%	0%	1%	0%	0%
Did not vote for President	14%	27%	23%	9%	5%	23%	12%	5%	8%	9%	17%	17%
Totals	100%	100%	100%	99%	99%	100%	100%	100%	99%	100%	101%	100%
Unweighted N	(1,500)	(191)	(307)	(613)	(389)	(522)	(439)	(373)	(244)	(373)	(498)	(385)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Joe Biden	45%	100%	0%	87%	37%	4%	90%	48%	7%
Donald Trump	41%	0%	100%	3%	39%	85%	3%	31%	81%
Jo Jorgensen	0%	0%	0%	0%	1%	0%	0%	1%	0%
Howie Hawkins	0%	0%	0%	0%	0%	0%	0%	0%	0%
Other	0%	0%	0%	0%	1%	0%	0%	0%	0%
Did not vote for President	14%	0%	0%	10%	23%	10%	6%	20%	12%
Totals	100%	100%	100%	100%	101%	99%	99%	100%	100%
Unweighted N	(1,500)	(802)	(599)	(607)	(427)	(466)	(484)	(489)	(484)

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19. House Vote Post 2020
In the 2020 elections for U.S. House of Representatives, who did you vote for in the district where you live?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Democratic candidate	45%	41%	48%	25%	46%	36%	51%	76%	52%
Republican candidate	40%	45%	36%	54%	51%	46%	42%	6%	23%
Independent candidate	2%	1%	3%	1%	0%	3%	4%	0%	2%
Other candidate	0%	0%	0%	0%	1%	0%	0%	0%	0%
Did not vote for U.S. House	13%	13%	13%	20%	1%	15%	3%	18%	23%
Totals	100%	100%	100%	100%	99%	100%	100%	100%	100%
Unweighted N	(1,499)	(682)	(817)	(324)	(209)	(384)	(235)	(150)	(110)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Democratic candidate	45%	46%	42%	48%	42%	41%	48%	49%	55%	42%	39%	48%
Republican candidate	40%	25%	31%	42%	53%	33%	41%	45%	33%	47%	41%	37%
Independent candidate	2%	1%	4%	1%	1%	2%	1%	3%	2%	1%	3%	1%
Other candidate	0%	0%	0%	0%	0%	0%	0%	0%	0%	1%	0%	0%
Did not vote for U.S. House	13%	28%	23%	9%	3%	23%	11%	3%	10%	9%	17%	14%
Totals	100%	100%	100%	100%	99%	99%	101%	100%	100%	100%	100%	100%
Unweighted N	(1,499)	(191)	(307)	(613)	(388)	(522)	(438)	(373)	(244)	(373)	(498)	(384)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Democratic candidate	45%	95%	3%	88%	35%	4%	91%	47%	7%
Republican candidate	40%	3%	93%	2%	37%	86%	3%	30%	81%
Independent candidate	2%	1%	2%	0%	5%	0%	1%	4%	1%
Other candidate	0%	0%	1%	0%	1%	0%	0%	1%	0%
Did not vote for U.S. House	13%	1%	1%	10%	21%	9%	5%	19%	11%
Totals	100%	100%	100%	100%	99%	99%	100%	101%	100%
Unweighted N	(1,499)	(802)	(599)	(607)	(426)	(466)	(484)	(488)	(484)

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20. When Mind Made Up to Vote

When did you make up your mind about whether or not to vote?

Among 2020 voters

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
On Election Day	5%	3%	6%	2%	1%	8%	1%	3%	8%
A few days before the election	5%	5%	5%	6%	3%	2%	5%	7%	14%
A week before the election	3%	4%	3%	5%	0%	2%	4%	5%	6%
A month before the election	6%	5%	8%	3%	4%	6%	5%	10%	12%
In the summer	6%	8%	4%	6%	6%	5%	4%	6%	8%
I knew all along	75%	75%	74%	77%	85%	76%	82%	69%	51%
Totals	100%	100%	100%	99%	99%	99%	101%	100%	99%
Unweighted N	(1,495)	(682)	(813)	(324)	(209)	(382)	(234)	(149)	(110)

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		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
On Election Day	5%	14%	7%	2%	1%	8%	3%	2%	3%	4%	7%	2%
A few days before the election	5%	10%	11%	3%	1%	7%	7%	2%	4%	4%	4%	10%
A week before the election	3%	8%	6%	1%	2%	6%	3%	2%	4%	2%	2%	7%
A month before the election	6%	5%	7%	7%	6%	9%	4%	5%	6%	4%	8%	5%
In the summer	6%	11%	6%	5%	4%	8%	6%	5%	5%	8%	6%	4%
I knew all along	75%	53%	63%	81%	87%	63%	76%	84%	78%	78%	73%	71%
Totals	100%	101%	100%	99%	101%	101%	99%	100%	100%	100%	100%	99%
Unweighted N	(1,495)	(190)	(305)	(612)	(388)	(520)	(438)	(372)	(243)	(371)	(498)	(383)

		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
On Election Day	5%	2%	1%	3%	9%	3%	4%	7%	3%
A few days before the election	5%	2%	3%	5%	5%	6%	3%	6%	5%
A week before the election	3%	3%	2%	3%	4%	2%	2%	6%	2%
A month before the election	6%	5%	6%	7%	6%	5%	5%	8%	6%
In the summer	6%	5%	5%	5%	9%	5%	3%	11%	4%
I knew all along	75%	82%	83%	76%	67%	80%	83%	63%	80%
Totals	100%	99%	100%	99%	100%	101%	100%	101%	100%
Unweighted N	(1,495)	(800)	(597)	(605)	(426)	(464)	(482)	(488)	(482)

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21. When Mind Made Up to Choose Vote

When did you make up your mind about who to vote for?

Among 2020 voters

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
On Election Day	1%	2%	1%	1%	2%	1%	0%	1%	4%
A few days before the election	3%	3%	4%	3%	3%	1%	6%	3%	5%
A week before the election	3%	2%	3%	3%	1%	2%	5%	2%	3%
A month before the election	7%	8%	6%	8%	5%	5%	5%	11%	14%
In the summer	13%	15%	12%	12%	17%	13%	9%	13%	9%
I knew all along	73%	71%	74%	74%	73%	77%	75%	71%	67%
Totals	100%	101%	100%	101%	101%	99%	100%	101%	102%
Unweighted N	(1,437)	(658)	(779)	(313)	(205)	(366)	(231)	(140)	(98)

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		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
On Election Day	1%	4%	3%	0%	0%	2%	1%	2%	1%	1%	1%	2%
A few days before the election	3%	11%	5%	2%	1%	4%	3%	3%	3%	4%	2%	5%
A week before the election	3%	3%	4%	2%	2%	3%	2%	4%	3%	3%	1%	5%
A month before the election	7%	9%	11%	6%	5%	9%	7%	6%	5%	4%	8%	10%
In the summer	13%	17%	14%	13%	11%	14%	15%	12%	13%	14%	14%	11%
I knew all along	73%	56%	63%	77%	81%	68%	72%	74%	76%	74%	75%	66%
Totals	100%	100%	100%	100%	100%	100%	100%	101%	101%	100%	101%	99%
Unweighted N	(1,437)	(170)	(283)	(600)	(384)	(484)	(425)	(370)	(235)	(362)	(469)	(371)

		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
On Election Day	1%	2%	0%	2%	1%	0%	2%	2%	0%
A few days before the election	3%	2%	4%	2%	3%	5%	3%	4%	3%
A week before the election	3%	2%	2%	2%	6%	2%	1%	4%	3%
A month before the election	7%	6%	6%	7%	9%	5%	6%	9%	6%
In the summer	13%	15%	11%	14%	17%	9%	13%	20%	8%
I knew all along	73%	72%	77%	74%	63%	79%	75%	61%	81%
Totals	100%	99%	100%	101%	99%	100%	100%	100%	101%
Unweighted N	(1,437)	(797)	(595)	(588)	(401)	(448)	(473)	(464)	(466)

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22. Personal Vote Count

How much confidence do you have that your vote in the 2020 presidential election was counted accurately?

Among 2020 voters

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
A great deal	49%	48%	50%	39%	55%	42%	54%	66%	47%
Quite a bit	16%	18%	15%	16%	16%	12%	20%	12%	26%
A moderate amount	11%	12%	10%	17%	11%	12%	10%	10%	4%
Only a little	7%	7%	8%	8%	7%	9%	5%	6%	1%
None at all	14%	14%	15%	19%	10%	21%	9%	3%	21%
Not sure	2%	2%	3%	2%	1%	5%	3%	3%	2%
Totals	99%	101%	101%	101%	100%	101%	101%	100%	101%
Unweighted N	(1,444)	(661)	(783)	(312)	(208)	(368)	(233)	(139)	(99)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
A great deal	49%	49%	48%	53%	44%	47%	52%	50%	47%	50%	51%	46%
Quite a bit	16%	18%	16%	16%	15%	14%	16%	20%	19%	18%	15%	14%
A moderate amount	11%	12%	13%	7%	15%	13%	11%	10%	11%	9%	11%	13%
Only a little	7%	10%	9%	6%	6%	8%	7%	6%	9%	7%	6%	8%
None at all	14%	10%	12%	15%	17%	14%	12%	14%	13%	14%	14%	15%
Not sure	2%	0%	2%	3%	3%	4%	2%	1%	1%	1%	3%	3%
Totals	99%	99%	100%	100%	100%	100%	100%	101%	100%	99%	100%	99%
Unweighted N	(1,444)	(172)	(286)	(600)	(386)	(485)	(427)	(371)	(237)	(362)	(472)	(373)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
A great deal	49%	77%	20%	76%	45%	22%	78%	53%	23%
Quite a bit	16%	15%	17%	16%	14%	18%	16%	16%	16%
A moderate amount	11%	5%	16%	5%	9%	20%	3%	10%	17%
Only a little	7%	1%	14%	2%	8%	12%	1%	6%	13%
None at all	14%	0%	30%	1%	21%	25%	1%	12%	27%
Not sure	2%	1%	4%	1%	3%	4%	0%	2%	4%
Totals	99%	99%	101%	101%	100%	101%	99%	99%	100%
Unweighted N	(1,444)	(800)	(598)	(589)	(402)	(453)	(476)	(464)	(469)

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23. 2020 Fair Election

How much confidence do you have that the 2020 presidential election was held fairly?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
A great deal	40%	39%	41%	26%	43%	32%	47%	63%	42%
Quite a bit	8%	8%	9%	6%	9%	6%	10%	11%	10%
A moderate amount	11%	10%	12%	12%	7%	10%	11%	15%	17%
Only a little	10%	12%	8%	14%	15%	8%	8%	3%	11%
None at all	29%	30%	29%	41%	27%	42%	24%	5%	18%
Not sure	1%	1%	1%	1%	0%	2%	1%	3%	2%
Totals	99%	100%	100%	100%	101%	100%	101%	100%	100%
Unweighted N	(1,495)	(681)	(814)	(323)	(208)	(382)	(235)	(149)	(111)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
A great deal	40%	40%	34%	44%	40%	37%	39%	50%	48%	39%	35%	42%
Quite a bit	8%	8%	12%	9%	5%	7%	10%	10%	10%	9%	7%	10%
A moderate amount	11%	25%	12%	6%	10%	16%	11%	7%	7%	10%	11%	16%
Only a little	10%	6%	12%	8%	12%	11%	13%	6%	9%	9%	11%	9%
None at all	29%	20%	28%	32%	32%	27%	26%	27%	24%	32%	35%	22%
Not sure	1%	1%	2%	1%	1%	2%	0%	0%	2%	1%	1%	1%
Totals	99%	100%	100%	100%	100%	100%	99%	100%	100%	100%	100%	100%
Unweighted N	(1,495)	(191)	(305)	(612)	(387)	(520)	(437)	(372)	(242)	(372)	(498)	(383)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
A great deal	40%	80%	5%	74%	32%	8%	77%	44%	7%
Quite a bit	8%	12%	4%	10%	11%	4%	11%	10%	5%
A moderate amount	11%	6%	11%	11%	10%	13%	6%	14%	11%
Only a little	10%	1%	18%	3%	11%	17%	3%	8%	18%
None at all	29%	1%	61%	2%	33%	57%	2%	24%	57%
Not sure	1%	0%	2%	0%	2%	1%	0%	1%	2%
Totals	99%	100%	101%	100%	99%	100%	99%	101%	100%
Unweighted N	(1,495)	(799)	(597)	(604)	(427)	(464)	(483)	(487)	(482)

The Economist/YouGov Poll
November 8 - 10, 2020 - 1500 U.S. Registered Voters

YouGov

24A. Agreement with Democracy Statements — Elected officials care what ordinary people think
Do you agree or disagree with the following:

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Strongly agree	7%	8%	7%	6%	5%	4%	4%	18%	13%
Somewhat agree	29%	26%	31%	22%	31%	26%	33%	32%	35%
Somewhat disagree	33%	34%	32%	29%	37%	36%	36%	27%	31%
Strongly disagree	26%	28%	24%	38%	25%	28%	21%	15%	19%
Not sure	5%	5%	6%	5%	3%	6%	6%	8%	2%
Totals	100%	101%	100%	100%	101%	100%	100%	100%	100%
Unweighted N	(1,478)	(674)	(804)	(320)	(207)	(376)	(233)	(145)	(110)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Strongly agree	7%	8%	14%	6%	3%	8%	7%	7%	9%	5%	8%	7%
Somewhat agree	29%	30%	24%	27%	33%	27%	30%	30%	34%	29%	25%	29%
Somewhat disagree	33%	39%	25%	36%	33%	36%	32%	33%	30%	32%	31%	40%
Strongly disagree	26%	16%	28%	28%	27%	25%	25%	27%	21%	28%	30%	21%
Not sure	5%	7%	9%	4%	3%	4%	7%	3%	5%	6%	6%	3%
Totals	100%	100%	100%	101%	99%	100%	101%	100%	99%	100%	100%	100%
Unweighted N	(1,478)	(189)	(305)	(608)	(376)	(511)	(431)	(370)	(236)	(368)	(494)	(380)

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YouGov

		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Strongly agree	7%	10%	4%	12%	2%	5%	9%	8%	5%
Somewhat agree	29%	41%	19%	42%	20%	21%	42%	27%	18%
Somewhat disagree	33%	33%	32%	31%	33%	36%	33%	32%	36%
Strongly disagree	26%	10%	41%	10%	37%	35%	11%	28%	37%
Not sure	5%	5%	4%	5%	7%	4%	4%	5%	4%
Totals	100%	99%	100%	100%	99%	101%	99%	100%	100%
Unweighted N	(1,478)	(790)	(590)	(600)	(421)	(457)	(478)	(483)	(476)

The Economist/YouGov Poll
November 8 - 10, 2020 - 1500 U.S. Registered Voters

YouGov

24B. Agreement with Democracy Statements — No matter who wins an election, things do not change very much
Do you agree or disagree with the following:

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Strongly agree	8%	8%	8%	9%	6%	8%	3%	11%	15%
Somewhat agree	18%	21%	16%	19%	19%	17%	12%	19%	26%
Somewhat disagree	30%	28%	32%	28%	34%	29%	32%	29%	29%
Strongly disagree	40%	39%	41%	39%	40%	42%	49%	37%	27%
Not sure	3%	3%	3%	4%	1%	3%	4%	4%	4%
Totals	99%	99%	100%	99%	100%	99%	100%	100%	101%
Unweighted N	(1,480)	(672)	(808)	(317)	(207)	(378)	(235)	(148)	(109)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Strongly agree	8%	11%	16%	5%	4%	12%	8%	4%	9%	4%	11%	6%
Somewhat agree	18%	28%	23%	16%	12%	22%	17%	17%	17%	18%	16%	24%
Somewhat disagree	30%	27%	26%	35%	28%	28%	33%	31%	34%	31%	28%	28%
Strongly disagree	40%	29%	30%	42%	53%	34%	38%	47%	35%	44%	40%	40%
Not sure	3%	4%	5%	2%	3%	4%	4%	0%	5%	2%	4%	1%
Totals	99%	99%	100%	100%	100%	100%	100%	99%	100%	99%	99%	99%
Unweighted N	(1,480)	(190)	(301)	(606)	(383)	(513)	(434)	(367)	(241)	(367)	(493)	(379)

The Economist/YouGov Poll
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YouGov

		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Strongly agree	8%	5%	6%	7%	11%	7%	9%	9%	7%
Somewhat agree	18%	17%	17%	19%	20%	16%	14%	24%	15%
Somewhat disagree	30%	35%	25%	33%	29%	28%	35%	30%	27%
Strongly disagree	40%	41%	49%	39%	34%	47%	40%	33%	50%
Not sure	3%	3%	3%	3%	5%	2%	1%	3%	2%
Totals	99%	101%	100%	101%	99%	100%	99%	99%	101%
Unweighted N	(1,480)	(792)	(591)	(600)	(423)	(457)	(477)	(484)	(476)

The Economist/YouGov Poll
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YouGov

24C. Agreement with Democracy Statements — The more people who vote, the better American democracy is
Do you agree or disagree with the following:

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Strongly agree	51%	51%	52%	44%	51%	51%	56%	57%	51%
Somewhat agree	26%	25%	28%	28%	24%	24%	28%	26%	31%
Somewhat disagree	11%	14%	9%	13%	18%	12%	7%	8%	11%
Strongly disagree	5%	6%	4%	6%	7%	5%	3%	3%	5%
Not sure	6%	5%	7%	9%	1%	9%	7%	5%	1%
Totals	99%	101%	100%	100%	101%	101%	101%	99%	99%
Unweighted N	(1,484)	(678)	(806)	(322)	(208)	(381)	(231)	(147)	(109)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Strongly agree	51%	47%	47%	57%	50%	47%	57%	56%	56%	53%	51%	47%
Somewhat agree	26%	30%	24%	26%	27%	29%	24%	25%	25%	26%	27%	28%
Somewhat disagree	11%	15%	12%	8%	14%	13%	9%	10%	10%	11%	11%	14%
Strongly disagree	5%	5%	7%	5%	3%	5%	3%	6%	5%	6%	4%	5%
Not sure	6%	3%	10%	4%	5%	6%	7%	3%	4%	4%	7%	6%
Totals	99%	100%	100%	100%	99%	100%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,484)	(190)	(306)	(606)	(382)	(515)	(435)	(369)	(242)	(371)	(491)	(380)

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YouGov

		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Strongly agree	51%	76%	35%	72%	45%	34%	76%	53%	33%
Somewhat agree	26%	19%	33%	23%	28%	29%	19%	30%	28%
Somewhat disagree	11%	2%	15%	3%	14%	20%	2%	9%	21%
Strongly disagree	5%	1%	10%	1%	5%	10%	1%	3%	10%
Not sure	6%	2%	7%	2%	9%	8%	1%	5%	8%
Totals	99%	100%	100%	101%	101%	101%	99%	100%	100%
Unweighted N	(1,484)	(792)	(595)	(599)	(422)	(463)	(480)	(482)	(480)

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YouGov

24D. Agreement with Democracy Statements — Many citizens are not smart enough to vote
Do you agree or disagree with the following:

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Strongly agree	15%	19%	11%	18%	20%	13%	8%	11%	16%
Somewhat agree	24%	27%	22%	27%	31%	22%	23%	15%	25%
Somewhat disagree	21%	21%	21%	21%	21%	17%	31%	14%	16%
Strongly disagree	35%	28%	41%	28%	24%	42%	30%	55%	40%
Not sure	5%	5%	5%	6%	3%	6%	7%	5%	3%
Totals	100%	100%	100%	100%	99%	100%	99%	100%	100%
Unweighted N	(1,478)	(675)	(803)	(321)	(206)	(378)	(229)	(146)	(111)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Strongly agree	15%	11%	18%	14%	15%	13%	15%	15%	15%	13%	16%	14%
Somewhat agree	24%	25%	21%	26%	24%	20%	24%	31%	26%	24%	22%	26%
Somewhat disagree	21%	29%	19%	19%	19%	18%	22%	22%	20%	23%	16%	27%
Strongly disagree	35%	30%	35%	35%	38%	44%	34%	27%	33%	35%	39%	30%
Not sure	5%	4%	7%	6%	4%	5%	5%	4%	5%	5%	7%	3%
Totals	100%	99%	100%	100%	100%	100%	100%	99%	99%	100%	100%	100%
Unweighted N	(1,478)	(191)	(304)	(606)	(377)	(515)	(429)	(370)	(238)	(370)	(487)	(383)

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YouGov

		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Strongly agree	15%	9%	20%	9%	17%	19%	10%	15%	19%
Somewhat agree	24%	22%	30%	18%	29%	27%	23%	23%	27%
Somewhat disagree	21%	22%	18%	22%	20%	20%	24%	21%	18%
Strongly disagree	35%	43%	24%	47%	26%	29%	39%	38%	30%
Not sure	5%	3%	7%	4%	7%	5%	4%	3%	7%
Totals	100%	99%	99%	100%	99%	100%	100%	100%	101%
Unweighted N	(1,478)	(794)	(587)	(601)	(419)	(458)	(479)	(478)	(478)

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YouGov

24E. Agreement with Democracy Statements — Americans should be required to pass a test before being allowed to vote
Do you agree or disagree with the following:

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Strongly agree	12%	17%	8%	22%	17%	10%	6%	6%	7%
Somewhat agree	17%	18%	17%	18%	15%	17%	18%	7%	27%
Somewhat disagree	18%	18%	18%	18%	21%	17%	20%	12%	19%
Strongly disagree	46%	41%	50%	36%	45%	46%	48%	69%	40%
Not sure	7%	6%	8%	7%	3%	10%	8%	6%	7%
Totals	100%	100%	101%	101%	101%	100%	100%	100%	100%
Unweighted N	(1,486)	(678)	(808)	(322)	(207)	(379)	(233)	(147)	(111)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Strongly agree	12%	10%	14%	13%	11%	13%	10%	10%	12%	13%	13%	10%
Somewhat agree	17%	24%	20%	15%	14%	17%	18%	19%	19%	15%	17%	19%
Somewhat disagree	18%	27%	19%	14%	18%	17%	19%	17%	16%	20%	16%	21%
Strongly disagree	46%	34%	39%	52%	49%	46%	45%	48%	46%	48%	47%	42%
Not sure	7%	4%	8%	7%	8%	7%	7%	6%	7%	5%	8%	7%
Totals	100%	99%	100%	101%	100%	100%	99%	100%	100%	101%	101%	99%
Unweighted N	(1,486)	(191)	(304)	(607)	(384)	(517)	(434)	(369)	(242)	(371)	(493)	(380)

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YouGov

		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Strongly agree	12%	4%	21%	4%	13%	21%	5%	9%	22%
Somewhat agree	17%	9%	24%	11%	19%	22%	12%	16%	22%
Somewhat disagree	18%	16%	19%	14%	18%	22%	15%	18%	20%
Strongly disagree	46%	65%	27%	65%	40%	29%	61%	50%	31%
Not sure	7%	5%	8%	5%	10%	6%	6%	7%	6%
Totals	100%	99%	99%	99%	100%	100%	99%	100%	101%
Unweighted N	(1,486)	(798)	(590)	(604)	(422)	(460)	(482)	(484)	(477)

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YouGov

25. Voting a Privilege or a Right
Which comes closest to your opinion:

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Voting is a privilege	26%	22%	29%	26%	22%	32%	31%	11%	30%
Voting is a right	74%	78%	71%	74%	78%	68%	69%	89%	70%
Totals	100%	100%	100%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,480)	(674)	(806)	(324)	(206)	(379)	(234)	(145)	(106)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Voting is a privilege	26%	17%	25%	24%	33%	26%	24%	26%	22%	25%	26%	28%
Voting is a right	74%	83%	75%	76%	67%	74%	76%	74%	78%	75%	74%	72%
Totals	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,480)	(188)	(300)	(611)	(381)	(512)	(435)	(370)	(240)	(369)	(488)	(383)

		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Voting is a privilege	26%	13%	40%	13%	26%	40%	11%	21%	41%
Voting is a right	74%	87%	60%	87%	74%	60%	89%	79%	59%
Totals	100%	100%	100%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,480)	(792)	(594)	(599)	(422)	(459)	(476)	(485)	(477)

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YouGov

26A. Election Theories — Mail ballots are being manipulated to favor Joe Biden
Do you think the following statements are true or not true?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Definitely true	30%	32%	29%	41%	31%	43%	21%	4%	25%
Probably true	15%	15%	16%	18%	13%	14%	20%	8%	18%
Probably not true	10%	11%	10%	12%	10%	9%	7%	13%	13%
Definitely not true	44%	42%	46%	30%	46%	34%	52%	75%	44%
Totals	99%	100%	101%	101%	100%	100%	100%	100%	100%
Unweighted N	(1,494)	(679)	(815)	(323)	(208)	(383)	(234)	(148)	(111)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Definitely true	30%	18%	25%	34%	36%	28%	28%	30%	23%	31%	36%	26%
Probably true	15%	23%	22%	9%	14%	17%	17%	12%	15%	15%	17%	14%
Probably not true	10%	12%	15%	9%	9%	13%	12%	6%	9%	11%	10%	12%
Definitely not true	44%	47%	38%	48%	42%	43%	43%	52%	53%	44%	38%	48%
Totals	99%	100%	100%	100%	101%	101%	100%	100%	100%	101%	101%	100%
Unweighted N	(1,494)	(190)	(306)	(611)	(387)	(520)	(438)	(371)	(243)	(372)	(496)	(383)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Definitely true	30%	1%	66%	4%	27%	62%	4%	20%	61%
Probably true	15%	2%	24%	5%	20%	23%	4%	18%	21%
Probably not true	10%	7%	8%	8%	15%	9%	4%	14%	11%
Definitely not true	44%	89%	3%	83%	38%	5%	87%	48%	6%
Totals	99%	99%	101%	100%	100%	99%	99%	100%	99%
Unweighted N	(1,494)	(801)	(595)	(606)	(424)	(464)	(483)	(488)	(481)

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YouGov

26B. Election Theories — Illegal immigrants voted fraudulently in 2016 and tried again in 2020
Do you think the following statements are true or not true?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Definitely true	22%	24%	21%	28%	21%	31%	16%	7%	22%
Probably true	23%	24%	22%	29%	27%	26%	24%	13%	15%
Probably not true	19%	19%	19%	19%	13%	18%	14%	29%	23%
Definitely not true	36%	34%	37%	23%	39%	25%	46%	52%	40%
Totals	100%	101%	99%	99%	100%	100%	100%	101%	100%
Unweighted N	(1,482)	(676)	(806)	(318)	(209)	(379)	(234)	(144)	(111)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Definitely true	22%	9%	19%	25%	28%	22%	17%	25%	15%	23%	27%	19%
Probably true	23%	24%	25%	22%	22%	21%	29%	18%	24%	25%	23%	21%
Probably not true	19%	27%	22%	16%	17%	28%	15%	13%	17%	18%	18%	24%
Definitely not true	36%	40%	34%	38%	32%	28%	39%	44%	44%	35%	32%	36%
Totals	100%	100%	100%	101%	99%	99%	100%	100%	100%	101%	100%	100%
Unweighted N	(1,482)	(189)	(302)	(608)	(383)	(512)	(434)	(372)	(241)	(371)	(490)	(380)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Definitely true	22%	1%	49%	4%	20%	45%	4%	15%	45%
Probably true	23%	4%	39%	7%	27%	38%	4%	22%	39%
Probably not true	19%	20%	11%	22%	23%	13%	16%	30%	11%
Definitely not true	36%	74%	1%	68%	30%	4%	76%	33%	5%
Totals	100%	99%	100%	101%	100%	100%	100%	100%	100%
Unweighted N	(1,482)	(795)	(591)	(602)	(422)	(458)	(482)	(482)	(477)

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YouGov

26C. Election Theories — Russia is attempting to influence the election in favor of President Trump
Do you think the following statements are true or not true?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Definitely true	18%	19%	17%	13%	19%	16%	16%	26%	22%
Probably true	28%	26%	30%	22%	32%	25%	33%	38%	30%
Probably not true	26%	24%	27%	31%	22%	27%	23%	20%	28%
Definitely not true	28%	30%	26%	34%	27%	32%	28%	16%	20%
Totals	100%	99%	100%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,493)	(681)	(812)	(323)	(209)	(381)	(235)	(147)	(111)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Definitely true	18%	10%	18%	21%	18%	18%	15%	22%	20%	15%	17%	21%
Probably true	28%	42%	26%	27%	25%	29%	27%	33%	33%	28%	25%	32%
Probably not true	26%	21%	29%	22%	30%	27%	30%	18%	27%	25%	25%	25%
Definitely not true	28%	28%	27%	29%	27%	26%	28%	28%	20%	32%	32%	22%
Totals	100%	101%	100%	99%	100%	100%	100%	101%	100%	100%	99%	100%
Unweighted N	(1,493)	(191)	(305)	(609)	(388)	(517)	(437)	(373)	(243)	(371)	(495)	(384)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Definitely true	18%	34%	3%	35%	12%	4%	41%	15%	4%
Probably true	28%	45%	8%	42%	29%	13%	39%	37%	10%
Probably not true	26%	12%	35%	13%	29%	37%	13%	24%	38%
Definitely not true	28%	8%	54%	10%	30%	47%	7%	24%	48%
Totals	100%	99%	100%	100%	100%	101%	100%	100%	100%
Unweighted N	(1,493)	(799)	(595)	(605)	(424)	(464)	(483)	(485)	(483)

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YouGov

26D. Election Theories — We will never know the real outcome of this election
Do you think the following statements are true or not true?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Definitely true	15%	15%	15%	18%	15%	23%	12%	5%	10%
Probably true	26%	27%	26%	34%	23%	28%	23%	19%	29%
Probably not true	17%	16%	18%	17%	17%	13%	18%	23%	20%
Definitely not true	41%	42%	41%	32%	46%	37%	47%	53%	40%
Totals	99%	100%	100%	101%	101%	101%	100%	100%	99%
Unweighted N	(1,493)	(682)	(811)	(324)	(209)	(382)	(234)	(147)	(110)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Definitely true	15%	16%	16%	13%	16%	16%	15%	13%	14%	17%	17%	9%
Probably true	26%	28%	30%	24%	26%	27%	28%	23%	25%	26%	25%	30%
Probably not true	17%	19%	21%	14%	19%	20%	16%	15%	14%	17%	20%	16%
Definitely not true	41%	37%	32%	49%	40%	36%	42%	49%	47%	40%	37%	45%
Totals	99%	100%	99%	100%	101%	99%	101%	100%	100%	100%	99%	100%
Unweighted N	(1,493)	(190)	(306)	(611)	(386)	(518)	(438)	(373)	(243)	(372)	(494)	(384)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Definitely true	15%	3%	27%	5%	14%	26%	4%	16%	23%
Probably true	26%	7%	46%	8%	29%	44%	5%	26%	44%
Probably not true	17%	15%	16%	18%	20%	15%	16%	18%	18%
Definitely not true	41%	76%	11%	68%	37%	14%	75%	40%	16%
Totals	99%	101%	100%	99%	100%	99%	100%	100%	101%
Unweighted N	(1,493)	(798)	(596)	(604)	(426)	(463)	(482)	(486)	(482)

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26E. Election Theories — Many people were illegally prevented from voting this year
Do you think the following statements are true or not true?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Definitely true	11%	13%	10%	9%	13%	11%	6%	13%	21%
Probably true	31%	28%	33%	33%	25%	32%	32%	28%	31%
Probably not true	35%	35%	35%	35%	38%	31%	40%	36%	29%
Definitely not true	23%	24%	22%	23%	25%	26%	22%	22%	19%
Totals	100%	100%	100%	100%	101%	100%	100%	99%	100%
Unweighted N	(1,490)	(680)	(810)	(323)	(209)	(380)	(234)	(147)	(110)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Definitely true	11%	15%	14%	10%	9%	13%	10%	12%	15%	9%	11%	12%
Probably true	31%	41%	33%	28%	27%	34%	27%	29%	29%	31%	30%	32%
Probably not true	35%	29%	34%	34%	40%	35%	38%	33%	37%	32%	35%	37%
Definitely not true	23%	15%	20%	28%	23%	18%	25%	26%	19%	27%	25%	19%
Totals	100%	100%	101%	100%	99%	100%	100%	100%	100%	99%	101%	100%
Unweighted N	(1,490)	(190)	(304)	(610)	(386)	(516)	(438)	(370)	(244)	(371)	(493)	(382)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Definitely true	11%	14%	9%	17%	7%	9%	18%	9%	8%
Probably true	31%	36%	21%	36%	30%	25%	38%	30%	25%
Probably not true	35%	30%	37%	28%	41%	38%	27%	37%	39%
Definitely not true	23%	20%	33%	20%	22%	28%	17%	23%	27%
Totals	100%	100%	100%	101%	100%	100%	100%	99%	99%
Unweighted N	(1,490)	(798)	(593)	(604)	(425)	(461)	(483)	(486)	(479)

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27. Voter Fraud Occur
How much voter fraud do you think occurred in this election?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Enough to influence the outcome	40%	42%	38%	56%	38%	53%	33%	12%	29%
Not enough to influence the outcome	35%	34%	35%	27%	40%	26%	42%	48%	34%
None	17%	17%	16%	10%	17%	14%	13%	33%	17%
Not sure	9%	7%	11%	7%	4%	7%	12%	8%	21%
Totals	101%	100%	100%	100%	99%	100%	100%	101%	101%
Unweighted N	(1,491)	(678)	(813)	(322)	(208)	(383)	(234)	(148)	(109)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Enough to influence the outcome	40%	33%	36%	40%	46%	40%	37%	39%	29%	43%	47%	34%
Not enough to influence the outcome	35%	36%	35%	37%	32%	32%	39%	40%	38%	38%	28%	41%
None	17%	18%	14%	18%	16%	17%	15%	16%	22%	14%	15%	17%
Not sure	9%	13%	15%	6%	6%	11%	9%	4%	11%	6%	10%	8%
Totals	101%	100%	100%	101%	100%	100%	100%	99%	100%	101%	100%	100%
Unweighted N	(1,491)	(191)	(303)	(611)	(386)	(518)	(436)	(372)	(241)	(370)	(496)	(384)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Enough to influence the outcome	40%	3%	81%	7%	39%	78%	4%	32%	76%
Not enough to influence the outcome	35%	59%	10%	52%	38%	12%	57%	41%	13%
None	17%	32%	1%	34%	9%	2%	32%	15%	5%
Not sure	9%	5%	8%	6%	14%	8%	6%	12%	7%
Totals	101%	99%	100%	99%	100%	100%	99%	100%	101%
Unweighted N	(1,491)	(797)	(597)	(603)	(424)	(464)	(481)	(487)	(480)

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28. Voter Fraud Occur - State
How much voter fraud do you think occurred in [State] this election?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Enough to influence the outcome	22%	19%	24%	23%	14%	30%	22%	9%	31%
Not enough to influence the outcome	44%	49%	40%	48%	56%	35%	48%	38%	34%
None	24%	23%	24%	18%	24%	23%	22%	36%	21%
Not sure	11%	9%	12%	11%	6%	12%	8%	17%	14%
Totals	101%	100%	100%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,493)	(679)	(814)	(324)	(208)	(382)	(235)	(146)	(111)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Enough to influence the outcome	22%	22%	26%	19%	23%	25%	18%	21%	21%	23%	19%	25%
Not enough to influence the outcome	44%	41%	42%	45%	46%	38%	51%	46%	37%	47%	48%	40%
None	24%	24%	18%	26%	25%	23%	22%	26%	33%	21%	20%	25%
Not sure	11%	14%	14%	11%	7%	13%	10%	7%	10%	8%	13%	10%
Totals	101%	101%	100%	101%	101%	99%	101%	100%	101%	99%	100%	100%
Unweighted N	(1,493)	(191)	(303)	(612)	(387)	(519)	(436)	(372)	(243)	(370)	(496)	(384)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Enough to influence the outcome	22%	6%	39%	7%	21%	40%	7%	19%	36%
Not enough to influence the outcome	44%	47%	43%	44%	49%	40%	46%	46%	43%
None	24%	41%	7%	42%	16%	9%	41%	24%	9%
Not sure	11%	6%	11%	7%	14%	12%	5%	11%	11%
Totals	101%	100%	100%	100%	100%	101%	99%	100%	99%
Unweighted N	(1,493)	(798)	(597)	(604)	(425)	(464)	(482)	(486)	(482)

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29. Approval of Voting by Mail
Do you approve or disapprove of voting by mail?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Strongly approve	44%	42%	46%	31%	45%	35%	52%	66%	52%
Somewhat approve	14%	13%	15%	12%	10%	13%	14%	17%	19%
Somewhat disapprove	13%	12%	13%	15%	13%	14%	14%	8%	9%
Strongly disapprove	27%	31%	24%	39%	33%	35%	21%	5%	15%
Not sure	2%	3%	2%	2%	0%	3%	0%	4%	5%
Totals	100%	101%	100%	99%	101%	100%	101%	100%	100%
Unweighted N	(1,498)	(681)	(817)	(323)	(209)	(384)	(235)	(149)	(111)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Strongly approve	44%	45%	43%	47%	41%	42%	43%	52%	48%	44%	38%	52%
Somewhat approve	14%	16%	15%	11%	15%	17%	12%	12%	16%	10%	13%	16%
Somewhat disapprove	13%	16%	12%	13%	11%	14%	14%	10%	9%	14%	13%	13%
Strongly disapprove	27%	17%	26%	27%	32%	24%	27%	26%	26%	28%	33%	17%
Not sure	2%	7%	3%	1%	1%	3%	3%	0%	1%	3%	3%	2%
Totals	100%	101%	99%	99%	100%	100%	99%	100%	100%	99%	100%	100%
Unweighted N	(1,498)	(191)	(305)	(613)	(389)	(520)	(439)	(373)	(244)	(372)	(497)	(385)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Strongly approve	44%	82%	10%	78%	38%	12%	88%	44%	11%
Somewhat approve	14%	11%	12%	14%	14%	13%	7%	18%	15%
Somewhat disapprove	13%	4%	19%	5%	16%	18%	3%	14%	19%
Strongly disapprove	27%	2%	57%	2%	28%	54%	1%	21%	53%
Not sure	2%	1%	2%	1%	4%	3%	0%	3%	3%
Totals	100%	100%	100%	100%	100%	100%	99%	100%	101%
Unweighted N	(1,498)	(801)	(598)	(606)	(426)	(466)	(483)	(488)	(484)

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30. Which Mail Ballots Should Be Counted

Which of the following best describes how election officials should count mail ballots?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Mail ballots should not be permitted	16%	19%	14%	24%	18%	19%	12%	7%	8%
Only mail ballots that arrive by Election Day should be counted	30%	30%	30%	36%	30%	34%	29%	20%	28%
Mail ballots that are postmarked on or before Election Day should be counted, as long as they arrive within a few days of the election	54%	51%	56%	41%	53%	46%	59%	73%	63%
Totals	100%	100%	100%	101%	101%	99%	100%	100%	99%
Unweighted N	(1,495)	(680)	(815)	(323)	(209)	(384)	(235)	(149)	(108)

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		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Mail ballots should not be permitted	16%	10%	19%	15%	18%	15%	16%	14%	15%	16%	20%	10%
Only mail ballots that arrive by Election Day should be counted	30%	30%	33%	28%	32%	32%	31%	27%	25%	37%	30%	28%
Mail ballots that are postmarked on or before Election Day should be counted, as long as they arrive within a few days of the election	54%	60%	48%	58%	49%	53%	53%	59%	60%	47%	50%	62%
Totals	100%	100%	100%	101%	99%	100%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,495)	(190)	(304)	(612)	(389)	(518)	(438)	(373)	(242)	(372)	(497)	(384)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Mail ballots should not be permitted	16%	1%	31%	3%	18%	29%	2%	12%	31%
Only mail ballots that arrive by Election Day should be counted	30%	10%	51%	12%	32%	49%	9%	32%	45%
Mail ballots that are postmarked on or before Election Day should be counted, as long as they arrive within a few days of the election	54%	88%	17%	85%	50%	22%	90%	55%	24%
Totals	100%	99%	99%	100%	100%	100%	101%	99%	100%
Unweighted N	(1,495)	(800)	(598)	(603)	(426)	(466)	(484)	(485)	(483)

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31. More Mail Ballots Future

In the next election, do you think there will be more mail ballots, fewer mail ballots, or about the same amount?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
More mail ballots	31%	34%	29%	31%	37%	26%	27%	36%	35%
About the same amount of mail ballots	32%	28%	36%	29%	23%	33%	36%	42%	39%
Fewer mail ballots	37%	38%	35%	41%	40%	41%	37%	22%	26%
Totals	100%	100%	100%	101%	100%	100%	100%	100%	100%
Unweighted N	(1,492)	(681)	(811)	(323)	(209)	(380)	(233)	(149)	(111)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
More mail ballots	31%	21%	29%	32%	37%	31%	28%	35%	30%	29%	30%	36%
About the same amount of mail ballots	32%	35%	34%	33%	28%	35%	32%	30%	30%	27%	35%	35%
Fewer mail ballots	37%	43%	37%	35%	35%	34%	39%	35%	41%	43%	35%	29%
Totals	100%	99%	100%	100%	100%	100%	99%	100%	101%	99%	100%	100%
Unweighted N	(1,492)	(191)	(306)	(609)	(386)	(518)	(435)	(373)	(243)	(371)	(496)	(382)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
More mail ballots	31%	39%	27%	38%	30%	24%	39%	26%	29%
About the same amount of mail ballots	32%	35%	25%	41%	27%	28%	36%	36%	25%
Fewer mail ballots	37%	26%	48%	21%	44%	48%	25%	37%	46%
Totals	100%	100%	100%	100%	101%	100%	100%	99%	100%
Unweighted N	(1,492)	(799)	(594)	(605)	(426)	(461)	(482)	(488)	(479)

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32. Recount Confidence

Some states may do recounts of the vote. Would a recount make you more or less confident in the outcome of the election?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Much more confident	12%	10%	14%	11%	8%	20%	7%	13%	14%
More confident	32%	34%	29%	39%	36%	29%	35%	15%	30%
No change	51%	52%	51%	47%	52%	45%	55%	62%	50%
Less confident	3%	3%	4%	3%	3%	4%	2%	5%	5%
Much less confident	1%	1%	1%	0%	1%	1%	0%	4%	1%
Totals	99%	100%	99%	100%	100%	99%	99%	99%	100%
Unweighted N	(1,498)	(682)	(816)	(324)	(209)	(383)	(235)	(149)	(111)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Much more confident	12%	8%	13%	15%	11%	17%	10%	9%	7%	14%	13%	13%
More confident	32%	35%	35%	26%	36%	32%	32%	32%	25%	34%	36%	27%
No change	51%	46%	47%	56%	51%	46%	53%	58%	62%	49%	46%	53%
Less confident	3%	7%	5%	2%	2%	4%	4%	1%	5%	1%	3%	5%
Much less confident	1%	4%	1%	1%	1%	2%	1%	0%	1%	2%	1%	1%
Totals	99%	100%	101%	100%	101%	101%	100%	100%	100%	100%	99%	99%
Unweighted N	(1,498)	(191)	(306)	(613)	(388)	(521)	(438)	(373)	(243)	(373)	(498)	(384)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Much more confident	12%	6%	19%	8%	10%	19%	6%	11%	19%
More confident	32%	14%	48%	17%	32%	48%	15%	31%	46%
No change	51%	76%	29%	71%	53%	27%	75%	53%	31%
Less confident	3%	3%	3%	3%	4%	3%	3%	4%	3%
Much less confident	1%	1%	1%	1%	1%	2%	1%	1%	1%
Totals	99%	100%	100%	100%	100%	99%	100%	100%	100%
Unweighted N	(1,498)	(802)	(598)	(606)	(427)	(465)	(484)	(489)	(482)

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33. Election Expectation
Before the election, what did you expect would happen:

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Joe Biden would win both the Electoral College and the popular vote	40%	40%	39%	27%	47%	30%	46%	61%	41%
Joe Biden would win the Electoral College but Donald Trump would win the popular vote	7%	5%	10%	4%	3%	6%	7%	16%	16%
Donald Trump would win the Electoral College but Joe Biden would win the popular vote	30%	36%	25%	43%	36%	20%	27%	19%	27%
Donald Trump would win both the Electoral College and the popular vote	23%	19%	26%	26%	14%	44%	20%	4%	15%
Totals	100%	100%	100%	100%	100%	100%	100%	100%	99%
Unweighted N	(1,413)	(649)	(764)	(312)	(197)	(355)	(221)	(138)	(109)

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		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Joe Biden would win both the Electoral College and the popular vote	40%	37%	32%	45%	41%	36%	38%	47%	48%	38%	33%	47%
Joe Biden would win the Electoral College but Donald Trump would win the popular vote	7%	11%	13%	6%	2%	12%	8%	3%	7%	4%	10%	6%
Donald Trump would win the Electoral College but Joe Biden would win the popular vote	30%	40%	33%	26%	27%	25%	33%	34%	27%	33%	30%	29%
Donald Trump would win both the Electoral College and the popular vote	23%	12%	21%	24%	29%	27%	21%	16%	19%	24%	27%	18%
Totals	100%	100%	99%	101%	99%	100%	100%	100%	101%	99%	100%	100%
Unweighted N	(1,413)	(183)	(294)	(574)	(362)	(481)	(418)	(353)	(231)	(357)	(467)	(358)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Joe Biden would win both the Electoral College and the popular vote	40%	75%	8%	70%	35%	10%	71%	42%	13%
Joe Biden would win the Electoral College but Donald Trump would win the popular vote	7%	7%	4%	9%	5%	8%	7%	6%	8%
Donald Trump would win the Electoral College but Joe Biden would win the popular vote	30%	17%	41%	18%	37%	38%	19%	34%	36%
Donald Trump would win both the Electoral College and the popular vote	23%	1%	47%	3%	23%	44%	3%	17%	44%
Totals	100%	100%	100%	100%	100%	100%	100%	99%	101%
Unweighted N	(1,413)	(753)	(565)	(566)	(408)	(439)	(456)	(463)	(455)

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34. Enthusiastic about Election Results
How do you feel about the results of the 2020 presidential election?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Enthusiastic	36%	32%	40%	24%	31%	30%	41%	65%	40%
Satisfied but not enthusiastic	16%	16%	16%	8%	19%	11%	16%	19%	30%
Dissatisfied but not upset	16%	21%	11%	32%	15%	12%	11%	5%	13%
Upset	28%	27%	30%	31%	34%	44%	27%	6%	13%
Not sure	4%	4%	4%	5%	1%	4%	4%	6%	4%
Totals	100%	100%	101%	100%	100%	101%	99%	101%	100%
Unweighted N	(1,498)	(683)	(815)	(324)	(209)	(383)	(235)	(149)	(111)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Enthusiastic	36%	31%	30%	40%	38%	34%	33%	44%	46%	33%	35%	34%
Satisfied but not enthusiastic	16%	30%	23%	14%	7%	19%	18%	14%	16%	14%	13%	23%
Dissatisfied but not upset	16%	18%	18%	13%	15%	15%	19%	11%	11%	20%	14%	17%
Upset	28%	16%	23%	30%	38%	26%	25%	30%	24%	28%	34%	23%
Not sure	4%	5%	7%	3%	2%	5%	5%	1%	4%	5%	4%	3%
Totals	100%	100%	101%	100%	100%	99%	100%	100%	101%	100%	100%	100%
Unweighted N	(1,498)	(191)	(306)	(613)	(388)	(521)	(438)	(373)	(244)	(373)	(497)	(384)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Enthusiastic	36%	74%	2%	73%	23%	5%	71%	38%	7%
Satisfied but not enthusiastic	16%	23%	4%	20%	24%	6%	26%	18%	7%
Dissatisfied but not upset	16%	1%	25%	4%	19%	25%	2%	21%	22%
Upset	28%	1%	65%	2%	27%	59%	1%	17%	61%
Not sure	4%	1%	3%	1%	7%	4%	0%	6%	3%
Totals	100%	100%	99%	100%	100%	99%	100%	100%	100%
Unweighted N	(1,498)	(800)	(599)	(605)	(427)	(466)	(484)	(487)	(484)

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35. Anger at Election Outcome

Would you say that you are angry about the results of the 2020 presidential election?

Among those upset at the election outcome

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Yes	84%	86%	83%	90%	78%	90%	76%	*	*
No	9%	7%	11%	3%	13%	5%	15%	*	*
Not sure	7%	7%	6%	6%	9%	5%	10%	*	*
Totals	100%	100%	100%	99%	100%	100%	101%	*	*
Unweighted N	(393)	(181)	(212)	(100)	(56)	(139)	(51)	(9)	(13)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Yes	84%	*	76%	87%	85%	88%	75%	84%	73%	83%	84%	94%
No	9%	*	12%	6%	9%	6%	16%	9%	19%	9%	8%	3%
Not sure	7%	*	12%	7%	5%	6%	9%	6%	8%	8%	7%	3%
Totals	100%	*	100%	100%	99%	100%	100%	99%	100%	100%	99%	100%
Unweighted N	(393)	(24)	(70)	(165)	(134)	(130)	(108)	(94)	(52)	(90)	(163)	(88)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Yes	84%	*	85%	*	77%	87%	*	81%	86%
No	9%	*	9%	*	11%	8%	*	8%	8%
Not sure	7%	*	6%	*	12%	5%	*	10%	6%
Totals	100%	*	100%	*	100%	100%	*	99%	100%
Unweighted N	(393)	(4)	(377)	(10)	(112)	(271)	(7)	(81)	(297)

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36. Amend the Constitution

When it comes to U.S. presidential elections which would you prefer?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Amend the Constitution so the candidate who receives the most total votes nationwide wins the election	45%	39%	50%	31%	37%	46%	49%	57%	57%
Keep the current system where the candidate who wins the most votes in the Electoral College wins the election	44%	53%	36%	60%	55%	37%	39%	29%	32%
Not sure	12%	9%	15%	9%	8%	17%	12%	13%	10%
Totals	101%	101%	101%	100%	100%	100%	100%	99%	99%
Unweighted N	(1,418)	(652)	(766)	(314)	(198)	(358)	(220)	(138)	(109)

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		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Amend the Constitution so the candidate who receives the most total votes nationwide wins the election	45%	48%	50%	46%	36%	48%	41%	49%	55%	38%	40%	51%
Keep the current system where the candidate who wins the most votes in the Electoral College wins the election	44%	38%	36%	45%	51%	37%	45%	46%	36%	48%	48%	37%
Not sure	12%	14%	14%	9%	12%	15%	15%	5%	9%	14%	12%	12%
Totals	101%	100%	100%	100%	99%	100%	101%	100%	100%	100%	100%	100%
Unweighted N	(1,418)	(183)	(294)	(575)	(366)	(482)	(421)	(354)	(231)	(357)	(467)	(363)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Amend the Constitution so the candidate who receives the most total votes nationwide wins the election	45%	70%	15%	72%	37%	20%	81%	45%	17%
Keep the current system where the candidate who wins the most votes in the Electoral College wins the election	44%	17%	77%	18%	46%	71%	10%	40%	74%
Not sure	12%	12%	8%	10%	17%	9%	8%	16%	9%
Totals	101%	99%	100%	100%	100%	100%	99%	101%	100%
Unweighted N	(1,418)	(757)	(566)	(567)	(412)	(439)	(456)	(467)	(456)

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37. Enthusiastic about Biden Presidency
How do you feel about the next 4 years with Joe Biden as president?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Enthusiastic	35%	32%	37%	21%	31%	31%	39%	63%	40%
Satisfied but not enthusiastic	15%	14%	17%	8%	17%	8%	19%	20%	22%
Dissatisfied but not upset	16%	20%	12%	25%	18%	14%	12%	5%	15%
Upset	31%	31%	30%	42%	33%	42%	29%	6%	18%
Not sure	3%	2%	4%	3%	1%	5%	3%	6%	4%
Totals	100%	99%	100%	99%	100%	100%	102%	100%	99%
Unweighted N	(1,494)	(682)	(812)	(324)	(208)	(381)	(234)	(150)	(110)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Enthusiastic	35%	27%	29%	42%	35%	33%	33%	43%	44%	31%	33%	34%
Satisfied but not enthusiastic	15%	30%	21%	11%	9%	18%	17%	12%	17%	15%	11%	21%
Dissatisfied but not upset	16%	22%	19%	13%	13%	16%	18%	14%	10%	20%	15%	17%
Upset	31%	16%	25%	32%	41%	29%	29%	30%	25%	32%	35%	26%
Not sure	3%	5%	6%	2%	2%	4%	4%	1%	4%	2%	5%	1%
Totals	100%	100%	100%	100%	100%	100%	101%	100%	100%	100%	99%	99%
Unweighted N	(1,494)	(191)	(307)	(610)	(386)	(521)	(437)	(371)	(243)	(373)	(497)	(381)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Enthusiastic	35%	72%	1%	72%	23%	3%	70%	37%	6%
Satisfied but not enthusiastic	15%	24%	3%	20%	20%	6%	23%	18%	6%
Dissatisfied but not upset	16%	2%	24%	3%	19%	27%	4%	18%	23%
Upset	31%	1%	68%	2%	31%	62%	2%	22%	63%
Not sure	3%	2%	3%	2%	7%	1%	1%	5%	2%
Totals	100%	101%	99%	99%	100%	99%	100%	100%	100%
Unweighted N	(1,494)	(800)	(595)	(605)	(424)	(465)	(481)	(488)	(482)

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38. Biden Legitimately Won

Would you say that Joe Biden legitimately won the election, or not?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Biden legitimately won the election	58%	55%	60%	38%	61%	43%	64%	93%	72%
Biden did NOT legitimately win the election	42%	45%	40%	62%	39%	57%	36%	7%	28%
Totals	100%	100%	100%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,487)	(680)	(807)	(322)	(209)	(378)	(235)	(147)	(110)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Biden legitimately won the election	58%	64%	61%	59%	51%	58%	59%	62%	67%	56%	52%	64%
Biden did NOT legitimately win the election	42%	36%	39%	41%	49%	42%	41%	38%	33%	44%	48%	36%
Totals	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,487)	(190)	(304)	(609)	(384)	(513)	(435)	(373)	(243)	(371)	(492)	(381)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Biden legitimately won the election	58%	99%	14%	96%	53%	18%	97%	63%	21%
Biden did NOT legitimately win the election	42%	1%	86%	4%	47%	82%	3%	37%	79%
Totals	100%	100%	100%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,487)	(798)	(591)	(604)	(424)	(459)	(484)	(483)	(478)

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39. Should Trump Concede

Do you think Donald Trump should concede the election, or not?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
He should concede	60%	59%	60%	48%	62%	49%	68%	79%	69%
He should NOT concede	40%	41%	40%	52%	38%	51%	32%	21%	31%
Totals	100%	100%	100%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,488)	(679)	(809)	(323)	(208)	(379)	(234)	(149)	(109)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
He should concede	60%	66%	62%	60%	55%	60%	62%	64%	66%	58%	55%	66%
He should NOT concede	40%	34%	38%	40%	45%	40%	38%	36%	34%	42%	45%	34%
Totals	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,488)	(189)	(305)	(609)	(385)	(517)	(435)	(371)	(242)	(369)	(495)	(382)

		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
He should concede	60%	94%	22%	90%	58%	27%	97%	67%	25%
He should NOT concede	40%	6%	78%	10%	42%	73%	3%	33%	75%
Totals	100%	100%	100%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,488)	(801)	(591)	(606)	(423)	(459)	(484)	(485)	(477)

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40. Should Trump Sue
Do you think Donald Trump should contest the results of the election in court?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
He should contest the election in court	46%	49%	42%	63%	47%	55%	40%	15%	38%
He should NOT contest the election in court	54%	51%	58%	37%	53%	45%	60%	85%	62%
Totals	100%	100%	100%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,490)	(679)	(811)	(322)	(209)	(382)	(235)	(148)	(108)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
He should contest the election in court	46%	36%	48%	45%	50%	46%	43%	44%	35%	48%	52%	41%
He should NOT contest the election in court	54%	64%	52%	55%	50%	54%	57%	56%	65%	52%	48%	59%
Totals	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,490)	(189)	(306)	(609)	(386)	(516)	(437)	(372)	(244)	(369)	(497)	(380)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
He should contest the election in court	46%	5%	89%	9%	47%	86%	8%	40%	81%
He should NOT contest the election in court	54%	95%	11%	91%	53%	14%	92%	60%	19%
Totals	100%	100%	100%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,490)	(799)	(594)	(604)	(423)	(463)	(483)	(484)	(481)

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41. Will Trump Suits Change Election

If Donald Trump contests the results of the election in court, do you think it will change the outcome of the election?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
It will change the outcome of the election	33%	33%	34%	42%	27%	46%	26%	15%	30%
It will NOT change the outcome of the election	67%	67%	66%	58%	73%	54%	74%	85%	70%
Totals	100%	100%	100%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,489)	(680)	(809)	(322)	(209)	(380)	(233)	(148)	(110)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
It will change the outcome of the election	33%	36%	37%	31%	32%	38%	31%	27%	26%	35%	38%	31%
It will NOT change the outcome of the election	67%	64%	63%	69%	68%	62%	69%	73%	74%	65%	62%	69%
Totals	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,489)	(190)	(305)	(608)	(386)	(518)	(433)	(372)	(242)	(371)	(492)	(384)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
It will change the outcome of the election	33%	4%	62%	7%	35%	62%	6%	30%	58%
It will NOT change the outcome of the election	67%	96%	38%	93%	65%	38%	94%	70%	42%
Totals	100%	100%	100%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,489)	(800)	(591)	(605)	(423)	(461)	(484)	(485)	(477)

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42. Unified Government
Which is better?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Unified government - the President and majorities in both houses of Congress are from the same party	33%	36%	31%	33%	28%	32%	25%	46%	41%
Divided government - the President and the majority in at least one of the houses of Congress are from different parties	41%	42%	40%	46%	49%	43%	44%	22%	33%
Not sure	26%	22%	29%	21%	23%	26%	31%	32%	26%
Totals	100%	100%	100%	100%	100%	101%	100%	100%	100%
Unweighted N	(1,496)	(680)	(816)	(324)	(207)	(383)	(235)	(150)	(111)

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		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Unified government - the President and majorities in both houses of Congress are from the same party	33%	44%	33%	31%	30%	36%	30%	34%	38%	28%	30%	39%
Divided government - the President and the majority in at least one of the houses of Congress are from different parties	41%	33%	39%	41%	48%	36%	46%	44%	35%	45%	44%	38%
Not sure	26%	23%	28%	28%	22%	28%	24%	22%	27%	27%	26%	23%
Totals	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,496)	(190)	(306)	(613)	(387)	(520)	(437)	(373)	(244)	(372)	(496)	(384)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Unified government - the President and majorities in both houses of Congress are from the same party	33%	46%	20%	49%	24%	23%	52%	30%	21%
Divided government - the President and the majority in at least one of the houses of Congress are from different parties	41%	25%	60%	23%	47%	58%	19%	45%	58%
Not sure	26%	30%	20%	28%	29%	20%	29%	25%	20%
Totals	100%	101%	100%	100%	100%	101%	100%	100%	99%
Unweighted N	(1,496)	(801)	(597)	(607)	(425)	(464)	(484)	(487)	(482)

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43. Compromise or Push Agenda

At the moment it appears that the Senate and the President may be of different parties and favor different policies. Would you rather they...

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Work together in order and compromise in order to get more done	80%	76%	84%	75%	69%	79%	86%	90%	87%
Stick to their principles, no matter what, even if less is accomplished	20%	24%	16%	25%	31%	21%	14%	10%	13%
Totals	100%	100%	100%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,486)	(678)	(808)	(322)	(208)	(378)	(233)	(148)	(110)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Work together in order and compromise in order to get more done	80%	82%	84%	82%	75%	84%	82%	77%	84%	80%	78%	81%
Stick to their principles, no matter what, even if less is accomplished	20%	18%	16%	18%	25%	16%	18%	23%	16%	20%	22%	19%
Totals	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,486)	(189)	(305)	(607)	(385)	(514)	(438)	(370)	(242)	(370)	(492)	(382)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Work together in order and compromise in order to get more done	80%	96%	61%	95%	78%	66%	96%	86%	64%
Stick to their principles, no matter what, even if less is accomplished	20%	4%	39%	5%	22%	34%	4%	14%	36%
Totals	100%	100%	100%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,486)	(796)	(591)	(602)	(424)	(460)	(481)	(484)	(478)

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44. Likelihood of a Peaceful Transition of Power

How likely do you think it is that there will be a peaceful transition of power in January?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Very likely	21%	27%	16%	22%	37%	13%	20%	22%	15%
Somewhat likely	26%	31%	22%	29%	32%	16%	30%	14%	39%
Not very likely	25%	20%	29%	25%	17%	34%	23%	29%	19%
Not likely at all	17%	13%	21%	15%	7%	24%	16%	21%	15%
Not sure	11%	9%	12%	8%	7%	12%	12%	13%	12%
Totals	100%	100%	100%	99%	100%	99%	101%	99%	100%
Unweighted N	(1,499)	(682)	(817)	(323)	(209)	(384)	(235)	(150)	(111)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Very likely	21%	14%	17%	23%	25%	15%	21%	30%	16%	20%	24%	20%
Somewhat likely	26%	30%	30%	22%	27%	24%	27%	30%	31%	25%	22%	30%
Not very likely	25%	34%	23%	25%	22%	28%	27%	18%	24%	24%	26%	25%
Not likely at all	17%	18%	17%	17%	17%	21%	17%	12%	16%	20%	18%	15%
Not sure	11%	4%	13%	13%	9%	12%	8%	11%	12%	11%	10%	11%
Totals	100%	100%	100%	100%	100%	100%	100%	101%	99%	100%	100%	101%
Unweighted N	(1,499)	(191)	(306)	(613)	(389)	(522)	(439)	(373)	(244)	(373)	(497)	(385)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Very likely	21%	18%	28%	18%	20%	25%	16%	20%	26%
Somewhat likely	26%	27%	22%	27%	27%	24%	31%	26%	23%
Not very likely	25%	30%	16%	29%	25%	20%	31%	26%	19%
Not likely at all	17%	18%	19%	18%	14%	19%	15%	19%	18%
Not sure	11%	7%	15%	8%	14%	12%	7%	9%	13%
Totals	100%	100%	100%	100%	100%	100%	100%	100%	99%
Unweighted N	(1,499)	(802)	(598)	(606)	(427)	(466)	(483)	(489)	(484)

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45. Following News
How closely are you following the news about COVID-19?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Very closely	46%	47%	45%	36%	58%	40%	55%	49%	48%
Somewhat closely	35%	34%	36%	38%	32%	41%	30%	32%	35%
Not very closely	12%	12%	12%	16%	8%	11%	12%	13%	13%
Not following at all	6%	7%	6%	10%	2%	8%	2%	5%	4%
Totals	99%	100%	99%	100%	100%	100%	99%	99%	100%
Unweighted N	(1,499)	(683)	(816)	(324)	(209)	(384)	(235)	(150)	(110)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Very closely	46%	24%	44%	52%	52%	40%	49%	56%	48%	47%	47%	43%
Somewhat closely	35%	44%	29%	35%	36%	37%	33%	34%	37%	35%	34%	38%
Not very closely	12%	19%	18%	9%	9%	14%	13%	8%	10%	12%	14%	11%
Not following at all	6%	13%	10%	4%	2%	8%	5%	2%	5%	6%	6%	8%
Totals	99%	100%	101%	100%	99%	99%	100%	100%	100%	100%	101%	100%
Unweighted N	(1,499)	(190)	(307)	(613)	(389)	(521)	(439)	(373)	(244)	(373)	(497)	(385)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Very closely	46%	62%	36%	61%	41%	34%	62%	48%	35%
Somewhat closely	35%	31%	40%	30%	35%	41%	31%	32%	42%
Not very closely	12%	6%	16%	6%	16%	17%	5%	12%	16%
Not following at all	6%	1%	8%	3%	8%	8%	2%	8%	7%
Totals	99%	100%	100%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,499)	(801)	(599)	(606)	(427)	(466)	(483)	(489)	(484)

46. People I Know – Has Been Laid Off from Work Due to COVID-19
Do you personally know anyone who... [has been laid off from work due to covid-19]? Check all that apply.

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Yes, me	12%	11%	12%	12%	10%	12%	10%	17%	15%
Yes, a family member	18%	15%	21%	16%	14%	16%	20%	22%	25%
Yes, a close friend	22%	22%	21%	18%	29%	18%	24%	16%	27%
No	55%	58%	53%	61%	55%	62%	53%	52%	34%
Prefer not to say	1%	1%	1%	1%	1%	1%	0%	3%	1%
Unweighted N	(1,500)	(683)	(817)	(324)	(209)	(384)	(235)	(150)	(111)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Yes, me	12%	18%	20%	9%	5%	15%	13%	9%	14%	10%	12%	11%
Yes, a family member	18%	22%	21%	17%	16%	21%	19%	17%	21%	15%	17%	21%
Yes, a close friend	22%	31%	24%	23%	14%	21%	20%	27%	19%	23%	21%	23%
No	55%	46%	46%	57%	64%	53%	55%	52%	57%	59%	55%	50%
Prefer not to say	1%	3%	2%	0%	1%	2%	1%	0%	1%	2%	1%	1%
Unweighted N	(1,500)	(191)	(307)	(613)	(389)	(522)	(439)	(373)	(244)	(373)	(498)	(385)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Yes, me	12%	10%	10%	12%	11%	12%	11%	13%	11%
Yes, a family member	18%	21%	14%	20%	21%	14%	20%	18%	17%
Yes, a close friend	22%	27%	16%	25%	25%	15%	29%	24%	14%
No	55%	49%	64%	48%	51%	66%	48%	52%	64%
Prefer not to say	1%	1%	1%	1%	2%	1%	1%	1%	1%
Unweighted N	(1,500)	(802)	(599)	(607)	(427)	(466)	(484)	(489)	(484)

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47. People I Know – Has Tested Positive for COVID-19

Do you personally know anyone who... [has tested positive for covid-19]? Check all that apply.

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Yes, me	4%	4%	5%	4%	2%	4%	3%	5%	9%
Yes, a family member	22%	19%	24%	19%	18%	19%	24%	26%	28%
Yes, a close friend	33%	32%	34%	30%	43%	30%	42%	20%	29%
No	48%	51%	45%	55%	43%	54%	38%	50%	38%
Prefer not to say	2%	1%	2%	1%	1%	1%	1%	4%	4%
Unweighted N	(1,500)	(683)	(817)	(324)	(209)	(384)	(235)	(150)	(111)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Yes, me	4%	9%	8%	3%	2%	5%	2%	7%	4%	2%	5%	5%
Yes, a family member	22%	26%	26%	20%	19%	21%	22%	26%	20%	24%	21%	24%
Yes, a close friend	33%	37%	32%	31%	35%	31%	31%	41%	32%	39%	31%	32%
No	48%	45%	42%	53%	47%	50%	49%	39%	53%	45%	48%	47%
Prefer not to say	2%	2%	4%	1%	0%	3%	0%	1%	0%	1%	3%	1%
Unweighted N	(1,500)	(191)	(307)	(613)	(389)	(522)	(439)	(373)	(244)	(373)	(498)	(385)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Yes, me	4%	4%	4%	6%	3%	4%	7%	5%	2%
Yes, a family member	22%	25%	18%	23%	23%	20%	22%	23%	20%
Yes, a close friend	33%	35%	32%	32%	35%	33%	36%	31%	34%
No	48%	45%	52%	46%	47%	51%	42%	49%	51%
Prefer not to say	2%	1%	1%	1%	3%	1%	2%	1%	1%
Unweighted N	(1,500)	(802)	(599)	(607)	(427)	(466)	(484)	(489)	(484)

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48. People I Know – Has Died Due to Complications from COVID-19

Do you personally know anyone who... [has died due to complications from covid-19]? Check all that apply.

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Yes, a family member	8%	7%	8%	5%	7%	3%	8%	16%	14%
Yes, a close friend	13%	10%	15%	10%	8%	9%	15%	19%	21%
No	79%	83%	76%	85%	87%	87%	75%	61%	69%
Prefer not to say	2%	2%	2%	1%	1%	1%	2%	6%	3%
Unweighted N	(1,500)	(683)	(817)	(324)	(209)	(384)	(235)	(150)	(111)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Yes, a family member	8%	5%	16%	6%	5%	7%	9%	9%	9%	5%	9%	7%
Yes, a close friend	13%	9%	15%	13%	13%	13%	11%	16%	16%	11%	12%	13%
No	79%	85%	71%	80%	81%	79%	80%	78%	75%	84%	77%	81%
Prefer not to say	2%	2%	2%	2%	3%	2%	2%	1%	1%	1%	4%	0%
Unweighted N	(1,500)	(191)	(307)	(613)	(389)	(522)	(439)	(373)	(244)	(373)	(498)	(385)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Yes, a family member	8%	7%	7%	7%	9%	7%	8%	9%	6%
Yes, a close friend	13%	16%	11%	17%	11%	9%	14%	15%	10%
No	79%	76%	83%	74%	79%	85%	77%	76%	84%
Prefer not to say	2%	2%	1%	3%	2%	1%	2%	2%	1%
Unweighted N	(1,500)	(802)	(599)	(607)	(427)	(466)	(484)	(489)	(484)

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49. Personal Worry about COVID-19

Taking into consideration both your risk of contracting it and the seriousness of the illness, how worried are you personally about experiencing COVID-19?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Very worried	23%	19%	26%	13%	21%	26%	23%	26%	31%
Somewhat worried	36%	35%	37%	31%	40%	33%	40%	45%	42%
Not too worried	23%	26%	21%	31%	25%	22%	27%	14%	12%
Not worried at all	18%	20%	16%	24%	14%	19%	10%	15%	16%
Totals	100%	100%	100%	99%	100%	100%	100%	100%	101%
Unweighted N	(1,498)	(683)	(815)	(324)	(209)	(384)	(234)	(150)	(111)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Very worried	23%	15%	23%	26%	22%	25%	19%	24%	26%	20%	23%	21%
Somewhat worried	36%	39%	36%	35%	37%	35%	41%	39%	39%	30%	38%	39%
Not too worried	23%	26%	21%	21%	26%	23%	23%	21%	23%	28%	22%	20%
Not worried at all	18%	20%	20%	18%	15%	17%	17%	16%	13%	22%	17%	20%
Totals	100%	100%	100%	100%	100%	100%	100%	100%	101%	100%	100%	100%
Unweighted N	(1,498)	(191)	(307)	(611)	(389)	(521)	(439)	(372)	(244)	(372)	(498)	(384)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Very worried	23%	39%	7%	35%	22%	9%	39%	25%	8%
Somewhat worried	36%	46%	26%	46%	34%	28%	47%	36%	27%
Not too worried	23%	12%	33%	13%	22%	35%	10%	22%	35%
Not worried at all	18%	3%	34%	5%	22%	28%	4%	16%	30%
Totals	100%	100%	100%	99%	100%	100%	100%	99%	100%
Unweighted N	(1,498)	(802)	(597)	(607)	(427)	(464)	(484)	(488)	(483)

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50. Frequency of Wearing a Facemask
In the past seven days, how often have you worn a mask on your face when outside your home?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Always	56%	48%	63%	37%	51%	58%	64%	78%	63%
Most of the time	23%	24%	21%	24%	31%	21%	27%	15%	18%
Some of the time	15%	20%	10%	26%	17%	13%	7%	5%	13%
Never	6%	8%	5%	13%	2%	8%	3%	2%	6%
Totals	100%	100%	99%	100%	101%	100%	101%	100%	100%
Unweighted N	(1,495)	(681)	(814)	(323)	(209)	(382)	(234)	(150)	(111)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Always	56%	46%	52%	59%	62%	56%	57%	58%	65%	52%	53%	59%
Most of the time	23%	26%	28%	21%	20%	20%	26%	25%	22%	24%	24%	20%
Some of the time	15%	18%	12%	15%	15%	16%	14%	14%	7%	17%	16%	16%
Never	6%	10%	8%	6%	3%	8%	3%	3%	6%	6%	7%	5%
Totals	100%	100%	100%	101%	100%	100%	100%	100%	100%	99%	100%	100%
Unweighted N	(1,495)	(190)	(305)	(612)	(388)	(521)	(436)	(372)	(243)	(372)	(496)	(384)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Always	56%	79%	37%	77%	48%	39%	77%	57%	38%
Most of the time	23%	17%	27%	17%	26%	27%	17%	23%	28%
Some of the time	15%	3%	25%	4%	19%	23%	5%	15%	23%
Never	6%	1%	12%	1%	7%	10%	1%	5%	11%
Totals	100%	100%	101%	99%	100%	99%	100%	100%	100%
Unweighted N	(1,495)	(800)	(597)	(605)	(426)	(464)	(483)	(486)	(483)

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51. Local Cases Increasing or Decreasing

Do you think the number of cases of COVID-19 in the community where you live is...

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Increasing	53%	54%	53%	51%	59%	47%	64%	52%	51%
Not changing	22%	23%	22%	25%	23%	23%	17%	17%	26%
Decreasing	11%	12%	11%	10%	12%	15%	7%	8%	10%
Not sure	13%	12%	14%	14%	6%	15%	12%	24%	13%
Totals	99%	101%	100%	100%	100%	100%	100%	101%	100%
Unweighted N	(1,500)	(683)	(817)	(324)	(209)	(384)	(235)	(150)	(111)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Increasing	53%	53%	54%	55%	49%	47%	55%	61%	55%	66%	46%	50%
Not changing	22%	23%	21%	18%	27%	27%	21%	18%	18%	16%	24%	28%
Decreasing	11%	11%	11%	14%	9%	11%	12%	10%	12%	7%	13%	12%
Not sure	13%	13%	13%	13%	15%	14%	11%	11%	15%	10%	17%	10%
Totals	99%	100%	99%	100%	100%	99%	99%	100%	100%	99%	100%	100%
Unweighted N	(1,500)	(191)	(307)	(613)	(389)	(522)	(439)	(373)	(244)	(373)	(498)	(385)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Increasing	53%	76%	35%	71%	47%	37%	77%	51%	36%
Not changing	22%	12%	29%	13%	26%	28%	11%	25%	28%
Decreasing	11%	4%	18%	5%	13%	17%	4%	11%	18%
Not sure	13%	8%	18%	10%	13%	17%	8%	12%	17%
Totals	99%	100%	100%	99%	99%	99%	100%	99%	99%
Unweighted N	(1,500)	(802)	(599)	(607)	(427)	(466)	(484)	(489)	(484)

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YouGov

52. Where in the Pandemic We Currently Are
Looking at the COVID-19 pandemic in the U.S., do you believe that...

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
The pandemic is going to get worse	47%	46%	49%	39%	52%	43%	52%	65%	44%
We are currently in the worst part of the pandemic	18%	17%	18%	13%	17%	15%	18%	18%	31%
The worst part of the pandemic is behind us	21%	26%	18%	32%	23%	25%	15%	4%	17%
Not sure	14%	11%	15%	16%	8%	17%	15%	13%	7%
Totals	100%	100%	100%	100%	100%	100%	100%	100%	99%
Unweighted N	(1,498)	(682)	(816)	(324)	(209)	(384)	(234)	(149)	(111)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
The pandemic is going to get worse	47%	42%	41%	52%	49%	48%	46%	52%	52%	51%	44%	46%
We are currently in the worst part of the pandemic	18%	28%	20%	14%	16%	20%	18%	16%	13%	19%	17%	21%
The worst part of the pandemic is behind us	21%	17%	26%	21%	21%	18%	20%	24%	17%	21%	24%	22%
Not sure	14%	13%	13%	13%	15%	14%	16%	8%	18%	10%	15%	12%
Totals	100%	100%	100%	100%	101%	100%	100%	100%	100%	101%	100%	101%
Unweighted N	(1,498)	(191)	(306)	(612)	(389)	(522)	(438)	(372)	(243)	(372)	(498)	(385)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
The pandemic is going to get worse	47%	76%	22%	72%	40%	26%	73%	49%	25%
We are currently in the worst part of the pandemic	18%	17%	15%	18%	16%	19%	17%	19%	17%
The worst part of the pandemic is behind us	21%	2%	42%	3%	28%	37%	4%	20%	38%
Not sure	14%	5%	20%	7%	16%	19%	6%	12%	20%
Totals	100%	100%	99%	100%	100%	101%	100%	100%	100%
Unweighted N	(1,498)	(802)	(598)	(606)	(427)	(465)	(484)	(488)	(483)

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YouGov

53. Estimated Total Number of COVID-19 Deaths

How many Americans, in total, do you think will have died this year due to complications from COVID-19?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Fewer than 100,000 Americans	14%	13%	15%	16%	10%	19%	9%	9%	14%
100,000-150,000 Americans	11%	10%	13%	11%	7%	17%	8%	12%	11%
150,000-200,000 Americans	10%	9%	11%	10%	9%	11%	8%	13%	9%
200,000-250,000 Americans	33%	41%	27%	40%	46%	25%	31%	29%	28%
250,000-1 million Americans	27%	24%	29%	20%	27%	22%	39%	26%	31%
More than 1 million Americans	5%	3%	6%	3%	1%	4%	5%	11%	7%
Totals	100%	100%	101%	100%	100%	98%	100%	100%	100%
Unweighted N	(1,488)	(680)	(808)	(324)	(208)	(380)	(233)	(148)	(110)

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		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Fewer than 100,000 Americans	14%	11%	20%	12%	13%	18%	12%	9%	16%	13%	15%	13%
100,000-150,000 Americans	11%	19%	12%	10%	8%	16%	10%	7%	7%	13%	10%	14%
150,000-200,000 Americans	10%	11%	8%	9%	13%	14%	10%	6%	8%	10%	11%	10%
200,000-250,000 Americans	33%	26%	25%	36%	41%	25%	37%	40%	32%	33%	35%	31%
250,000-1 million Americans	27%	29%	26%	29%	23%	21%	27%	35%	33%	28%	23%	26%
More than 1 million Americans	5%	5%	8%	4%	2%	6%	4%	3%	4%	3%	5%	5%
Totals	100%	101%	99%	100%	100%	100%	100%	100%	100%	100%	99%	99%
Unweighted N	(1,488)	(191)	(303)	(609)	(385)	(517)	(434)	(373)	(242)	(370)	(494)	(382)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Fewer than 100,000 Americans	14%	3%	27%	4%	18%	22%	3%	13%	24%
100,000-150,000 Americans	11%	5%	12%	6%	14%	15%	6%	13%	15%
150,000-200,000 Americans	10%	7%	13%	9%	10%	12%	6%	10%	13%
200,000-250,000 Americans	33%	34%	38%	33%	30%	36%	32%	32%	36%
250,000-1 million Americans	27%	44%	9%	41%	25%	12%	50%	25%	11%
More than 1 million Americans	5%	7%	2%	8%	3%	3%	3%	6%	3%
Totals	100%	100%	101%	101%	100%	100%	100%	99%	102%
Unweighted N	(1,488)	(798)	(591)	(604)	(423)	(461)	(482)	(484)	(479)

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YouGov

54. Length of Social Distancing

When do you think it will be safe to end social distancing measures and reopen businesses as normal?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
It is safe right now	20%	23%	18%	32%	17%	22%	14%	6%	17%
In about two weeks	2%	2%	3%	1%	2%	1%	1%	4%	7%
In a month or so	5%	7%	3%	6%	4%	2%	2%	6%	12%
In several months	21%	24%	18%	20%	33%	16%	21%	17%	21%
In about a year or longer	33%	29%	37%	24%	32%	35%	34%	52%	29%
Not sure	19%	15%	22%	17%	12%	23%	28%	14%	15%
Totals	100%	100%	101%	100%	100%	99%	100%	99%	101%
Unweighted N	(1,498)	(682)	(816)	(323)	(209)	(383)	(235)	(150)	(111)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
It is safe right now	20%	24%	25%	20%	15%	18%	20%	21%	15%	23%	20%	22%
In about two weeks	2%	3%	6%	1%	0%	3%	2%	2%	2%	1%	1%	6%
In a month or so	5%	13%	8%	1%	4%	7%	4%	3%	3%	4%	6%	6%
In several months	21%	25%	18%	21%	21%	17%	23%	24%	21%	20%	21%	22%
In about a year or longer	33%	22%	29%	39%	34%	35%	31%	37%	39%	33%	33%	30%
Not sure	19%	13%	15%	19%	24%	19%	21%	13%	21%	19%	20%	14%
Totals	100%	100%	101%	101%	98%	99%	101%	100%	101%	100%	101%	100%
Unweighted N	(1,498)	(191)	(305)	(613)	(389)	(521)	(439)	(373)	(244)	(373)	(497)	(384)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
It is safe right now	20%	2%	41%	4%	25%	35%	4%	19%	36%
In about two weeks	2%	1%	2%	3%	1%	3%	2%	2%	3%
In a month or so	5%	2%	6%	4%	6%	5%	4%	5%	5%
In several months	21%	24%	19%	19%	22%	21%	20%	23%	19%
In about a year or longer	33%	55%	12%	55%	25%	15%	54%	36%	15%
Not sure	19%	16%	21%	15%	20%	21%	16%	16%	22%
Totals	100%	100%	101%	100%	99%	100%	100%	101%	100%
Unweighted N	(1,498)	(802)	(597)	(606)	(427)	(465)	(483)	(488)	(484)

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55. Get Vaccinated
If and when a coronavirus vaccine becomes available, will you get vaccinated?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Yes	42%	48%	37%	43%	62%	33%	54%	22%	38%
No	27%	24%	30%	31%	14%	32%	15%	37%	26%
Not sure	31%	28%	34%	26%	24%	34%	31%	41%	35%
Totals	100%	100%	101%	100%	100%	99%	100%	100%	99%
Unweighted N	(1,498)	(682)	(816)	(324)	(209)	(384)	(235)	(149)	(110)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Yes	42%	34%	42%	43%	46%	33%	44%	57%	41%	39%	46%	40%
No	27%	34%	37%	24%	19%	34%	26%	16%	18%	33%	27%	27%
Not sure	31%	32%	21%	34%	35%	33%	30%	27%	41%	28%	28%	33%
Totals	100%	100%	100%	101%	100%	100%	100%	100%	100%	100%	101%	100%
Unweighted N	(1,498)	(190)	(306)	(613)	(389)	(520)	(439)	(373)	(244)	(373)	(496)	(385)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Yes	42%	52%	37%	48%	36%	41%	58%	37%	37%
No	27%	14%	37%	18%	31%	33%	14%	25%	36%
Not sure	31%	34%	27%	34%	33%	26%	27%	38%	28%
Totals	100%	100%	101%	100%	100%	100%	99%	100%	101%
Unweighted N	(1,498)	(802)	(599)	(607)	(425)	(466)	(483)	(489)	(484)

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56. Time Before Vaccine Is Ready
How long do you think it will be before a vaccine for COVID-19 is available to the public?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Before the end of the summer	0%	0%	0%	0%	0%	0%	0%	0%	0%
Before November	1%	0%	1%	0%	0%	1%	1%	2%	2%
By the end of 2020	19%	23%	15%	30%	20%	15%	10%	9%	22%
By the summer of 2021	43%	43%	43%	40%	52%	40%	51%	39%	38%
By the end of 2021	17%	15%	18%	11%	16%	17%	23%	19%	15%
2022 or later	5%	4%	5%	4%	2%	5%	4%	11%	5%
Not sure	16%	14%	17%	14%	10%	21%	12%	20%	19%
Totals	101%	99%	99%	99%	100%	99%	101%	100%	101%
Unweighted N	(1,499)	(683)	(816)	(324)	(209)	(384)	(235)	(150)	(110)

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		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Before the end of the summer	0%	0%	0%	0%	0%	0%	0%	0%	0%	0%	0%	0%
Before November	1%	2%	1%	0%	1%	2%	0%	1%	0%	0%	1%	1%
By the end of 2020	19%	17%	21%	17%	20%	20%	15%	20%	15%	19%	19%	20%
By the summer of 2021	43%	43%	38%	46%	43%	34%	50%	53%	50%	42%	41%	42%
By the end of 2021	17%	22%	14%	17%	16%	19%	17%	15%	13%	22%	15%	19%
2022 or later	5%	3%	7%	4%	4%	6%	5%	2%	5%	4%	5%	4%
Not sure	16%	13%	18%	15%	16%	20%	14%	9%	16%	13%	18%	14%
Totals	101%	100%	99%	99%	100%	101%	101%	100%	99%	100%	99%	100%
Unweighted N	(1,499)	(191)	(306)	(613)	(389)	(521)	(439)	(373)	(244)	(373)	(497)	(385)

		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Before the end of the summer	0%	0%	0%	0%	0%	0%	0%	0%	0%
Before November	1%	0%	1%	1%	0%	1%	1%	1%	1%
By the end of 2020	19%	7%	32%	7%	21%	30%	8%	14%	32%
By the summer of 2021	43%	53%	33%	50%	40%	38%	50%	50%	33%
By the end of 2021	17%	24%	10%	26%	14%	10%	27%	16%	10%
2022 or later	5%	6%	5%	6%	5%	4%	4%	6%	3%
Not sure	16%	11%	20%	11%	20%	18%	10%	13%	21%
Totals	101%	101%	101%	101%	100%	101%	100%	100%	100%
Unweighted N	(1,499)	(802)	(599)	(606)	(427)	(466)	(483)	(489)	(484)

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57. Safety of Fast Tracked Vaccine

Coronavirus vaccines are being fast-tracked through the approval process. How concerned are you about the safety of coronavirus vaccines?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Very concerned	36%	28%	43%	29%	19%	42%	30%	56%	49%
Somewhat concerned	35%	37%	33%	34%	42%	32%	47%	25%	31%
Not very concerned	14%	17%	11%	19%	22%	12%	15%	8%	6%
Not concerned at all	9%	13%	7%	15%	14%	8%	5%	5%	9%
Not sure	5%	4%	6%	4%	3%	7%	3%	6%	5%
Totals	99%	99%	100%	101%	100%	101%	100%	100%	100%
Unweighted N	(1,497)	(683)	(814)	(324)	(209)	(383)	(235)	(149)	(110)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Very concerned	36%	38%	40%	34%	35%	45%	33%	27%	36%	39%	34%	37%
Somewhat concerned	35%	39%	32%	35%	35%	31%	38%	41%	36%	33%	35%	36%
Not very concerned	14%	11%	12%	15%	17%	11%	15%	19%	14%	15%	14%	13%
Not concerned at all	9%	6%	8%	11%	10%	7%	9%	10%	9%	8%	10%	9%
Not sure	5%	6%	8%	5%	3%	6%	5%	3%	5%	5%	6%	4%
Totals	99%	100%	100%	100%	100%	100%	100%	100%	100%	100%	99%	99%
Unweighted N	(1,497)	(191)	(306)	(612)	(388)	(521)	(439)	(372)	(243)	(373)	(497)	(384)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Very concerned	36%	42%	30%	45%	31%	31%	41%	40%	30%
Somewhat concerned	35%	42%	26%	39%	37%	29%	43%	40%	26%
Not very concerned	14%	10%	20%	9%	13%	21%	10%	10%	21%
Not concerned at all	9%	3%	18%	4%	10%	15%	4%	7%	16%
Not sure	5%	3%	6%	3%	8%	5%	3%	3%	7%
Totals	99%	100%	100%	100%	99%	101%	101%	100%	100%
Unweighted N	(1,497)	(800)	(598)	(605)	(426)	(466)	(483)	(488)	(483)

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58. Trump Job Approval on COVID-19
Do you approve or disapprove of the way Donald Trump has handled COVID-19?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Strongly approve	28%	28%	28%	35%	30%	40%	24%	7%	17%
Somewhat approve	16%	18%	14%	26%	13%	13%	19%	7%	17%
Somewhat disapprove	7%	8%	5%	6%	9%	6%	3%	9%	6%
Strongly disapprove	47%	43%	50%	29%	46%	37%	52%	72%	57%
Not sure	3%	3%	3%	3%	2%	3%	2%	4%	3%
Totals	101%	100%	100%	99%	100%	99%	100%	99%	100%
Unweighted N	(1,499)	(683)	(816)	(324)	(209)	(384)	(235)	(150)	(110)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Strongly approve	28%	12%	22%	31%	36%	27%	25%	29%	22%	30%	31%	26%
Somewhat approve	16%	24%	22%	11%	14%	17%	17%	13%	12%	17%	20%	12%
Somewhat disapprove	7%	13%	5%	6%	4%	7%	8%	4%	8%	8%	4%	8%
Strongly disapprove	47%	48%	43%	49%	45%	45%	46%	53%	54%	43%	42%	52%
Not sure	3%	2%	8%	1%	1%	3%	4%	1%	3%	3%	3%	2%
Totals	101%	99%	100%	98%	100%	99%	100%	100%	99%	101%	100%	100%
Unweighted N	(1,499)	(191)	(306)	(613)	(389)	(521)	(439)	(373)	(244)	(373)	(497)	(385)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Strongly approve	28%	1%	62%	2%	26%	59%	2%	17%	59%
Somewhat approve	16%	2%	26%	5%	18%	27%	3%	20%	24%
Somewhat disapprove	7%	4%	7%	4%	10%	6%	3%	10%	6%
Strongly disapprove	47%	91%	3%	87%	40%	6%	92%	50%	8%
Not sure	3%	1%	2%	1%	6%	2%	1%	3%	2%
Totals	101%	99%	100%	99%	100%	100%	101%	100%	99%
Unweighted N	(1,499)	(802)	(599)	(607)	(426)	(466)	(483)	(489)	(484)

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YouGov

59. Mask Mandate a Violation of Civil Liberties

Do you believe that a federal mask mandate would be a violation of your civil liberties, or not?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
It would be a violation of civil liberties	35%	41%	31%	52%	39%	39%	29%	10%	31%
It would not be a violation of civil liberties	57%	52%	61%	42%	55%	54%	66%	75%	60%
Don't know	7%	7%	8%	6%	6%	7%	5%	16%	9%
Totals	99%	100%	100%	100%	100%	100%	100%	101%	100%
Unweighted N	(1,495)	(682)	(813)	(324)	(209)	(384)	(234)	(147)	(110)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
It would be a violation of civil liberties	35%	30%	36%	34%	40%	33%	35%	37%	29%	37%	39%	33%
It would not be a violation of civil liberties	57%	59%	55%	60%	54%	57%	58%	59%	63%	57%	52%	60%
Don't know	7%	11%	8%	7%	5%	11%	7%	4%	8%	6%	9%	6%
Totals	99%	100%	99%	101%	99%	101%	100%	100%	100%	100%	100%	99%
Unweighted N	(1,495)	(191)	(304)	(613)	(387)	(519)	(438)	(372)	(244)	(373)	(494)	(384)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
It would be a violation of civil liberties	35%	5%	70%	7%	38%	65%	9%	27%	66%
It would not be a violation of civil liberties	57%	91%	22%	88%	53%	27%	89%	65%	26%
Don't know	7%	4%	8%	5%	10%	8%	2%	8%	8%
Totals	99%	100%	100%	100%	101%	100%	100%	100%	100%
Unweighted N	(1,495)	(797)	(599)	(602)	(427)	(466)	(482)	(487)	(483)

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YouGov

60A. Issue Importance — Jobs and the economy
How important are the following issues to you?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Very Important	77%	77%	77%	78%	75%	78%	73%	83%	75%
Somewhat Important	21%	21%	21%	21%	24%	21%	25%	12%	21%
Not very Important	2%	2%	2%	1%	0%	1%	1%	5%	2%
Unimportant	1%	0%	1%	0%	1%	0%	2%	0%	2%
Totals	101%	100%	101%	100%	100%	100%	101%	100%	100%
Unweighted N	(1,496)	(680)	(816)	(324)	(208)	(384)	(235)	(149)	(109)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Very Important	77%	64%	73%	83%	78%	75%	76%	77%	74%	75%	82%	72%
Somewhat Important	21%	30%	22%	17%	21%	22%	21%	22%	21%	24%	17%	23%
Not very Important	2%	5%	3%	1%	1%	2%	1%	1%	3%	0%	1%	3%
Unimportant	1%	1%	2%	0%	0%	1%	1%	0%	1%	0%	0%	1%
Totals	101%	100%	100%	101%	100%	100%	99%	100%	99%	99%	100%	99%
Unweighted N	(1,496)	(189)	(306)	(613)	(388)	(519)	(439)	(372)	(244)	(371)	(497)	(384)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Very Important	77%	75%	82%	75%	76%	80%	69%	78%	83%
Somewhat Important	21%	22%	17%	22%	23%	19%	28%	20%	16%
Not very Important	2%	2%	1%	3%	1%	1%	2%	2%	1%
Unimportant	1%	0%	0%	0%	1%	1%	1%	0%	0%
Totals	101%	99%	100%	100%	101%	101%	100%	100%	100%
Unweighted N	(1,496)	(798)	(599)	(603)	(427)	(466)	(481)	(489)	(483)

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YouGov

60B. Issue Importance — Immigration
How important are the following issues to you?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Very Important	49%	49%	48%	53%	46%	56%	42%	39%	55%
Somewhat Important	36%	33%	38%	28%	42%	34%	42%	40%	30%
Not very Important	12%	14%	10%	13%	12%	8%	12%	15%	12%
Unimportant	3%	3%	3%	5%	0%	2%	3%	5%	3%
Totals	100%	99%	99%	99%	100%	100%	99%	99%	100%
Unweighted N	(1,496)	(681)	(815)	(324)	(209)	(383)	(235)	(149)	(109)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Very Important	49%	45%	42%	48%	57%	50%	44%	48%	45%	48%	52%	49%
Somewhat Important	36%	36%	35%	38%	34%	36%	36%	42%	39%	35%	37%	33%
Not very Important	12%	12%	17%	12%	8%	10%	17%	9%	14%	14%	8%	15%
Unimportant	3%	7%	6%	2%	1%	5%	3%	1%	2%	3%	3%	4%
Totals	100%	100%	100%	100%	100%	101%	100%	100%	100%	100%	100%	101%
Unweighted N	(1,496)	(189)	(306)	(613)	(388)	(518)	(439)	(373)	(244)	(371)	(497)	(384)

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YouGov

		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Very Important	49%	38%	67%	42%	40%	64%	42%	39%	65%
Somewhat Important	36%	45%	25%	43%	38%	27%	41%	44%	26%
Not very Important	12%	16%	6%	13%	18%	5%	15%	16%	6%
Unimportant	3%	2%	3%	2%	4%	4%	3%	2%	3%
Totals	100%	101%	101%	100%	100%	100%	101%	101%	100%
Unweighted N	(1,496)	(798)	(599)	(603)	(427)	(466)	(481)	(489)	(483)

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YouGov

60C. Issue Importance — Climate change and the environment
How important are the following issues to you?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Very Important	42%	37%	47%	23%	43%	38%	50%	58%	57%
Somewhat Important	24%	23%	25%	28%	15%	28%	23%	25%	20%
Not very Important	18%	20%	16%	25%	16%	20%	14%	14%	16%
Unimportant	16%	20%	12%	24%	25%	14%	14%	3%	8%
Totals	100%	100%	100%	100%	99%	100%	101%	100%	101%
Unweighted N	(1,497)	(681)	(816)	(324)	(209)	(384)	(235)	(149)	(109)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Very Important	42%	49%	44%	42%	37%	41%	41%	48%	52%	41%	37%	45%
Somewhat Important	24%	23%	29%	22%	24%	29%	24%	20%	20%	23%	26%	25%
Not very Important	18%	15%	16%	19%	21%	19%	22%	13%	14%	22%	18%	18%
Unimportant	16%	13%	11%	17%	18%	12%	13%	19%	13%	15%	19%	13%
Totals	100%	100%	100%	100%	100%	101%	100%	100%	99%	101%	100%	101%
Unweighted N	(1,497)	(189)	(306)	(613)	(389)	(519)	(439)	(373)	(244)	(372)	(497)	(384)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Very Important	42%	76%	9%	74%	36%	12%	82%	45%	10%
Somewhat Important	24%	18%	24%	18%	27%	28%	13%	32%	24%
Not very Important	18%	5%	32%	6%	20%	30%	4%	15%	32%
Unimportant	16%	1%	35%	1%	17%	30%	1%	9%	33%
Totals	100%	100%	100%	99%	100%	100%	100%	101%	99%
Unweighted N	(1,497)	(799)	(599)	(604)	(427)	(466)	(482)	(489)	(483)

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YouGov

60D. Issue Importance — National Security and foreign policy
How important are the following issues to you?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Very Important	61%	62%	60%	65%	57%	66%	55%	55%	64%
Somewhat Important	31%	29%	33%	25%	38%	29%	36%	36%	26%
Not very Important	7%	8%	6%	8%	5%	3%	7%	8%	11%
Unimportant	1%	2%	1%	2%	0%	1%	2%	1%	0%
Totals	100%	101%	100%	100%	100%	99%	100%	100%	101%
Unweighted N	(1,497)	(681)	(816)	(324)	(209)	(384)	(235)	(149)	(109)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Very Important	61%	42%	54%	64%	72%	57%	61%	60%	59%	57%	66%	57%
Somewhat Important	31%	40%	31%	33%	25%	34%	31%	34%	32%	33%	29%	32%
Not very Important	7%	14%	12%	3%	3%	7%	5%	5%	7%	9%	3%	10%
Unimportant	1%	4%	3%	0%	0%	2%	2%	0%	1%	2%	1%	1%
Totals	100%	100%	100%	100%	100%	100%	99%	99%	99%	101%	99%	100%
Unweighted N	(1,497)	(189)	(306)	(613)	(389)	(519)	(439)	(373)	(244)	(372)	(497)	(384)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Very Important	61%	52%	74%	54%	58%	71%	53%	58%	73%
Somewhat Important	31%	41%	22%	39%	30%	24%	39%	32%	24%
Not very Important	7%	7%	3%	7%	9%	4%	8%	8%	3%
Unimportant	1%	0%	1%	1%	2%	1%	1%	2%	1%
Totals	100%	100%	100%	101%	99%	100%	101%	100%	101%
Unweighted N	(1,497)	(799)	(599)	(604)	(427)	(466)	(482)	(489)	(483)

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YouGov

60E. Issue Importance — Education
How important are the following issues to you?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Very Important	59%	55%	63%	47%	52%	60%	62%	71%	68%
Somewhat Important	30%	33%	28%	39%	36%	29%	27%	21%	25%
Not very Important	8%	10%	7%	11%	11%	8%	8%	6%	8%
Unimportant	2%	2%	2%	3%	2%	3%	3%	1%	0%
Totals	99%	100%	100%	100%	101%	100%	100%	99%	101%
Unweighted N	(1,495)	(680)	(815)	(323)	(209)	(384)	(235)	(149)	(108)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Very Important	59%	62%	62%	57%	59%	62%	58%	58%	53%	61%	62%	58%
Somewhat Important	30%	27%	28%	31%	32%	28%	31%	31%	33%	30%	28%	31%
Not very Important	8%	6%	8%	10%	8%	8%	9%	9%	11%	7%	8%	8%
Unimportant	2%	5%	2%	2%	1%	2%	2%	2%	3%	1%	2%	3%
Totals	99%	100%	100%	100%	100%	100%	100%	100%	100%	99%	100%	100%
Unweighted N	(1,495)	(189)	(304)	(613)	(389)	(517)	(439)	(373)	(244)	(372)	(495)	(384)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Very Important	59%	71%	50%	71%	56%	49%	73%	59%	50%
Somewhat Important	30%	25%	37%	24%	30%	37%	23%	31%	35%
Not very Important	8%	3%	11%	4%	11%	10%	3%	9%	12%
Unimportant	2%	1%	3%	0%	2%	4%	1%	2%	3%
Totals	99%	100%	101%	99%	99%	100%	100%	101%	100%
Unweighted N	(1,495)	(799)	(598)	(602)	(427)	(466)	(481)	(488)	(483)

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YouGov

60F. Issue Importance — Health care
How important are the following issues to you?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Very Important	68%	60%	75%	55%	60%	74%	73%	84%	72%
Somewhat Important	23%	28%	19%	35%	28%	22%	20%	9%	16%
Not very Important	7%	10%	4%	9%	11%	4%	6%	4%	7%
Unimportant	1%	2%	1%	1%	1%	0%	0%	3%	4%
Totals	99%	100%	99%	100%	100%	100%	99%	100%	99%
Unweighted N	(1,497)	(681)	(816)	(324)	(209)	(384)	(235)	(149)	(109)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Very Important	68%	60%	63%	74%	69%	73%	68%	64%	73%	66%	67%	68%
Somewhat Important	23%	24%	25%	19%	27%	22%	23%	25%	19%	27%	24%	23%
Not very Important	7%	13%	9%	6%	4%	4%	7%	9%	7%	6%	8%	7%
Unimportant	1%	3%	3%	1%	0%	1%	2%	1%	2%	1%	1%	2%
Totals	99%	100%	100%	100%	100%	100%	100%	99%	101%	100%	100%	100%
Unweighted N	(1,497)	(189)	(306)	(613)	(389)	(519)	(439)	(373)	(244)	(372)	(497)	(384)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Very Important	68%	91%	47%	89%	58%	53%	88%	68%	52%
Somewhat Important	23%	8%	41%	8%	28%	37%	10%	22%	36%
Not very Important	7%	1%	10%	1%	13%	9%	1%	7%	10%
Unimportant	1%	1%	2%	1%	1%	2%	1%	2%	1%
Totals	99%	101%	100%	99%	100%	101%	100%	99%	99%
Unweighted N	(1,497)	(799)	(599)	(604)	(427)	(466)	(482)	(489)	(483)

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YouGov

60G. Issue Importance — Taxes and government spending
How important are the following issues to you?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Very Important	63%	62%	63%	60%	61%	69%	55%	63%	72%
Somewhat Important	30%	31%	29%	32%	34%	28%	34%	30%	19%
Not very Important	6%	6%	6%	7%	5%	3%	11%	5%	7%
Unimportant	1%	1%	1%	1%	0%	0%	0%	2%	2%
Totals	100%	100%	99%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,497)	(681)	(816)	(324)	(209)	(384)	(235)	(149)	(109)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Very Important	63%	47%	55%	67%	72%	60%	62%	66%	57%	61%	67%	62%
Somewhat Important	30%	39%	31%	29%	26%	31%	32%	27%	32%	32%	28%	30%
Not very Important	6%	14%	11%	4%	2%	7%	5%	7%	11%	6%	4%	6%
Unimportant	1%	1%	3%	0%	0%	1%	0%	0%	0%	0%	1%	2%
Totals	100%	101%	100%	100%	100%	99%	99%	100%	100%	99%	100%	100%
Unweighted N	(1,497)	(189)	(306)	(613)	(389)	(519)	(439)	(373)	(244)	(372)	(497)	(384)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Very Important	63%	49%	80%	52%	62%	76%	43%	63%	79%
Somewhat Important	30%	41%	17%	38%	29%	22%	43%	31%	19%
Not very Important	6%	10%	2%	9%	8%	2%	13%	5%	2%
Unimportant	1%	1%	0%	1%	0%	1%	1%	1%	0%
Totals	100%	101%	99%	100%	99%	101%	100%	100%	100%
Unweighted N	(1,497)	(799)	(599)	(604)	(427)	(466)	(482)	(489)	(483)

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60H. Issue Importance — Civil rights and civil liberties
How important are the following issues to you?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Very Important	62%	57%	67%	53%	54%	64%	60%	81%	69%
Somewhat Important	26%	28%	25%	31%	32%	29%	28%	12%	20%
Not very Important	9%	12%	6%	12%	12%	5%	9%	6%	8%
Unimportant	3%	3%	2%	4%	2%	3%	2%	1%	3%
Totals	100%	100%	100%	100%	100%	101%	99%	100%	100%
Unweighted N	(1,496)	(680)	(816)	(324)	(208)	(384)	(235)	(149)	(109)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Very Important	62%	61%	64%	63%	60%	65%	57%	64%	63%	56%	66%	61%
Somewhat Important	26%	23%	26%	27%	28%	23%	32%	25%	29%	30%	23%	26%
Not very Important	9%	15%	7%	7%	9%	9%	10%	7%	7%	11%	7%	11%
Unimportant	3%	0%	3%	3%	2%	3%	1%	3%	1%	3%	4%	2%
Totals	100%	99%	100%	100%	99%	100%	100%	99%	100%	100%	100%	100%
Unweighted N	(1,496)	(189)	(306)	(613)	(388)	(519)	(439)	(372)	(244)	(371)	(497)	(384)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Very Important	62%	78%	47%	79%	59%	46%	82%	61%	50%
Somewhat Important	26%	18%	35%	18%	25%	37%	16%	28%	33%
Not very Important	9%	3%	13%	2%	15%	11%	1%	9%	13%
Unimportant	3%	0%	5%	1%	1%	6%	1%	2%	4%
Totals	100%	99%	100%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,496)	(798)	(599)	(603)	(427)	(466)	(481)	(489)	(483)

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60I. Issue Importance — Gun control
How important are the following issues to you?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Very Important	48%	42%	54%	38%	41%	50%	47%	63%	62%
Somewhat Important	23%	21%	25%	16%	24%	27%	30%	23%	18%
Not very Important	16%	20%	13%	24%	18%	12%	16%	9%	13%
Unimportant	12%	17%	9%	22%	17%	12%	7%	5%	7%
Totals	99%	100%	101%	100%	100%	101%	100%	100%	100%
Unweighted N	(1,496)	(680)	(816)	(323)	(209)	(384)	(235)	(149)	(109)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Very Important	48%	51%	52%	49%	42%	52%	41%	51%	55%	44%	48%	48%
Somewhat Important	23%	22%	18%	25%	25%	23%	23%	26%	24%	24%	22%	23%
Not very Important	16%	16%	20%	14%	17%	13%	24%	11%	10%	21%	16%	18%
Unimportant	12%	10%	10%	12%	16%	11%	12%	12%	11%	12%	14%	11%
Totals	99%	99%	100%	100%	100%	99%	100%	100%	100%	101%	100%	100%
Unweighted N	(1,496)	(189)	(305)	(613)	(389)	(518)	(439)	(373)	(244)	(372)	(496)	(384)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Very Important	48%	59%	36%	65%	42%	34%	64%	47%	37%
Somewhat Important	23%	29%	21%	25%	21%	23%	25%	25%	20%
Not very Important	16%	9%	19%	7%	22%	22%	7%	18%	22%
Unimportant	12%	3%	24%	3%	15%	20%	4%	10%	21%
Totals	99%	100%	100%	100%	100%	99%	100%	100%	100%
Unweighted N	(1,496)	(799)	(598)	(603)	(427)	(466)	(482)	(488)	(483)

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YouGov

60J. Issue Importance — Crime and criminal justice reform
How important are the following issues to you?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Very Important	52%	43%	58%	39%	38%	59%	44%	75%	64%
Somewhat Important	35%	39%	32%	36%	44%	34%	42%	18%	31%
Not very Important	11%	16%	8%	21%	17%	6%	12%	7%	1%
Unimportant	2%	3%	2%	4%	1%	1%	2%	1%	5%
Totals	100%	101%	100%	100%	100%	100%	100%	101%	101%
Unweighted N	(1,497)	(681)	(816)	(324)	(209)	(384)	(235)	(149)	(109)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Very Important	52%	53%	52%	49%	54%	58%	49%	43%	49%	51%	53%	52%
Somewhat Important	35%	35%	29%	38%	37%	30%	37%	42%	39%	36%	34%	32%
Not very Important	11%	11%	15%	11%	9%	9%	12%	13%	10%	11%	12%	12%
Unimportant	2%	1%	5%	2%	1%	3%	2%	2%	3%	2%	1%	4%
Totals	100%	100%	101%	100%	101%	100%	100%	100%	101%	100%	100%	100%
Unweighted N	(1,497)	(189)	(306)	(613)	(389)	(519)	(439)	(373)	(244)	(372)	(497)	(384)

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YouGov

		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Very Important	52%	61%	42%	64%	44%	44%	64%	47%	47%
Somewhat Important	35%	34%	39%	31%	39%	37%	30%	39%	36%
Not very Important	11%	5%	15%	5%	15%	16%	5%	12%	15%
Unimportant	2%	1%	3%	1%	2%	4%	1%	2%	2%
Totals	100%	101%	99%	101%	100%	101%	100%	100%	100%
Unweighted N	(1,497)	(799)	(599)	(604)	(427)	(466)	(482)	(489)	(483)

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YouGov

61. Most Important Issue
Which of these is the most important issue for you?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Jobs and the economy	24%	27%	21%	27%	26%	21%	22%	21%	24%
Immigration	5%	6%	4%	9%	4%	6%	2%	2%	10%
Climate change and the environment	11%	11%	12%	6%	17%	9%	18%	4%	12%
National Security and foreign policy	6%	6%	6%	7%	8%	6%	9%	2%	3%
Education	4%	4%	4%	2%	4%	3%	4%	7%	5%
Health care	23%	21%	24%	19%	19%	26%	20%	33%	24%
Taxes and government spending	10%	11%	10%	14%	10%	12%	11%	2%	7%
Civil rights and civil liberties	11%	9%	13%	8%	8%	10%	11%	23%	7%
Gun control	4%	4%	3%	6%	3%	2%	2%	4%	7%
Crime and criminal justice reform	2%	1%	3%	1%	2%	3%	1%	3%	1%
Totals	100%	100%	100%	99%	101%	98%	100%	101%	100%
Unweighted N	(1,453)	(662)	(791)	(315)	(208)	(375)	(227)	(139)	(105)

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YouGov

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Jobs and the economy	24%	19%	23%	26%	23%	22%	27%	24%	21%	26%	26%	20%
Immigration	5%	8%	3%	3%	8%	8%	4%	2%	5%	4%	4%	8%
Climate change and the environment	11%	13%	11%	10%	12%	8%	13%	14%	16%	11%	7%	14%
National Security and foreign policy	6%	5%	5%	5%	9%	4%	8%	6%	8%	4%	6%	6%
Education	4%	10%	8%	3%	0%	4%	4%	5%	3%	4%	4%	6%
Health care	23%	12%	22%	28%	22%	26%	20%	22%	23%	22%	25%	20%
Taxes and government spending	10%	6%	7%	12%	13%	7%	11%	14%	10%	12%	10%	10%
Civil rights and civil liberties	11%	15%	15%	9%	9%	14%	8%	9%	10%	10%	12%	11%
Gun control	4%	6%	6%	3%	2%	5%	2%	3%	2%	3%	4%	4%
Crime and criminal justice reform	2%	5%	1%	1%	3%	2%	2%	1%	1%	3%	2%	2%
Totals	100%	99%	101%	100%	101%	100%	99%	100%	99%	99%	100%	101%
Unweighted N	(1,453)	(175)	(288)	(603)	(387)	(497)	(426)	(367)	(237)	(361)	(485)	(370)

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YouGov

		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Jobs and the economy	24%	14%	35%	16%	24%	32%	10%	27%	31%
Immigration	5%	1%	9%	2%	6%	8%	2%	4%	9%
Climate change and the environment	11%	24%	1%	21%	9%	2%	29%	8%	1%
National Security and foreign policy	6%	3%	9%	2%	5%	11%	2%	5%	11%
Education	4%	4%	3%	5%	4%	3%	4%	5%	3%
Health care	23%	36%	9%	35%	20%	12%	35%	25%	11%
Taxes and government spending	10%	2%	20%	3%	12%	18%	2%	10%	17%
Civil rights and civil liberties	11%	12%	8%	12%	13%	8%	14%	11%	10%
Gun control	4%	3%	4%	3%	4%	4%	3%	3%	5%
Crime and criminal justice reform	2%	2%	3%	2%	2%	2%	1%	2%	2%
Totals	100%	101%	101%	101%	99%	100%	102%	100%	100%
Unweighted N	(1,453)	(777)	(586)	(590)	(411)	(452)	(474)	(466)	(474)

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YouGov

62A. Favorability of Individuals — Donald Trump
Do you have a favorable or an unfavorable opinion of the following people?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Very favorable	33%	35%	32%	45%	34%	49%	29%	6%	17%
Somewhat favorable	12%	13%	11%	15%	14%	10%	14%	3%	17%
Somewhat unfavorable	7%	7%	7%	9%	3%	6%	4%	12%	10%
Very unfavorable	47%	44%	49%	31%	48%	35%	51%	76%	55%
Don't know	1%	0%	1%	0%	0%	1%	2%	3%	0%
Totals	100%	99%	100%	100%	99%	101%	100%	100%	99%
Unweighted N	(1,492)	(677)	(815)	(323)	(208)	(384)	(234)	(147)	(109)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Very favorable	33%	18%	28%	37%	41%	33%	32%	32%	30%	35%	37%	29%
Somewhat favorable	12%	17%	16%	9%	11%	11%	13%	13%	6%	15%	15%	9%
Somewhat unfavorable	7%	11%	10%	7%	3%	8%	8%	4%	9%	5%	5%	10%
Very unfavorable	47%	52%	44%	48%	44%	46%	46%	52%	54%	45%	41%	51%
Don't know	1%	2%	2%	0%	0%	1%	1%	0%	0%	0%	2%	0%
Totals	100%	100%	100%	101%	99%	99%	100%	101%	99%	100%	100%	99%
Unweighted N	(1,492)	(186)	(305)	(612)	(389)	(518)	(438)	(372)	(243)	(371)	(495)	(383)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Very favorable	33%	1%	72%	3%	27%	73%	2%	21%	70%
Somewhat favorable	12%	1%	21%	2%	18%	18%	4%	16%	15%
Somewhat unfavorable	7%	4%	5%	7%	10%	4%	1%	13%	5%
Very unfavorable	47%	93%	1%	87%	43%	4%	93%	49%	8%
Don't know	1%	0%	0%	0%	1%	1%	0%	1%	1%
Totals	100%	99%	99%	99%	99%	100%	100%	100%	99%
Unweighted N	(1,492)	(796)	(598)	(603)	(425)	(464)	(480)	(487)	(483)

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YouGov

62B. Favorability of Individuals — Joe Biden
Do you have a favorable or an unfavorable opinion of the following people?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Very favorable	33%	30%	36%	23%	26%	28%	33%	65%	43%
Somewhat favorable	16%	18%	15%	11%	21%	10%	21%	15%	20%
Somewhat unfavorable	13%	14%	12%	17%	15%	12%	9%	12%	7%
Very unfavorable	37%	38%	36%	49%	38%	48%	35%	8%	28%
Don't know	1%	0%	1%	0%	0%	1%	2%	0%	2%
Totals	100%	100%	100%	100%	100%	99%	100%	100%	100%
Unweighted N	(1,488)	(676)	(812)	(320)	(209)	(382)	(235)	(147)	(108)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Very favorable	33%	28%	27%	37%	35%	37%	29%	34%	38%	31%	32%	34%
Somewhat favorable	16%	30%	21%	14%	7%	15%	16%	21%	20%	15%	10%	24%
Somewhat unfavorable	13%	20%	18%	9%	11%	12%	17%	8%	9%	14%	16%	8%
Very unfavorable	37%	22%	32%	39%	47%	35%	35%	36%	31%	40%	40%	33%
Don't know	1%	0%	2%	1%	0%	1%	2%	0%	1%	0%	1%	1%
Totals	100%	100%	100%	100%	100%	100%	99%	99%	99%	100%	99%	100%
Unweighted N	(1,488)	(189)	(302)	(610)	(387)	(516)	(437)	(370)	(243)	(371)	(492)	(382)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Very favorable	33%	67%	2%	71%	18%	4%	63%	36%	7%
Somewhat favorable	16%	27%	3%	21%	25%	4%	27%	21%	3%
Somewhat unfavorable	13%	4%	16%	5%	16%	18%	6%	14%	17%
Very unfavorable	37%	2%	78%	3%	41%	72%	4%	28%	72%
Don't know	1%	0%	1%	1%	1%	1%	0%	0%	2%
Totals	100%	100%	100%	101%	101%	99%	100%	99%	101%
Unweighted N	(1,488)	(798)	(592)	(601)	(425)	(462)	(481)	(484)	(481)

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YouGov

62C. Favorability of Individuals — Mike Pence
Do you have a favorable or an unfavorable opinion of the following people?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Very favorable	31%	33%	30%	42%	36%	44%	29%	4%	17%
Somewhat favorable	13%	16%	11%	20%	14%	10%	11%	10%	15%
Somewhat unfavorable	12%	11%	13%	6%	11%	12%	13%	19%	13%
Very unfavorable	39%	38%	40%	30%	38%	30%	41%	60%	44%
Don't know	4%	1%	6%	2%	0%	4%	5%	7%	10%
Totals	99%	99%	100%	100%	99%	100%	99%	100%	99%
Unweighted N	(1,489)	(675)	(814)	(321)	(209)	(382)	(235)	(147)	(108)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Very favorable	31%	12%	22%	33%	46%	29%	29%	34%	22%	35%	36%	27%
Somewhat favorable	13%	18%	16%	13%	9%	14%	16%	10%	12%	15%	13%	13%
Somewhat unfavorable	12%	19%	15%	11%	8%	13%	14%	11%	15%	13%	10%	13%
Very unfavorable	39%	44%	38%	40%	36%	37%	39%	43%	46%	37%	36%	40%
Don't know	4%	8%	9%	2%	1%	7%	2%	2%	5%	1%	4%	6%
Totals	99%	101%	100%	99%	100%	100%	100%	100%	100%	101%	99%	99%
Unweighted N	(1,489)	(185)	(304)	(613)	(387)	(515)	(438)	(372)	(243)	(372)	(492)	(382)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Very favorable	31%	1%	71%	2%	24%	71%	3%	17%	69%
Somewhat favorable	13%	4%	21%	7%	19%	16%	3%	19%	16%
Somewhat unfavorable	12%	16%	5%	13%	18%	6%	10%	21%	5%
Very unfavorable	39%	77%	1%	74%	34%	4%	82%	39%	7%
Don't know	4%	2%	2%	4%	5%	3%	1%	5%	4%
Totals	99%	100%	100%	100%	100%	100%	99%	101%	101%
Unweighted N	(1,489)	(797)	(595)	(603)	(422)	(464)	(481)	(485)	(481)

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62D. Favorability of Individuals — Kamala Harris
Do you have a favorable or an unfavorable opinion of the following people?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Very favorable	32%	29%	35%	19%	29%	26%	35%	64%	37%
Somewhat favorable	14%	15%	14%	12%	17%	10%	16%	9%	22%
Somewhat unfavorable	7%	7%	7%	9%	5%	6%	5%	14%	4%
Very unfavorable	42%	46%	39%	57%	49%	53%	40%	8%	29%
Don't know	4%	2%	6%	2%	1%	5%	4%	5%	9%
Totals	99%	99%	101%	99%	101%	100%	100%	100%	101%
Unweighted N	(1,490)	(676)	(814)	(321)	(209)	(384)	(233)	(147)	(109)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Very favorable	32%	23%	29%	37%	33%	32%	28%	38%	40%	29%	31%	32%
Somewhat favorable	14%	26%	18%	13%	7%	15%	15%	14%	14%	18%	11%	17%
Somewhat unfavorable	7%	19%	10%	4%	3%	8%	9%	5%	8%	7%	7%	7%
Very unfavorable	42%	22%	36%	44%	55%	38%	44%	40%	33%	43%	48%	37%
Don't know	4%	10%	7%	2%	1%	6%	4%	3%	4%	2%	3%	7%
Totals	99%	100%	100%	100%	99%	99%	100%	100%	99%	99%	100%	100%
Unweighted N	(1,490)	(187)	(304)	(612)	(387)	(516)	(438)	(371)	(243)	(370)	(493)	(384)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Very favorable	32%	66%	3%	69%	17%	3%	68%	30%	7%
Somewhat favorable	14%	24%	2%	18%	24%	3%	22%	19%	4%
Somewhat unfavorable	7%	5%	6%	6%	9%	7%	4%	13%	3%
Very unfavorable	42%	3%	88%	4%	44%	83%	5%	33%	82%
Don't know	4%	2%	2%	4%	6%	3%	1%	5%	4%
Totals	99%	100%	101%	101%	100%	99%	100%	100%	100%
Unweighted N	(1,490)	(795)	(597)	(601)	(425)	(464)	(481)	(485)	(482)

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62E. Favorability of Individuals — Nancy Pelosi
Do you have a favorable or an unfavorable opinion of the following people?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Very favorable	20%	17%	22%	11%	15%	17%	20%	43%	25%
Somewhat favorable	19%	19%	19%	13%	19%	13%	24%	20%	29%
Somewhat unfavorable	11%	10%	12%	7%	13%	8%	12%	20%	10%
Very unfavorable	46%	50%	41%	66%	51%	57%	40%	9%	28%
Don't know	5%	3%	6%	3%	2%	5%	5%	8%	7%
Totals	101%	99%	100%	100%	100%	100%	101%	100%	99%
Unweighted N	(1,488)	(677)	(811)	(322)	(208)	(383)	(233)	(148)	(108)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Very favorable	20%	17%	17%	20%	23%	21%	17%	21%	24%	16%	21%	18%
Somewhat favorable	19%	21%	18%	22%	14%	18%	19%	22%	21%	21%	14%	23%
Somewhat unfavorable	11%	20%	16%	8%	6%	12%	13%	10%	13%	10%	10%	12%
Very unfavorable	46%	30%	41%	47%	55%	42%	47%	44%	36%	49%	51%	40%
Don't know	5%	12%	8%	3%	1%	7%	4%	3%	5%	3%	5%	5%
Totals	101%	100%	100%	100%	99%	100%	100%	100%	99%	99%	101%	98%
Unweighted N	(1,488)	(186)	(303)	(613)	(386)	(515)	(437)	(371)	(242)	(370)	(495)	(381)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Very favorable	20%	39%	2%	44%	7%	3%	43%	16%	5%
Somewhat favorable	19%	38%	1%	35%	17%	2%	36%	23%	3%
Somewhat unfavorable	11%	14%	6%	11%	14%	8%	12%	16%	6%
Very unfavorable	46%	6%	90%	4%	54%	85%	6%	39%	84%
Don't know	5%	3%	1%	6%	7%	1%	3%	7%	2%
Totals	101%	100%	100%	100%	99%	99%	100%	101%	100%
Unweighted N	(1,488)	(795)	(596)	(599)	(425)	(464)	(480)	(485)	(482)

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62F. Favorability of Individuals — Mitch McConnell
Do you have a favorable or an unfavorable opinion of the following people?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Very favorable	12%	15%	10%	17%	14%	15%	9%	4%	10%
Somewhat favorable	22%	26%	18%	32%	27%	24%	19%	7%	15%
Somewhat unfavorable	13%	14%	13%	13%	14%	12%	10%	15%	14%
Very unfavorable	42%	42%	42%	35%	45%	32%	51%	63%	42%
Don't know	11%	4%	17%	2%	1%	18%	11%	11%	19%
Totals	100%	101%	100%	99%	101%	101%	100%	100%	100%
Unweighted N	(1,487)	(675)	(812)	(321)	(209)	(381)	(235)	(146)	(109)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Very favorable	12%	6%	11%	9%	21%	12%	11%	15%	9%	15%	13%	11%
Somewhat favorable	22%	9%	18%	24%	27%	19%	23%	21%	18%	22%	24%	20%
Somewhat unfavorable	13%	21%	15%	12%	10%	16%	13%	11%	16%	12%	12%	14%
Very unfavorable	42%	38%	41%	47%	39%	38%	43%	48%	50%	43%	39%	42%
Don't know	11%	26%	15%	7%	4%	15%	10%	6%	7%	9%	12%	13%
Totals	100%	100%	100%	99%	101%	100%	100%	101%	100%	101%	100%	100%
Unweighted N	(1,487)	(187)	(301)	(612)	(387)	(512)	(439)	(371)	(243)	(368)	(494)	(382)

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YouGov

		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Very favorable	12%	2%	27%	3%	7%	27%	4%	6%	25%
Somewhat favorable	22%	4%	42%	5%	23%	39%	4%	17%	40%
Somewhat unfavorable	13%	10%	14%	12%	16%	12%	5%	19%	14%
Very unfavorable	42%	80%	8%	72%	42%	8%	84%	47%	6%
Don't know	11%	5%	9%	7%	11%	14%	3%	11%	14%
Totals	100%	101%	100%	99%	99%	100%	100%	100%	99%
Unweighted N	(1,487)	(794)	(596)	(599)	(424)	(464)	(482)	(481)	(482)

The Economist/YouGov Poll
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YouGov

63A. Favorability of Political Parties — The Democratic Party
Do you have a favorable or unfavorable opinion of the political parties?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Very favorable	23%	21%	25%	11%	14%	21%	18%	58%	31%
Somewhat favorable	22%	22%	23%	18%	29%	16%	31%	24%	22%
Somewhat unfavorable	13%	13%	13%	15%	11%	12%	16%	10%	16%
Very unfavorable	38%	43%	34%	54%	45%	49%	31%	6%	21%
Don't know	3%	2%	4%	2%	0%	3%	4%	2%	9%
Totals	99%	101%	99%	100%	99%	101%	100%	100%	99%
Unweighted N	(1,482)	(673)	(809)	(321)	(208)	(379)	(234)	(146)	(108)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Very favorable	23%	23%	20%	24%	24%	29%	20%	19%	29%	19%	23%	22%
Somewhat favorable	22%	30%	24%	24%	15%	19%	24%	30%	23%	24%	19%	25%
Somewhat unfavorable	13%	17%	20%	10%	10%	13%	16%	12%	12%	13%	12%	16%
Very unfavorable	38%	26%	30%	40%	50%	36%	35%	38%	31%	43%	42%	33%
Don't know	3%	5%	6%	2%	0%	4%	4%	1%	4%	1%	4%	3%
Totals	99%	101%	100%	100%	99%	101%	99%	100%	99%	100%	100%	99%
Unweighted N	(1,482)	(187)	(303)	(611)	(381)	(512)	(437)	(369)	(244)	(369)	(490)	(379)

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YouGov

		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Very favorable	23%	46%	2%	52%	8%	2%	47%	21%	7%
Somewhat favorable	22%	42%	3%	38%	23%	4%	42%	28%	3%
Somewhat unfavorable	13%	9%	13%	6%	22%	15%	7%	19%	12%
Very unfavorable	38%	3%	81%	2%	41%	78%	5%	28%	77%
Don't know	3%	1%	1%	2%	6%	2%	0%	4%	2%
Totals	99%	101%	100%	100%	100%	101%	101%	100%	101%
Unweighted N	(1,482)	(795)	(590)	(602)	(424)	(456)	(481)	(485)	(474)

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YouGov

63B. Favorability of Political Parties — The Republican Party
Do you have a favorable or unfavorable opinion of the political parties?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Very favorable	18%	19%	18%	25%	18%	30%	14%	2%	16%
Somewhat favorable	23%	23%	23%	29%	24%	28%	26%	8%	11%
Somewhat unfavorable	18%	17%	18%	12%	17%	16%	13%	26%	27%
Very unfavorable	38%	40%	37%	33%	40%	24%	44%	58%	37%
Don't know	3%	2%	4%	2%	0%	2%	3%	6%	9%
Totals	100%	101%	100%	101%	99%	100%	100%	100%	100%
Unweighted N	(1,489)	(678)	(811)	(321)	(209)	(383)	(232)	(149)	(108)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Very favorable	18%	9%	20%	16%	25%	19%	18%	17%	14%	18%	21%	18%
Somewhat favorable	23%	25%	19%	24%	23%	22%	23%	23%	16%	28%	26%	19%
Somewhat unfavorable	18%	19%	16%	19%	17%	19%	18%	16%	17%	13%	18%	22%
Very unfavorable	38%	39%	41%	39%	34%	35%	37%	44%	49%	40%	32%	39%
Don't know	3%	8%	4%	2%	1%	5%	4%	0%	5%	1%	4%	3%
Totals	100%	100%	100%	100%	100%	100%	100%	100%	101%	100%	101%	101%
Unweighted N	(1,489)	(186)	(304)	(611)	(388)	(515)	(438)	(371)	(242)	(371)	(493)	(383)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Very favorable	18%	1%	40%	2%	6%	48%	2%	9%	40%
Somewhat favorable	23%	4%	44%	3%	28%	41%	2%	22%	41%
Somewhat unfavorable	18%	19%	12%	19%	28%	7%	12%	27%	13%
Very unfavorable	38%	75%	3%	73%	32%	4%	83%	36%	6%
Don't know	3%	2%	1%	3%	6%	0%	0%	5%	1%
Totals	100%	101%	100%	100%	100%	100%	99%	99%	101%
Unweighted N	(1,489)	(795)	(596)	(601)	(425)	(463)	(481)	(484)	(482)

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YouGov

64. Trump Job Approval
Do you approve or disapprove of the way Donald Trump is handling his job as President?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Strongly approve	32%	34%	30%	43%	33%	46%	28%	6%	18%
Somewhat approve	14%	15%	13%	19%	15%	12%	15%	7%	17%
Somewhat disapprove	6%	6%	6%	6%	4%	5%	4%	7%	14%
Strongly disapprove	45%	42%	48%	29%	47%	35%	50%	75%	48%
Not sure	2%	2%	2%	2%	1%	1%	3%	4%	2%
Totals	99%	99%	99%	99%	100%	99%	100%	99%	99%
Unweighted N	(1,500)	(683)	(817)	(324)	(209)	(384)	(235)	(150)	(111)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Strongly approve	32%	14%	27%	35%	42%	31%	28%	33%	25%	34%	36%	29%
Somewhat approve	14%	25%	15%	11%	11%	14%	17%	12%	10%	15%	15%	14%
Somewhat disapprove	6%	13%	8%	5%	4%	9%	6%	3%	8%	7%	6%	6%
Strongly disapprove	45%	45%	44%	48%	43%	44%	45%	51%	54%	43%	40%	50%
Not sure	2%	3%	6%	1%	0%	2%	4%	0%	2%	1%	3%	1%
Totals	99%	100%	100%	100%	100%	100%	100%	99%	99%	100%	100%	100%
Unweighted N	(1,500)	(191)	(307)	(613)	(389)	(522)	(439)	(373)	(244)	(373)	(498)	(385)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Strongly approve	32%	1%	72%	3%	28%	69%	3%	20%	68%
Somewhat approve	14%	2%	23%	5%	15%	23%	2%	19%	20%
Somewhat disapprove	6%	5%	3%	6%	12%	2%	4%	12%	4%
Strongly disapprove	45%	92%	1%	86%	39%	5%	92%	47%	8%
Not sure	2%	0%	1%	0%	5%	1%	0%	3%	2%
Totals	99%	100%	100%	100%	99%	100%	101%	101%	102%
Unweighted N	(1,500)	(802)	(599)	(607)	(427)	(466)	(484)	(489)	(484)

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YouGov

65A. Trump Approval on Issues — Jobs and the economy
Do you approve or disapprove of the way Donald Trump is handling these specific issues?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Strongly approve	40%	45%	36%	55%	46%	49%	34%	9%	30%
Somewhat approve	14%	14%	15%	15%	11%	16%	16%	12%	13%
Somewhat disapprove	13%	12%	13%	10%	12%	8%	12%	21%	17%
Strongly disapprove	30%	28%	32%	18%	31%	24%	35%	51%	33%
No opinion	3%	2%	3%	2%	1%	3%	2%	7%	7%
Totals	100%	101%	99%	100%	101%	100%	99%	100%	100%
Unweighted N	(1,479)	(677)	(802)	(321)	(209)	(380)	(230)	(147)	(106)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Strongly approve	40%	27%	36%	42%	48%	35%	42%	42%	31%	42%	48%	33%
Somewhat approve	14%	18%	23%	11%	9%	17%	15%	9%	17%	17%	12%	13%
Somewhat disapprove	13%	19%	10%	13%	10%	16%	11%	14%	8%	11%	11%	20%
Strongly disapprove	30%	34%	28%	31%	29%	29%	29%	33%	40%	28%	26%	30%
No opinion	3%	2%	3%	2%	4%	3%	3%	2%	4%	2%	2%	4%
Totals	100%	100%	100%	99%	100%	100%	100%	100%	100%	100%	99%	100%
Unweighted N	(1,479)	(184)	(302)	(608)	(385)	(509)	(434)	(371)	(238)	(371)	(489)	(381)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Strongly approve	40%	3%	85%	7%	37%	80%	5%	31%	78%
Somewhat approve	14%	10%	13%	9%	20%	15%	6%	22%	13%
Somewhat disapprove	13%	22%	1%	20%	14%	2%	17%	17%	4%
Strongly disapprove	30%	63%	0%	62%	22%	2%	71%	25%	3%
No opinion	3%	2%	1%	2%	6%	1%	1%	5%	2%
Totals	100%	100%	100%	100%	99%	100%	100%	100%	100%
Unweighted N	(1,479)	(789)	(593)	(595)	(424)	(460)	(477)	(483)	(478)

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YouGov

65B. Trump Approval on Issues — Immigration
Do you approve or disapprove of the way Donald Trump is handling these specific issues?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Strongly approve	36%	40%	33%	51%	38%	46%	29%	15%	26%
Somewhat approve	12%	12%	12%	13%	13%	11%	16%	7%	13%
Somewhat disapprove	7%	9%	6%	7%	5%	5%	4%	13%	11%
Strongly disapprove	42%	38%	46%	25%	44%	35%	48%	63%	50%
No opinion	2%	2%	3%	3%	0%	2%	4%	1%	1%
Totals	99%	101%	100%	99%	100%	99%	101%	99%	101%
Unweighted N	(1,478)	(671)	(807)	(320)	(206)	(382)	(232)	(144)	(109)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Strongly approve	36%	21%	32%	38%	45%	36%	34%	37%	27%	38%	44%	30%
Somewhat approve	12%	14%	17%	10%	10%	13%	13%	9%	12%	14%	11%	11%
Somewhat disapprove	7%	12%	8%	6%	6%	7%	11%	6%	6%	7%	6%	11%
Strongly disapprove	42%	49%	38%	45%	38%	40%	41%	49%	53%	39%	37%	46%
No opinion	2%	4%	5%	1%	1%	3%	2%	0%	2%	2%	2%	2%
Totals	99%	100%	100%	100%	100%	99%	101%	101%	100%	100%	100%	100%
Unweighted N	(1,478)	(186)	(301)	(606)	(385)	(513)	(434)	(367)	(239)	(371)	(488)	(380)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Strongly approve	36%	3%	78%	7%	32%	73%	4%	26%	73%
Somewhat approve	12%	4%	16%	5%	15%	18%	4%	16%	15%
Somewhat disapprove	7%	9%	2%	9%	11%	3%	5%	12%	3%
Strongly disapprove	42%	84%	3%	79%	37%	5%	87%	43%	7%
No opinion	2%	0%	2%	0%	5%	2%	0%	3%	2%
Totals	99%	100%	101%	100%	100%	101%	100%	100%	100%
Unweighted N	(1,478)	(791)	(590)	(597)	(422)	(459)	(480)	(478)	(478)

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YouGov

65C. Trump Approval on Issues — Climate change and the environment
Do you approve or disapprove of the way Donald Trump is handling these specific issues?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Strongly approve	26%	28%	24%	34%	30%	35%	20%	4%	19%
Somewhat approve	13%	14%	12%	14%	16%	13%	13%	10%	16%
Somewhat disapprove	9%	9%	9%	9%	4%	7%	8%	10%	16%
Strongly disapprove	43%	40%	45%	30%	46%	33%	52%	65%	42%
No opinion	9%	8%	10%	13%	4%	11%	7%	11%	8%
Totals	100%	99%	100%	100%	100%	99%	100%	100%	101%
Unweighted N	(1,482)	(672)	(810)	(320)	(206)	(382)	(232)	(146)	(109)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Strongly approve	26%	18%	21%	29%	30%	24%	22%	31%	21%	29%	30%	22%
Somewhat approve	13%	12%	14%	12%	15%	15%	12%	11%	11%	11%	16%	12%
Somewhat disapprove	9%	13%	12%	7%	6%	10%	14%	3%	8%	9%	8%	12%
Strongly disapprove	43%	46%	40%	46%	39%	40%	42%	51%	53%	43%	36%	47%
No opinion	9%	10%	13%	6%	10%	11%	11%	3%	7%	9%	11%	8%
Totals	100%	99%	100%	100%	100%	100%	101%	99%	100%	101%	101%	101%
Unweighted N	(1,482)	(186)	(301)	(608)	(387)	(516)	(435)	(366)	(240)	(370)	(491)	(381)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Strongly approve	26%	2%	58%	3%	25%	52%	3%	16%	55%
Somewhat approve	13%	2%	24%	3%	13%	24%	2%	14%	21%
Somewhat disapprove	9%	7%	5%	8%	14%	6%	3%	16%	6%
Strongly disapprove	43%	87%	2%	80%	39%	4%	91%	44%	5%
No opinion	9%	3%	11%	5%	9%	13%	1%	10%	13%
Totals	100%	101%	100%	99%	100%	99%	100%	100%	100%
Unweighted N	(1,482)	(792)	(592)	(599)	(421)	(462)	(481)	(480)	(479)

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65D. Trump Approval on Issues — Terrorism
Do you approve or disapprove of the way Donald Trump is handling these specific issues?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Strongly approve	38%	41%	34%	52%	41%	46%	32%	10%	29%
Somewhat approve	13%	13%	12%	15%	12%	12%	13%	14%	11%
Somewhat disapprove	9%	10%	9%	7%	9%	5%	8%	17%	14%
Strongly disapprove	36%	33%	39%	22%	37%	30%	45%	54%	35%
No opinion	5%	3%	6%	4%	0%	7%	3%	5%	10%
Totals	101%	100%	100%	100%	99%	100%	101%	100%	99%
Unweighted N	(1,479)	(675)	(804)	(321)	(209)	(380)	(230)	(147)	(107)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Strongly approve	38%	22%	33%	41%	44%	34%	37%	40%	28%	41%	43%	32%
Somewhat approve	13%	16%	17%	10%	10%	17%	12%	9%	13%	11%	13%	14%
Somewhat disapprove	9%	15%	9%	9%	6%	9%	10%	10%	7%	10%	7%	14%
Strongly disapprove	36%	39%	33%	37%	35%	34%	36%	40%	46%	34%	33%	35%
No opinion	5%	8%	8%	2%	4%	6%	5%	0%	5%	4%	4%	5%
Totals	101%	100%	100%	99%	99%	100%	100%	99%	99%	100%	100%	100%
Unweighted N	(1,479)	(186)	(300)	(609)	(384)	(510)	(434)	(370)	(240)	(369)	(490)	(380)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Strongly approve	38%	2%	80%	5%	37%	75%	4%	27%	75%
Somewhat approve	13%	6%	15%	7%	14%	17%	6%	17%	14%
Somewhat disapprove	9%	15%	2%	12%	13%	3%	10%	13%	4%
Strongly disapprove	36%	75%	0%	71%	28%	3%	79%	34%	5%
No opinion	5%	2%	2%	4%	8%	2%	2%	8%	2%
Totals	101%	100%	99%	99%	100%	100%	101%	99%	100%
Unweighted N	(1,479)	(789)	(592)	(596)	(424)	(459)	(480)	(480)	(477)

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YouGov

65E. Trump Approval on Issues — Education
Do you approve or disapprove of the way Donald Trump is handling these specific issues?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Strongly approve	24%	23%	25%	28%	21%	37%	18%	7%	22%
Somewhat approve	17%	19%	15%	21%	23%	15%	22%	9%	12%
Somewhat disapprove	10%	8%	11%	7%	6%	9%	9%	16%	13%
Strongly disapprove	38%	38%	39%	27%	41%	28%	42%	58%	48%
No opinion	11%	12%	10%	17%	10%	11%	9%	10%	4%
Totals	100%	100%	100%	100%	101%	100%	100%	100%	99%
Unweighted N	(1,475)	(672)	(803)	(321)	(205)	(379)	(231)	(147)	(107)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Strongly approve	24%	15%	24%	27%	25%	25%	19%	25%	23%	22%	28%	19%
Somewhat approve	17%	15%	15%	16%	22%	18%	17%	16%	10%	22%	19%	15%
Somewhat disapprove	10%	16%	7%	11%	7%	11%	12%	7%	8%	9%	8%	15%
Strongly disapprove	38%	43%	38%	38%	36%	36%	38%	43%	47%	35%	34%	42%
No opinion	11%	10%	16%	9%	10%	11%	14%	8%	11%	11%	12%	9%
Totals	100%	99%	100%	101%	100%	101%	100%	99%	99%	99%	101%	100%
Unweighted N	(1,475)	(186)	(298)	(606)	(385)	(510)	(433)	(368)	(238)	(369)	(487)	(381)

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YouGov

		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Strongly approve	24%	2%	53%	4%	19%	50%	3%	16%	49%
Somewhat approve	17%	2%	32%	5%	18%	30%	2%	18%	29%
Somewhat disapprove	10%	14%	4%	13%	12%	4%	8%	16%	4%
Strongly disapprove	38%	77%	1%	73%	35%	2%	84%	38%	4%
No opinion	11%	5%	10%	5%	16%	13%	3%	13%	15%
Totals	100%	100%	100%	100%	100%	99%	100%	101%	101%
Unweighted N	(1,475)	(788)	(589)	(596)	(421)	(458)	(478)	(478)	(476)

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YouGov

65F. Trump Approval on Issues — Health care
Do you approve or disapprove of the way Donald Trump is handling these specific issues?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Strongly approve	25%	24%	26%	32%	20%	37%	20%	7%	25%
Somewhat approve	18%	20%	16%	23%	24%	16%	20%	5%	14%
Somewhat disapprove	9%	9%	8%	6%	10%	7%	6%	11%	15%
Strongly disapprove	43%	41%	44%	30%	43%	33%	48%	70%	43%
No opinion	6%	6%	6%	9%	3%	6%	5%	7%	3%
Totals	101%	100%	100%	100%	100%	99%	99%	100%	100%
Unweighted N	(1,472)	(667)	(805)	(319)	(203)	(378)	(232)	(147)	(107)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Strongly approve	25%	16%	27%	28%	24%	28%	19%	25%	18%	24%	31%	20%
Somewhat approve	18%	19%	18%	14%	22%	15%	20%	18%	14%	23%	17%	17%
Somewhat disapprove	9%	14%	9%	8%	6%	10%	11%	6%	10%	6%	9%	9%
Strongly disapprove	43%	46%	38%	46%	42%	41%	44%	48%	52%	41%	37%	47%
No opinion	6%	6%	8%	4%	6%	6%	7%	3%	6%	6%	5%	6%
Totals	101%	101%	100%	100%	100%	100%	101%	100%	100%	100%	99%	99%
Unweighted N	(1,472)	(186)	(300)	(609)	(377)	(510)	(432)	(367)	(239)	(370)	(486)	(377)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Strongly approve	25%	2%	52%	5%	21%	51%	3%	16%	51%
Somewhat approve	18%	2%	34%	3%	20%	33%	1%	17%	32%
Somewhat disapprove	9%	9%	7%	10%	10%	6%	7%	13%	5%
Strongly disapprove	43%	86%	2%	80%	40%	3%	88%	45%	6%
No opinion	6%	2%	4%	2%	9%	7%	1%	8%	6%
Totals	101%	101%	99%	100%	100%	100%	100%	99%	100%
Unweighted N	(1,472)	(789)	(585)	(596)	(421)	(455)	(478)	(479)	(473)

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YouGov

65G. Trump Approval on Issues — Taxes and government spending
Do you approve or disapprove of the way Donald Trump is handling these specific issues?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Strongly approve	29%	29%	30%	37%	27%	42%	27%	7%	27%
Somewhat approve	17%	20%	15%	21%	21%	17%	16%	11%	13%
Somewhat disapprove	12%	14%	10%	12%	12%	8%	10%	18%	15%
Strongly disapprove	38%	35%	41%	25%	39%	29%	43%	58%	43%
No opinion	4%	2%	5%	5%	0%	4%	4%	6%	3%
Totals	100%	100%	101%	100%	99%	100%	100%	100%	101%
Unweighted N	(1,478)	(674)	(804)	(322)	(208)	(378)	(231)	(146)	(106)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Strongly approve	29%	15%	30%	30%	36%	30%	28%	29%	22%	30%	35%	25%
Somewhat approve	17%	23%	17%	16%	17%	18%	17%	16%	13%	23%	17%	15%
Somewhat disapprove	12%	14%	11%	13%	9%	13%	13%	10%	15%	9%	9%	16%
Strongly disapprove	38%	46%	35%	39%	35%	34%	38%	44%	46%	35%	35%	41%
No opinion	4%	2%	7%	3%	2%	4%	5%	0%	4%	3%	4%	3%
Totals	100%	100%	100%	101%	99%	99%	101%	99%	100%	100%	100%	100%
Unweighted N	(1,478)	(186)	(302)	(605)	(385)	(507)	(436)	(370)	(239)	(367)	(492)	(380)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Strongly approve	29%	2%	63%	4%	24%	62%	4%	20%	59%
Somewhat approve	17%	5%	27%	7%	21%	27%	3%	22%	25%
Somewhat disapprove	12%	14%	7%	13%	16%	6%	10%	18%	6%
Strongly disapprove	38%	78%	1%	73%	33%	3%	83%	36%	6%
No opinion	4%	1%	2%	2%	6%	3%	1%	5%	3%
Totals	100%	100%	100%	99%	100%	101%	101%	101%	99%
Unweighted N	(1,478)	(788)	(593)	(595)	(422)	(461)	(476)	(480)	(482)

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YouGov

65H. Trump Approval on Issues — Civil rights and civil liberties
Do you approve or disapprove of the way Donald Trump is handling these specific issues?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Strongly approve	30%	29%	30%	38%	28%	43%	26%	5%	23%
Somewhat approve	18%	21%	15%	23%	22%	12%	17%	13%	22%
Somewhat disapprove	7%	7%	7%	5%	6%	7%	6%	7%	11%
Strongly disapprove	40%	38%	42%	26%	43%	31%	48%	68%	40%
No opinion	6%	5%	7%	8%	2%	7%	3%	8%	4%
Totals	101%	100%	101%	100%	101%	100%	100%	101%	100%
Unweighted N	(1,457)	(665)	(792)	(318)	(202)	(376)	(226)	(145)	(105)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Strongly approve	30%	15%	27%	33%	35%	30%	25%	32%	22%	31%	35%	25%
Somewhat approve	18%	26%	21%	13%	16%	19%	21%	13%	16%	20%	17%	18%
Somewhat disapprove	7%	10%	6%	7%	5%	8%	7%	6%	7%	6%	5%	10%
Strongly disapprove	40%	41%	37%	43%	39%	35%	41%	49%	49%	37%	36%	44%
No opinion	6%	8%	9%	4%	4%	8%	7%	1%	6%	6%	7%	3%
Totals	101%	100%	100%	100%	99%	100%	101%	101%	100%	100%	100%	100%
Unweighted N	(1,457)	(183)	(298)	(599)	(377)	(504)	(422)	(367)	(233)	(367)	(482)	(375)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Strongly approve	30%	1%	64%	4%	28%	60%	3%	19%	62%
Somewhat approve	18%	4%	27%	7%	19%	28%	3%	24%	24%
Somewhat disapprove	7%	7%	4%	7%	10%	4%	4%	11%	4%
Strongly disapprove	40%	86%	1%	79%	33%	3%	88%	39%	4%
No opinion	6%	2%	4%	3%	9%	5%	2%	7%	6%
Totals	101%	100%	100%	100%	99%	100%	100%	100%	100%
Unweighted N	(1,457)	(775)	(584)	(586)	(420)	(451)	(473)	(473)	(469)

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YouGov

65l. Trump Approval on Issues — Gun control
Do you approve or disapprove of the way Donald Trump is handling these specific issues?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Strongly approve	33%	35%	31%	45%	35%	45%	26%	5%	24%
Somewhat approve	12%	13%	11%	14%	13%	11%	16%	8%	12%
Somewhat disapprove	9%	11%	8%	8%	9%	5%	7%	12%	20%
Strongly disapprove	38%	34%	41%	23%	37%	31%	43%	66%	38%
No opinion	8%	7%	9%	9%	6%	7%	8%	9%	6%
Totals	100%	100%	100%	99%	100%	99%	100%	100%	100%
Unweighted N	(1,457)	(665)	(792)	(319)	(202)	(378)	(226)	(144)	(105)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Strongly approve	33%	18%	26%	36%	41%	34%	30%	33%	24%	36%	37%	29%
Somewhat approve	12%	17%	15%	11%	9%	11%	16%	11%	14%	13%	13%	9%
Somewhat disapprove	9%	11%	12%	8%	8%	11%	8%	10%	5%	8%	9%	15%
Strongly disapprove	38%	45%	33%	40%	35%	36%	37%	42%	47%	35%	33%	42%
No opinion	8%	9%	14%	5%	7%	9%	9%	4%	9%	8%	9%	5%
Totals	100%	100%	100%	100%	100%	101%	100%	100%	99%	100%	101%	100%
Unweighted N	(1,457)	(184)	(298)	(598)	(377)	(506)	(422)	(367)	(232)	(368)	(482)	(375)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Strongly approve	33%	2%	70%	4%	29%	69%	3%	23%	68%
Somewhat approve	12%	5%	19%	5%	16%	17%	4%	15%	16%
Somewhat disapprove	9%	13%	4%	11%	13%	4%	8%	16%	4%
Strongly disapprove	38%	75%	1%	76%	27%	3%	82%	35%	4%
No opinion	8%	5%	6%	4%	15%	7%	3%	11%	8%
Totals	100%	100%	100%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,457)	(778)	(583)	(588)	(418)	(451)	(475)	(473)	(468)

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YouGov

65J. Trump Approval on Issues — Crime and criminal justice reform
Do you approve or disapprove of the way Donald Trump is handling these specific issues?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Strongly approve	30%	32%	29%	39%	35%	40%	25%	6%	27%
Somewhat approve	16%	17%	14%	19%	20%	15%	17%	9%	11%
Somewhat disapprove	10%	11%	9%	13%	9%	6%	8%	12%	16%
Strongly disapprove	36%	32%	38%	21%	34%	28%	40%	61%	39%
No opinion	8%	7%	10%	9%	2%	11%	10%	11%	8%
Totals	100%	99%	100%	101%	100%	100%	100%	99%	101%
Unweighted N	(1,456)	(666)	(790)	(319)	(202)	(376)	(225)	(144)	(105)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Strongly approve	30%	14%	26%	34%	37%	29%	26%	33%	22%	32%	35%	27%
Somewhat approve	16%	22%	18%	13%	15%	15%	19%	15%	16%	18%	16%	12%
Somewhat disapprove	10%	16%	11%	10%	6%	13%	12%	7%	9%	9%	8%	16%
Strongly disapprove	36%	40%	33%	36%	35%	34%	35%	39%	43%	35%	32%	37%
No opinion	8%	8%	11%	7%	7%	9%	9%	5%	10%	7%	9%	8%
Totals	100%	100%	99%	100%	100%	100%	101%	99%	100%	101%	100%	100%
Unweighted N	(1,456)	(183)	(299)	(601)	(373)	(502)	(424)	(367)	(231)	(367)	(483)	(375)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Strongly approve	30%	1%	66%	4%	27%	63%	4%	18%	64%
Somewhat approve	16%	7%	24%	6%	19%	23%	3%	21%	21%
Somewhat disapprove	10%	15%	4%	14%	13%	3%	12%	16%	3%
Strongly disapprove	36%	72%	1%	69%	29%	3%	78%	32%	6%
No opinion	8%	5%	6%	7%	11%	8%	3%	12%	7%
Totals	100%	100%	101%	100%	99%	100%	100%	99%	101%
Unweighted N	(1,456)	(776)	(585)	(585)	(419)	(452)	(474)	(472)	(469)

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YouGov

66. Trump Appropriate Twitter Use

Do you think the way Donald Trump uses Twitter is appropriate or inappropriate for the President of the United States?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Appropriate	31%	34%	27%	42%	31%	37%	20%	12%	28%
Inappropriate	60%	55%	64%	43%	63%	50%	72%	81%	65%
Not sure	10%	11%	9%	16%	6%	13%	7%	7%	7%
Totals	101%	100%	100%	101%	100%	100%	99%	100%	100%
Unweighted N	(1,498)	(681)	(817)	(324)	(209)	(384)	(235)	(150)	(109)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Appropriate	31%	27%	32%	31%	30%	33%	27%	31%	27%	30%	35%	26%
Inappropriate	60%	66%	58%	60%	58%	57%	62%	64%	67%	60%	53%	65%
Not sure	10%	6%	10%	9%	12%	10%	11%	6%	6%	10%	11%	9%
Totals	101%	99%	100%	100%	100%	100%	100%	101%	100%	100%	99%	100%
Unweighted N	(1,498)	(189)	(307)	(613)	(389)	(521)	(439)	(373)	(244)	(373)	(497)	(384)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Appropriate	31%	3%	61%	6%	32%	57%	7%	22%	58%
Inappropriate	60%	95%	22%	92%	57%	26%	91%	69%	26%
Not sure	10%	2%	17%	2%	12%	16%	1%	9%	16%
Totals	101%	100%	100%	100%	101%	99%	99%	100%	100%
Unweighted N	(1,498)	(800)	(599)	(605)	(427)	(466)	(484)	(489)	(483)

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YouGov

67. Approval of U.S. Congress
Overall, do you approve or disapprove of the way that the United States Congress is handling its job?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Strongly approve	4%	5%	4%	5%	4%	4%	4%	3%	8%
Somewhat approve	10%	10%	11%	11%	9%	12%	13%	10%	6%
Neither approve nor disapprove	15%	12%	17%	11%	9%	17%	12%	22%	24%
Somewhat disapprove	28%	27%	28%	25%	30%	26%	34%	23%	32%
Strongly disapprove	35%	43%	29%	45%	47%	27%	29%	32%	26%
Not sure	8%	3%	11%	3%	1%	13%	9%	9%	5%
Totals	100%	100%	100%	100%	100%	99%	101%	99%	101%
Unweighted N	(1,498)	(681)	(817)	(324)	(209)	(384)	(235)	(150)	(109)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Strongly approve	4%	5%	9%	2%	3%	5%	3%	5%	2%	3%	5%	5%
Somewhat approve	10%	7%	10%	11%	12%	10%	13%	8%	16%	11%	8%	9%
Neither approve nor disapprove	15%	24%	15%	15%	10%	20%	14%	11%	18%	16%	12%	15%
Somewhat disapprove	28%	21%	21%	32%	31%	26%	28%	33%	25%	28%	25%	34%
Strongly disapprove	35%	27%	34%	36%	40%	29%	35%	40%	31%	35%	38%	34%
Not sure	8%	15%	11%	4%	5%	10%	6%	3%	7%	7%	10%	4%
Totals	100%	99%	100%	100%	101%	100%	99%	100%	99%	100%	98%	101%
Unweighted N	(1,498)	(189)	(307)	(613)	(389)	(521)	(439)	(373)	(244)	(373)	(497)	(384)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Strongly approve	4%	2%	6%	4%	3%	6%	4%	3%	5%
Somewhat approve	10%	13%	10%	12%	6%	12%	14%	8%	10%
Neither approve nor disapprove	15%	15%	11%	16%	14%	14%	12%	19%	12%
Somewhat disapprove	28%	33%	25%	32%	29%	22%	33%	29%	24%
Strongly disapprove	35%	32%	44%	30%	38%	38%	33%	34%	40%
Not sure	8%	6%	6%	6%	10%	8%	4%	5%	10%
Totals	100%	101%	102%	100%	100%	100%	100%	98%	101%
Unweighted N	(1,498)	(800)	(599)	(605)	(427)	(466)	(484)	(489)	(483)

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YouGov

68. Pelosi Job Approval

Do you approve or disapprove of the way Nancy Pelosi is handling her job as the Speaker of the U.S. House of Representatives?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Strongly approve	18%	17%	19%	10%	15%	15%	20%	33%	25%
Somewhat approve	20%	18%	23%	14%	23%	12%	27%	26%	30%
Somewhat disapprove	11%	12%	11%	10%	11%	9%	10%	17%	13%
Strongly disapprove	44%	49%	41%	62%	51%	55%	40%	16%	24%
Not sure	6%	5%	8%	5%	1%	9%	4%	9%	9%
Totals	99%	101%	102%	101%	101%	100%	101%	101%	101%
Unweighted N	(1,494)	(680)	(814)	(324)	(209)	(383)	(234)	(149)	(109)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Strongly approve	18%	12%	14%	19%	22%	19%	14%	22%	24%	14%	17%	18%
Somewhat approve	20%	23%	23%	21%	16%	19%	23%	23%	25%	20%	17%	22%
Somewhat disapprove	11%	19%	14%	10%	7%	12%	13%	10%	10%	11%	7%	18%
Strongly disapprove	44%	30%	38%	46%	54%	41%	45%	42%	35%	49%	50%	37%
Not sure	6%	17%	11%	3%	2%	9%	5%	3%	5%	5%	8%	6%
Totals	99%	101%	100%	99%	101%	100%	100%	100%	99%	99%	99%	101%
Unweighted N	(1,494)	(189)	(306)	(613)	(386)	(520)	(438)	(373)	(244)	(372)	(494)	(384)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Strongly approve	18%	35%	2%	39%	8%	2%	40%	15%	3%
Somewhat approve	20%	39%	3%	37%	18%	5%	37%	25%	5%
Somewhat disapprove	11%	14%	5%	12%	14%	7%	11%	18%	5%
Strongly disapprove	44%	8%	89%	6%	48%	84%	8%	35%	84%
Not sure	6%	4%	2%	6%	11%	2%	4%	8%	3%
Totals	99%	100%	101%	100%	99%	100%	100%	101%	100%
Unweighted N	(1,494)	(799)	(597)	(603)	(426)	(465)	(484)	(486)	(482)

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YouGov

69. McConnell Job Approval

Do you approve or disapprove of the way Mitch McConnell is handling his job as Majority Leader of the U.S. Senate?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Strongly approve	13%	15%	11%	18%	16%	15%	8%	4%	12%
Somewhat approve	24%	28%	20%	35%	26%	24%	24%	9%	19%
Somewhat disapprove	11%	11%	12%	10%	12%	10%	10%	13%	13%
Strongly disapprove	41%	41%	40%	33%	44%	33%	47%	61%	36%
Not sure	11%	5%	16%	4%	2%	18%	11%	12%	19%
Totals	100%	100%	99%	100%	100%	100%	100%	99%	99%
Unweighted N	(1,492)	(680)	(812)	(324)	(208)	(380)	(234)	(150)	(109)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Strongly approve	13%	8%	12%	10%	19%	11%	12%	13%	11%	13%	14%	11%
Somewhat approve	24%	14%	22%	25%	29%	23%	23%	25%	20%	25%	26%	23%
Somewhat disapprove	11%	17%	12%	11%	8%	14%	11%	10%	10%	10%	12%	13%
Strongly disapprove	41%	36%	38%	46%	38%	36%	44%	45%	50%	43%	35%	41%
Not sure	11%	25%	15%	8%	5%	16%	9%	7%	10%	9%	12%	12%
Totals	100%	100%	99%	100%	99%	100%	99%	100%	101%	100%	99%	100%
Unweighted N	(1,492)	(187)	(307)	(611)	(387)	(518)	(439)	(371)	(243)	(371)	(496)	(382)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Strongly approve	13%	2%	27%	2%	9%	29%	2%	8%	27%
Somewhat approve	24%	4%	46%	7%	26%	41%	5%	22%	42%
Somewhat disapprove	11%	10%	11%	12%	12%	10%	8%	14%	12%
Strongly disapprove	41%	79%	6%	72%	38%	8%	82%	44%	6%
Not sure	11%	5%	10%	7%	15%	13%	3%	12%	13%
Totals	100%	100%	100%	100%	100%	101%	100%	100%	100%
Unweighted N	(1,492)	(799)	(595)	(604)	(426)	(462)	(482)	(489)	(481)

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YouGov

70. Approval of the Supreme Court of the United States
Do you approve or disapprove of the way the Supreme Court of the United States is handling its job?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Strongly approve	16%	17%	14%	21%	16%	17%	13%	11%	13%
Somewhat approve	40%	41%	39%	44%	42%	36%	46%	35%	37%
Somewhat disapprove	22%	23%	21%	18%	25%	22%	18%	24%	18%
Strongly disapprove	9%	10%	8%	8%	12%	7%	6%	11%	11%
Not sure	14%	9%	19%	9%	5%	18%	17%	19%	20%
Totals	101%	100%	101%	100%	100%	100%	100%	100%	99%
Unweighted N	(1,492)	(680)	(812)	(324)	(208)	(382)	(232)	(150)	(109)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Strongly approve	16%	11%	14%	15%	20%	15%	17%	14%	13%	15%	16%	16%
Somewhat approve	40%	32%	37%	42%	43%	40%	39%	40%	38%	40%	42%	37%
Somewhat disapprove	22%	24%	17%	24%	21%	18%	24%	27%	23%	23%	19%	24%
Strongly disapprove	9%	11%	11%	8%	7%	9%	8%	8%	8%	9%	8%	11%
Not sure	14%	23%	20%	11%	9%	17%	11%	11%	18%	14%	15%	11%
Totals	101%	101%	99%	100%	100%	99%	99%	100%	100%	101%	100%	99%
Unweighted N	(1,492)	(188)	(306)	(611)	(387)	(521)	(436)	(371)	(243)	(370)	(496)	(383)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Strongly approve	16%	8%	27%	7%	12%	28%	5%	13%	26%
Somewhat approve	40%	31%	50%	33%	42%	45%	31%	42%	46%
Somewhat disapprove	22%	32%	12%	28%	22%	13%	33%	22%	13%
Strongly disapprove	9%	16%	2%	17%	6%	2%	20%	7%	2%
Not sure	14%	14%	10%	15%	18%	11%	11%	16%	13%
Totals	101%	101%	101%	100%	100%	99%	100%	100%	100%
Unweighted N	(1,492)	(797)	(597)	(602)	(427)	(463)	(482)	(487)	(482)

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YouGov

71. Ideology of the Supreme Court of the United States
In general, how would you describe the political viewpoint of the Supreme Court of the United States?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Very liberal	2%	2%	2%	1%	1%	2%	1%	3%	9%
Liberal	7%	7%	7%	7%	8%	7%	10%	4%	4%
Moderate	29%	31%	28%	41%	31%	27%	27%	25%	27%
Conservative	32%	36%	29%	35%	37%	29%	37%	27%	21%
Very conservative	16%	17%	14%	11%	22%	11%	14%	22%	19%
Not sure	13%	6%	20%	5%	1%	23%	12%	19%	20%
Totals	99%	99%	100%	100%	100%	99%	101%	100%	100%
Unweighted N	(1,495)	(680)	(815)	(324)	(209)	(382)	(235)	(149)	(109)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Very liberal	2%	4%	4%	1%	1%	3%	1%	2%	0%	2%	3%	2%
Liberal	7%	6%	7%	9%	6%	7%	7%	9%	7%	4%	10%	7%
Moderate	29%	27%	35%	25%	33%	31%	30%	28%	31%	30%	30%	28%
Conservative	32%	28%	26%	38%	31%	25%	34%	39%	34%	35%	28%	35%
Very conservative	16%	14%	14%	17%	16%	14%	16%	17%	14%	16%	16%	15%
Not sure	13%	21%	14%	11%	13%	20%	12%	5%	14%	14%	13%	13%
Totals	99%	100%	100%	101%	100%	100%	100%	100%	100%	101%	100%	100%
Unweighted N	(1,495)	(188)	(307)	(611)	(389)	(519)	(439)	(373)	(244)	(370)	(497)	(384)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Very liberal	2%	3%	1%	5%	0%	1%	6%	0%	1%
Liberal	7%	3%	12%	5%	7%	11%	4%	5%	12%
Moderate	29%	14%	45%	14%	38%	40%	10%	39%	38%
Conservative	32%	41%	25%	37%	26%	31%	43%	28%	30%
Very conservative	16%	31%	3%	29%	11%	5%	34%	12%	5%
Not sure	13%	8%	13%	11%	18%	13%	3%	16%	14%
Totals	99%	100%	99%	101%	100%	101%	100%	100%	100%
Unweighted N	(1,495)	(799)	(598)	(605)	(425)	(465)	(484)	(489)	(483)

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72. Trend of Economy
Overall, do you think the economy is getting better or worse?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Getting better	27%	33%	23%	37%	36%	25%	28%	10%	25%
About the same	28%	29%	27%	25%	34%	33%	23%	26%	22%
Getting worse	37%	32%	42%	29%	27%	33%	39%	59%	47%
Not sure	7%	6%	8%	9%	3%	10%	10%	5%	6%
Totals	99%	100%	100%	100%	100%	101%	100%	100%	100%
Unweighted N	(1,497)	(681)	(816)	(324)	(209)	(384)	(235)	(150)	(109)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Getting better	27%	17%	24%	31%	31%	21%	30%	31%	22%	28%	31%	26%
About the same	28%	36%	27%	25%	29%	31%	28%	26%	27%	30%	27%	28%
Getting worse	37%	36%	38%	39%	35%	42%	34%	40%	43%	33%	35%	41%
Not sure	7%	11%	11%	6%	5%	7%	8%	4%	8%	9%	7%	6%
Totals	99%	100%	100%	101%	100%	101%	100%	101%	100%	100%	100%	101%
Unweighted N	(1,497)	(190)	(306)	(612)	(389)	(520)	(439)	(373)	(243)	(373)	(496)	(385)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Getting better	27%	7%	53%	8%	26%	50%	7%	19%	52%
About the same	28%	26%	26%	27%	29%	28%	24%	33%	27%
Getting worse	37%	61%	15%	60%	33%	16%	63%	39%	15%
Not sure	7%	6%	6%	5%	13%	6%	6%	9%	5%
Totals	99%	100%	100%	100%	101%	100%	100%	100%	99%
Unweighted N	(1,497)	(801)	(598)	(605)	(426)	(466)	(483)	(489)	(482)

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73. Stock Market Expectations Over Next Year
Do you think the stock market will be higher or lower 12 months from now?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Higher	25%	28%	22%	24%	30%	20%	23%	26%	25%
About the same	20%	20%	20%	17%	21%	17%	19%	29%	27%
Lower	28%	28%	28%	35%	31%	29%	29%	14%	27%
Not sure	27%	23%	30%	24%	18%	34%	29%	30%	21%
Totals	100%	99%	100%	100%	100%	100%	100%	99%	100%
Unweighted N	(1,496)	(682)	(814)	(324)	(209)	(383)	(235)	(148)	(110)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Higher	25%	27%	23%	26%	24%	22%	24%	31%	23%	28%	22%	28%
About the same	20%	30%	26%	16%	16%	26%	22%	16%	21%	22%	17%	23%
Lower	28%	20%	24%	29%	34%	26%	25%	32%	26%	28%	31%	25%
Not sure	27%	23%	28%	29%	26%	26%	28%	22%	30%	23%	29%	25%
Totals	100%	100%	101%	100%	100%	100%	99%	101%	100%	101%	99%	101%
Unweighted N	(1,496)	(189)	(306)	(612)	(389)	(519)	(439)	(373)	(244)	(371)	(496)	(385)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Higher	25%	35%	17%	36%	19%	17%	38%	23%	18%
About the same	20%	24%	13%	24%	21%	15%	20%	27%	15%
Lower	28%	13%	45%	13%	28%	45%	14%	26%	42%
Not sure	27%	27%	25%	27%	32%	22%	28%	24%	25%
Totals	100%	99%	100%	100%	100%	99%	100%	100%	100%
Unweighted N	(1,496)	(799)	(599)	(604)	(427)	(465)	(484)	(488)	(482)

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74. Change in Personal Finances Over Past Year
Would you say that you and your family are...

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Better off financially than you were a year ago	27%	32%	23%	36%	32%	23%	28%	17%	16%
About the same financially as you were a year ago	46%	46%	47%	42%	49%	47%	48%	45%	51%
Worse off financially than you were a year ago	24%	21%	27%	20%	18%	26%	20%	34%	28%
Not sure	3%	2%	3%	2%	1%	3%	3%	3%	4%
Totals	100%	101%	100%	100%	100%	99%	99%	99%	99%
Unweighted N	(1,497)	(682)	(815)	(324)	(209)	(382)	(235)	(149)	(111)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Better off financially than you were a year ago	27%	17%	31%	30%	24%	18%	27%	38%	20%	27%	30%	27%
About the same financially as you were a year ago	46%	52%	41%	41%	55%	46%	50%	42%	52%	48%	41%	48%
Worse off financially than you were a year ago	24%	25%	24%	28%	19%	32%	21%	18%	25%	23%	25%	24%
Not sure	3%	6%	4%	1%	1%	4%	1%	1%	4%	2%	3%	2%
Totals	100%	100%	100%	100%	99%	100%	99%	99%	101%	100%	99%	101%
Unweighted N	(1,497)	(190)	(306)	(612)	(389)	(520)	(439)	(373)	(244)	(371)	(498)	(384)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Better off financially than you were a year ago	27%	15%	43%	16%	23%	42%	19%	21%	40%
About the same financially as you were a year ago	46%	47%	44%	48%	48%	43%	46%	47%	47%
Worse off financially than you were a year ago	24%	36%	11%	34%	26%	12%	32%	31%	11%
Not sure	3%	2%	2%	2%	3%	3%	3%	1%	2%
Totals	100%	100%	100%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,497)	(800)	(599)	(606)	(426)	(465)	(482)	(489)	(484)

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75. Jobs in Six Months

Six months from now do you think there will be...

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
More jobs	26%	30%	23%	26%	30%	20%	31%	29%	16%
The same amount of jobs	24%	22%	25%	18%	24%	24%	17%	35%	32%
Fewer jobs	29%	31%	27%	37%	33%	27%	28%	16%	31%
Not sure	21%	17%	25%	19%	13%	29%	24%	20%	21%
Totals	100%	100%	100%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,496)	(680)	(816)	(324)	(209)	(383)	(235)	(149)	(109)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
More jobs	26%	27%	18%	28%	30%	24%	26%	29%	27%	29%	22%	30%
The same amount of jobs	24%	31%	31%	20%	18%	28%	25%	21%	24%	25%	22%	26%
Fewer jobs	29%	24%	30%	29%	30%	27%	29%	30%	26%	28%	34%	23%
Not sure	21%	17%	22%	23%	22%	20%	20%	19%	23%	19%	23%	21%
Totals	100%	99%	101%	100%	100%	99%	100%	99%	100%	101%	101%	100%
Unweighted N	(1,496)	(188)	(306)	(613)	(389)	(520)	(439)	(373)	(244)	(371)	(497)	(384)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
More jobs	26%	38%	16%	35%	23%	19%	37%	28%	17%
The same amount of jobs	24%	24%	16%	28%	22%	21%	26%	24%	22%
Fewer jobs	29%	17%	44%	18%	30%	40%	16%	29%	40%
Not sure	21%	21%	23%	20%	26%	20%	22%	19%	21%
Totals	100%	100%	99%	101%	101%	100%	101%	100%	100%
Unweighted N	(1,496)	(799)	(599)	(605)	(426)	(465)	(483)	(489)	(483)

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76. Worried about Losing Job
How worried are you about losing your job?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Very worried	9%	9%	9%	7%	7%	7%	5%	15%	19%
Somewhat worried	29%	30%	29%	22%	30%	22%	31%	36%	36%
Not very worried	61%	62%	61%	71%	64%	71%	64%	49%	44%
Totals	99%	101%	99%	100%	101%	100%	100%	100%	99%
Unweighted N	(925)	(457)	(468)	(187)	(162)	(188)	(158)	(92)	(75)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Very worried	9%	12%	14%	8%	2%	12%	8%	8%	10%	5%	13%	7%
Somewhat worried	29%	36%	36%	25%	24%	35%	33%	24%	26%	25%	29%	39%
Not very worried	61%	52%	51%	67%	74%	52%	59%	69%	65%	70%	58%	54%
Totals	99%	100%	101%	100%	100%	99%	100%	101%	101%	100%	100%	100%
Unweighted N	(925)	(133)	(240)	(415)	(137)	(267)	(287)	(286)	(169)	(234)	(293)	(229)

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		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Very worried	9%	10%	8%	11%	8%	7%	11%	12%	5%
Somewhat worried	29%	33%	23%	32%	31%	25%	29%	33%	26%
Not very worried	61%	57%	69%	57%	60%	68%	60%	55%	69%
Totals	99%	100%	100%	100%	99%	100%	100%	100%	100%
Unweighted N	(925)	(496)	(368)	(367)	(287)	(271)	(305)	(304)	(290)

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77. Job Availability

If you lost your job, how hard would it be for you to find a new job that paid as much as you are making now?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Very hard – I would probably have to take a pay cut.	32%	34%	30%	36%	40%	24%	27%	25%	41%
Somewhat hard – It might take a while before I found a job that paid as much.	38%	40%	37%	40%	35%	42%	40%	30%	40%
Not very hard	21%	18%	23%	17%	18%	28%	23%	21%	14%
Not sure	9%	8%	10%	7%	8%	6%	10%	24%	5%
Totals	100%	100%	100%	100%	101%	100%	100%	100%	100%
Unweighted N	(925)	(457)	(468)	(187)	(162)	(187)	(158)	(92)	(76)

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YouGov

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Very hard – I would probably have to take a pay cut.	32%	24%	33%	35%	32%	34%	33%	32%	28%	33%	33%	34%
Somewhat hard – It might take a while before I found a job that paid as much.	38%	39%	43%	38%	30%	34%	42%	41%	44%	34%	35%	43%
Not very hard	21%	24%	18%	19%	24%	20%	19%	20%	19%	26%	20%	17%
Not sure	9%	13%	6%	8%	14%	12%	7%	7%	10%	7%	12%	7%
Totals	100%	100%	100%	100%	100%	100%	101%	100%	101%	100%	100%	101%
Unweighted N	(925)	(132)	(241)	(415)	(137)	(268)	(287)	(286)	(169)	(233)	(294)	(229)

		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Very hard – I would probably have to take a pay cut.	32%	33%	32%	30%	38%	29%	31%	38%	28%
Somewhat hard – It might take a while before I found a job that paid as much.	38%	36%	35%	39%	37%	38%	39%	40%	37%
Not very hard	21%	19%	26%	20%	15%	27%	18%	17%	28%
Not sure	9%	11%	7%	11%	9%	6%	12%	5%	8%
Totals	100%	99%	100%	100%	99%	100%	100%	100%	101%
Unweighted N	(925)	(497)	(368)	(368)	(287)	(270)	(306)	(304)	(290)

The Economist/YouGov Poll
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YouGov

78. Happy with Job
How happy would you say you are with your current job?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Very happy	26%	27%	25%	26%	29%	26%	27%	20%	23%
Happy	38%	37%	38%	36%	41%	39%	43%	28%	36%
Neither happy nor unhappy	26%	25%	27%	26%	22%	28%	20%	37%	29%
Unhappy	7%	6%	7%	6%	5%	5%	7%	10%	8%
Very unhappy	4%	5%	3%	7%	3%	2%	4%	5%	4%
Totals	101%	100%	100%	101%	100%	100%	101%	100%	100%
Unweighted N	(914)	(449)	(465)	(182)	(163)	(187)	(158)	(89)	(74)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Very happy	26%	27%	25%	26%	28%	19%	26%	32%	24%	29%	26%	25%
Happy	38%	34%	37%	40%	37%	36%	36%	41%	38%	39%	40%	32%
Neither happy nor unhappy	26%	25%	22%	26%	31%	32%	28%	20%	23%	21%	26%	33%
Unhappy	7%	10%	10%	5%	2%	9%	8%	4%	9%	6%	6%	6%
Very unhappy	4%	4%	5%	3%	2%	4%	2%	3%	6%	4%	3%	3%
Totals	101%	100%	99%	100%	100%	100%	100%	100%	100%	99%	101%	99%
Unweighted N	(914)	(131)	(238)	(411)	(134)	(260)	(285)	(286)	(167)	(232)	(291)	(224)

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YouGov

		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Very happy	26%	23%	33%	23%	19%	36%	23%	22%	35%
Happy	38%	42%	35%	39%	42%	33%	41%	39%	33%
Neither happy nor unhappy	26%	25%	23%	28%	28%	21%	27%	26%	23%
Unhappy	7%	6%	6%	7%	6%	6%	5%	8%	5%
Very unhappy	4%	4%	3%	3%	5%	4%	4%	4%	3%
Totals	101%	100%	100%	100%	100%	100%	100%	99%	99%
Unweighted N	(914)	(492)	(363)	(366)	(281)	(267)	(305)	(297)	(287)

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YouGov

79. Education (2 Category)
What is the highest level of education you have completed?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
No degree	59%	58%	60%	100%	0%	100%	0%	72%	73%
College grad	41%	42%	40%	0%	100%	0%	100%	28%	27%
Totals	100%	100%	100%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,500)	(683)	(817)	(324)	(209)	(384)	(235)	(150)	(111)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
No degree	59%	63%	63%	56%	59%	85%	54%	26%	50%	61%	60%	65%
College grad	41%	37%	37%	44%	41%	15%	46%	74%	50%	39%	40%	35%
Totals	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,500)	(191)	(307)	(613)	(389)	(522)	(439)	(373)	(244)	(373)	(498)	(385)

		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
No degree	59%	51%	58%	58%	57%	62%	52%	60%	63%
College grad	41%	49%	42%	42%	43%	38%	48%	40%	37%
Totals	100%	100%	100%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,500)	(802)	(599)	(607)	(427)	(466)	(484)	(489)	(484)

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YouGov

80. Own or Rent Home
Do you own or rent the place you currently live?

		Gender		White Men		White Women		Race	
	Total	Male	Female	No degree	College Grad	No degree	College Grad	Black	Hispanic
Own	65%	66%	65%	61%	81%	73%	76%	39%	54%
Rent	30%	29%	30%	35%	17%	21%	20%	55%	42%
Other	5%	5%	5%	5%	2%	5%	4%	6%	4%
Totals	100%	100%	100%	101%	100%	99%	100%	100%	100%
Unweighted N	(1,496)	(681)	(815)	(324)	(209)	(383)	(235)	(150)	(108)

		Age				Income			Region			
	Total	18-29	30-44	45-64	65+	Under $50K	$50-100K	$100K or more	Northeast	Midwest	South	West
Own	65%	37%	54%	71%	81%	45%	72%	85%	63%	70%	69%	57%
Rent	30%	47%	42%	25%	17%	50%	24%	11%	34%	23%	27%	37%
Other	5%	16%	5%	3%	2%	5%	4%	4%	3%	7%	4%	6%
Totals	100%	100%	101%	99%	100%	100%	100%	100%	100%	100%	100%	100%
Unweighted N	(1,496)	(189)	(306)	(612)	(389)	(521)	(439)	(373)	(243)	(372)	(497)	(384)

The Economist/YouGov Poll
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YouGov

		2020 Vote		Party ID			Ideology		
	Total	Biden	Trump	Dem	Ind	Rep	Lib	Mod	Con
Own	65%	59%	79%	54%	65%	78%	58%	63%	76%
Rent	30%	35%	18%	41%	29%	17%	35%	33%	20%
Other	5%	6%	3%	5%	6%	4%	7%	3%	4%
Totals	100%	100%	100%	100%	100%	99%	100%	99%	100%
Unweighted N	(1,496)	(800)	(599)	(604)	(427)	(465)	(482)	(489)	(484)

The Economist/YouGov Poll
November 8 - 10, 2020 - 1500 U.S. Registered Voters

YouGov

Sponsorship	*The Economist*
Fieldwork	YouGov
Interviewing Dates	November 8 - 10, 2020
Target population	US Registered Voters
Sampling method	Respondents were selected from YouGov's opt-in Internet panel using sample matching. A random sample (stratified by gender, age, race, education, and region) was selected from the 2016 American Community Study. Voter registration was imputed from the November 2016 Current Population Survey Registration and Voting Supplement.
Weighting	The sample was weighted based on gender, age, race, education, news interest, and 2016 Presidential vote (or non-vote). The weights range from 0.052 to 5.171, with a mean of one and a standard deviation of 0.76.
Number of respondents	1500
Margin of error	$\pm$ 3.2% (adjusted for weighting)
Survey mode	Web-based interviews
Questions not reported	44 questions not reported.

Exhibit 73

PRESS RELEASE

Most Americans agree Joe Biden is rightful winner of 2020 election

Latest Reuters/Ipsos poll shows most approve of how Joe Biden is handling his position of President-elect

Topline Findings

Washington, DC, November 18, 2020 – In the latest public opinion poll from Reuters/Ipsos, three-fourths of Americans (73%) believe that Joe Biden has won the presidential election based on what they know or have heard. Five percent believe Donald Trump has won and another 18% believe the election has not yet been called. When asked who has *rightfully* won the election, 63% of Americans believe Joe Biden has, including 95% of Democrats, 29% of Republicans, and 60% of independents. Fifty-four percent of Americans say that Joe Biden is acting responsibly by claiming victory compared to just 31% who say he is acting irresponsibly. However, only 20% of Americans agree that Donald Trump, who has also claimed victory, is acting responsibly in doing so. Seven out of ten (69%) think he is acting irresponsibly. A majority of American's believe that Donald Trump claiming victory early is bad for this country's democracy (55%), only 28% feel the same about Joe Biden's claim. Sixty percent approve of how Joe Biden is handling his job as President-elect while 37% approve of Donald Trump's handling of the presidency. A majority of Americans disapprove of the way Donald Trump is handling the transition process to the Biden administration (60%) with most of those *strongly* disapproving (42%).

Overall, most Americans believe the election was legitimate and accurate (55%). Democrats (86%) are far more likely to hold this belief than Republicans (26%) or independents (49%). On the other hand, Republicans are much more likely to believe the results of the election were fraudulent due to illegal voting or election rigging (59%) compared to just 6% of Democrats and 20% of independents. When asked how the outcome of the election, which has consistently been called for Joe Biden, makes people feel, Democrats report positive emotions such as hopeful (30%), relieved (28%), and happy (18%). Republican responses trend negative: worried (39%), angry (15%), and indifferent (11%). Independents seem to sympathize with both sides feeling indifferent (26%), hopeful (19%), and worried (16%).

As legal challenges from the Trump campaign are ongoing, Americans unanimously agree that all ballots need to be counted, regardless of who was declared winner (87%). Three out of five (61%) trust the electoral college to reflect the will of the American people, backed by bipartisan support.

For full results, please refer to the following annotated questionnaire.

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PRESS RELEASE

		All Respondents	Democrats	Republicans	Independents
Do you consider yourself a Democrat, a Republican, an independent or none of these?	Democrat	42%	100%	0%	0%
	Republican	38%	0%	100%	0%
	Independent	12%	0%	0%	100%
	None/DK	8%	0%	0%	0%
	Total	1346	598	496	149
TM1890Y20. Are you currently registered to vote at your current address, or not?	Yes, registered to vote at my current address	82%	87%	89%	74%
	No, not registered to vote at my current address	16%	12%	10%	21%
	Not sure	2%	1%	1%	4%
	Total	1346	598	496	149
S8 / SC8. In your opinion, what is the most important problem facing the U.S. today? (Select from below or write in)	Economy generally	19%	14%	25%	20%
	Unemployment / lack of jobs	8%	8%	7%	7%
	War / foreign conflicts	1%	1%	0%	0%
	Immigration	5%	3%	10%	1%
	Terrorism / terrorist attacks	3%	2%	4%	3%
	Healthcare	20%	28%	11%	23%
	Energy issues	1%	1%	1%	0%
	Morality	8%	6%	10%	6%
	Education	2%	2%	2%	2%
	Crime	6%	5%	7%	2%
	Environment	5%	7%	2%	5%
	Other	19%	20%	18%	23%
	Don't know	5%	3%	2%	9%
	Total	1346	598	496	149

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PRESS RELEASE

		All Respondents	Democrats	Republicans	Independents
AB1.Generally speaking, would you say things in this country are heading in the right direction, or are they off on the wrong track?	Right direction	23%	18%	33%	13%
	Wrong track	61%	70%	51%	68%
	Don't know	16%	11%	16%	18%
	Total	1346	598	496	149
TM1985Y20. Based on what you know or have heard, what is the result of the recent presidential election?	Donald Trump won	5%	1%	12%	2%
	Joe Biden won	73%	96%	48%	75%
	The election has not been called	18%	3%	36%	16%
	Don't know	5%	1%	5%	7%
	Total	1346	598	496	149
TM1995Y20. Who do you believe rightfully won the 2020 presidential election?	Donald Trump	23%	3%	52%	15%
	Joe Biden	63%	95%	29%	60%
	Not sure	14%	2%	19%	25%
	Total	1346	598	496	149
TM1886Y20_12. It is extremely important to me that all ballots are counted, no matter who was declared winner	Strongly agree	67%	68%	73%	63%
	Somewhat agree	19%	22%	17%	16%
	Somewhat disagree	5%	5%	4%	5%
	Strongly disagree	3%	3%	2%	4%
	Not sure	5%	2%	4%	11%
	Total	1346	598	496	149
TM1886Y20_7. Please indicate how much you agree or disagree with the following statements... I trust election officials in my county or town to do their job honestly	Strongly agree	39%	54%	26%	37%
	Somewhat agree	32%	31%	35%	28%
	Somewhat disagree	13%	7%	17%	15%
	Strongly disagree	9%	4%	15%	9%
	Not sure	7%	4%	7%	11%
	Total	1346	598	496	149

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PRESS RELEASE

		All Respondents	Democrats	Republicans	Independents
TM1886Y20_8. Please indicate how much you agree or disagree with the following statements... I am concerned that the election is rigged	Strongly agree	22%	7%	42%	14%
	Somewhat agree	17%	10%	25%	17%
	Somewhat disagree	17%	18%	14%	21%
	Strongly disagree	37%	62%	13%	30%
	Not sure	7%	3%	6%	17%
	Total	1346	598	496	149
TM1886Y20_9. Please indicate how much you agree or disagree with the following statements... I trust the electoral college to reflect the will of the American people	Strongly agree	28%	33%	25%	25%
	Somewhat agree	33%	32%	36%	29%
	Somewhat disagree	17%	18%	16%	16%
	Strongly disagree	13%	11%	14%	16%
	Not sure	9%	6%	8%	14%
	Total	1346	598	496	149
TM1991Y20_2. How does the outcome of presidential election make you feel?	Worried	22%	9%	39%	16%
	Angry	7%	2%	15%	3%
	Hopeful	19%	30%	8%	19%
	Relieved	15%	28%	4%	9%
	Happy	10%	18%	3%	6%
	Sad	5%	1%	9%	5%
	Indifferent	10%	5%	11%	26%
	Other	3%	1%	5%	4%
	None of these	8%	4%	7%	11%
	Total	1346	598	496	149
TM1082Y16_2. What comes close to your view of the 2020 election? It was...	Legitimate and accurate	55%	86%	26%	49%
	The result of illegal voting or election rigging	28%	6%	59%	20%
	Don't know	17%	7%	15%	30%
	Total	1346	598	496	149

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PRESS RELEASE

		All Respondents	Democrats	Republicans	Independents
TM1045Y16_2. If Joe Biden wins the presidency will you...	Accept the results as legitimate and support his presidency	66%	90%	38%	64%
	Accept the results as legitimate and oppose his presidency	14%	6%	22%	19%
	Not accept the results as legitimate but do nothing	13%	3%	25%	13%
	Not accept the results as legitimate and take action	7%	1%	15%	5%
	Total	1346	598	496	149
TM1046Y16. If Donald Trump wins the presidency will you...	Accept the results as legitimate and support his presidency	49%	19%	82%	46%
	Accept the results as legitimate and oppose his presidency	19%	28%	8%	28%
	Not accept the results as legitimate but do nothing	17%	26%	6%	17%
	Not accept the results as legitimate and take action	15%	27%	5%	9%
	Total	1346	598	496	149
TM1988Y20. Is Donald Trump behaving responsibly or irresponsibly by claiming victory early?	Very responsibly	11%	3%	23%	7%
	Somewhat responsibly	9%	4%	16%	5%
	Somewhat irresponsibly	19%	11%	28%	24%
	Very irresponsibly	49%	79%	19%	47%
	Not sure	11%	4%	14%	18%
	Total	1346	598	496	149

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PRESS RELEASE

		All Respondents	Democrats	Republicans	Independents
TM1984Y20_2. Is Joe Biden behaving responsibly or irresponsibly by claiming victory early?	Very responsibly	34%	60%	10%	27%
	Somewhat responsibly	20%	22%	18%	20%
	Somewhat irresponsibly	15%	7%	24%	16%
	Very irresponsibly	17%	3%	33%	15%
	Not sure	14%	7%	14%	22%
	Total	1346	598	496	149
TM1989Y20. Is Donald Trump claiming victory early good or bad for America's democracy?	Good for America's democracy	17%	8%	33%	7%
	Bad for America's democracy	55%	82%	32%	52%
	Not sure	27%	10%	34%	41%
	Total	1346	598	496	149
TM1989Y20_2. Is Joe Biden claiming victory early good or bad for America's democracy?	Good for America's democracy	41%	71%	16%	26%
	Bad for America's democracy	28%	10%	53%	23%
	Not sure	31%	20%	31%	51%
	Total	1346	598	496	149
AB11_2021. Overall, do you approve or disapprove of the way Joe Biden is handling his job as President-elect?	Strongly approve	37%	68%	8%	27%
	Somewhat approve	20%	20%	19%	25%
	Lean towards approve	4%	3%	5%	5%
	Lean towards disapprove	2%	0%	3%	0%
	Somewhat disapprove	10%	4%	19%	6%
	Strongly disapprove	20%	2%	42%	16%
	Not sure	9%	2%	5%	20%
	Total	1346	598	496	149

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PRESS RELEASE

		All Respondents	Democrats	Republicans	Independents
AB11_2021. Overall, do you approve or disapprove of the way Joe Biden is handling his job as President-elect? - Summary	TOTAL APPROVE	60%	91%	31%	58%
	TOTAL DISAPPROVE	31%	7%	64%	23%
	Not sure	9%	2%	5%	20%
	Total	1346	598	496	149
AB11. Overall, do you approve or disapprove of the way Donald Trump is handling his job as President?	Strongly approve	23%	5%	49%	10%
	Somewhat approve	13%	4%	23%	8%
	Lean towards approve	2%	1%	2%	5%
	Lean towards disapprove	1%	0%	2%	1%
	Somewhat disapprove	13%	15%	10%	21%
	Strongly disapprove	43%	74%	11%	42%
	Not sure	6%	2%	3%	13%
	Total	1346	598	496	149
AB11. Overall, do you approve or disapprove of the way Donald Trump is handling his job as President? Summary	TOTAL APPROVE	37%	10%	74%	23%
	TOTAL DISAPPROVE	57%	88%	23%	63%
	Not sure	6%	2%	3%	13%
	Total	1346	598	496	149
TM3. How familiar are you with the following public figures, taking into account all the ways you may have heard about them?...Donald Trump	Very familiar	66%	67%	75%	53%
	Somewhat familiar	25%	22%	22%	36%
	Not very familiar	4%	5%	1%	6%
	Have heard of them, but that's it	3%	3%	1%	4%
	Have not heard about them	2%	2%	1%	1%
	Total	1346	598	496	149

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PRESS RELEASE

		All Respondents	Democrats	Republicans	Independents
TM3. How familiar are you with the following public figures, taking into account all the ways you may have heard about them?...Joe Biden	Very familiar	54%	65%	51%	40%
	Somewhat familiar	34%	28%	38%	45%
	Not very familiar	7%	4%	7%	8%
	Have heard of them, but that's it	5%	2%	3%	7%
	Have not heard about them	1%	1%	0%	0%
	Total	1346	598	496	149
TM3. How familiar are you with the following public figures, taking into account all the ways you may have heard about them?...Kamala Harris	Very familiar	34%	44%	30%	22%
	Somewhat familiar	36%	38%	37%	36%
	Not very familiar	18%	11%	21%	29%
	Have heard of them, but that's it	8%	5%	9%	10%
	Have not heard about them	4%	2%	4%	4%
	Total	1346	598	496	149
TM3. How familiar are you with the following public figures, taking into account all the ways you may have heard about them?...Mike Pence	Very familiar	39%	40%	50%	22%
	Somewhat familiar	36%	35%	35%	45%
	Not very familiar	13%	14%	10%	19%
	Have heard of them, but that's it	8%	7%	4%	13%
	Have not heard about them	3%	3%	2%	1%
	Total	1346	598	496	149
TM4. Would you say you are generally favorable or unfavorable towards these public figures?...Donald Trump	Very favorable	22%	4%	49%	10%
	Somewhat favorable	12%	4%	23%	7%
	Lean towards favorable	10%	4%	10%	17%
	Lean towards unfavorable	8%	7%	7%	14%
	Somewhat unfavorable	8%	9%	4%	11%
	Very unfavorable	40%	72%	7%	42%
	Total	1326	587	492	148

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PRESS RELEASE

		All Respondents	Democrats	Republicans	Independents
TM4. Would you say you are generally favorable or unfavorable towards these public figures?...Joe Biden	Very favorable	26%	51%	3%	16%
	Somewhat favorable	18%	29%	9%	16%
	Lean towards favorable	15%	13%	12%	20%
	Lean towards unfavorable	10%	2%	15%	16%
	Somewhat unfavorable	8%	2%	14%	8%
	Very unfavorable	23%	3%	47%	24%
	Total	1334	592	493	149
TM4. Would you say you are generally favorable or unfavorable towards these public figures?...Kamala Harris	Very favorable	23%	46%	2%	12%
	Somewhat favorable	15%	25%	7%	10%
	Lean towards favorable	17%	17%	11%	28%
	Lean towards unfavorable	11%	7%	13%	15%
	Somewhat unfavorable	7%	3%	11%	9%
	Very unfavorable	26%	2%	56%	26%
	Total	1299	588	481	144
TM4. Would you say you are generally favorable or unfavorable towards these public figures?...Mike Pence	Very favorable	20%	3%	45%	9%
	Somewhat favorable	14%	7%	24%	11%
	Lean towards favorable	16%	9%	17%	27%
	Lean towards unfavorable	13%	15%	7%	17%
	Somewhat unfavorable	11%	16%	4%	10%
	Very unfavorable	27%	50%	4%	26%
	Total	1305	585	489	148

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PRESS RELEASE

		All Respondents	Democrats	Republicans	Independents
TM1128Y17_1. Do you approve or disapprove of the way Donald Trump is handling the following issues? The US economy	Strongly approve	26%	5%	57%	15%
	Somewhat approve	12%	6%	18%	13%
	Lean towards approve	12%	11%	10%	18%
	Lean towards disapprove	9%	12%	4%	13%
	Somewhat disapprove	10%	14%	3%	9%
	Strongly disapprove	24%	47%	3%	16%
	Don't know	7%	4%	4%	16%
	Total	1346	598	496	149
TM1128Y17_4. Do you approve or disapprove of the way Donald Trump is handling the following issues? Employment and jobs	Strongly approve	27%	5%	58%	14%
	Somewhat approve	11%	6%	16%	14%
	Lean towards approve	13%	12%	14%	14%
	Lean towards disapprove	8%	11%	4%	15%
	Somewhat disapprove	11%	17%	3%	11%
	Strongly disapprove	23%	45%	2%	16%
	Don't know	7%	4%	4%	17%
	Total	1346	598	496	149
TM1128Y17_4. Do you approve or disapprove of the way Donald Trump is handling the following issues? Coronavirus/ COVID-19	Strongly approve	16%	3%	36%	7%
	Somewhat approve	13%	6%	21%	10%
	Lean towards approve	8%	3%	15%	5%
	Lean towards disapprove	8%	6%	8%	12%
	Somewhat disapprove	7%	8%	5%	9%
	Strongly disapprove	43%	73%	11%	43%
	Don't know	5%	2%	4%	13%
	Total	1346	598	496	149

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PRESS RELEASE

		All Respondents	Democrats	Republicans	Independents
TM1128Y17_22. Do you approve or disapprove of the way Donald Trump is handling the following issues? The transition process from the Trump administration to the Biden administration	Strongly approve	11%	4%	22%	5%
	Somewhat approve	6%	4%	11%	3%
	Lean towards approve	8%	4%	11%	9%
	Lean towards disapprove	11%	6%	16%	12%
	Somewhat disapprove	7%	8%	8%	5%
	Strongly disapprove	42%	70%	13%	42%
	Don't know	14%	3%	19%	23%
	Total	1346	598	496	149
TM1350Y17. Of the choices listed below, which is your main source of news about current events and politics? (Select one)	FOX News	16%	10%	26%	8%
	CNN	17%	30%	6%	9%
	MSNBC	5%	9%	2%	6%
	ABC	8%	10%	5%	13%
	CBS	8%	9%	7%	12%
	NBC	9%	10%	10%	5%
	Public Television	4%	5%	3%	3%
	Other	10%	5%	16%	12%
	None of the above	21%	13%	23%	31%
	Total	1346	598	496	149
TM1997Y20. For whom did you vote for President in 2020?	Joe Biden (Democrat)	44%	82%	11%	34%
	Donald Trump (Republican)	32%	4%	74%	18%
	Other	4%	3%	2%	13%
	I did not vote in the 2020 presidential election	16%	10%	11%	27%
	Unsure / Refuse	4%	2%	2%	7%
	Total	1346	598	496	149

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		All Respondents	Democrats	Republicans	Independents
TM1742Y19 / AB7_2016. For whom did you vote for President in 2016?	Hillary Clinton (Democrat)	32%	64%	6%	19%
	Donald Trump (Republican)	32%	6%	71%	20%
	Other	6%	4%	5%	16%
	I did not vote in the 2016 presidential election	26%	24%	17%	41%
	Unsure / Refuse	4%	2%	2%	4%
	Total	1346	598	496	149

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About the Study

These are some of the findings of an Ipsos poll conducted between November 13-17, 2020 on behalf of Thomson Reuters. For this survey, a sample of 1,346 Americans age 18+ from the continental U.S., Alaska and Hawaii were interviewed online in English. The sample includes 598 Democrats, 496 Republicans and 149 independents. Weighting was then employed to balance demographics to ensure that the sample's composition reflects that of the adult population according to Census data and to provide results intended to approximate the sample universe. The precision of Ipsos online polls is measured using a credibility interval. In this case, the poll is accurate to within ± 3.0 percentage points, 19 times out of 20, had all Americans been polled. The credibility interval will be wider among subsets of the population. All sample surveys and polls may be subject to other sources of error, including, but not limited to coverage error, and measurement error. The poll also has a credibility interval ± 4.6 percentage points for Democrats, ± 5.0 percentage points for Republicans, and ± 9.2 percentage points for independents.

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About Ipsos

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Exhibit 74

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FOR RELEASE: DECEMBER 10, 2020

60% VIEW JOE BIDEN'S 2020 PRESIDENTIAL VICTORY AS LEGITIMATE, QUINNIPIAC UNIVERSITY NATIONAL POLL FINDS; 77% OF REPUBLICANS BELIEVE THERE WAS WIDESPREAD VOTER FRAUD

Roughly one month after the presidential election, 60 percent of registered voters say they think President-elect Joe Biden's victory in the 2020 presidential election is legitimate and 34 percent think his win is not legitimate, according to a Quinnipiac (KWIN-uh-pe-ack) University national poll released today.

There are large partisan gaps. Democrats say 98 – 2 percent they think Biden's election victory is legitimate and independents say 62 – 30 percent his victory is legitimate. Republicans, however, say 70 – 23 percent that they think Biden's victory is not legitimate.

A majority of voters (58 percent) do not believe there was widespread voter fraud in the 2020 presidential election, while 38 percent say they believe there was widespread fraud. Democrats say 97 – 3 percent they believe there was no widespread voter fraud, independents say 62 – 35 percent they believe there was no widespread voter fraud, and Republicans say 77 – 19 percent they believe there was widespread voter fraud.

"Was the election on the level? 'No way' say the vast majority of Republicans. The dearth of Republicans in the House and Senate willing to acknowledge the Biden win is in step with their base," said Quinnipiac University Polling Analyst Tim Malloy.

THE NEXT FOUR YEARS

More than half of voters (56 percent) say they are generally optimistic about the next four years with Joe Biden as president and 37 percent say they are generally pessimistic. The results are nearly identical to those in 2016 when the same question was posed about then President-elect Donald Trump. In that November 2016 survey, 59 percent said they were optimistic and 37 percent were pessimistic.

A majority of voters (56 percent) say they feel that Joe Biden will do more to unite the country as president, while 39 percent say he will do more to divide the country as president. In November of 2016, voters were split with 47 percent who said Trump would do more to unite the country, and 49 percent who said he would do more to divide the country.

"While Americans are generally optimistic about a post-Trump future, the number of Republicans not willing to embrace the nascent Biden era speaks to the uphill climb the new administration faces the day after Inauguration Day," said Malloy.

Voters are split in their views about whether the country will unite or remain divided moving forward anytime soon. Nearly half (49 percent) of voters say they view the country as divided but it will unite more in the foreseeable future, while 45 percent say they view the country as divided and believe it will remain that way for the foreseeable future.

POLICY ISSUES

Sixty-one percent of voters say they think the Biden administration should urge states to require that everyone wear masks in public, while 37 percent say it should not do that.

A majority of voters (56 percent) say they support the Biden administration re-joining the Paris Agreement, a global pact reached in 2015 to reduce greenhouse gas emissions to limit climate change, while 38 percent oppose that.

When it comes to restarting the nuclear arms agreement with Iran that was reached during the Obama presidency, 46 percent say they do not want the Biden administration to try and restart the agreement with Iran, while 41 percent say they do want to see that happen.

TRUMP PRESIDENCY

Looking back at the past four years, voters were asked to rate Donald Trump as the President of the United States. More than one quarter (28 percent) rate him as a great president, 19 percent rate him as a good president, 11 percent rate him as a not so good president, and 40 percent rate him as a bad president.

In November of 2016, as President Barack Obama was winding down his time in the Oval Office, 22 percent rated him as a great president, 33 percent rated him as a good president, 23 percent rated him as a not so good president, and 22 percent rated him as a bad president.

When it comes to the way President Trump is handling his job as president today, 44 percent approve and 51 percent disapprove. This is close to his highest job approval rating in April 2020, when 45 percent of voters approved of the job he was doing and 51 percent disapproved.

Today, voters also rated his handling of three issues:

- On his handling of the economy, 52 percent approve and 42 percent disapprove;
- On his handling of foreign policy, 45 percent approve and 49 percent disapprove;
- On his handling of the response to the coronavirus, 39 percent approve and 58 percent disapprove.

THE ECONOMY & JOBS

Half of voters (50 percent) say they think Trump's policies have helped the nation's economy, 30 percent say his policies have hurt it, and 17 percent say his policies have not made a difference.

That is in line with voters' expectations in 2016 after Trump was elected. In November of 2016, 52 percent of voters said they thought Trump's policies would help the nation's economy, 31 percent said they thought his policies would hurt the economy, and 11 percent didn't think his policies would make a difference.

Looking ahead to a Biden presidency, 39 percent say they think Biden's policies will help the economy, 38 percent say his policies will hurt the economy, and 15 percent say his policies won't make a difference.

Forty-three percent of voters rate the economy as either excellent (9 percent) or good (34 percent), while 56 percent rate it as not so good (33 percent) or poor (23 percent). That is slightly improved from June 18, 2020, when 38 percent rated the economy as excellent or good and 61 percent rated it as not so good or poor.

A plurality of voters expect the nation's economy to improve in the near future, as 47 percent say they think the economy will be better in six months and 37 percent say they think it will be worse.

Asked about how difficult it would be to pay for an unexpected bill of one thousand dollars right now, 49 percent say it would be either very difficult (23 percent) or somewhat difficult (26 percent). The same amount, 49 percent, say it would be not so difficult (16 percent) or not difficult at all (33 percent).

"There is hope for an economic upswing… and for people living paycheck to paycheck, it can't come a moment too soon," added Malloy.

When it comes to job opportunities where they live, 46 percent say there are plenty of jobs available in their communities, while 42 percent say job opportunities are difficult to find in their communities.

SATISFACTION

Twenty-five percent of voters say they are either very satisfied (7 percent) or somewhat satisfied (18 percent) with the way things are going in the nation today, while 71 percent say they are either somewhat dissatisfied (25 percent) or very dissatisfied (46 percent) with the way things are going. This compares to July 2020, when 24 percent said they were either very satisfied (7 percent) or somewhat satisfied (17 percent), and 74 percent said they were either somewhat dissatisfied (18 percent) or very dissatisfied (56 percent).

978 self-identified registered voters nationwide were surveyed from December 1st – 7th with a margin of error of +/- 3.1 percentage points.

The Quinnipiac University Poll, directed by Douglas Schwartz, Ph.D., conducts gold standard surveys using random digit dialing with live interviewers calling landlines and cell phones. The Quinnipiac University Poll conducts nationwide surveys and polls in more than twenty states on national and statewide elections, as well as public policy issues.

Visit poll.qu.edu or www.facebook.com/quinnipiacpoll
Email poll@qu.edu, or follow us on Twitter @QuinnipiacPoll.

1. Do you approve or disapprove of the way Donald Trump is handling his job as president?

							WHITE..... 4 YR COLL DEG		Wht
	Tot	Rep	Dem	Ind	Men	Wom	Yes	No	Evang
Approve	44%	89%	3%	38%	50%	39%	35%	64%	84%
Disapprove	51	9	96	53	44	58	61	34	15
DK/NA	5	2	1	8	6	3	4	3	1

	AGE IN YRS.....				WHITE.....				
	18-34	35-49	50-64	65+	Men	Wom	Wht	Blk	Hsp
Approve	36%	45%	49%	45%	60%	49%	54%	7%	33%
Disapprove	53	50	50	54	37	49	43	86	59
DK/NA	11	5	1	1	3	3	3	7	8

TREND: Do you approve or disapprove of the way Donald Trump is handling his job as president?

	App	Dis	DK/NA
Dec 10, 2020	44	51	5
Jul 15, 2020	36	60	4
Jun 18, 2020	42	55	3
May 20, 2020	42	53	5
Apr 08, 2020	45	51	5
Mar 09, 2020	41	54	5
Feb 10, 2020	43	53	3
Jan 28, 2020	43	52	5
Jan 13, 2020	43	52	5
Dec 16, 2019	43	52	5

See additional trend information on website

1a. Do you approve or disapprove of the way Donald Trump is handling his job as president? COMBINED WITH: (If approve/disapprove q1) Do you strongly or somewhat approve/disapprove?

							WHITE..... 4 YR COLL DEG		Wht
	Tot	Rep	Dem	Ind	Men	Wom	Yes	No	Evang
Approve strongly	36%	79%	3%	28%	39%	34%	30%	53%	70%
Approve smwht	7	10	-	10	10	5	5	10	14
Disapprove smwht	5	3	4	8	5	4	3	4	2
Disapprove strongly	47	6	92	45	39	54	58	30	12
DK/NA	5	2	1	9	7	3	5	3	1

	AGE IN YRS.....				WHITE.....				
	18-34	35-49	50-64	65+	Men	Wom	Wht	Blk	Hsp
Approve strongly	25%	34%	44%	41%	49%	42%	45%	6%	26%
Approve smwht	11	11	5	4	10	7	8	1	7
Disapprove smwht	11	1	3	2	4	3	3	5	11
Disapprove strongly	41	48	47	51	33	46	40	81	48
DK/NA	11	6	1	1	4	3	3	7	8

TREND: Do you approve or disapprove of the way Donald Trump is handling his job as president? COMBINED WITH: (If approve/disapprove) Do you strongly or somewhat approve/disapprove?

	APPROVE.....		DISAPPROVE.....		
	Strngly	Smwht	Smwht	Strngly	DK/NA
Dec 10, 2020	36	7	5	47	5
Jul 15, 2020	25	10	6	54	5
Jun 18, 2020	32	10	6	48	4
May 20, 2020	28	14	7	46	5
Apr 08, 2020	32	13	8	42	5
Mar 09, 2020	30	11	7	47	5
Feb 10, 2020	35	9	6	47	4
Jan 28, 2020	34	8	6	47	5
Jan 13, 2020	34	9	6	46	6
Dec 16, 2019	34	9	5	46	6

See additional trend information on website

2. Is your opinion of Joe Biden favorable, unfavorable or haven't you heard enough about him?

							WHITE..... 4 YR COLL DEG	
	Tot	Rep	Dem	Ind	Men	Wom	Yes	No
Favorable	45%	10%	91%	42%	38%	52%	60%	28%
Unfavorable	44	82	3	42	48	39	35	63
Hvn't hrd enough	9	7	6	12	11	7	4	7
REFUSED	2	2	-	5	3	2	1	2

	AGE IN YRS.....				WHITE.....				
	18-34	35-49	50-64	65+	Men	Wom	Wht	Blk	Hsp
Favorable	39%	45%	47%	51%	32%	46%	39%	69%	50%
Unfavorable	43	43	45	44	57	50	53	14	28
Hvn't hrd enough	15	10	6	4	9	3	6	15	18
REFUSED	4	2	2	-	2	1	1	1	4

TREND: Is your opinion of Joe Biden favorable, unfavorable or haven't you heard enough about him?

	Fav	Unfav	Hvn't HrdEn	REF
Dec 10, 2020	45	44	9	2
Jul 15, 2020	45	43	9	3
Jun 18, 2020	42	46	10	3
May 20, 2020	45	41	12	2
Apr 08, 2020	43	43	12	2
Mar 09, 2020	45	40	12	3
Feb 10, 2020	43	50	5	2
Dec 10, 2019	44	47	7	2
Oct 14, 2019	41	43	14	3
Sep 25, 2019	45	45	9	2

See additional trend information on website

3. Is your opinion of Donald Trump favorable, unfavorable or haven't you heard enough about him?

							WHITE..... 4 YR COLL DEG	
	Tot	Rep	Dem	Ind	Men	Wom	Yes	No
Favorable	43%	85%	3%	40%	50%	36%	35%	59%
Unfavorable	52	12	95	53	45	59	63	36
Hvn't hrd enough	3	3	1	5	2	4	-	2
REFUSED	2	-	1	3	3	1	2	3

	AGE IN YRS.....				WHITE.....				
	18-34	35-49	50-64	65+	Men	Wom	Wht	Blk	Hsp
Favorable	33%	45%	48%	44%	58%	44%	51%	11%	33%
Unfavorable	54	51	51	54	38	52	45	78	61
Hvn't hrd enough	7	2	-	1	1	2	2	9	3
REFUSED	5	3	-	1	3	2	2	2	2

TREND: Is your opinion of Donald Trump favorable, unfavorable or haven't you heard enough about him?

	Fav	Unfav	Hvn't HrdEn	REF
Dec 10, 2020	43	52	3	2
Jul 15, 2020	34	61	3	2
Jun 18, 2020	40	56	2	2
May 20, 2020	40	55	3	3
Apr 08, 2020	41	52	4	3
Mar 09, 2020	39	58	1	2
Feb 10, 2020	42	55	1	2
Dec 10, 2019	40	57	2	2
Oct 14, 2019	39	56	2	3
Sep 25, 2019	38	55	4	3

See additional trend information on website

6. Do you approve or disapprove of the way Donald Trump is handling - the economy?

							WHITE..... 4 YR COLL DEG	
	Tot	Rep	Dem	Ind	Men	Wom	Yes	No
Approve	52%	94%	11%	52%	60%	46%	43%	68%
Disapprove	42	5	83	39	35	49	54	28
DK/NA	6	1	5	9	6	6	4	5

	AGE IN YRS.....				WHITE.....				
	18-34	35-49	50-64	65+	Men	Wom	Wht	Blk	Hsp
Approve	51%	52%	56%	50%	66%	53%	59%	23%	49%
Disapprove	40	43	42	44	31	42	36	69	41
DK/NA	9	5	2	6	3	5	4	8	9

TREND: Do you approve or disapprove of the way Donald Trump is handling the economy?

	App	Dis	DK/NA
Dec 10, 2020	52	42	6
Jul 15, 2020	44	53	3
Jun 18, 2020	52	45	3
May 20, 2020	50	47	3
Apr 08, 2020	51	44	5
Mar 09, 2020	54	42	4
Feb 10, 2020	54	42	4
Jan 13, 2020	57	38	5
Dec 10, 2019	54	42	4
Oct 23, 2019	48	48	4

See additional trend information on website

7. Do you approve or disapprove of the way Donald Trump is handling - foreign policy?

							WHITE..... 4 YR COLL DEG	
	Tot	Rep	Dem	Ind	Men	Wom	Yes	No
Approve	45%	85%	5%	44%	50%	40%	37%	64%
Disapprove	49	13	91	46	43	55	58	32
DK/NA	6	2	4	9	7	5	4	4

	AGE IN YRS.....				WHITE.....				
	18-34	35-49	50-64	65+	Men	Wom	Wht	Blk	Hsp
Approve	35%	46%	50%	47%	62%	49%	55%	13%	31%
Disapprove	55	48	47	49	34	47	41	76	59
DK/NA	10	6	2	4	4	4	4	12	10

TREND: Do you approve or disapprove of the way Donald Trump is handling foreign policy?

	App	Dis	DK/NA
Dec 10, 2020	45	49	6
Jul 15, 2020	37	59	4
Mar 09, 2020	40	56	4
Feb 10, 2020	43	53	3
Jan 13, 2020	43	53	4
Dec 10, 2019	40	56	4
Oct 23, 2019	35	61	4
Oct 14, 2019	37	57	5
Sep 25, 2019	37	57	6
Aug 28, 2019	38	56	6

See additional trend information on website

8. In general, how satisfied are you with the way things are going in the nation today; are you very satisfied, somewhat satisfied, somewhat dissatisfied, or very dissatisfied?

							WHITE..... 4 YR COLL DEG	
	Tot	Rep	Dem	Ind	Men	Wom	Yes	No
Very satisfied	7%	12%	3%	5%	8%	6%	8%	9%
Smwht satisfied	18	25	7	22	21	16	12	19
Smwht dissatisfied	25	22	22	33	27	23	23	24
Very dissatisfied	46	36	68	38	41	52	51	45
DK/NA	3	5	-	1	3	3	6	4

	AGE IN YRS.....				WHITE.....				
	18-34	35-49	50-64	65+	Men	Wom	Wht	Blk	Hsp
Very satisfied	4%	6%	10%	7%	11%	6%	8%	4%	6%
Smwht satisfied	21	19	19	14	17	15	16	17	29
Smwht dissatisfied	38	23	19	23	27	20	23	28	31
Very dissatisfied	35	49	49	53	41	54	48	50	34
DK/NA	3	3	3	4	4	5	5	1	-

TREND: In general, how satisfied are you with the way things are going in the nation today; are you very satisfied, somewhat satisfied, somewhat dissatisfied, or very dissatisfied?

	Very sat	Smwht sat	Smwht dis	Very dis	DK/NA
Dec 10, 2020	7	18	25	46	3
Jul 15, 2020	7	17	18	56	1
Jun 18, 2020	7	18	21	50	4
May 20, 2020	10	24	22	42	2
Dec 10, 2019	12	27	26	34	2
Oct 23, 2019	9	24	26	38	2
Sep 25, 2019	15	25	22	37	2
Aug 28, 2019	14	22	22	39	3
Jan 15, 2019	10	27	23	39	1
Dec 18, 2018	13	28	22	35	2

See additional trend information on website

9. Do you think that Joe Biden's victory in the 2020 presidential election is legitimate or not legitimate?

							WHITE..... 4 YR COLL DEG	
	Tot	Rep	Dem	Ind	Men	Wom	Yes	No
Legitimate	60%	23%	98%	62%	55%	63%	69%	40%
Not legitimate	34	70	2	30	36	33	26	53
DK/NA	6	7	1	7	9	3	5	8

	AGE IN YRS.....				WHITE.....				
	18-34	35-49	50-64	65+	Men	Wom	Wht	Blk	Hsp
Legitimate	69%	56%	58%	58%	47%	52%	50%	90%	77%
Not legitimate	24	36	37	39	45	42	44	8	18
DK/NA	6	9	5	4	8	5	7	2	4

10. Do you believe there was widespread voter fraud in the 2020 presidential election, or not?

							WHITE..... 4 YR COLL DEG				
	Tot	Rep	Dem	Ind	Men	Wom	Yes	No			
Yes/Believe	38%	77%	3%	35%	40%	36%	30%	58%			
No	58	19	97	62	54	62	68	39			
DK/NA	3	5	-	3	5	2	3	3			
	AGE IN YRS.....				WHITE.....						
	18-34	35-49	50-64	65+	Men	Wom	Wht	Blk	Hsp		
Yes/Believe	32%	38%	41%	41%	50%	47%	48%	9%	20%		
No	64	57	56	58	46	52	49	91	72		
DK/NA	4	5	3	2	4	2	3	-	7		

11. Are you generally optimistic or pessimistic about the next four years with Joe Biden as president?

							WHITE..... 4 YR COLL DEG				
	Tot	Rep	Dem	Ind	Men	Wom	Yes	No			
Optimistic	56%	22%	93%	60%	52%	60%	60%	42%			
Pessimistic	37	69	5	32	42	33	34	52			
DK/NA	7	9	2	8	7	7	6	6			
	AGE IN YRS.....				WHITE.....						
	18-34	35-49	50-64	65+	Men	Wom	Wht	Blk	Hsp		
Optimistic	61%	54%	55%	55%	45%	51%	48%	85%	69%		
Pessimistic	28	41	42	39	49	42	45	10	21		
DK/NA	11	5	4	6	6	8	7	5	10		

12. Which comes closer to your point of view: the United States is a divided country and will remain that way for the foreseeable future, or the United States is a divided country but will unite more in the foreseeable future?

							WHITE..... 4 YR COLL DEG				
	Tot	Rep	Dem	Ind	Men	Wom	Yes	No			
Divided/Will remain	45%	60%	25%	48%	54%	38%	53%	48%			
Divided/Will unite	49	32	73	46	40	57	42	44			
DK/NA	6	8	2	6	6	5	6	8			
	AGE IN YRS.....				WHITE.....						
	18-34	35-49	50-64	65+	Men	Wom	Wht	Blk	Hsp		
Divided/Will remain	44%	53%	44%	43%	57%	43%	50%	24%	40%		
Divided/Will unite	53	42	49	51	35	50	43	75	58		
DK/NA	4	6	7	6	8	6	7	1	2		

13. How would you rate Donald Trump as the President of the United States; would you say that he has been a great president, a good president, a not so good president, or a bad president?

							WHITE..... 4 YR COLL DEG	
	Tot	Rep	Dem	Ind	Men	Wom	Yes	No
Great	28%	62%	1%	20%	28%	28%	20%	41%
Good	19	29	2	24	26	14	17	25
Not so good	11	4	13	17	13	10	8	6
Bad	40	5	83	38	33	48	54	27
DK/NA	1	-	-	1	1	1	1	-

	AGE IN YRS.....				WHITE.....				
	18-34	35-49	50-64	65+	Men	Wom	Wht	Blk	Hsp
Great	19%	25%	33%	31%	36%	33%	35%	4%	20%
Good	23	23	18	15	28	17	22	5	16
Not so good	22	9	6	9	7	6	7	30	19
Bad	35	40	43	44	29	42	36	59	43
DK/NA	1	2	-	-	-	1	-	2	2

14. Do you think President Trump's policies have helped the nation's economy, hurt the nation's economy, or haven't made a difference?

							WHITE..... 4 YR COLL DEG	
	Tot	Rep	Dem	Ind	Men	Wom	Yes	No
Helped	50%	92%	10%	48%	58%	43%	41%	66%
Hurt	30	4	63	25	22	36	40	19
No difference	17	3	24	23	17	17	16	12
DK/NA	3	1	3	4	3	3	3	2

	AGE IN YRS.....				WHITE.....				
	18-34	35-49	50-64	65+	Men	Wom	Wht	Blk	Hsp
Helped	50%	50%	52%	50%	65%	52%	58%	19%	45%
Hurt	23	32	30	33	21	32	26	55	22
No difference	23	17	16	12	13	13	13	22	30
DK/NA	4	1	2	5	1	3	2	3	3

	REGION.....				ANNUAL HOUSEHOLD INCOME...			
	NEast	MWest	South	West	<30K	30-50	50-100	>100K
Helped	45%	56%	52%	47%	40%	51%	56%	47%
Hurt	32	27	28	32	35	30	28	31
No difference	20	13	17	18	19	17	14	19
DK/NA	3	4	3	3	5	2	2	2

TREND: Do you think President Trump's policies have helped the nation's economy, hurt the nation's economy, or haven't made a difference? (Note: Prior to December 10, 2020, question was in present tense; prior Nov 22, 2017, question was in future tense)

	Help	Hurt	NoDiff	DK/NA
Dec 10, 2020	50	30	17	3
Aug 28, 2019	37	41	20	2
Jan 15, 2019	40	37	20	2
Dec 18, 2018	43	30	25	2
Jan 10, 2018	37	29	30	4
Nov 22, 2017	36	31	30	4
Jan 26, 2017	44	36	14	6
Jan 10, 2017	47	31	17	5
Nov 22, 2016	52	31	11	6

15. Do you think Joe Biden's policies will help the nation's economy, hurt the nation's economy, or won't make a difference?

							WHITE..... 4 YR COLL DEG		
	Tot	Rep	Dem	Ind	Men	Wom	Yes	No	
Help	39%	8%	81%	34%	30%	48%	46%	25%	
Hurt	38	75	3	33	43	33	31	55	
No difference	15	12	11	22	19	12	15	11	
DK/NA	8	5	5	11	9	7	7	9	
	AGE IN YRS.....				WHITE.....				
	18-34	35-49	50-64	65+	Men	Wom	Wht	Blk	Hsp
Help	31%	40%	42%	45%	24%	39%	32%	74%	40%
Hurt	31	38	42	40	53	41	47	8	27
No difference	27	16	13	7	14	11	13	11	26
DK/NA	11	7	3	9	9	8	9	8	7
	REGION.....				ANNUAL HOUSEHOLD INCOME...				
	NEast	MWest	South	West	<30K	30-50	50-100	>100K	
Help	43%	34%	38%	41%	49%	37%	36%	41%	
Hurt	31	41	40	38	23	39	46	36	
No difference	16	17	16	11	19	15	13	17	
DK/NA	9	9	6	10	9	10	5	6	

16. As president, do you think Joe Biden will take the nation in the right direction or the wrong direction?

							WHITE..... 4 YR COLL DEG		
	Tot	Rep	Dem	Ind	Men	Wom	Yes	No	
Right direction	52%	14%	95%	54%	46%	58%	61%	34%	
Wrong direction	41	81	3	39	46	37	34	60	
DK/NA	6	5	2	8	8	5	5	6	
	AGE IN YRS.....				WHITE.....				
	18-34	35-49	50-64	65+	Men	Wom	Wht	Blk	Hsp
Right direction	56%	48%	51%	54%	38%	48%	43%	85%	64%
Wrong direction	35	43	46	41	56	46	51	10	26
DK/NA	9	9	3	4	6	6	6	5	10

17. Do you feel that Joe Biden will do more to unite the country as president, or will do more to divide the country as president?

							WHITE..... 4 YR COLL DEG	
	Tot	Rep	Dem	Ind	Men	Wom	Yes	No
Unite	56%	17%	95%	61%	50%	61%	65%	38%
Divide	39	76	3	35	43	36	30	58
DK/NA	5	7	2	4	7	3	5	4

	AGE IN YRS.....				WHITE.....				
	18-34	35-49	50-64	65+	Men	Wom	Wht	Blk	Hsp
Unite	62%	52%	53%	56%	42%	51%	47%	89%	66%
Divide	34	40	43	40	52	46	49	9	28
DK/NA	3	8	5	4	6	4	5	2	6

18. Would you describe the state of the nation's economy these days as excellent, good, not so good, or poor?

							WHITE..... 4 YR COLL DEG	
	Tot	Rep	Dem	Ind	Men	Wom	Yes	No
Excellent	9%	18%	1%	7%	9%	8%	7%	11%
Good	34	48	16	37	38	30	30	41
Not so good	33	23	43	34	32	35	30	31
Poor	23	10	40	21	19	27	31	16
DK/NA	1	1	-	1	1	1	2	-

	AGE IN YRS.....				WHITE.....				
	18-34	35-49	50-64	65+	Men	Wom	Wht	Blk	Hsp
Excellent	9%	8%	11%	8%	10%	9%	10%	4%	11%
Good	32	37	35	32	41	33	37	24	26
Not so good	43	26	30	38	29	32	31	40	40
Poor	16	29	23	21	19	25	22	29	22
DK/NA	1	1	1	1	1	1	1	2	1

	REGION.....				ANNUAL HOUSEHOLD INCOME...			
	NEast	MWest	South	West	<30K	30-50	50-100	>100K
Excellent	7%	9%	11%	5%	6%	8%	11%	7%
Good	33	38	33	33	20	32	38	40
Not so good	36	33	33	31	44	40	28	29
Poor	23	18	22	30	28	20	23	24
DK/NA	1	2	1	1	2	1	-	1

TREND: Would you describe the state of the nation's economy these days as excellent, good, not so good, or poor?

	Excllnt	Good	Not so Good	Poor	DK/NA
Dec 10, 2020	9	34	33	23	1
Jun 18, 2020	8	30	33	28	2
May 20, 2020	3	20	35	39	2
Apr 08, 2020	10	21	35	31	3
Mar 09, 2020	22	44	23	10	1
Feb 10, 2020	25	45	21	8	2
Dec 16, 2019	26	47	19	6	2
Dec 10, 2019	22	47	22	8	2
Oct 23, 2019	17	44	26	10	2
Sep 25, 2019	16	43	28	11	2

See additional trend information on website

19. Do you think the nation's economy will be better or worse in six months?

							WHITE..... 4 YR COLL DEG		
	Tot	Rep	Dem	Ind	Men	Wom	Yes	No	
Better	47%	26%	72%	44%	48%	46%	54%	34%	
Worse	37	53	19	36	38	36	32	47	
NEITHER(VOL)	4	5	2	6	4	5	6	4	
DK/NA	12	15	7	13	10	14	9	15	
	AGE IN YRS.....				WHITE.....				
	18-34	35-49	50-64	65+	Men	Wom	Wht	Blk	Hsp
Better	48%	42%	50%	46%	42%	40%	41%	69%	54%
Worse	40	43	32	32	41	43	42	20	31
NEITHER(VOL)	5	2	5	5	5	5	5	1	6
DK/NA	7	13	12	16	12	13	12	11	8
	REGION.....				ANNUAL HOUSEHOLD INCOME...				
	NEast	MWest	South	West	<30K	30-50	50-100	>100K	
Better	51%	45%	46%	46%	55%	41%	46%	51%	
Worse	34	41	34	40	35	38	39	35	
NEITHER(VOL)	3	3	5	5	3	6	4	4	
DK/NA	13	11	15	9	8	14	11	9	

20. Thinking now about job opportunities where you live, would you say there are plenty of jobs available in your community, or are jobs difficult to find?

							WHITE..... 4 YR COLL DEG	
	Tot	Rep	Dem	Ind	Men	Wom	Yes	No
Plenty available	46%	64%	29%	47%	49%	43%	37%	54%
Difficult to find	42	26	57	42	39	46	44	39
NEITHER(VOL)	3	2	3	3	2	3	6	1
DK/NA	9	7	12	8	9	8	12	7

	AGE IN YRS.....				WHITE.....				
	18-34	35-49	50-64	65+	Men	Wom	Wht	Blk	Hsp
Plenty available	53%	46%	49%	42%	53%	43%	48%	31%	55%
Difficult to find	40	45	41	41	36	46	41	58	36
NEITHER(VOL)	2	3	3	3	2	4	3	3	-
DK/NA	5	6	7	14	9	8	9	8	9

	REGION.....				ANNUAL HOUSEHOLD INCOME...			
	NEast	MWest	South	West	<30K	30-50	50-100	>100K
Plenty available	37%	55%	50%	39%	31%	49%	49%	53%
Difficult to find	48	36	40	47	61	42	38	37
NEITHER(VOL)	2	2	3	3	1	1	2	4
DK/NA	13	7	6	12	7	8	11	7

21. How difficult would it be for you to pay an unexpected bill of one thousand dollars right away: very difficult, somewhat difficult, not so difficult, or not difficult at all?

							WHITE..... 4 YR COLL DEG	
	Tot	Rep	Dem	Ind	Men	Wom	Yes	No
Very difficult	23%	19%	25%	28%	21%	26%	8%	22%
Somewhat difficult	26	31	28	22	25	28	18	27
Not so difficult	16	17	16	14	16	16	20	18
Not difficult at all	33	32	30	34	37	29	53	32
DK/NA	2	1	-	2	2	2	1	1

	AGE IN YRS.....				WHITE.....				
	18-34	35-49	50-64	65+	Men	Wom	Wht	Blk	Hsp
Very difficult	30%	29%	19%	13%	14%	21%	18%	45%	27%
Somewhat difficult	34	25	21	27	23	25	24	30	35
Not so difficult	11	12	21	20	18	20	19	10	11
Not difficult at all	25	34	39	37	44	34	39	15	24
DK/NA	-	-	-	3	1	1	1	-	3

	REGION.....				ANNUAL HOUSEHOLD INCOME...			
	NEast	MWest	South	West	<30K	30-50	50-100	>100K
Very difficult	18%	21%	28%	22%	57%	39%	16%	5%
Somewhat difficult	19	27	24	36	31	33	24	18
Not so difficult	22	14	15	13	7	10	21	20
Not difficult at all	39	36	31	27	5	17	38	58
DK/NA	2	1	2	2	-	-	-	-

24. Do you approve or disapprove of the way Donald Trump is handling the response to the coronavirus?

							WHITE..... 4 YR COLL DEG	
	Tot	Rep	Dem	Ind	Men	Wom	Yes	No
Approve	39%	78%	3%	35%	44%	35%	32%	59%
Disapprove	58	18	96	63	52	64	67	39
DK/NA	2	3	-	2	3	1	1	2

	AGE IN YRS.....				WHITE.....				
	18-34	35-49	50-64	65+	Men	Wom	Wht	Blk	Hsp
Approve	29%	39%	46%	43%	55%	45%	50%	6%	26%
Disapprove	70	58	52	55	43	54	49	93	68
DK/NA	1	3	2	2	2	2	2	1	5

	REGION.....				DENSITY.....		
	NEast	MWest	South	West	City	Suburb	Rural
Approve	37%	44%	40%	37%	29%	37%	56%
Disapprove	60	53	59	61	69	61	42
DK/NA	4	3	1	2	2	2	2

TREND: Do you approve or disapprove of the way Donald Trump is handling the response to the coronavirus?

	App	Dis	DK/NA
Dec 10, 2020	39	58	2
Jul 15, 2020	35	62	3
Jun 18, 2020	42	56	2
May 20, 2020	41	56	3
Apr 08, 2020	46	51	3
Mar 09, 2020	43	49	8

27. Do you think the Biden administration should urge states to require that everyone wear masks in public, or not?

							WHITE..... 4 YR COLL DEG	
	Tot	Rep	Dem	Ind	Men	Wom	Yes	No
Yes	61%	34%	94%	62%	54%	67%	65%	49%
No	37	64	6	36	44	31	33	49
DK/NA	2	2	1	2	2	2	2	2

	AGE IN YRS.....				WHITE.....				
	18-34	35-49	50-64	65+	Men	Wom	Wht	Blk	Hsp
Yes	68%	57%	58%	67%	47%	61%	54%	84%	73%
No	31	41	40	30	52	36	44	15	24
DK/NA	1	2	2	3	1	3	2	1	3

	REGION.....				DENSITY.....		
	NEast	MWest	South	West	City	Suburb	Rural
Yes	73%	52%	59%	60%	69%	63%	48%
No	25	44	39	38	29	35	51
DK/NA	1	4	2	1	2	2	2

41. Do you support or oppose the Biden administration re-joining the Paris Agreement, a pact reached among countries around the globe to limit climate change by reducing greenhouse gas emissions?

							WHITE..... 4 YR COLL DEG	
	Tot	Rep	Dem	Ind	Men	Wom	Yes	No
Support	56%	20%	93%	58%	52%	60%	65%	39%
Oppose	38	74	5	33	43	33	30	54
DK/NA	6	5	3	9	5	7	4	7

	AGE IN YRS.....				WHITE.....				
	18-34	35-49	50-64	65+	Men	Wom	Wht	Blk	Hsp
Support	67%	55%	53%	51%	41%	54%	48%	79%	70%
Oppose	24	39	45	42	52	41	46	11	23
DK/NA	9	6	2	7	6	5	6	9	7

42. Do you believe that Israel was involved in the recent killing of Iran's top nuclear scientist, or not?

							WHITE..... 4 YR COLL DEG	
	Tot	Rep	Dem	Ind	Men	Wom	Yes	No
Yes	31%	23%	41%	32%	34%	29%	38%	30%
No	23	35	16	22	20	25	14	27
DK/NA	46	43	43	47	45	47	48	42

	AGE IN YRS.....				WHITE.....				
	18-34	35-49	50-64	65+	Men	Wom	Wht	Blk	Hsp
Yes	21%	36%	37%	34%	35%	31%	33%	32%	31%
No	31	18	20	25	22	24	23	18	27
DK/NA	49	46	43	42	43	44	44	49	42

43. Would you like to see the Biden administration try to restart the Obama-era nuclear arms agreement with Iran, or not?

							WHITE..... 4 YR COLL DEG	
	Tot	Rep	Dem	Ind	Men	Wom	Yes	No
Yes	41%	12%	77%	38%	36%	46%	53%	30%
No	46	81	10	46	52	40	37	62
DK/NA	13	7	13	17	12	14	9	8

	AGE IN YRS.....				WHITE.....				
	18-34	35-49	50-64	65+	Men	Wom	Wht	Blk	Hsp
Yes	42%	40%	42%	45%	31%	44%	38%	62%	40%
No	40	48	50	45	61	47	54	14	39
DK/NA	18	12	8	10	8	9	8	24	21

Exhibit 75

screenshot-twitter.com-2021.01.06-14_07_55
https://twitter.com/WoodsonTJames/status/1336726130771038208
06.01.2021



Exhibit 76

screenshot-twitter.com-2021.01.06-14_08_34
https://twitter.com/leonkhanin1234/status/1336497514598555650
06.01.2021



lionslovestrump
@leonkhanin1234

Replying to @EagleEdMartin

jail dominion find them
ask allies to track them down

9:26 PM · Dec 8, 2020 · Twitter Web App

Exhibit 77

screenshot-twitter.com-2021.01.06-14_09_14
https://twitter.com/votewarren/status/1329802399565770752
06.01.2021



Warren Petersen
@votewarren

I'm drafting legislation to ban the use of Dominion software and equipment from the state of Arizona. My constituents do not trust it. Texas refused to use it. Too many concerns in states that have. There is no room for doubt when it comes to election integrity.

10:02 AM · Nov 20, 2020 · Twitter for Android

368 Retweets **46** Quote Tweets **1.2K** Likes

Exhibit 106

screenshot-twitter.com-2021.01.06-13_57_32
https://twitter.com/realdonaldtrump/status/1327811527123103746
06.01.2021



Donald J. Trump
@realDonaldTrump

I look forward to Mayor Giuliani spearheading the legal effort to defend OUR RIGHT to FREE and FAIR ELECTIONS! Rudy Giuliani, Joseph diGenova, Victoria Toensing, Sidney Powell, and Jenna Ellis, a truly great team, added to our other wonderful lawyers and representatives!

10:11 PM · Nov 14, 2020 · Twitter for iPhone

66.1K Retweets **9.8K** Quote Tweets **325K** Likes

Exhibit 108


A message from Ford Motor Company
Ford aspires to achieve carbon neutrality by 2050. Learn how they're working towards this goal.

Jan 16, 2021 - Politics & Policy

Off the Rails

Episode 1: A premeditated lie lit the fire

Jonathan Swan, Zachary Basu

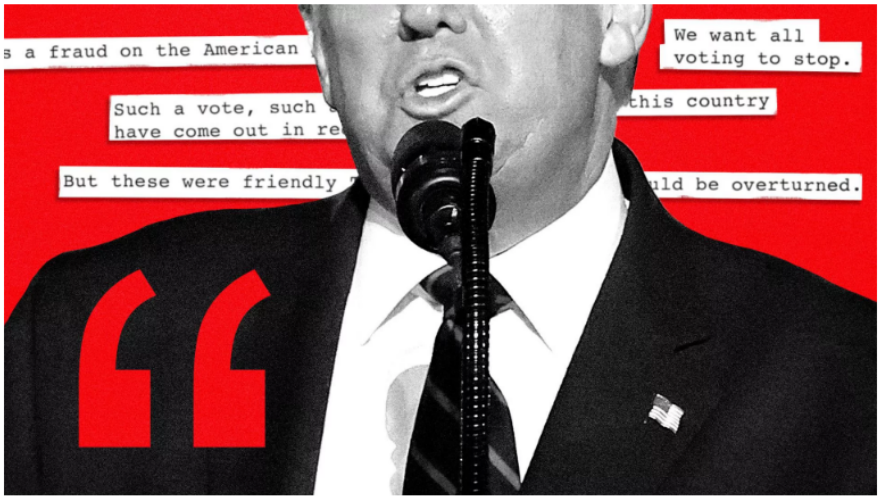

Photo illustration: Sarah Grillo/Axios. Photo: Chip Somodevilla/Getty Images

Beginning on election night 2020 and continuing through his final days in office, Donald Trump unraveled and dragged America with him, to the point that his followers sacked the U.S. Capitol with two weeks left in his term. This Axios series takes you inside the collapse of a president.

Episode 1: Trump's refusal to believe the election results was premeditated. He had heard about the "red mirage" — the likelihood that early vote counts would tip more Republican than the final tallies — and he decided to exploit it.

"**Jared, you call the Murdochs!** Jason, you call Sammon and Hemmer!"

President Trump was almost shouting. He directed his son-in-law and his senior strategist from his private quarters at the White House late on election night. He barked out the names of top Fox News executives and talent he expected to answer to him.

"And anyone else — anyone else who will take the call," he said. "Tell these guys they got to change it, they got it wrong. It's way too early. Not even CNN is calling it."

As the clock ticked over into the first minutes of Nov. 4, Trump's lawyer Rudy Giuliani ranted to top campaign aides: "There's no way he lost; this thing must have been stolen. Just say we won Michigan! Just say we won Georgia! Just say we won the election! He needs to go out and claim victory." Trump's campaign manager Bill Stepien later told associates: "That was fucking

Document title: Off the rails: Trump's premeditated election lie lit the fire - Axios
Capture URL: https://www.axios.com/trump-election-premeditated-lie-ebaf4a1f-46bf-4c37-ba0d-3ed5536ef537.html
Capture timestamp (UTC): Fri, 22 Jan 2021 19:06:23 GMT

As the clock ticked over into the first minutes of Nov. 4, Trump's lawyer Rudy Giuliani ranted to top campaign aides: "There's no way he lost; this thing must have been stolen. Just say we won Michigan! Just say we won Georgia! Just say we won the election! He needs to go out and claim victory." Trump's campaign manager Bill Stepien later told associates: "That was fucking crazy."

For weeks, Trump had been laying the groundwork to declare victory on election night — even if he lost. But the real-time results, punctuated by Fox's shocking call, upended his plans and began his unraveling.

Trump had planned for Americans to go to bed on Nov. 3 celebrating — or resigned to — his re-election. The maps they saw on TV should be bathed in red. But at 11:20 p.m. that vision fell apart, as the nation's leading news channel among conservatives became the first outlet to call Arizona for Joe Biden. Inside the White House, Trump's inner circle erupted in horror.

Over the next two months, Trump took the nation down with him as he descended into denial, despair and a reckless revenge streak that fueled a deadly siege on the U.S. Capitol by his backers seeking to overturn the election. This triggered a constitutional crisis and a bipartisan push to impeach Trump on his way out the door, to try to cast him out of American politics for good.

But in four years, Trump had remade the Republican Party in his own image, inspiring and activating tens of millions of Americans who weren't abandoning him anytime soon. He'd once bragged he could shoot another person on Fifth Avenue and not lose his voters. In reality, many of them had eagerly lined up to commit violence on his behalf.

As Trump prepared for Election Day, he was focused on the so-called red mirage. This was the idea that early vote counts would look better for Republicans than the final tallies because Democrats feared COVID-19 more and would disproportionately cast absentee votes that would take longer to count. Trump intended to exploit this — to weaponize it for his vast base of followers.

His preparations were deliberate, strategic and deeply cynical. Trump wanted Americans to believe a falsehood that there were two elections — a legitimate election composed of in-person voting, and a separate, fraudulent election involving bogus mail-in ballots for Democrats.

In the initial hours after returns closed, it looked like his plan could work. Trump was on track for easy wins in Florida and Ohio, and held huge — though deceptive — early leads in Pennsylvania and Michigan.

But as Bill Hemmer narrated a live "what if" scenario on his election telestrator from Studio F of Fox's gargantuan Manhattan headquarters, the anchor sounded confused. "What is this happening here? Why is Arizona blue?" he asked on camera, prodding the image of the state on the touch screen, unable to flip its color. "Did we just call it? Did we make a call in Arizona?" Because of a minor communication breakdown, Hemmer's screen had turned Arizona blue before he or the other anchors, Bret Baier and Martha MacCallum, found out that Fox's Decision Desk had called it.

Trump was steaming and he wanted to see his top aides immediately. His son-in-law Jared Kushner, chief of staff Mark Meadows, campaign manager Stepien, senior strategist Jason Miller, and data cruncher Matt Oczkowski took the elevator up to the third floor of the residence at the White House. They met Trump and the first lady halfway between his bedroom and the living room at the end of the hall. Trump peppered them with questions. What happened? What the hell is going on at Fox?

Oczkowski told Trump that based on the campaign's modeling he thought Fox was wrong and "we're going to narrowly win" by maybe 10,000 votes or less, "razor close." But the reality was, hundreds of thousands of votes were outstanding in Maricopa County and the picture was too cloudy to be sure. Then Trump told Kushner to call the Murdochs.

Document title: Off the rails: Trump's premeditated election lie lit the fire - Axios
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"we're going to narrowly win" by maybe 10,000 votes or less, "razor close." But the reality was, hundreds of thousands of votes were outstanding in Maricopa County and the picture was too cloudy to be sure. Then Trump told Kushner to call the Murdochs.

The team had been cautiously optimistic that they were watching a repeat of Trump's poll-defying 2016 victory. In the West Wing, mid-level staffers congregated in the hallways buzzing with nervous excitement and anticipation. At the residence about 200 guests — donors, Cabinet secretaries, White House physician Sean Conley, TV boosters Diamond and Silk, and other VIPs — gathered for the official election night party. They munched on beef sliders. Most did not wear masks.

Giuliani was stationed at a table amid the party, laptop open, watching the results come in, as if he were Command Central. His son, White House official Andrew Giuliani, sat at his right. Trump's tight inner circle — children Don Jr., Eric, Ivanka, plus his long-time adviser Hope Hicks, White House deputy chief of staff Dan Scavino and a few others — gathered separately in the Old Family Dining Room to watch the returns on TV. Trump's core campaign team monitored precinct-level results from down in the Map Room on the ground floor, the same room where FDR had once tracked fighting during World War II.

Trump had spent a bellicose summer and early autumn railing against mail-in ballots. After a toxic Sept. 29 election debate with Biden, Trump's internal poll numbers nose-dived. He started choreographing election night in earnest during the second week of October, as he recovered from COVID-19.

His former chief of staff Reince Priebus told a friend he was stunned when Trump called him around that time and acted out his script, including walking up to a podium and prematurely declaring victory on election night if it looked like he was ahead.

White House senior policy adviser Stephen Miller's speechwriting team had prepared three skeleton speeches for election night for all the possible scenarios: a clear victory, a clear loss, and an indeterminate result. But the speechwriters knew that if Trump was facing anything other than a resounding victory, the words would be his alone. This president would never admit defeat or urge patience.

The top officials tried to force Fox to retract its call. Kushner called Rupert Murdoch, who said he would see what was going on. Hicks, a former Fox executive, texted current Fox executive and ex-White House staffer Raj Shah. Hicks also gave Fox News president Jay Wallace's phone number to top Trump campaign officials. The Trump campaign's senior-most officials aggressively texted anchors MacCallum and Baier. Throughout the night, a number of Fox commentators friendly to Trump — including Tucker Carlson — questioned the Arizona call on the air. But the call stood.

Making the situation even more awkward, several high-profile Fox News personalities, including "Judge" Jeanine Pirro, were at the White House while their own network spoiled what was supposed to be a victory party.

It was shortly after 1 a.m. on Nov. 4 when Trump finally came down from his living quarters to the main corridor on the second floor of his private residence. His inner circle met him halfway. This was the first time most of them had seen the president that night. About a dozen aides and relatives huddled around Trump as he dictated an improvised speech. Stephen Miller sat on a couch furiously typing the president's stream-of-consciousness thoughts. Aides rushed to print out screenshots of cable news graphics showing Trump's illusory early leads in the key Midwest states. By 2 a.m., Trump wanted to know why he couldn't just say he had won and be done with it.

The speechwriters sent a draft to Trump's longtime teleprompter operator, stationed at his laptop in a small room adjoining the East Room. The draft did not include the words that became the most infamous line of his speech: "Frankly, we did win this election."

At 2:20 a.m., maskless aides and supporters in the East Room held up cellphones to record Trump, the first lady, Vice President Mike Pence and his wife walking out to waiting cameras

became the most infamous line of his speech: “Frankly, we did win this election.”

At 2:20 a.m., maskless aides and supporters in the East Room held up cellphones to record Trump, the first lady, Vice President Mike Pence and his wife walking out to waiting cameras as "Hail to the Chief" played. Dozens of American flags lined the backdrop behind them.

Trump declared victory — and announced that Democrats were perpetrating a giant fraud on the American people.

Both claims were lies.

About this series: Our reporting is based on multiple interviews with current and former White House, campaign, government and congressional officials as well as direct eyewitnesses and people close to the president. Sources have been granted anonymity to share sensitive observations or details they would not be formally authorized to disclose. President Trump and other officials to whom quotes and actions have been attributed by others were provided the opportunity to confirm, deny or respond to reporting elements prior to publication.

"Off the rails" is reported by White House reporter Jonathan Swan, with writing, reporting and research assistance by Zach Basu. It was edited by Margaret Talev and Mike Allen and copy edited by Eileen O'Reilly. Illustrations by Sarah Grillo, Aïda Amer and Eniola Odetunde. Our podcast on the series is called "How it happened: Trump's last stand."

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the Paris Climate Agreement.
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Jonathan Swan, Zachary Basu
Jan 17, 2021 - Politics & Policy

Off the Rails

Episode 2: Barbarians at the Oval



Photo illustration: Sarah Grillo/Axios. Photo: Jim Watson/AFP/Getty Images

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Episode 2: Trump stops buying what his professional staff are telling him, and increasingly turns to radical voices telling him what he wants to hear. Read episode 1.

President Trump plunked down in an armchair in the White House residence, still dressed from his golf game — navy fleece, black pants, white MAGA cap. It was Saturday, Nov. 7. The networks had just called the election for Joe Biden.

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On Jan. 6, White House deputy national security adviser Matt Pottinger entered the West

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Episode 8: The siege. An inside account of the deadly insurrection at the Capitol on Jan. 6 that ultimately failed to block the certification of the Electoral College. And, finally, Trump's concession.

On Jan. 6, White House deputy national security adviser Matt Pottinger entered the West Wing in the mid-afternoon, shortly after his colleagues' phones had lit up with an emergency curfew alert from D.C. Mayor Muriel Bowser.

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Off the Rails

Episode 7: Trump turns on Pence



Photo illustration: Eniola Odetunde/Axios. Photos: Elijah Nouvelage, Alex Wong/Getty Images

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"The end is coming, Donald."

The male voice in the TV ad boomed through the White House residence during "Fox & Friends" commercial breaks. Over and over and over. *"The end is coming, Donald. ... On Jan. 6, Mike Pence will put the nail in your political coffin."*

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Episode 7: Trump turns on Pence



Photo illustration: Eniola Odetunde/Axios. Photos: Elijah Nouvelage, Alex Wong/Getty Images

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Exhibit 109

screenshot-twitter.com-2021.01.18-13_42_37
https://twitter.com/LouDobbs/status/1327024215887851521
18.01.2021

Lou Dobbs
@LouDobbs

Election Fraud: @RudyGiuliani says he has uncovered enough unlawful ballots in Pennsylvania and Michigan to turn the election in favor of @realDonaldTrump. #MAGA #AmericaFirst #Dobbs



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Https://twitter.com/LouDobbs/status/1327024215887851521 2

TRANSCRIPT OF VIDEO-RECORDED INTERVIEW

LOU DOBBS

RUDY GIULIANI

Transcribed By:
TERRI NESTORE
CSR No. 5614, RPR, CRR

LOU DOBBS: Well, joining us now, President Trump's personal attorney, former New York City Mayor, Rudy Giuliani, and federal prosecutor.

Rudy, good to have you back with us.

Let's talk about, just for a moment, an update on Dominion and how important do you believe the concerns that are being expressed in a number of states about the ability of these machines not to be hacked?

RUDY GIULIANI: Well, first of all, the machines can be hacked. There's no question about that. Their machines can be hacked.

But it's far worse than that, Lou. Dominion is a company that's owned by another company called Smartmatic, through an intermediary company named Indra. Smartmatic is a company that was formed way back in about 2004; 2003-2004. You're going to be astonished when I tell you how it was formed. It was formed really by three Venezuelans who were very close to... very close to the dictator Chavez of Venezuela and it was formed in order to fix elections. That's the company that owns Dominion.

Dominion is a Canadian company but all of its software is Smartmatic software, so the votes actually go to Barcelona, Spain.

So we're using a foreign company that is owned by Venezuelans who are close to -- were close to Chavez, are

now close to Maduro, have a history -- they were founded as a company to fix elections, they have a terrible record, and they are extremely hackable.

So I mean, Texas made the right decision. What the heck was Georgia doing hiring this company? I'll tell you what they were doing. The lobbyist for Dominion was the former chief of staff of the governor.

LOU DOBBS: The former chief of staff --

RUDY GIULIANI: Why are they using a foreign company with connections to Venezuela?

I'll give you another connection. Smartmatic, the company that owns Dominion, well, the guy who was running it was one of the -- one of the people who was number 2 or 3 in Soros' Change the World organization -- Open Society, right. We got a very funny company here. We've got a really strange company. Very frightening and yes, they can be hacked and yes, they can change votes.

LOU DOBBS: And now we have to find out whether they did. And with those servers, whether they're in Canada, whether they're in Barcelona, Spain, or Germany, we know a number of companies, all of them are private, five of the top voting companies in this country, at least if they're not in this country they're processing our votes in this country, they comprise 90 percent of all of the election voting market in this country. It's

stunning. And they're private firms and very little is known about their ownership, beyond what you're saying about Dominion. It's very difficult to get a handle on just who owns what and how they're being operated.

And by the way, the states, as you well know now, they have no ability to audit meaningfully the votes that are cast because the servers are somewhere else and are considered proprietary and they won't touch them.

They won't permit them being touched.

So it's really -- how do you proceed now?

RUDY GIULIANI: Well, I'm working on the part of the case which is demonstrating how many illegal votes were cast, and I'm way beyond the margin that I need in Pennsylvania or Michigan to overturn the vote there.

We're up to about 623,000 unlawful ballots in Pennsylvania and about 320 unlawful ballots in Michigan, and in Michigan, of course, we have a couple of extraordinary witnesses, one of whom was a democrat, who worked for 30 years for the City of Detroit, who will explain that she started getting trained in how to cheat in September of 2020.

They'll also testify to a hundred thousand ballots being shipped in about 4:00 in the morning, after they had stopped counting, when they got into a panic because they thought they had made up the lead, and Trump

was still ahead by 120,000 votes.

So they brought these ballots in in trucks that had out of state license plates, they piled them on the tables, and from the witnesses that were there, from whom we have affidavits, every single vote was for Biden, and the ballots look totally fraudulent. Only one person voted for, the rest of the ballot empty. Nobody bothered to look or check whether or not the envelope was valid, they just threw it away immediately.

There was no republican observer, as the law of Michigan requires, and it's a misdemeanor not to do it.

So I can't see these hundred thousand votes standing. Plus about 140,000 more that were counted deliberately out of the sight of any republican who could check the validity of the ballot, and I think that number will go up. When we began in Pennsylvania, we only had about 130. We're now at 632,000.

This was a stolen election, Lou. I know the phony elites don't want to hear it, but this was a stolen election. The same pattern exists in Nevada, Arizona, Georgia, Wisconsin.

LOU DOBBS: And I think, Rudy, I think that, Rudy, the fact of the matter is, this is -- this looks to me like it may be -- and I say may be -- I'm not suggesting it is.

RUDY GIULIANI: Sure.

LOU DOBBS: But following the operation as when President Trump was a candidate, to block his presidency, to --

RUDY GIULIANI: Yeah.

LOU DOBBS: -- follow up with a special counsel. First we had 11 months of investigation, then the special counsel investigation, which went nowhere except to exonerate him; and then the phony impeachment process.

This looks to me like it is the end of what has been a four-and-a-half -- the endgame to a four-and-a-half year long effort to overthrow the president of the United States. It looks like it's exactly that.

That there is --

RUDY GIULIANI: Yeah, Lou.

LOU DOBBS: These are all parts of a piece here.

RUDY GIULIANI: Lou, it's impossible that in ten different crooked democratic cities, on the morning of the election, every single one of those democratic leaders woke up and said, we're going to block the republicans from seeing any of the mail ballots, since whenever we count absentee ballots we know we have to have a republican and a democratic representative.

The only reason they did that is because they knew they were going to need that room to make up for his

margins.

And here's where they got screwed up: The margins were much bigger than they anticipated. They were figuring they had to make up a couple hundred thousand votes in Pennsylvania, maybe a hundred thousand in Michigan, maybe 80 or 90,000 in Wisconsin.

Now they're looking at numbers like 800,000, 300,000, 400,000. They had to do plenty of cheating in the middle of the night in order to catch up, and that's why they kept the republicans out.

LOU DOBBS: Rudy --

RUDY GIULIANI: No reason not to let the republicans look at these ballots, if they're legitimate. Why do you want this issue? And if you know the history of absentee balloting, we never exclude the other side when we look at absentee ballots. Never, ever. That is the first time this has ever happened.

LOU DOBBS: Well, no one would.

RUDY GIULIANI: No one would.

LOU DOBBS: It's extraordinary.

RUDY GIULIANI: Unless --

LOU DOBBS: This election has got more firsts than any I can think of and Rudy, we're glad you're on the case and pursuing what is the truth.

(End of recording.)

C E R T I F I C A T E

I, TERRI NESTORE, Certified Shorthand Reporter/ Transcriptionist, do hereby certify that I was authorized to transcribe the foregoing recorded proceeding, and that the transcript is a true and accurate transcription of my shorthand notes, to the best of my ability, taken while listening to the provided recording.

I further certify that I am not of counsel or attorney for either or any of the parties to said proceedings, nor in any way interested in the events of this cause, and that I am not related to any of the parties thereto.

Dated this 12th day of January, 2021.

Terri Nestore

TERRI NESTORE, CSR 5614, RPR, CRR

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Exhibit 110

File 1

Rudy Giuliani, Chat with the Mayor, 77WABC

November 13, 2020

https://wabcradio.com/podcast/rudy-giuliani/

RUDY GIULIANI: Good afternoon. This is Rudy Giuliani, live from the District of Columbia, the Capitol of the Nation, on 77 WABC. And I really want to thank all of you for -- for checking in with us, and we're going to -- during the course of this hour, we're going to have plenty of time to -- to go to the Tunnel to Towers Foundation Hotline at 1-800-848-WABC. That's Tunnel to Towers to do good. Denote $11 dollars a month to T2T.org. That's "T," the number 2, "T," dot org, and the number for us is 1-800-848-9222.

Well, the presidential election and the aftermath of it is still quite active even though you wouldn't know that from the censored media that you get, other than from maybe two or three television stations, like OANN and Newsmax and possibly from, you know, WABC and a couple of the local radio stations, and then from a good many of the blogs and podcasts. So you got to really rely on social media to know what's going on. Most Americans I don't think know that there are two major challenges that are going on, cases filed this week in Pennsylvania and in Michigan.

In Pennsylvania, there are now located, allegedly, but with affidavits to support it, 632,000 votes that were cast illegally. They were cast illegally because the law required that for the -- those

mail-in votes, which is quite new. We never did that before, had mail-in votes, but you need an observer in order to determine whether or not it's a valid vote because it is prone to fraud. Everyone knows that. Supreme Court's Justices said that.

It needs a little more scrutiny than the usual vote. Well, in, fact, it got no scrutiny. In other words, these votes we're just ripped out of the envelope. Thrown in the voting bin, and nobody examined the envelope.

Those envelopes under the law of Pennsylvania and the law under Michigan had to be examined by at least one Republican credentialed inspector. In the case of Pennsylvania, 682,000 some odd ballots were thrown into the vote without a Republican having a chance to see it, touch it, feel it, look at it, or make any determination as to whether even if it had a name on it. Those are considered illegal, unlawful, null and void votes.

Now, in Michigan, the number is right now something like 250, 300,000. 100,000 of which all came at 4:00 o'clock in the morning, 4:30 in the morning, when the Republicans had already left and were told that the vote count for the day was over. And According to them with the mail votes that they had counted, none of which inspected by Republicans, Biden had made up some

of the -- some of the deficits that he had, which was 300,000 that night, and all of a sudden at 4:30 in the morning, through the backdoor, come all these ballots in cardboard, in shopping bags, in this, in that, in other things. Not in the usual containers that they have for votes and secure votes.

And they didn't think any Republicans were around. But there were two Republicans around and an employee of Dominion. And they've given us affidavits, and their affidavits say that approximately 100,000 votes were counted. They were all for Biden. All for Biden.

And to the extent they were able to peek and see the ballots, the ballots were not only all for Biden, they were only for Biden. Meaning, there was no down-ballot vote. No vote for the Senate. No vote for Congress. No vote for Judges. No vote for this. No vote for that. No vote for who knows. No vote for what.

All of it done between 4:30 and 8:00 in the morning when they thought nobody was looking, but three people were looking and gave us affidavits. So, that's where we stand, in those two places. The difference in Pennsylvania is only 54,000 votes rounded off.

The difference in Michigan is 146,000 votes

rounded off. So in Pennsylvania, we have 628,000 votes that must be thrown out, and in Michigan, we have 250,000 votes that have to be turned out now. Michigan is going to grow because we haven't had the discovery yet. They can get up around 300, 400,000.

Now, we have to prove this in court. I'm one of the lawyers involved. I'm coordinating it, but there are lawyers handling these cases in both places, great lawyers. In fact, the lawyer in Pennsylvania has been threatened. His family's been threatened. His law firm's been threatened. His law firm's clients have threatened them, and some of the clients have been threatened.

And this isn't American anymore, ladies and gentleman. When a lawyer gets threatened for being on a case in which he's trying to vindicate the rights of a candidate for President of the United States, there's something really sick going on. Really -- I -- I have put up with it for years, but I'm sort of insensitive to this.

I probably shouldn't be. But what they're doing to these two lawyers, particular the two lead lawyers, one male, one female, in Pennsylvania is criminal. This is the kind of stuff that takes place in East Berlin, you know, during the Cold War. And it is vicious and

horrible, and it's been going on for years, and, you know, Republicans just don't complain the way Democrats do.

So I'm going to tell you again, one more time, the evidence is there. The affidavits are there. I read from them the other day. You can see some of them on my website. You can go to my podcast, rudyscommonsense.com.

I don't -- I don't just talk on that podcast. I treat it like a trial. I show it to you. I show you the documents. You can read the documents yourself.

You can read the document of the woman who works for the city of Detroit for many, many decades, many decades, and she said that she couldn't stand it anymore. She said starting in September, they were training her to cheat. And in the run-up to the vote, she registered people improperly. She never asked for identification.

She was trained to help people vote Democrat. Her colleagues and she helped people to the extent of actually going to the voting booth with them and showed them how to the vote straight Democrat. When somebody came in and the signature couldn't be verified, they didn't bother to verify it. They just took the vote.

When they couldn't find it in the registration

book, they put a phony name in the registration book. This may account for the fact that there are 7,000 provisional ballots, I believe it is Pennsylvania. You know what that mean? Somebody walked in on election day. Let's say you walk into your voting booth on election day.

You say, "I want to vote." They say, "You voted already, ma'am." You said, "I didn't vote already. I -- I don't remember sending any ballot back. I never did." Oh, but you did. Because you were one of the people they used for those phony ballots when they had it paired up with the registration.

That's what Ms. Jace says to us in an affidavit under oath. I clarify, under oath. And what I -- and what I told you is backed up. It's backed up by affidavits, not just what I am saying right now at this minute.

This is going to play out with certain kinds of variations in Wisconsin, Arizona, Nevada, Georgia and possibly even Virginia with regard to the common allegation that Republicans were kept out of any viewing of mail ballots. Now, when I say "any," in Pennsylvania, it was any. It was everything -- or I should be careful. In Philadelphia, it was everything.

In Pittsburgh, it was the first day. Second day,

they got a little more frightened, and they allowed some observations. So that's why 333,000 in Pittsburgh, unlawful, and over -- over that number in Philadelphia. In Michigan, in Detroit, they kept Republicans out from seeing the ballots.

We have pictures of where the Republicans were placed. We have affidavits from all of the Republicans that weren't able to see a single ballot. And then, Republicans left, except for two who gave us an affidavit when the 100,000 ballots came in that were phony ballots. That was observed. We have three witnesses for that.

And then, for the other things that happened, like the backdating, we've got witnesses for that also, affidavits attached to the complaint. We're not fooling around here. This is true. This happened.

We understand how serious it is to overturn a state election. It can't be done just on whim. This is proof. This is how you prove your case in court.

How do you prove murder? You call witnesses who say, "That's the man who shot the gun, and here's the gun, and it was found on him," and this is the circumstantial evidence that exists. So here we have 50 direct witnesses in Pennsylvania. Something like 45 in Michigan. And then, some video, some pictures, some

documents.

I believe -- of course I'm on one side of the case -- but we're going to win both those cases. And when that happens, the electoral vote really flips, and if that happens in both states, he's pretty close to winning the election if he picks up another state. And let me tell you how close it is in the other states.

It's only 20,000 in Wisconsin. It's only 14,000 in Georgia. It's 11,000 in Arizona, and it's 36,000 in Nevada. In other words, the two biggest margins are in the states that we're now in the process of bringing a very, very strong case of fraud. Pennsylvania, 53,000. Michigan, 146,000. Then we go down 20, 14, 11 and 36,000.

Basically, have to win just one of those states. Georgia, there's going to be a recount, 14,000. I'm sure there will be a recount in Arizona, 11,000. There are serious allegations of fraud in Arizona and Nevada. And I can't predict lawsuits, but I can.

So this isn't over, and I understand they want it to be over, but, you know, Al Gore got a month more than we used up so far. And everybody thought he was doing the Republic a favor to have the election, you know, make sure we're right. But in case Trump, he's being terrible and bad and awful.

It's been that way from the beginning, ladies and gentleman. It's been so dishonest. And what they're doing is they're jeopardizing a great president because they can't stand a great president because a great president will clean out all these phonies and the leaders and crooks.

Coming up, I get to speak with you on Chat with the Mayor. Call me an the Tunnel to Towers Foundation Hotline at 1-800-848-WABC. Help Tunnel to Towers to do good. Donate $11 a month to T2t.org. That's "T," the number 2, dot org. That's 1-800-848-9222.

To hear me discuss more about the election, listen to my podcast. Visit rudyscommonsense.com or my YouTube channel to watch the latest one, which is about how the election is being stolen and where with specifics, including affidavits. 77WABC wants to honor our veterans, and you can too. Sign up today to receive an exclusive support our troops yellow ribbon at WABC.com. To listen to us on Alexa, simply say, "Alexa, enable the 77 WABC skill."

(Commercial break.)

RUDY GIULIANI: I'm Rudy Giuliani back with you on WABC, and we will go first to Joe in Astoria.

CALLER JOE: Good afternoon, Mr. Mayor. How are you today?

RUDY GIULIANI: I'm good, Joe. I'm good.

CALLER JOE: Listen, this is really not so much of a comment, it's just a message of support for both -- both you and the President. There's many of us out there that want this President to keep fighting. We're happy. We're proud that he -- that's he's fighting because he's fighting for us.

We're proud of you, Mr. Mayor. You're doing a great thing. You're stepping up to the country. There's many of us out there that support you and cheer you on, and I'm going to tell you, Mr. Mayor, before I go it's like I've been telling my friends, it's just like Rocky 3. Remember when Apollo Creed told Rocky, "When this is over, a lot of people are going to owe an engraved apology." You prove your charges. I wish you all the best, Your Honor, and I --

RUDY GIULIANI: Thank you, sir.

JOE CALLER: -- hope you can have a nice day.

RUDY GIULIANI: Thank you. You're very kind. Thank you.

And now, we will go to Pat in Buffalo, New York.

CALLER PAT: Hi. How are you?

RUDY GIULIANI: How are you, Pat?

CALLER PAT: I really am a big fan, and I agree with Joe 100 percent.

RUDY GIULIANI: Well, thank you.

CALLER PAT: I love your courage speaking up for the President isn't easy, and I really admire that. I have two things to ask you. The first one is are you trying to look at those computers that used Dominion software because --

RUDY GIULIANI: Yes we are.

CALLER PAT: -- because they were used in a lot of states.

RUDY GIULIANI: Yes.

CALLER PAT: Yes?

RUDY GIULIANI: Very, very, very carefully.

CALLER PAT: Good. And I hope they are --

RUDY GIULIANI: It's a big focus of our investigation. What I talked about earlier is what we're ready to prove. But we have great concern over Dominion. It's -- it's actually mind-boggling when you look at it. Do you know Dominion, Pat?

Well, Dominion software is a Canadian company. Why we're using a Canadian company to count our ballots is kind of strange to start with. But it's not really a Canadian company. It's -- the software really is Venezuelan.

It was called -- it's called Smartmatic. It was -- it was invented for -- for Hugo Chavez to steal

elections. I'm not kidding you. That was back in 2003, 2004. Smartmatic has been the software in -- in very, very controversial companies like Sequoia that screwed up many elections.

It's the -- it's the software in other voting machines, as well as Dominion. But Dominion is one of the worst. One of the top people in Dominion is a very big vocal supporter of Antifa. Smartmatic -- the CEO of Smartmatic, until a few weeks ago, was a close associate of George Soros.

The owners of Smartmatic continue to be two Venezuelans who are very close to Maduro. And the vote that you thought -- if you were voting on one of those machines -- the vote that you thought was counted in the United States actually was calculated in Barcelona, Spain where they computed that was so insecure that Texas found a Dominion to be totally incompetent and wouldn't use them. Now, why was it used in Michigan? I don't know. You're going to have to ask the genius Governor of Michigan that question.

And why was it used in Georgia with a Republican governor? Well, because Smartmatic employed as its Chief Lobbyist, the Governor's former Chief of Staff. I'm not saying that was the reason they took it. But if anybody had done, oh my goodness, I guess, the least bit

of -- of investigation of this company that was getting a gigantic contact and found that it's a Canadian company, number one, not American, I think that would trouble you.

You found out that the votes were being counted outside of the United States with very, very insecure server and possibly they believe a backdoor built into it, with Chinese technology in it as well, and with a company owned by two people that are very close to a very big enemy of the United States, Hugo Chaves, and with close connections with China.

Now, how did it effect the vote? We don't know that yet. We do know that in Antrim County, Michigan, when the vote was first announced, Biden was the winner, and it was extremely weird because Trump had won it like 60/40 last time. And when they went back to look, they had to switch the vote around because the machine screwed up the vote. The machine flipped the vote.

In other words, when you pressed down Biden you got Trump. And when you press down Trump, you got Biden. So those machines all have to be audited. Somebody's got to go out to Barcelona, Spain and see what the heck they did to the votes in Barcelona, Spain.

I mean, it's kind of weird he's ahead by 800,000 in Pennsylvania. And then, he loses it by 53,980. I

think the mail ballots had a lot to do with it. The 623,000 illegal mail ballots, but flipping around the machine, might not be -- might also be a contributor.

And when you consider that this company was expert in it, that's what it's invented to do, now it gets to be really strange. And this is the election. They don't want to give us another month at least to take a look at. Well, the heck with them. This is America. We have a right to take a look at it, and we have a right to take a look at it for the benefit of our people.

And that's why you go with common sense, we will uncover the truth and get to a solution on talk radio 77 WABC.

(Commercial break.)

RUDY GIULIANI: We're back again on 77 WABC, and we got lots of calls, and we will go to John first in Suffolk County.

CALLER JOHN: Hey, Rudy. Actually, I'm from Fort Green Park section of Brooklyn where the least mask crave of American soldiers on American soil is. Can you hear me clearly?

RUDY GIULIANI: Yeah. I hear you fine, John. That's says Suffolk County here. I don't know why, but okay.

CALLER JOHN: Yes. Yes. Because I'm out in Suffolk County, I said I'm in Suffolk County, but I'm from Brooklyn.

RUDY GIULIANI: Oh, like me. Okay.

CALLER JOHN: Yeah.

RUDY GIULIANI: Okay.

CALLER JOHN: Yeah, but I went to Saint Johns. You went to Loughlin, didn't you, or something?

RUDY GIULIANI: Yeah, Bishop Loughlin Memorial High School.

CALLER JOHN: All right. So here's what I want to say about this thing. I want to say the dredging of islands in the South China Sea o militarizing is a problem. Tahrir Square becomes into it. Then you got Benghazi. Then you got Joe Biden and the communist Chinese Party's pocket. And then, you have, let's say, the 25th amendment because Joe isn't going to make it very far. So --

RUDY GIULIANI: You think he's not all there?

CALLER JOHN: So are we really go to --

RUDY GIULIANI: All the brain cells aren't working, right?

CALLER JOHN: That's what I -- I don't think -- look. Something happens at 2:00 o'clock in the morning, what's Joe going to do? I mean, did he get out of bed

even and think straight and act quickly?

RUDY GIULIANI: It's not funny. I know it's not funny.

CALLER JOHN: You got Tibet taken over by China. You got the Ogrons right now that are being suppressed. You're not dealing with a small nation here. This is 1.5 billion people who could do a lot of damage. (Inaudible) you get a lot from us really the trillions in terms of bad trade agreements.

So I think we're going to put ourself in a really bad position if the electoral college doesn't come to the assistance of their nation. I guess I can say a whole lot more, but --

RUDY GIULIANI: No. You said it. You said -- you know what you said is basically everything that was not allowed to be said on television and on the internet. So a lot of the American people don't know what you know because the New York Times didn't print it. The Wall -- even the Wall Street Journal cut out a lot of it. NBC, ABC, CBS, all the networks.

Now -- now, they won't cover -- they constantly say lies like, "There's no evidence of voter fraud." There's -- there are -- there are -- there's thousand affidavits.

CALLER JOHN: Yeah.

RUDY GIULIANI: What do you mean no evidence? That's evidence people. Now, you can say the evidence is true or false. But before you can say it's true or false, you have to have a hearing. People have signed under oath that they saw voter fraud. In some cases, as much as 100,000 ballots.

CALLER JOHN: I get it. I get it. Go ahead.

RUDY GIULIANI: And they don't print it.

CALLER JOHN: Yeah. I hear you. I've been listening to you for days. I just got -- I want to just add maybe something small here, but I still tell never saw Obama's real paper birth certificate. And this guy mouthing off and people gave him a pass, as far as I'm concerned for eight years.

RUDY GIULIANI: I never gave him a pass.

CALLER JOHN: But I mean, anybody can make --

RUDY GIULIANI: He's the worst president of our lifetime. He did more damage to the United States than any American president in my lifetime. And what he did with Iran -- what he did with Iran should be a crime. And we gave him a billion dollars.

And Iran is a terrorist nation. And if you give them a billion dollars, some of that money is going to be used to kill people. I mean, and -- and dumb dumb, you know -- dumb dumb probably would have delivered the

cash himself if he was asked to do it. I mean, but he actually -- he was used use to getting cash rather than giving it.

So let's go to Paula from New Jersey.

CALLER PAULA: Good afternoon, Mayor.

RUDY GIULIANI: How are you, Paula?

CALLER PAULA: Thank goodness I -- I admire our President. I admire the staff that he has to defend him, including yourself. I wanted to -- to just -- that our President, as well as our beloved country should be given the benefit of the doubt because this is so important. Why can't the votes that are being looked at by hand, why can't there be a drone that is for the Republican Party, one drone for the Democratic Party, and another drone for Independence.

Why can't there be this technology, a high surveillance camera that can, you know, zoom in so that any questions that people would have in terms of a doubt could be answered. And -- and then, this could be, you know, upgraded so highly due to our technology, or a robot with the equivalence.

You know, with the special kind of eye that could, you know, zoom in and make sure the ballots are valid. I don't see how --

RUDY GIULIANI: Well, I think --

CALLER PAULA: -- even six feet away is going to be as good as this.

RUDY GIULIANI: Well, that's something very worth while thinking about. You know, no one ever thought they would exclude the Republican instructors. And they weren't six feet away. They were 20 feet away or more. And their backs were turned to the observers. I have pictures of that.

So I mean there -- this was like a sneak attack in the sense that whenever you do absentee ballots, it's been, you know, for 100 years, I guess, or at least as long as I know, 30 or 40 years, there's never been a problem. You have the Republican, the Democrat look at it. They fight over it sometimes. They pass on it, and it's necessary because it's the only way to validate the ballot.

You can't go back and check the machine because once you separate the outer envelope from the inner envelope, they become impossible to match. For the purposes of keeping your vote private. So you -- you look at the outer envelope. That's your check. You pass on it. The vote goes into the voting totals, and now it disappears.

So when we -- when we -- when we went from, you know, 200,000 absentee ballots to 2,000,000 mail

ballots, the State Legislatives made it clear in all these states you have to have clear observation. You have to have a check on it. They have it to be both parities or all parities there. Some states made it a crime if you don't do it.

And the Democrats in key places, where they have crooked Democrat machines, like Philadelphia, just shut the Republicans out. And when the Republicans went to the court, they, again, refused to comply. And of course the courts are all Democratic hacks, and they didn't do anything about it.

So now we're suing. We're suing and saying all those votes that we can calculate and show and demonstrate were not examined, are null and void, which is what the law is. And I don't know why that's so extraordinary, and why we're being castigated for it.

People who should be castigated are the people who shut out the Republican inspectors in the first place. People who were castigated are the people who brought the 100,000 ballots in the middle of the night in trucks without a state license numbers. But this isn't a fair country any longer. It's a country ruled by elitist snobs. And worse, and they only print what they want to print, and they print a lot of lies.

So now we're going to go to Irene in New Jersey.

CALLER IRENE: Hi, Mr. Mayor.

RUDY GIULIANI: How are you, Irene?

CALLER IRENE: Good. I have some really some important information what happened in New Jersey. Okay. In New Jersey we have six million registered voters. They called the election at 2.1 million voters that, you know -- initially, you know, they are all Democrats, right?

So they call the election 68 to 32. When they only counted the 2.1 that went in initially. And then, when people went to the polls, Republicans went to the polls, we had to fill out provisional ballots, and because it was 68 to 32, those ballots are never going to be counted.

So what happened is we got a letter when we got our mail-in ballot, and it said, "You can vote on November 3rd, but they will not be counted on election night, and they will be brought to an external facility." Okay. So what they did was they called the election at 2.1 million, the initial -- and in the paper, it said by October 24th, they had 2.5 million mail-in ballots, and the Governor said it was supposed to be a record year for New Jersey voters. We're at like 50 percent. We are usually at 69, 79 percent.

So there's a lot of votes that Republicans came

to the ballots and came to the polls to -- to vote as their primary votes that is being called the provisional ballots, and it's not being used to count for the President, and I believe New Jersey can go for the President.

RUDY GIULIANI: Well, you know, I hear that from people in Virginia there were like thousands and thousands and thousands of ballots. And, you know, we have been concentrating on the states that are closer because it's just easier, but I think in any of these states that have Democrat machines, you're going to have this have happened.

I think this was a -- this whole idea of these mail ballots, which America has resisted for years, including rather the Liberal Supreme Court Justices, like Justice Souter, because it's so fought with possibilities of fraud. We never wanted to do this.

Now, the Dem's used Covid as an excuse for doing it, and I -- you know, shame on us, but we probably didn't anticipate how crooked they are, and what they we're going to do with this. I mean, if you listen to the testimony of the woman -- which you can get online. You can get it on my website, rudyscommonsense.com -- if you listen to it, if you read the testimony of that woman, you can see they started preparing in September

for screwing around with these mail -- mail-in ballots.

And getting illegals to vote, getting people's vote 3, 4, and 5 times. And as I said, they had 7,000 provisional ballots in -- in Pennsylvania. 7,000 people showed up and found and -- to find out that they, themselves, had voted already, and they hadn't.

So Luis in Brooklyn.

CALLER LUIS: Hello, Mr. Mayor. How are you?

RUDY GIULIANI: I am -- I am good. I'm good. So what's up Luis?

CALLER LUIS: The first question -- the first question is how do I become a pole watcher?

RUDY GIULIANI: Well, I mean, we can take that up in a year -- a year or two from now, but you just go to the Party, and they will -- the Republican Party designates their people. The Democrat Party designates their people. They get credentialed. I don't know what -- there are qualifications, but, you know, like 21 years old, and you can't be a bank thief, and whatever.

I don't know what the qualifications are, but you volunteer for it.

CALLER LUIS: Yeah. Well, the thing is that I heard they're looking for people, Curtis and Julia who said they were looking for people you had to call up. They're looking for Pennsylvania or Wisconsin.

RUDY GIULIANI: Oh, I didn't know that. I'll find out. I'll let you know that on Sunday or on -- or on Monday, okay? Yeah. I'll find out if they're looking for pole watchers there. I mean, there are -- I mean, we had plenty pole watchers. I mean, gosh. I got a list -- I better take a better look at it, but it looks like it's about 60 or 70 pole watchers in Pennsylvania that we kept out. They were kept out.

I mean, this time I think you'll get a chance to see the ballot because it will be under the ostriches of the court.

So let's go to John in Staten Island.

CALLER JOHN: Hello, Mr. Mayor, Honorable, Mayor Giuliani. I wanted a question of one thing I heard Andrew Wang saying he's temporarily moving to Georgia so he can vote. So I would call that a Copper Bagger, but the other point I want to make, the lady just spoke from New Jersey that they put the provisional ballots to the side, is there a way we can have another group of alloys right now because we're not doing an electoral college until the 14th. Can we get those ballots and get them counted?

RUDY GIULIANI: I don't know if we -- you know, the ballots you're talking about, we probably can get. We will have to figure out the legal procedure to do

that, but the most important thing is we have to have declared null and void the illegal ballots. Once that's done, he will have won -- I mean, the shame of it is in both Pennsylvania and Michigan, he won pretty big.

And that was the problem for the Democrats, and that's why they screwed up so badly there. Pennsylvania, they never expected them to be ahead by 7 to 800,000 votes. Never, ever expected him to be ahead by that number.

It became way too difficult for them to deal with that. And in Michigan, they didn't expect him to be ahead by 300,000. And when they finished trying to catch up, all of a sudden they were notified they were 135,000 short. That's where Dominion may have come into play. And the operation they have in -- the operation they have in Barcelona, Spain.

I mean, do you -- you have any idea that if you use a Dominion machine, your votes gets counted in Barcelona, Spain with some enormous number of holes in the -- in the process, meaning hacking possibilities.

Well, thank you very much for your calls on the Tunnel to Towers Foundation Hotline. Help Tunnel to Towers do good. Donate $11 dollars a month to T2T.org. That's "T," the number 2, "T," dot org. That's 1-800-848-9222. I'm Rudy Giuliani with Common Sense.

We will uncover the truth and get to a solution on Talk Radio 77 WABC.

(Commercial break.)

RUDY GIULIANI: Rudy Giuliani back, and we will try one more call. We will go to Lisa from Madison.

Lisa, how are you?

CALLER LISA: Hi. How are you, Mayor?

RUDY GIULIANI: Good. Good. What's up, Lisa?

CALLER LISA: Good. I have a suggestion --

RUDY GIULIANI: Good.

CALLER LISA: For President Trump to avoid all of his tweets being censored on Twitter.

RUDY GIULIANI: Uh-huh. Go ahead. I know what you're going to say. Come on.

CALLER LISA: Parlor.

RUDY GIULIANI: Yep. I love Parlor. I love to --

CALLER LISA: Do you know about it because he won't be censored over there.

RUDY GIULIANI: Do I know about it? I've been on it for almost two years, and I'm almost up to 1,000,000 followers. I'm at 900 and -- 990 something, 93. So I got to get 7,000 more to be at a million on Parlor. Wouldn't that be nice? Then it will be the same as Twitter.

You know, I like Parlor a, lot, and I don't get all these notices from them like, "caution." And then, a couple of things. "There's a competing opinion." There's a competing opinion for everything. Everything Obama says has a competing opinion for. Everything Biden says, half of them are lies, but they don't put that down, right? It's amazing how unfair they are. Amazing.

So we're going -- we're going to get ready for it. I hope you have a really good weekend. I will have a really good weekend being a lawyer, which is the thing I like doing the most in the whole world, believe it or not. I like being a lawyer best of everything that I've done, and we have got very interesting cases.

I know they're not being covered, and they're not being covered properly by the media. You don't know -- you don't know really the cases how good it is in Pennsylvania or Michigan. You have no idea the shenanigans that went on in Nevada and Arizona, Georgia, Wisconsin. This is all over the country.

I -- actually, it's all over the country. It's confined to, and they were smart about it. The real cheating is confined to the crooked Democratic cities where they can cover it up. And, you know, isn't it a little naive to think that Philadelphia wouldn't cheat

in this election? Philadelphia has cheated in every election for the last 60 years.

This is the biggest election of the Century, and they're not going to cheat? I mean, it's like stupid. And they think were idiots, but they do think we are idiots. The left wing elites think we're idiots. That's why Joe Biden said, "You don't deserve to know." Because he, working with a 100 IQ, is smarter than you are. This is the guy who was left back in the 3rd grade. Had to cheat his way through law school, documented. Had to cheat his way through law school. When you start that way, and you take millions and millions from foreign countries, is there such a big stretch to fix an election?

Ladies and gentleman, you have a wonderful weekend. We're going to be working away. God bless America. You say that when you wake up in the morning. Greatest country on earth.

(End of recording.)

C E R T I F I C A T E

I, STEPHANIE TURNER, Certified Shorthand Reporter/ Transcriptionist, do hereby certify that I was authorized to transcribe the foregoing recorded proceeding, and that the transcript is a true and accurate transcription of my shorthand notes, to the best of my ability, taken while listening to the provided recording.

I further certify that I am not of counsel or attorney for either or any of the parties to said proceedings, nor in any way interested in the events of this cause, and that I am not related to any of the parties thereto.

Dated this 19th day of January, 2021.

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STEPHANIE TURNER, CSR 13439

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Exhibit 111

screenshot-twitter.com-2021.01.18-13_43_58
https://twitter.com/RudyGiuliani/status/1327616396939948032
18.01.2021



Rudy W. Giuliani
@RudyGiuliani

Did you know a foreign company,DOMINION,was counting our vote in Michigan, Arizona and Georgia and other states.

But it was a front for SMARTMATIC, who was really doing the computing.

Look up SMARTMATIC and tweet me what you think?

It will all come out.

This claim about election fraud is disputed

9:16 AM · Nov 14, 2020 from Washington, DC · Twitter for iPad

32.3K Retweets **5K** Quote Tweets **81.2K** Likes

Exhibit 112

File 2

Rudy Giuliani's Common Sense

Nov. 13, 2020

https://www.youtube.com/watch?v=sd-5Xm5PFmg&list=PLlMn0a7NgIUZIGjQVofrk1M3Ulqdc7_-4&index=15

RUDY GIULIANI: Hello. This is Rudy Giuliani with Rudy's Common Sense. Today, we're going to concentrate on Michigan. I'm going to concentrate on the two lawsuits that have been filed. They are both very, very big cases. One, in State Court. One, in Federal Court.

And we're going to drill down -- not the whole lawsuit -- but we're going to drill down into the key witnesses because the fake media is reporting over and over again, including Fox, that there is no evidence -- hard evidence -- of fraud. There are thousands of pieces of evidence of hard fraud. They just don't publish it. They have an iron curtain.

If you -- if you show them an affidavit signed by someone that says they observe fraud, they don't put it on. I mean, it's really in -- in -- in -- incredible, but it isn't incredible. It's un-American. And the only way we get around it is by going around them, getting on OANN or Newsmax or local radio or some radio stations that are brave enough to publish this.

And I know -- I know why they're doing it. I mean, they're doing it -- some of it because of ideology and some of it because they're being threatened by sponsors. We've had people threatened with being thrown out of their law firms if they help us. I mean, that's

-- that's for another day, but this is McCarthyism on steroids.

This is making Nixon's enemies list look bad, but not as bad. This is probably the worst time in America for the exercise of your rights of free speech. The worst. This is not terribly different than what's going on in Venezuela. And very interestingly, you're going to see that Venezuela is involved in this voter fraud.

But now, we're going to go to Michigan. What happened in the state of Michigan? We filed a lawsuit several days ago, two of them. One, in State Court. One, in Federal Court. One in Detroit and one in Lansing.

And together, they allege the following: That like Pennsylvania, Detroit was a cesspool of systemic corruption. That the Detroit Democratic Machine, which has its own issues of corruption, may be as bad, maybe not as bad as Philadelphia. Its own history of voter fraud, maybe not as legendary as Philadelphia, but still there, that they did essentially the same thing that Philadelphia -- they excluded republicans from being able to observe the mail-in ballots.

The ballots that were so disputed -- the ballots that were new to this election. We never had that before. We had absentee ballots, but not you could just

mail in. And we never had so many mail-in ballots to deal with.

Michigan set up a lawful procedure for doing that. Critical to the lawful procedure, of course, was the inspection by both parties because what -- what -- what I think you have to understand about a mail-in ballot, unlike a ballot in a machine, or -- or even a ballot on paper that's submitted. And then, is checked on the voter roll.

Once that envelope that sends in the ballot is discarded, you can no longer verify it. The verification takes place on the spot. And from time immemorial when absentee ballots are counted, the -- the city or state worker sits in the middle. Has the ballot. On one side's the Republican. One side's the Democrat. Liberal can sit -- whatever.

They pull out the envelope. They all look at the envelope. They see whether all the identifying data is there. They see if it looks good or suspicious. If it looks good, they take it. They open the envelope.

Inside is another envelope sealed to preserve the privacy of your vote, and it's put in the vote pile to be counted. And the envelope is put over there. And, basically now, you can no longer verify. They've become separated from each other and mixed up within a million

votes.

In this case, there was no Republican. Rarely, was there even a Democrat. A couple of times you'll see there were two Democrats and no Republican. No Republican got to see that.

We've shown in Pennsylvania that we can -- we can count now up to 620 -- 628,000 votes were unlawfully cast that way. And now, in Michigan, we're well over 300,000, and we've just begun to count. But I want to drill down now into the -- there's -- there's no evidence, they say, of voter fraud.

And I want to -- I want to show you an affidavit in the state case that's been filed. That has been incorporated by reference into the federal case. So it's part of both cases. This is Exhibit -- I believe, it's Exhibit B, and it's from a city worker. So this -- this person is a -- well, let me just read it.

"My name is Jessy Jacob. I'm an adult citizen and resident of the state of Michigan. I've been employed for the city of Detroit for decades." I -- I want you to note at the end that it's sworn to.

This is not just a letter. This is an affidavit, and if this person is lying, they go to jail for at least five years. Okay? Federal and State because we submitted it in the federal lawsuit now. And she has no

fear of that happening to her.

Regular citizen. Long-time employee of the city of Detroit. Yeah, city of Detroit. I don't know if she's a Republican or a Democrat. I guess, I'm going to assume she's a Democrat. Probably shouldn't because it's Detroit. Eight out of ten are Democrats.

She was assigned to work in the elections department for the 2020 election, and she received training from the city of Detroit and the state of Michigan regarding the election process. She worked at the headquarters for most of September, and then she started working at a satellite location for most of October.

She processed absentee-ballot packages to be sent to voters while "I worked at the election headquarters in September 2020, along with 70 or 80 other workers. I was instructed by my supervisor" quote "to adjust the mailing date of these absentee-ballot packages to be dated earlier than they were actually sent." First crime.

Ordered to do it by her supervisor, a city worker. First fraud. First crime. The supervisor was making announcements for all workers to engage in this practice. So it wasn't individual. It was pervasive.

"At the satellite location, I processed voter

registrations and issued absentee ballots for people to vote in person at the location. I directly observed on a daily basis city of Detroit election workers and employees coaching and trying to coach voters to vote for Joe Biden and the Democrat party." Completely illegal. That's me. Editorial aside.

She goes to say, "I witnessed these workers and employees encouraging voters to do a straight Democrat ticket. I witnessed these election workers and employees going over to the voting booths with voters in order to watch them vote and coach them for whom to vote. During the last two weeks while working at this satellite location, I was specifically instructed by my supervisor not to ask for a driver's license or a photo ID when a person was trying to vote."

Gosh, let's not see if they're an illegal alien. Let's not see if they come from New York. Let's not see if they were sent over from Chicago where they surely were going to win so why waist time in Chicago. Come and vote in Detroit like they do from Camden to Philadelphia in almost every election.

Where Democrat machines control a place, they cheat. And why wouldn't they? They steal. Why wouldn't they cheat? You don't have to guess at it. She's telling you that.

Goes on. Paragraph 10, "I observed a large number of people who came to the satellite location to vote in person, but they had already applied for an absentee ballot." Gee, that's kind of strange. These people were allowed to vote in person and were not required to return the mailed-absentee ballot or sign an affidavit that the voter lost the mail-absentee ballot -- the mailed-absentee ballot. Encouraging them to vote twice.

This is like, you know, I vote -- I voted early and often for Joe Biden and -- and -- and Harris because I was instructed to do so by the crooked Democrat party of Detroit. "Whenever I processed an absentee voter application or in-person registration, I was instructed to input the person's name, address, and date of birth into the qualified-voter file, QVF system." That means if they weren't registered, which means they weren't entitled to vote, she'd clean it all up by getting the vote, and then putting the person's name in after the fact. That's also fraud.

I don't know how many have I counted out. Four -- four different acts of fraud being done by her and 70 to 80 other poll workers. You see -- see how they're lying to you? "The QV system can be accessed and edited by any election processor with proper credentials.

I worked at the satellite location until the poll is closed. And then, completed the entry of all absentee ballots by 8:30. I, then, reported to the TCF center, which becomes a center for corruption. It should be called the voter corruption center.

On November 4, 2020 at 8:30 a.m., I was instructed not to validate any ballots and not to look for any deficiencies in the ballots." That's what you're supposed to do. You're supposed to look for deficiencies in the ballots. They did -- they didn't allow a Republican to look. And they also told the city worker don't look.

Normally, about ten percent of the ballots are deficient. And every single one of these ballots didn't have that inspection became by virtue of that under the law of Michigan an unlawful ballot. One that shouldn't be counted -- can't be counted. It's an illegal vote because it hasn't been inspected according to the new law that was passed.

"Absentee ballots that were received in the mail would have the voter's signature on the envelope. While I was at the TCF center, I was instructed not to look at any of the signatures on the absentee ballots, and I was instructed not to compare the signature on the absentee ballot." The signature is there for the purpose of

verifying.

A Republican to get a chance to see that, and the city worker was told not to do it. Who cares if the signature is one thing, and the signature is another thing, and this person is voting 30 times. It keeps coming in 30 times. We wouldn't know. That also is a crime.

"All absentee ballots that existed were required to be inputted into the system by 9:00 p.m. on November 3rd. That was required to be done in order to have a final list, etc., etc. In order to have enough time to process the ballots, all satellites were instructed to collect the absentee ballots from the drop box once every hour on November 3rd, 2020, end time 8:00 p.m., November 3, 2020."

By the way, that's an order from Justice, Samuel Alito, of the United States Supreme Court. Doesn't matter. Who's Justice Alito? The crooked Democratic party of Detroit's more important than Judge Alito or the Supreme Court because "on November 4, I was instructed to improperly predate the absentee ballots to change the receive date and to make it look that they had been received on or before November 3rd. I was told then to alter the information in the QVF to falsely show that the absentee ballots have been received in time to

be valid."

I estimate that this was done thousands of times. Then, she signs under penalty of perjury. You're telling me this wasn't pervasive fraud. That there's no evidence of pervasive fraud. I assume now that NBC, CBS, ABC, Twitter, Facebook, Times -- Washington Post is aware of this, they will put it on the front page.

We -- we might as well be in Venezuela or China or the old soviet union. And now, I think it would be a good time to take a short break.

ADVERTISEMENT: "I couldn't believe we were evicted from our home that we didn't even sell." Those are the words of a homeowner, Deborah, when she learned she was the victim of home title fraud. It's a devastating crime that can cost you your home and title fraud is not covered by insurance or common identity theft services.

The only folks to trust, that I know of, to protect your home's title is Home Title Lock. Cyber thieves have discovered the titles to our homes are kept online. They forge your name on your Deed stating you sold your home, and they re-file as the new owner.

In Debra's case, she didn't even know she was a victim until the eviction notice arrived in her mail. Home Title Lock protects you and your home by putting a

virtual barrier around your home's title. The instant they detect tampering, they mobilize to shut it down.

Go online to hometitlelock.com and register your address to see if you're already a victim and don't know it. Then, use code Rudy, that's me and sign up for 33 days of protection. That's code, Rudy, hometitlelock.com.

RUDY GIULIANI: Welcome back. And let's -- let's get back to the evidence and the proof that's being denied you because of the iron curtain of censorship. Let's get right back into it. Now, we get to the second part. Now, we get to the second part of the affidavits.

These are two affidavits. One is from Andrew Sito, a poll challenger. And the other is from Melissa Carone, an employee of Dominion Voting Services. Dominion Voting Services was the company that was selected to count the ballots.

Very, very strange selection since they're a foreign company. It's going to turn out to be a very strange selection when you learn all the facts about Dominion Voting Services, and who financed it, and where the money came from. And where these votes went, so they could be manipulated.

But that's not part of this direct case right now. That'd be another case. Let me tell you what --

what these two together say. First -- first, Melissa Carone. Not an employee of anybody. Not a political person. Work for Dominion Voting Services.

She says, "I witnessed countless workers re-scanning the batches without discarding them first, which resulted in ballots being counted four or five times. This is in the TCF center in Detroit where basically eight out of every ten votes was for Biden." Except it wasn't eight out of ten. It was eight out of ten falsely magnified by four or five times.

"Over 400 ballots was scanned, had gotten blocked, which means one batch was counted over eight times. This happened countless times while I was at the center. I confronted my manager, Nick Okonomakus, saying how big of a problem this was. Nick told me he didn't want to hear that we have a big problem. He told me we are here to assist with I.T. work, not to run their election."

I guess they're there also not to be citizens of the United States and report crimes. "I overheard numerous workers talking during shift change, in which over 20 machines had two Democrats judging the ballots resulting in an unfair process." Then, we have the most interesting thing of all, that Mr. Cedo and Ms. Carone are both -- would observe at the same time.

So let's go -- let's go to Ms. Carone's version first. "Sometime around 4:00 in the morning, there was two vans that pulled into the garage of the counting room." This is after most people had left and most Republicans had left because they thought it was over, the counting was over. Trump was still ahead by about 130,000 votes, which they were extremely nervous about, say these witnesses.

"The two vans pulled up into the garage of the counting room. These vans appeared to be bringing food, but no food ever emerged from the vans. Instead, something like over a hundred thousand ballots came out of nowhere. Not in the usual containers in cardboard boxes, in bags, some of them falling out, and they're all thrown on the table.

And it was announced that Michigan had discovered over a hundred thousand more ballots after they had counted all of the mail ballots." But a hundred thousand more were just discovered in the middle of the night. And when a -- when a worker, she observed -- when a worker couldn't read it, or all they did is just throw it in. They didn't bother to observe it. They were just being thrown in. Thrown in. Thrown in.

"When there wasn't a name, the worker would sign the name of the person that the ballot belonged to,"

which is clearly illegal. "There was a time I heard Samuel talking to Nick about losing tons of data." Ultimately, she called the FBI and made a report with them, and "I was told I will be getting a call back."

Needless to say, she didn't get a call back because this was overwhelming evidence of voter fraud by Democrats not Republicans. Had it been Republicans, 10 FBI agents would have shown up immediately and seized the ballots. You know that. You know there's something seriously wrong with the upper echelon of the FBI.

Now, just in case you don't believe her, even though she signed under penalties of perjury, why would a woman do that if it wasn't true? But there it is, and by the way, whether you believe or not, it's evidence. They're lying to you when they say there's no evidence.

This is evidence. Evidence of systemic, pervasive, voter fraud in the city of Detroit at such a level that it changed the numbers and made Biden the winner and not Trump because we can count out at least 320,000 votes that were unlawful and illegal, including the 100,000 that came in at 4:30 in the morning. And there are more witnesses to that, by the way. I just gave you the two under oath. There were more witnesses to what I told you. That it definitely happened.

This is very powerful evidence. So let's take a

short break, and we'll be back with even more.

ADVERTISEMENT: How bad is it? Your back, knee or neck pain? My knee pain was awful. I probably tried the same things you're trying to manage your pain. Topical ointments, pain relievers, fish oil, but nothing worked.

Then I tried Omega XL, and here's why, the underlying cause of painful achy joints and muscles is inflammation. The key is to knock down inflammation before it causes permanent damage. Back by 35 years of research, that's exactly what Omega XL does. Nothing comes close to doing what Omega Xl does. There's nothing like it.

If you're suffering with painful, achy joints and muscles, stop wasting money and switch to Omega XL. Order Omega XL now and get a second bottle free. Visit OMEGAXL.COM/RUDY. That's OMEGAXL.COM/RUDY or call 1-800-844-4888. 1-800-844-4888.

RUDY GIULIANI: Thank you for returning and let's get back to the evidence that the phony media says doesn't exist. Then, we have the support for that from a gentleman by the name of Andrew Cedo. Andrew was a pole challenger. He arrived at the TCF center at 9:30 p.m. on November 3rd.

He reported to the counting room, and he had no

ability to be able to see any of the ballots being counted, nor would they allow him to see any of the ballots being counted. Even though he was a certified poll watcher of the Republican party. "At approximately 4:30 p.m. --" Now, similar to what she said, "-- I thought everyone was going to go home as our shift had ended. There were two men in charge of the county. One in his 30s, and one in his 50s.

At approximately 4:30, the man in his 50s got on the microphone and stated that another shipment of absentee ballots would be arriving and would have to be counted." Now, the count was all over. The guy announces "We got a few more ballots coming in."

They had finished all the ballots they thought they had. It wasn't a few more ballots. There's a hundred thousand ballots. A few more ballots that come in at 4:30 in the morning? This is like Al Capone and -- and -- this is like Al Capone and the Prohibition.

"At approximately 4:30 a.m. --" sworn under oath by Mr. Cedo, "-- at approximately 4:00, tens of thousands of ballots were brought in and placed on eight long tables. Unlike the other ballots, these boxes were brought in from the rear of the room." Quite appropriate that they brought in the back door, right?

"The same procedure was performed on the ballots

that arrived at approximately 4:30 a.m., but I specifically noticed that every ballot I observed was cast for Joe Biden." Oh, wow. Wasn't that amazing? They thought they had finished counting. A hundred thousand ballots come in out of nowhere. Sort of like it's Santa Clause in Christmas. Except Santa Clause would never participate in a voter fraud. And they're all for Biden. And they have to make up 130,000 votes. This is 100,000 votes.

"While counting these new ballots, I heard counters say at least five or six times that all five or six ballots as they were counting through were for Biden. All ballots that I sampled, heard, or observed, were for Joe Biden. There was a shift change at 5:00 a.m. Whatever challenges were left, left. I decided not to leave and continue to monitor the ballot counting. Upon information and belief, the TCF said it was the only place where absentee ballots were being counted. I filled out six or seven incidents reports about what the -- what was happening at the TCF center."

Now, he was complaining vociferously about this to no avail. "At approximately 2:00 p.m. --" so now he stayed all the way until 2:00 p.m., "-- on November 4, 2020, election officials covered the windows to the counting room with cardboard to block the view, against

the law in Michigan. A little after 2:00 p.m., I exited the glass-enclosed room to take a break in the lobby area. When I tried to go back into the counting room, security guards refused to allow me back into the monitoring room to carry out my duties as a observer -- credentialed observer. Previously, people could come and go freely into the counting room." Sworn to by Mr. Cedo.

Hundred thousand ballots at 4:30 in the morning, that's massive voter fraud. When you combine it with the votes that were counted without Republican observers as the law required, we're talking about approximately 230 to 300,000 ballots that were unlawful.

Way beyond -- way beyond Biden's phony margin of victory. It sounds like, in fact, this is going to end up with Trump being pretty close to the 300 -- well, probably half the 300,000 that he had on the night of the election, which actually is what most mathematicians would tell you was the most they could have really reduced it if they did it legally. And the reason they had to rush in those hundred thousand ballots we can now show is because they panicked. The Democrats didn't expect that he'd run that well.

And then, I want you to consider one other thing in conclusion. How is it that in 10 different

Democrat-controlled cities with crooked Democrat machines, with a long list of people that have gone to jail over the years, how is it that every single leader there woke up on the morning of November 3rd and said, "We have this new mail process, and we're going to shut out the Republicans from observing. Even though whenever we do absentee ballots, we have to allow the Republicans to observe. And even though the law says we have to allow the Republicans to observe, we're going to take the risk of violating the law because we control these cities so much."

But it was like an -- it was like the individual idea of the leader in Philadelphia and the one in Pittsburgh and the one in Detroit and the one in Milwaukee and the one in Minnesota and the one all the way out in Phoenix, Arizona and Las Vegas, Nevada and Atlanta, Georgia. They just came up with this on their own. "We're going to shut out the Republicans." Or do you think this was a concerted plan executed by the Democratic national committee and the crooked Biden campaign?

Look, let's get real. Joe Biden plagiarized and cheated his way through law school. Joe Biden plagiarized and tried to cheat his way through his first presidential election. The Biden family and Joe have

made millions -- 30 to 40 million alone from China. And we have a text in which Hunter Biden says half of that goes to Joe.

The man, you know, sold himself so many times. Why wouldn't he cheat? The evidence is overwhelming, ladies and gentlemen. He stole an election. Now, we have two states. Those votes have to go to Trump.

We're going to move on now to Nevada. You don't think it's worse than Nevada? I already know it's worse than Nevada. Phoenix, Atlanta, we're not going to stop.

We've been threatened. We've been told we can never get jobs. We've been told we can't be allowed in polite society. We've been told all kinds of things.

I'm very proud of what we're doing. We're saving the integrity of the American electoral process, which has been trashed by a crooked leadership of the Democratic party, and I want to say to Democrats, even those who voted for Biden, this isn't your fault. This isn't your fault. This is the leadership of your party.

It got corrupted by Clinton, and it never got uncorrupted. And now, they've become major world-class crooks. Stealing an election is nothing for these people. Nothing.

They certainly stole the election in Detroit. They certainly stole the election in Pennsylvania.

There were over 100 witnesses to that. And you're going to see the same thing is true in five other places. And then, we're going to take a look at Dominion, and we'll show you how technologically they stole the election.

So keep paying attention to this podcast and the others, as well as OANN and Newsmax and the local -- local radio stations that have the courage to -- to -- to present the information to you. A lot of it, you know, is getting through. We're going around that iron curtain. It's kind of like the Berlin Wall.

Never thought I'd see this in America, but -- but we're going to defeat. This is a great country. We've got great people. My goodness, you have unbelievable common sense. So stick with us. We'll be back very shortly with a lot more evidence very much like this. Thank you.

(End of recording.)

C E R T I F I C A T E

I, STEPHANIE TURNER, Certified Shorthand Reporter/ Transcriptionist, do hereby certify that I was authorized to transcribe the foregoing recorded proceeding, and that the transcript is a true and accurate transcription of my shorthand notes, to the best of my ability, taken while listening to the provided recording.

I further certify that I am not of counsel or attorney for either or any of the parties to said proceedings, nor in any way interested in the events of this cause, and that I am not related to any of the parties thereto.

Dated this 19th day of January, 2021.

_____

STEPHANIE TURNER, CSR 13439

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Exhibit 113

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Giuliani Is Said to Seek $20,000 a Day Payment for Trump Legal Work

Last week, the president put the former New York mayor in charge of the court challenges to his loss in the election. Since then they have suffered nothing but setbacks.



Rudolph W. Giuliani, President Trump's personal lawyer, speaking about lawsuits on behalf of the Trump campaign this month in Philadelphia earlier. The president has put him in charge of all of his election-related litigation. Gabriela Bhaskar for The New York Times




By Michael S. Schmidt and Maggie Haberman

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Rudolph W. Giuliani, who has helped oversee a string of failed

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By Michael S. Schmidt and Maggie Haberman

Published Nov. 17, 2020 Updated Jan. 14, 2021

Rudolph W. Giuliani, who has helped oversee a string of failed court challenges to President Trump's defeat in the election, asked the president's campaign to pay him $20,000 a day for his legal work, multiple people briefed on the matter said.

The request stirred opposition from some of Mr. Trump's aides and advisers, who appear to have ruled out paying that much, and it is unclear how much Mr. Giuliani will ultimately be compensated.

Since Mr. Giuliani took over management of the legal effort, Mr. Trump has suffered a series of defeats in court and lawyers handling some of the remaining cases have dropped out.

A $20,000-a-day rate would have made Mr. Giuliani, the former New York City mayor who has been Mr. Trump's personal lawyer for several years, among the most highly compensated lawyers anywhere.

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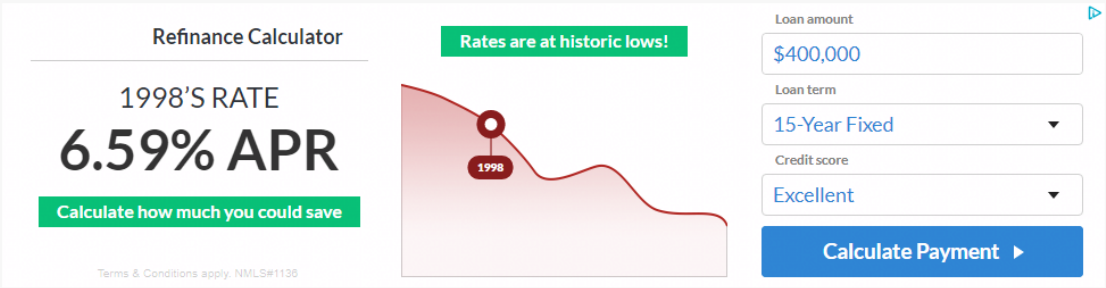

Reached by phone, Mr. Giuliani strenuously denied requesting that much.

"I never asked for $20,000," said Mr. Giuliani, saying the president volunteered to make sure he was paid after the cases concluded. "The arrangement is, we'll work it out at the end."

He added that whoever had said he made the $20,000-a-day request "is a liar, a complete liar."

There is little to no prospect of any of the remaining legal cases being overseen by Mr. Giuliani altering the outcome in any of the states where Mr. Trump is still fighting in court, much less of overturning President-elect Joseph R. Biden Jr.'s Electoral College and popular vote victory. Some Trump allies fear that Mr. Giuliani is encouraging the president to continue a spurious legal fight because he sees financial advantage for himself in it.

The Trump campaign has set up a legal-defense fund and is said to be raising significant sums to continue legal challenges in places like Pennsylvania and Georgia.

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like Pennsylvania and Georgia.

Saved Him.



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A Trump campaign spokesman did not respond to requests for comment.

Mr. Giuliani had sought compensation for his work dating back to the day after Election Day, when Mr. Trump began publicly claiming that he won despite the results, according to people familiar with the request, who asked for anonymity to speak about sensitive discussions.

At $20,000 a day, Mr. Giuliani's rate would be above the top-of-the-line lawyers in Washington and New York who can charge as much as $15,000 a day if they are spending all of their time working for a client.

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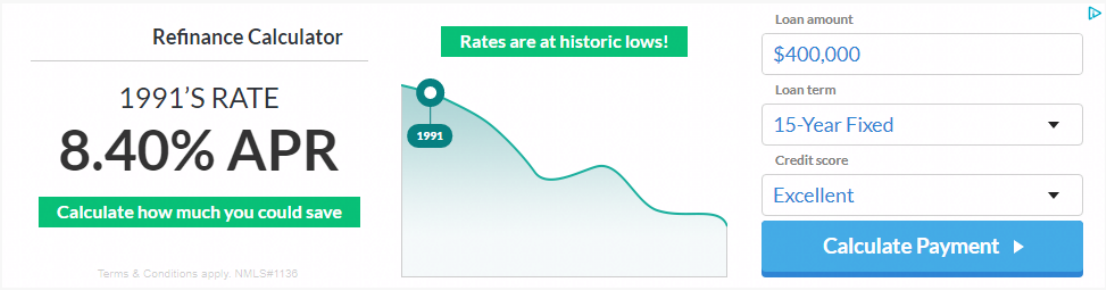
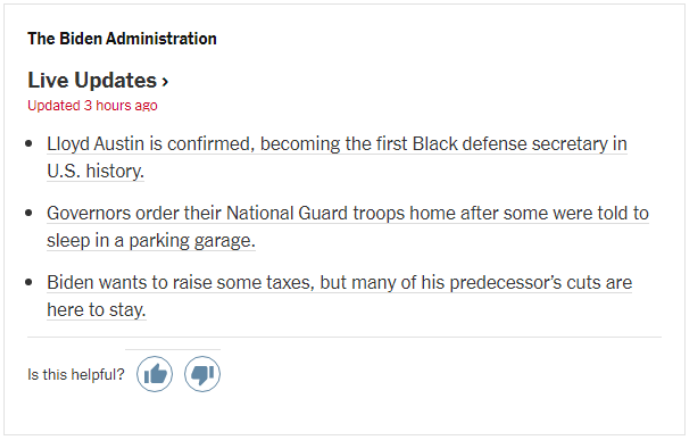


Mr. Trump's insistence that widespread voter fraud cost him the election has no basis in fact but has stoked skepticism about the outcome among his base, including some who violently protested this past weekend in Washington.



Mr. Giuliani has encouraged Mr. Trump to believe a number of conspiracy theories about voting machine irregularities, according to multiple people close to the president who were not authorized to discuss the conversations publicly. Late last week, Mr. Giuliani repeatedly insisted to the president that his other advisers have

conspiracy theories about voting machine irregularities, according to multiple people close to the president who were not authorized to discuss the conversations publicly. Late last week, Mr. Giuliani repeatedly insisted to the president that his other advisers have not been telling him the truth about his chances of success in his legal battles to overturn the results of the election.

Last Friday, as Mr. Trump's legal fight in Arizona appeared to peter out when the campaign dropped a lawsuit in Maricopa County, Ariz., that was destined to fail, the president put Mr. Giuliani in charge of all election-related litigation and communications for it.

On Monday, the day before a key hearing on a lawsuit in federal court in Pennsylvania, Mr. Giuliani forced out a lawyer who had been leading the case, two people briefed on the events said. That left Mr. Trump's team scrambling for a replacement. The local lawyer now handling the case has referred to Mr. Biden as the winner of the election and has said the lawsuits will not change that outcome.

The judge in the case declined on Monday night to postpone the hearing despite a request from the Trump team.

On Tuesday, Mr. Giuliani made the opening argument in the Pennsylvania hearing, largely sidestepping whether there was evidence that voting or vote counting in the state had been compromised. Instead, he repeated baseless claims of "widespread nationwide voter fraud."

Mr. Giuliani, who has been claiming for two weeks that the election was compromised by massive fraud, acknowledged in court that the federal suit in Pennsylvania, which focuses on whether all voters in the state had the same opportunity to fix problems with their mail-in ballots, did not involve fraud. "This is not a fraud case," he said.

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While the hearing was taking place, the Pennsylvania Supreme Court handed the Trump legal team another defeat, ruling that a lower court should not have agreed to give greater access to Republican monitors at the main vote counting site in Philadelphia.

Beginning in April 2018, in the middle of the Mueller investigation, Mr. Giuliani began representing Mr. Trump for free as his personal lawyer. Although Mr. Giuliani said he made nothing from Mr. Trump, it gave him direct access to the president and his

Beginning in April 2018, in the middle of the Mueller investigation, Mr. Giuliani began representing Mr. Trump for free as his personal lawyer. Although Mr. Giuliani said he made nothing from Mr. Trump, it gave him direct access to the president and his administration — access that Mr. Giuliani used to help his other clients, including foreign business executives under investigation by the Justice Department.

After the Mueller investigation ended in April 2019, Mr. Giuliani continued his work for Mr. Trump, concentrating on trying to develop damaging information in Ukraine about Mr. Biden's son, Hunter Biden — an effort that ultimately led to the House impeaching Mr. Trump.

Last year, the intelligence community warned the White House that Mr. Giuliani had become the target of a foreign influence operation by the Russian government, which was seeking to feed misinformation to him in the hopes of undermining Mr. Biden's presidential campaign.

The president has refused to allow a formal transition from one administration to the next to begin, blocking Mr. Biden's team from having access to the agencies they will take over and from receiving briefings on the pandemic and national security threats to the country. National security experts have said this could leave the Biden administration at a disadvantage as it takes over the government in January, and Mr. Biden has said the delay could prove costly in treating the spreading coronavirus pandemic.

Alan Feuer contributed reporting.

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Michael S. Schmidt is a Washington correspondent covering national security and federal investigations. He was part of two teams that won Pulitzer Prizes in 2018 — one for reporting on workplace sexual harassment and the other for coverage of President Trump and his campaign's ties to Russia. @NYTMike

Maggie Haberman is a White House correspondent. She joined The Times in 2015 as a campaign correspondent and was part of a team that won a Pulitzer Prize in 2018 for reporting on President Trump's advisers and their connections to Russia. @maggieNYT

A version of this article appears in print on Nov. 18, 2020, Section A, Page 20 of the New York edition with the headline: Giuliani Is Said to Ask for $20,000 a Day. Order Reprints | Today's Paper | Subscribe

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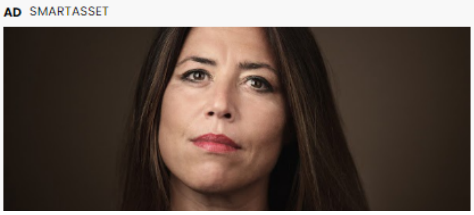

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Uncovering the Truth with Rudy Giuliani & Dr. Maria Ryan

Nov. 15, 2020

https://wabcradio.com/podcast/uncovering-the-truth-with-rudy-giuliani-maria-ryan/

Hoaxes and other fake news stories. This is Uncovering the Truth with Dr. Maria Ryan and Rudy Giuliani. Guarding against misinformation, fake news, and it doesn't seem to be making a difference. Using common sense thinking with New York street smarts.

Now, with Dr. Maria Ryan, here is Rudy Giuliani.

DR. MARIA RYAN: Good morning. Good morning. Welcome to Uncovering the Truth on this crisp beautiful fall day. I am broadcasting live from the great state of New Hampshire.

RUDY GIULIANI: And I'm broadcasting live from Washington D.C., otherwise known as the Swamp.

Call us at 1(800) 848-9222, that is (800) 848-WABC. I bet you got a lot of questions this week.

DR. MARIA RYAN: Rudy, what is going on with the Tweet from the President today?

RUDY GIULIANI: Well, the President Tweeted out -- I don't know if he did it last night or this morning, but he Tweeted out, more or less, a comment, maybe like a sarcastic remark, you know, "Biden won because he cheated by keeping our poll watchers out in ten states and by using a foreign company -- by using a foreign company that they are affiliated with the count to vote," something like that. I'm just paraphrasing

it. He was being sarcastic. It was clear.

DR. MARIA RYAN: Of course.

RUDY GIULIANI: Because he said Biden won, and then he went on to show all the ways, he believes, that he can prove that Biden cheated. So, of course, CNN interrupted "Special news. He conceited."

DR. MARIA RYAN: Oh, dear Lord.

RUDY GIULIANI: He didn't concede.

DR. MARIA RYAN: No.

RUDY GIULIANI: He is feisty as ever. The evidence is mounting and mounting and mounting. In fact, it is pretty overwhelming right now.

DR. MARIA RYAN: Yeah. I personally spoke to a lot of the poll watchers in Pennsylvania. And they were either not allowed to even get in the building or if they were allowed in the building, they were put in a corner. And nobody has been arrested in all these states.

RUDY GIULIANI: Right.

DR. MARIA RYAN: They broke their own state laws by not allowing the observers to properly observe.

RUDY GIULIANI: Yep. Yep.

DR. MARIA RYAN: So we talked about that last week. And the question we had was "Do you think fraud impacted the presidential election?" The verdict was

overwhelming from the jurors, all of you people out there. "Yes. 94.9, "percent," "No. 5.4 percent."

RUDY GIULIANI: I mean, and it is -- it was pretty clear last week. It is now overwhelming. And it is not only fraud. It is fraud in a number of states. So it is a pattern of fraud and the pattern happens to be focused on Democrat cities where Democrats control everything so that they can push people around. So if you go to court, you know, maybe you will get one ruling but then another crooked judge will overrule it. I mean, you know, that a city -- my own city is a corrupt Democrat machine. Boston is a corrupt Democrat machine. Philadelphia could make both of them look like armatures. Phila -- my comment is I would be surprised if Philadelphia didn't cheat in this election. That would be the surprise.

DR. MARIA RYAN: Yeah. That is one thing I want to make sure people know this is not unique. What is different about this election it does seem targeted to the presidential race. It does appear coordinated across many states in the Dominion software company. There has been issues. Texas wouldn't even use it, but I want to go back to election night.

It seemed like President Trump could not lose. It was going to be a landslide. He was leading by

800,000 votes in Pennsylvania, 13 percent -- 33 -- excuse me 300,000 votes in Michigan, by an either larger percent in Wisconsin. And he was leading by 2.5 percent in Georgia, North Carolina with 90 percent of the vote cast. He was even leading in Virginia and many people think he won Virginia.

RUDY GIULIANI: Well, you know, Maria, that is absolutely correct. Some of those states in prior years would have been called for him if the networks were fair. Meaning --

DR. MARIA RYAN: Right.

RUDY GIULIANI: -- Pennsylvania 800,000 ahead, you're not going to catch up with something like --

DR. MARIA RYAN: No. How can you?

RUDY GIULIANI: -- 65 percent of the vote cast. Michigan he wasn't going to catch up. And Wisconsin he was way ahead. I mean, those three states should have been called for him. Maybe even north Carolina or in Georgia. They didn't do it --

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: -- because -- they didn't want to have to call the election for him because maybe they knew what was going to happen. There was a big pause --

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: -- there was a big pause. Now

looks like it was instigated by Dominion, and they probably got the word "We got to make up those ballots" and the cheating really went into high gear. And that is when --

DR. MARIA RYAN: You know --

RUDY GIULIANI: -- at 4:00 in the morning 100,000 votes show up in Michigan. 100,000 votes to show up in ashcans and boxes and what I am telling you is there was four affidavits supporting it. This isn't coming from the top of my head.

DR. MARIA RYAN: No, no, no, no.

RUDY GIULIANI: There is plenty of evidence of this.

DR. MARIA RYAN: I believe it wholeheartedly. Wholeheartedly that -- and it seems multi-factorial, right? We have the regular fraud that happens in every election where people use dead people to cast a vote. We had a lot of ballot harvesting, which in Pennsylvania where they did it, and I know they did it, it is illegal. It is not illegal in California, but most the time it is illegal.

RUDY GIULIANI: Well, nothing is illegal in California. Nothing.

DR. MARIA RYAN: Yeah. And all these people saying that they saw trucks coming to certain polling

stations in the night, and data analysis showing that so many ballots were just strictly for Biden. Nothing else checked in the entire ballot.

RUDY GIULIANI: Yes.

DR. MARIA RYAN: Almost like somebody was just trying to do that and put in those ballots. But going back to some of the numbers, in Pennsylvania the count was over 650,000 votes. And like I said, Michigan over 300,000. And illegal counts voted without any inspection, and I want people to know what a big deal this is.

RUDY GIULIANI: Yeah.

DR. MARIA RYAN: We wanted voter integrity. If this happened to Biden, I swear my hand on a Bible, I would be fighting for fairness for Biden. We have to have voter integrity. We are the United States of America.

And then tell us about the problem with the voting machine company.

RUDY GIULIANI: Oh, my goodness, Maria. The voting machine company -- I mean, that is a serious national security issue. I don't think anybody in this country, including me, and I -- I blame myself for never looking into this. We don't know much about those voting machines. This company --

DR. MARIA RYAN: No, but why would --

RUDY GIULIANI: -- first of all, makes no sense to me they were counting our vote outside the United States. Why are we using a foreign company to count American votes? Dominion is a foreign company. Not only that, it is a far left radical foreign company. Their director of security --

DR. MARIA RYAN: Why?

RUDY GIULIANI: Well, for four or five years their director of security has been a big supporter of Antifa. He is all over the internet calling Trump all kinds of horrible names. He wiped -- he wiped it clean, but it was kept by a fellah named Oltmann, and he has got the whole thing.

This guy is a big lefty. Second, Dominion isn't what it appears to be. If they had done the slightest bit of due diligence, any of these governors who awarded the contract, they would find out that they used their software by contract with a company called Smartmatic.

Smartmatic is founded in 2004 by two Venezuelans who were very close to Chavez. It was founded and put together for the specific purpose of stealing elections. It stole elections in Venezuela. Stole elections in Argentina. It screwed up an election in Chicago. They were going by another name at the time, Sequoia. It is

all evidence. It is all in House records. They were thrown out of Chicago for screwing up an election. And then they come back as a subcontractor with other companies.

So Dominion is basically a shell for Smartmatic. It is a company still owned by two Venezuelans. Two Venezuelans very close to Maduro, the guy that were trying to overthrow in Venezuela.

DR. MARIA RYAN: Great.

RUDY GIULIANI: Venezuela software clearly comes from China. And our votes are being counted in Germany and in Spain.

DR. MARIA RYAN: That is so nuts.

RUDY GIULIANI: We don't know what they are doing with it. And here is one of their specialties, which they did in an Argentinian election, I believe. One of their specialties is if you're going to lose, they immediately figure out where they got to cut off the vote. And then they either change the machines or here they were able to bring in -- because we did this whole mail-in ballot thing. It was crazy to do.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: For years we were warned that mail-in ballots would lead to fraud, including by Jimmy Carter.

DR. MARIA RYAN: Oh, Lord.

RUDY GIULIANI: And James Baker and Justice Souter and the New York times. So we did mail-in ballots and the Democrats said, "Great. Now we can really cheat. If we have to make up the vote, we just fill out lots of ballots." Which is exactly what they did. And the reason Biden's name appears like on those 100,000 ballots that came in the middle of the night --

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: -- because you don't have time to fill out the rest of the Democrats.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: You got to do 10,000 Biden's in an hour. So people sit around.

DR. MARIA RYAN: I think they were smart, too, because Republicans did really well and maybe they were thinking well, if the House and Senate does fairly well, Republicans, you know, they won't fight so hard for President Trump.

RUDY GIULIANI: Absolutely right. You're 100 percent right, Maria. They were totally shocked, believe me, that he was ahead by 7 or 800,000 votes in Pennsylvania. They blew their minds. They thought at most he would be ahead by 100 -- he won those states by a percent or less. He was ahead by, like, major 300,000

in Michigan is a lot to be ahead.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: He was ahead by more in Wisconsin. Ahead by 800,000 votes in Pennsylvania. And they shut it down and said, "This is our" -- I don't think they actually thought they could steal Pennsylvania back. I don't think they did, but that is why they were so aggressive pushing people around, pushing them out.

People should just understand this. In Pennsylvania there are 632,000 ballots in the count that Republicans were deliberately not allowed to inspect on purpose. It wasn't on accident. They shut them out. They are completely illegal. They are against state law. They make the whole mail-in ballot system a farce, and they have to be discarded.

You take those 632,000 votes and take them out, and he wins Pennsylvania by the 300,000 that he probably actually won it by in the first place. Similarly in Michigan where we are talking about 250,000 votes. And then we move onto the other ones. And there is plenty of evidence way beyond the numbers that are needed to make up the very small margin.

I mean, Wisconsin it is, like, 11,000 votes -- 20,000 votes. I mean, there are a lot more than 20,000

illegal ballots sitting in the vote count. So that is what we are -- that is what we are going to --

DR. MARIA RYAN: Why don't the State legislators examine this count in the foreign voting machines under Article 2 Section 1 Clause 2 of the Constitution? Aren't the State governments given the power to select the electors? Shouldn't they --

RUDY GIULIANI: Dr. Maria, you're a lawyer, too. You're a lawyer also. Wow. Well, you're absolutely right. I don't know why the State legislature are sitting on their hands. It is their responsibility actually to govern the rules for federal elections including for President. For President they select the electors. Now, the congress can set laws, changing that or guiding that, but they haven't in this case.

So I mean, the legislatures should be outraged. They passed a law that is very controversial, this mail thing --

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: -- we always resisting it. We did it because of this COVID, right?

DR. MARIA RYAN: Right?

RUDY GIULIANI: And now we find out that the Democrat Party made a mockery of it. They made a mockery of that law.

DR. MARIA RYAN: Yes.

RUDY GIULIANI: And they did it in cities that they control, crooked cities that they control.

DR. MARIA RYAN: Yep.

RUDY GIULIANI: So you go into the court in Philadelphia and you tell the judge, "We are not being allowed to see the ballot." The judge says, "Oh, well, it says you have to be present. You don't have to see."

DR. MARIA RYAN: What is the use?

RUDY GIULIANI: Well, that got reserved, but I mean, that is the kind of garbage --

DR. MARIA RYAN: Yeah. Yeah.

RUDY GIULIANI: -- you get out of these hack Democrat judges. And they -- believe me, they exist. They exist. I mean, they are put there for political reasons. They, you know, couldn't pass a bar examine again probably. It is not all judges, but in these cities where you have Democrat machine control, one of the things that comes along with it is a pretty screwed up Judiciary because they are getting put on --

DR. MARIA RYAN: That is too bad.

RUDY GIULIANI: -- by party bosses. They are not getting put on by, you know --

DR. MARIA RYAN: Yep.

RUDY GIULIANI: -- advise and consent of the

Senate --

DR. MARIA RYAN: Yeah. And George Soros' money --

RUDY GIULIANI: -- unbelievable.

DR. MARIA RYAN: -- helps influence things.

RUDY GIULIANI: George Soros' partner --

DR. MARIA RYAN: -- in China.

RUDY GIULIANI: -- was the CEO of Smartmatic. George Soros' partner was running --

DR. MARIA RYAN: Is that (inaudible) or do you think people know this?

RUDY GIULIANI: Nobody knows it. I don't think -- well, anybody who knew it and gave them a contract --

DR. MARIA RYAN: Why would you look into it? Right. Why would you look into it?

RUDY GIULIANI: Anybody -- anybody that knew that and gave them a contract should get investigated because they probably got something for it.

(Commercial break.)

This is Uncovering the Truth with Dr. Maria Ryan and Rudy Giuliani. Guarding against misinformation, fake news, and it doesn't seem to be making a difference. Now, with Dr. Maria Ryan, here is Rudy Giuliani.

RUDY GIULIANI: Doctor Ryan, we have so many

calls. I can't imagine how we are going to get to them all. So maybe -- maybe -- maybe we should just get -- maybe we should just get started to go to that.

So we will start with Judy in Brooklyn.

DR. MARIA RYAN: Good morning, Judy.

TELEPHONE CALLER: Hi, good morning, Mayor Giuliani and Dr. Ryan. It is so nice to hear from you. Before I ask -- Mayor Giuliani, before I ask you a question, I would like you to put on your legal hat because it is very creative, and I want to hear something creative from you because this is a crazy situation. Okay?

RUDY GIULIANI: Sure.

TELEPHONE CALLER: And, Maria, by the way, voter integrity plus voter transparency is important, too. So here we go.

DR. MARIA RYAN: Yeah.

TELEPHONE CALLER: President Trump -- President Trump, as far as I'm concerned, and 72 million is concerned, won November 3rd at midnight. There is nothing to --

DR. MARIA RYAN: Amen.

TELEPHONE CALLER: Okay. The problem is the cheating and the fraud has been so overwhelming after midnight, okay, and on, for example -- listen to this.

How is it possible that dead people voted let alone all for Biden? Could you please explain that a little to me? They all voted for Biden. They are all dead. They all voted for Biden. You know, it is crazy. Factor in the deliberate suppression of the truth by the press, Twitter, Facebook, Google, networks, media, whatever, for four years let alone the Biden scandal to suppress it from the American citizens, okay, and also I have to tell you I do not trust back stabber Justin Roberts. I'm very concerned about him.

So here is my question, okay --

RUDY GIULIANI: Yes.

TELEPHONE CALLER: Can President Trump -- can President Trump declare a state of emergency for the purpose of fair elections that did not happen where all American citizens are informed of the truth, Mayor, and have a fully transparent election with a do over in these swing states, fair and square? What do you say?

RUDY GIULIANI: He can't. Flat out he couldn't do that. What he can do, though, I mean, it isn't just the courts, he can appeal to the State legislations to do their jobs. For example, the state of the common wealth of Pennsylvania and the state of Michigan, the State legislature has to certify the vote. That means the state legislature, if you take that seriously, has

to honestly say "This is an honest vote." How can they do that in Pennsylvania?

I mean, they have -- they shut out Republican inspectors. I mean, it is a lot more than 682,000 votes. That is the ones we can count. And they did it only in the crooked big cities. In the other parts of the state, everybody was treating fairly and fine. No complaints in the Republican areas, none, zero. Republicans weren't shutting out Democrats.

That is also an equal protection violation in the United States Constitution, which is what Bush v. Gore was decided on, but the state legislatures could step up. They could do their own investigation, look at this evidence and say, "I am sorry. We are going to deduct 682,000 votes, and certify the vote that way."

And actually -- actually they would be doing something honest, if they did it. So there are -- there are avenues here that the crooked press isn't telling you about. The case in -- now, we are going to have to go -- in some of these cases we are going to have to go in front of Democrat judges, and I'm not sure we are going to get in every case the right opinion in the first instance, but we can appeal all of them.

So if, you know, we can't help but if we were in front of a judge that puts his political hat in front of

his judge hat, and that happens sometimes, and judges will get angry at me for saying it, but I'm just telling you the truth.

DR. MARIA RYAN: Yeah. I asked Rudy to put on his legal hat, too, about a massive conspiracy because we had people investigating or spying on the Trump campaign before he was even elected. Okay. That is illegal. Nothing has happened to those people doing that. That should never happen in the United States of America.

RUDY GIULIANI: It is outrageous, Maria. It is outrageous. It is outrageous.

DR. MARIA RYAN: Yeah. Then we knew that the Russian hoax was paid for by the DMC and Hillary and yet everybody knew it. Ship and others went through the charade. Spent 40 million dollars taxpayers money that is cue, No. 1. Then the fake impeachment. We knew this was coming. I have people outside of New Hampshire saying there is algorithms in this Dominion and President Trump should have won New Hampshire.

I mean, we need to look into this, but I have breaking news. Sidney Powell, the great attorney, Sidney Powell on Maria Bartiromo broke the news that Biden's transition team member, Peter Neffenger, is president and director of Smartmatic.

How about that? How about that?

RUDY GIULIANI: I shouldn't be laughing. I don't know why I laugh at these things. I get the dark humor of a prosecutor. I got to tell you Maria and Judy, they overdid it this time, and they are going to get caught.

They have been stealing -- they have been trying to steal elections for years. I even know the standard. In Florida they start cheating, if it is two percent or less. If it is two percent or less they hold back the votes --

DR. MARIA RYAN: The counties --

RUDY GIULIANI: Yeah, the two counties Palm Beach County and Broward County, solid Democrat machines, meaning crooked, hold back the vote. If it is within two percent, they are going to start shipping ballots in from elsewhere. If it is over two percent, they are smart enough to say, "We will get caught if we do it."

And even Mayor Daily -- I mean, this goes back at least to 1960 when Mayor Daily held back the vote in Chicago so that John F. Kennedy could win Illinois. He waited for the down state vote to come in. It was close and close enough to steal, but, believe me, Mayor Daily wouldn't have been stupid enough to try to deal if he was behind by 800,000 votes. The only reason they did it is because they have a suck up media that is corrupt.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: -- and covers it up for them.

(Commercial break.)

This is Uncovering the Truth with Dr. Maria Ryan and Rudy Giuliani. These fake news stories affected the election.

Now, with Dr. Maria Ryan, here is Rudy Giuliani.

RUDY GIULIANI: Maria, they are lined up and ready to go.

So Rustle from West Chester.

DR. MARIA RYAN: Good morning, Rustle.

TELEPHONE CALLER: Oh, good morning, Maria and hi Rudy.

RUDY GIULIANI: How are you?

TELEPHONE CALLER: Hi, I would like to ask both of you if all else fails in the courts, what will be the last stitch effort? I know Rudy is an officer of the court. You can only go so far, but I feel that we might be looking at martial law in this --

RUDY GIULIANI: Oh, no, no, no, no.

TELEPHONE CALLER: Okay. Rudy, thank you very much. I just wanted to know what --

RUDY GIULIANI: I know and, Rustle, come on. You're a jerk. I can tell the minute you start you're a jerk. Of course there is not going to be anything

beyond the courts. President Trump is an honorable Patriotic American, and he is an honest man. He wasn't taking money from foreign countries like the Biden family for 30 years. It is a totally different thing. He didn't plagiarize in law school or plagiarize as a Senator or lie constantly about not knowing about his son's business, lie to the American people about -- about his involved in the business.

He didn't go into business with the Chinese communist spies. We are talking about a complete different person.

DR. MARIA RYAN: Rudy, do you think Biden is in the know about all the cheating and coordinated effort across multiple states? People were even told to (inaudible) --

RUDY GIULIANI: Honestly --

DR. MARIA RYAN: There is affidavits and Whistleblower's.

RUDY GIULIANI: Honestly, I think I could defend him on a -- I could defend him on an incompetence defense. I don't think the guy knows he -- I think he vaguely knows he is president, you know.

DR. MARIA RYAN: Look at the first people who reached out to him. Iran, evil terrorists.

RUDY GIULIANI: Yeah, and China.

DR. MARIA RYAN: Iran --

RUDY GIULIANI: And China.

DR. MARIA RYAN: They love it that Biden.

RUDY GIULIANI: China would have lost a lot of money if they didn't win.

Well, let's go back to our -- let's go back to our friends here. Joseph, Bronx. Hey, Joseph. Joseph.

TELEPHONE CALLER: Good morning.

RUDY GIULIANI: Good morning, sir.

TELEPHONE CALLER: Yeah. I just wanted to actually make a little clarification. I mean, you know I think it is very unfair that the media came down on Nancy Pelosi for ice cream costing $100 a gallon. I think there is a very legitimate reason why it is so experience. From what I understand it is cocaine flavored.

DR. MARIA RYAN: Wow. That came out of nowhere. I wasn't expecting that.

RUDY GIULIANI: Joseph, I recognize you. You're always so serious.

TELEPHONE CALLER: Okay.

RUDY GIULIANI: How can you -- I didn't know you had a great sense of humor.

TELEPHONE CALLER: Well, we are living in very serious times, and it is nothing to joke about.

RUDY GIULIANI: I know.

TELEPHONE CALLER: With regard to, you know, an earlier and earlier caller Judy, she sort of stole my thunder on the number of points she touched on. The steal investigate, the nonstop media by (inaudible) of our president.

RUDY GIULIANI: Right.

TELEPHONE CALLER: The suppression of the Biden corruption story again with the mass media malfeasance. And also more importantly with the vote, you know, the far east vote counting going on in several important key states like Georgia and Pennsylvania. You know, there is a wealth of information on that that you're not going to find in the mass media because, again, the media, as we all know, is contentious and bias and --

RUDY GIULIANI: It is insane.

TELEPHONE CALLER: -- favor of the Democrats. They are in their pockets, but there is a wonderful site it is UNZ.com

RUDY GIULIANI: UNZ?

TELEPHONE CALLER: A lot of the stories by Paul Craig Roberts, (inaudible) a lot of solid conservatives who've uncovered evidence that, you know, the Democrats have indeed vote stealing with regard to this election, and it is not a fair election at all.

So, again, you want to visit that site. It is UNZ.com. But again --

RUDY GIULIANI: Thanks. I think we will look at that. I mean, as you got to go on the internet and you got to do your own research now because we are living in an age of massive censorship. It is tragic. Right, Maria?

DR. MARIA RYAN: It is terrible, and it is incredible how many data analysis or analytic people, I don't know what their titles are, that are taking this seriously. They are, like, "I know how they did it. I know the algorithm they put in." Dr. Sharaby, I think his name is, with MIT, e-mail, he even says there is something terribly, terribly wrong with these voting machines.

RUDY GIULIANI: Yep. I will tell you one of the things that I learned because I don't -- I don't know this part of the case as well as Sidney does, but I do know that one of the things that Smartmatic specializes in including, you know, warning you you have fallen too far behind, stop, reset, and start cheating even more, they also know how to spread a vote out. So if they have to catch you up, let's say by 10,000 votes, they don't do it just in one place. They sprinkle it in throughout a big city --

DR. MARIA RYAN: Uh-huh.

RUDY GIULIANI: -- but they made a mistake in Michigan. That is how it all started. In Antrim County, Michigan way up in northern Michigan, Republican, as you can imagine, all of a sudden Biden wins. And some enterprising people said, "It can't be. Can't be. Can't be."

So they went back and they examined the machine and the machine had 6,000 votes switched from Trump to Biden. And then they said, "Oh, it is a mistake, a mistake, a mistake." And then we found out the whole history of this company. This is what they do. But usually they are smarter than that. They don't do a 6,000 vote. They might do a 2,000 here.

DR. MARIA RYAN: Sprinkle.

RUDY GIULIANI: Right? You know that Maria.

DR. MARIA RYAN: Yeah. In Wisconsin I know they found the same thing. Why can't every state, every county who is using this do an audit?

RUDY GIULIANI: They have to.

DR. MARIA RYAN: You know what --

RUDY GIULIANI: They have to otherwise we are going to have a --

DR. MARIA RYAN: -- 73 million people voted for President Trump. We deserve an answer.

RUDY GIULIANI: Maria, we spent 40 million dollars to find out that Russia didn't collude with President Trump in the last election. Well, we should spend more than that.

DR. MARIA RYAN: They eluded with Hillary.

RUDY GIULIANI: This is a foreign -- this is a foreign entity that is rigging our election. This is a Venezuelan owned company. They may be registered in Delaware --

DR. MARIA RYAN: I didn't realize that.

RUDY GIULIANI: -- they maybe registered in Delaware but the people who own it and funded it are Venezuelans. They did originally for Chavez. They work with Maduro now. These people are dead set enemies of the United States of America.

You can't find a bigger enemy of the United States than Venezuela. And you can't find a better example of what the left wingers want to do to us like Soros that let us be another Venezuela. And a couple of them can be rich, and we will all be on welfare. That is the aim of the current crooked Democrat party. Not all Democrats by any means.

DR. MARIA RYAN: Right.

RUDY GIULIANI: Most Democrats are victimized by this just like we are.

DR. MARIA RYAN: Yep.

RUDY GIULIANI: So let's go to Daniel in New Jersey.

TELEPHONE CALLER: What you said was right on. A lot of these judges that are encountering now are nothing but political hacks, and I want to talk about the Bruce Marks/William Stinson case.

RUDY GIULIANI: The which one?

TELEPHONE CALLER: The Bruce Marks -- Bruce and William Stinson.

RUDY GIULIANI: You got to tell me the case.

TELEPHONE CALLER: 1993/94.

RUDY GIULIANI: Okay.

TELEPHONE CALLER: There was a state Senate race with a special election in '93. And William Stinson was actually sworn in. Mark said, "No, no. You had all kind of election fraud with these absentee," and he went to the federal court and had it overturned. And they actually threw him out of office after he was sworn in.

RUDY GIULIANI: I know it. It was in Pennsylvania. It was -- it was a lot of it was fraud with absentee ballots. Very much like our case. And it was --

DR. MARIA RYAN: Yep.

RUDY GIULIANI: -- decided by the federal district

court in Pennsylvania. I forgot which district. Maybe the middle district, but in any event there is precedent for throwing out an election because of tampering with absentee ballots, and I'm not even sure in that case they proved the exact number like we can. They threw it out because the election stunk.

They couldn't -- look you got to certify an election. It is like, you know, signing an affidavit. You have to certify to the best of your knowledge this is a legitimate vote count. How the heck can you do that in Pennsylvania? Anybody who does it is committing perjury.

DR. MARIA RYAN: Well, I have to say a lot of the e-mails that were going to you, Rudy, because people are, like, Rudy -- Rudy, if anybody can do this, Rudy Giuliani can find out the truth, and I was tasked helping sort through all these e-mails you were getting. And there is people from California --

RUDY GIULIANI: I know.

DR. MARIA RYAN: -- New York. They are all over the United States saying "I got three different ballots in my mail."

RUDY GIULIANI: Yeah. This whole mail -- this whole mail thing was a -- turns out to be a Democrat scheme. To be able to do what they do but do it on a

bigger scale. They -- they put in phony ballots in every election in these crooked cities, but now since they have the mail thing, they can put in large numbers of phony ballots. This is what we were warned about to not do mail. We were warned about it ten years ago by the New York Times.

DR. MARIA RYAN: Yeah. Jimmy Carter talked about it, too.

RUDY GIULIANI: Turns out the New York Times was right about something.

Hailey --

DR. MARIA RYAN: One thing --

RUDY GIULIANI: -- from Florida. Let's get Hailey.

Hailey?

TELEPHONE CALLER: Hi, guys. How are you?

RUDY GIULIANI: How are you Hailey?

DR. MARIA RYAN: Good morning.

TELEPHONE CALLER: I'm doing well. Thanks for taking my call. I just think I have a pretty good point. One that every American can relate to in parallel to this voting mess. In that, you know, when you go to gamble and you go to play a gambling machine, it is controlled by the state lottery. And those servers are controlled by the state laterally and they

are harbored in the U.S. So why is it so hard for the election systems, you know, to work in the same way in the states? I just don't get it. It is like such common sense.

RUDY GIULIANI: What do you think, Maria?

DR. MARIA RYAN: Common sense is right, Hailey. There is no common sense here. And why is there automatic algorithms in there. Isn't it as simple or am I missing something that votes just get counted encabulated? Why are the algorithms put in these systems? I'm perplexed over it. Somebody --

TELEPHONE CALLER: Well, yeah, I mean, they are not put in the gambling system. So maybe that is more important than voting apparently.

RUDY GIULIANI: We protect gambling more than we protect the sacrad vote.

DR. MARIA RYAN: Our votes.

TELEPHONE CALLER: Is what it seems.

RUDY GIULIANI: Wow. But, Hailey, I don't understand why any governor would give a contract to any foreign company to count our vote. I don't care. Even it is a Canadian company. It is a friendly country, but it gets out of our control. And then they are too stupid to find out that, really, that company isn't doing the counting. Smartmatic is. With Soros pal the

chairman of it and the company that is in trouble all over the world? Now, Texas threw them out. Texas did what apparently these other states didn't do. Texas threw them out because there -- they are incompetent also.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: They do a good job of counting the vote even when they are trying to be honest. All well.

DR. MARIA RYAN: You know how I eluded to these e-mails before? One of the threads in all these e-mails is that they don't trust the FBI. So they want to know where do I report "x" happening to me? The fact that I got multiple ballots or I went to go vote they told me I already did. Like, people don't know where to go and they don't trust the FBI.

RUDY GIULIANI: Yeah, well --

DR. MARIA RYAN: I think it is said on the shell "Go to your state attorney general" but is there any better thing I should tell people, Rudy?

TELEPHONE CALLER: I --

RUDY GIULIANI: Well, I think they got to go to the FBI no matter what at this point. But, I mean, they should report it to us, and we will get it to court. That is the only place I can tell you that it will be

handled. The FBI has buried so many things I can't figure out what Christopher Ray and what he thinks his job is.

So let's go to Rustle in Passaic, New Jersey.

DR. MARIA RYAN: Oh, Passaic.

RUDY GIULIANI: Passaic, yep.

TELEPHONE CALLER: Nice. Thanks so much, Mr. Mayor. You're doing the work that over half this country is looking for you to save this country --

DR. MARIA RYAN: Yeah.

TELEPHONE CALLER: -- going forward, but I have a couple very simple questions. First, you cannot go anywhere these days without be watched by some security cameras. What happened to the security cameras in these voting areas where they are tabulating these votes?

RUDY GIULIANI: Yeah, yeah, how come they didn't have any? Because they knew they were going to cheat. That is why. Why do they keep -- why would you create this problem of keeping the Republicans out if you're not cheating? The law says and different states have different language. Some say "present." Some say "observe." Some say "inspect," but, look, we all know it. We have been counting absentee ballots for 1,000 years. I've been through it.

And never -- I never heard of anybody even think

about this. You're counting absentee ballots. You have a Republican on one side, a Democrat on the other. And you show it to them. Now, you say COVID. COVID. Well, first of all, these laws were passed and the state legislatures knew about COVID, and they still required inspection. So then --

DR. MARIA RYAN: Yes.

RUDY GIULIANI: -- hold the ballot up, hold it up so everybody can see it. And let the person be six feet away.

DR. MARIA RYAN: Called voter integrity.

RUDY GIULIANI: Hold it up. And then if there is a really questionable ballot, put it down on a thing. Let the person come over with a mask on and examine it with gloves on. I mean, if you want to do it, you can do it. COVID doesn't give them an excuse to break the law. And how come every single one of them in ten, 12 different places did exactly the same thing with exactly the same excuse if it wasn't orchestrated? That is --

DR. MARIA RYAN: Well, they weren't worried about COVID when they went dancing in the streets. Nobody questioned that.

RUDY GIULIANI: Yeah. I mean, COVID? There are all kinds of ways around COVID. You put the mask on. You hold the ballot up. I can, you know --

DR. MARIA RYAN: Yep.

RUDY GIULIANI: You hold the ballot up. Now, if I see something wrong with that ballot, you put it aside and we will look at that one later. Hold it up. Look at it later. That is what we do forever and ever with absentee ballots.

All of these people are professional elector people. They have been doing this for years. This is so unusual it had to be orchestrated. In other words, nobody is going to wake up who counts ballots and say, "We are going to shut out the Republicans. We are not going to let them see the ballots." And somebody in Pennsylvania has that idea and somebody in Detroit has that idea and somebody in Phoenix has that idea and somebody in Las Vegas has that idea? What do you think? I'm stupid?

DR. MARIA RYAN: You know --

RUDY GIULIANI: Do you think I'm stupid, Maria?

DR. MARIA RYAN: No, of course not. Rustle made the statement about security cameras. And in Philadelphia they had a -- I guess I will call it a whistleblower who said, "It is on camera. I saw them brought in ballots." If the city doesn't do anything like Philadelphia, how do you get those security tapes? You have to subpoena them?

RUDY GIULIANI: They would subpoena them if they were around.

DR. MARIA RYAN: Right. Now they've had time to erase them.

RUDY GIULIANI: Of course and they had time to change all the envelopes.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: The only thing that allows you to verify a mail-in ballot is the envelope, outside envelope. The minute the envelope is separated from the ballot, you can no longer link the two things. So I mean, they know what they are doing. It is a perfect way to cheat because it is then very, very hard unless you have the evidence that we have to pick it up.

So now even if we went back to those envelopes and we found discrepancies in the envelopes, they wouldn't relate to a particular vote. And you know if they stuffed the ballot box, they are going to change the envelope. And they have had days to do it. So those envelopes are going to be pristine by now.

DR. MARIA RYAN: Yes.

RUDY GIULIANI: So, I mean, it is --

DR. MARIA RYAN: And recounts don't matter because they will just recount the same fake Biden ones that were put in, and I've heard reports that Trump --

legitimate Trump votes were thrown away. So if they do a recount, they will never find those votes.

RUDY GIULIANI: Recounts are useless.

DR. MARIA RYAN: Yep.

RUDY GIULIANI: That is why -- that is why we have filed an action in Georgia to not go ahead with the recount unless they can produce the signatures for the ballot. Let's see if they can produce the signatures for the ballot. And then we can examine the signature. You know what is going to happen? He is going to win Georgia by 100,000 votes if they do that.

(Commercial break.)

This is Uncovering the Truth with Dr. Maria Ryan and Rudy Giuliani. Guarding against misinformation, fake news, and it doesn't seem to be making a difference.

Now, with Dr. Maria Ryan, here is Rudy Giuliani.

RUDY GIULIANI: We are back, and we are back for the closing argument. The question this week is should mail ballots that were counted without inspection by both sides be declared void and deducted from the vote count? You can answer that as a verdict. You give your verdict on WABCradio.com.

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Maria?

DR. MARIA RYAN: Well, we've been investigating in looking at this. The American public has been crying out. I want to stress this because I looked at some of the main stream media and they are like President Trump thinks that the election was fixed.

I have to tell you a big percentage of the American public believe that. There has been votes put in just statistically almost impossible more people voting in counties than there are residence, dead people voting, whistleblowers coming out of the woodwork that their supervisors were harassing them telling them to backdate ballots.

And then all the reports of ballots being brought in in the middle of the night and ballot harvesting going on. We have to really look at this as a country. We need voter integrity. I saw two news shows. One in England one in Australia. They are pulling for us. They are pulling for President Trump. They, too, believe the election was stolen.

We are one of the last free nations. We got to get this under control and stop it for the future, too. That is what President Trump was even saying about his

complain. Yes, bad, illegal, it happened to me but we can't allow that to happen in the future either. We have got to wipe out all these bad people and politics and the FBI, justice department, and we have got to get our act together as a nation.

But there is too many illegitimate votes, poll watchers not being able to observe. Why? If we can't validate and have integrity, those votes must be thrown out. That is my summary.

RUDY GIULIANI: This has been brought to you by Global Security Solutions for all your security investigative needs. When you need results, Global Security Solutions.

This has to be done, Maria, for the good of the country. We can't have --

DR. MARIA RYAN: Absolutely.

RUDY GIULIANI: -- foreign counting of our ballots. And more than that, foreign counting of our ballots to come under the jurisdiction of a company owned by dead set enemies of the United States of America. That is outrageous. The American people didn't know that. There are 27 states. We can't just let this pass by. I know they are threatening us. They are firing people. I mean, one of the lawyers involved in the case in Pennsylvania, his law firm was going to

fire him if he stayed in the case because their clients were pressuring them.

DR. MARIA RYAN: That is terrible.

RUDY GIULIANI: I'm getting ridiculous threats.

DR. MARIA RYAN: You are, too, Rudy?

RUDY GIULIANI: Yeah. No reason to send me threats, guys. You know, you're not going to scare me. The mafia didn't do it. The phoric didn't do it. The Islamic terrorists didn't do it. You know, screw you. We are going to go ahead and do the right thing because I got to wake up in the morning and so do you, Maria, you're built the same way, and we got to be honest with ourselves. This election was stolen. I know you're not supposed to say that. You would probably get thrown off Twitter if you say it. The election was stolen.

DR. MARIA RYAN: Absolutely.

RUDY GIULIANI: Simple. And we got to live with it. And we got to investigate it. And we got to do the right thing. Finally we got to do the right thing in this country to straighten ourselves out.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: Well, Maria, great job as usual. Great job by our audience, right, I mean, the people calling are terrific.

DR. MARIA RYAN: I love the callers.

RUDY GIULIANI: They are the very, very best.

DR. MARIA RYAN: We always have a good audience.

RUDY GIULIANI: And remember we are the greatest country on earth. Thank God we are in America because we can have this debate even if they try to shut us off, we are on radio talking to you. That wouldn't happen in Venezuela.

God bless you.

(End of recording.)

C E R T I F I C A T E

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Dated this 20th day of January, 2021

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Exhibit 115

FOX NEWS: TRUMP TEAM LEGAL CHALLENGES REMAIN ACTIVE IN SEVERAL BATTLEGROUND STATES

NOVEMBER 11, 2020

FILE 26

File 26, Fox News: Trump Team Legal Challenges Remain Active in Several Battleground States, available at: https://video.foxnews.com/v/6209933935001#sp=shows-clips

MARIA BARTIROMO: President Trump's legal team has exactly one month to produce enough evidence to overturn the 2020 election. With a slew of lawsuits pending in multiple states, it's a tall task, but one that Senator Ted Cruz told us on this program last week is realistic:

TED CRUZ: We could easily see -- I believe President Trump still has a path to victory. And that path is to count every single legal vote that was cast, but also not to cast any votes that were fraudulently cast or illegally cast. And we have a legal process to determine what's legal and what isn't.

MARIA BARTIROMO: Former New York City Mayor and President Trump's personal attorney, Rudy Giuliani, is working to establish how many legal votes were actually cast. And he joins me right now.

Rudy, it's good to see you this morning. Thanks so much for being here.

RUDY GIULIANI: Good morning, Maria.

MARIA BARTIROMO: So I want to start off -- I know that you just spoke with President Trump. And I want to -- I saw you on the phone. But I want to start off with this tweet that President Trump put out because it's gone viral on -- online. And a lot of

people are saying that he is conceding. And here is what the president wrote on Twitter: "He won because the election was rigged. No vote watchers or observers allowed. Vote tabulated by a radical left privately owned company, Dominion, with a bad reputation and bum equipment that couldn't even qualify for Texas, which I won by a lot. The fake and silent media and more."

Rudy, he says he won. Is the president right now in this tweet conceding this election?

RUDY GIULIANI: No, no, no. Far from it. What he's -- what he's saying is more -- I guess you'd call it sarcastic or a comment on the terrible times in which we live in which the media has said he won. But by going on to point out that it was illegal, obviously he's contesting it vigorously in the courts.

The media has tried to call the election. And they -- they don't have a legal right to call the election. It only -- it gets decided by our electors; not by NBC, CBS, MSNBC, CNN, and even FOX. You -- you -- you don't get the right to call it. I don't get the right to call it.

So he is contesting it vigorously. As he's gotten more evidence of the rigging that went on, he's really outraged. And I am too. I mean, it's way

beyond what people think, including a very, very, uh, dangerous, uh, foreign company that did the votes in 27 states, a company that's not American, a company that's foreign, a company that has close, close ties with Venezuela and, therefore, China, and uses Venezuelan's -- a company software that's been used to steal elections in other countries.

I mean, I don't think people have any idea of the dimension of the national security problem that Dominion creates. This Dominion company is a radical left company. One of the people there is a big supporter of Antifa and has written horrible things about the president for the last three or four years. And the software that they use is done by a company called Smartmatic. It's a company that was founded by Chavez and by Chavez's two -- two allies who still own -- own it. It's been used to cheat in elections in South America. It was -- it was banned by the United States several -- about a decade ago. It's come back now as a subcontractor to other companies who sort of hides in the weeds.

But Dominion sends everything to Smartmatic. Can you believe it? Our votes are sent overseas. They're sent to someplace else, some other country. Why do they leave our country?

MARIA BARTIROMO: Yeah.

RUDY GIULIANI: And this company has -- and this company has tried-and-true methods for fixing elections by calling a halt to the voting when you're running too far behind. They've done that in prior elections.

Now, what happened on election night? He was ahead by 800,000 votes in Pennsylvania. Impossible to catch up unless you're cheating. And same thing in -- in Michigan, Wisconsin. He was ahead in all those states by numbers that in prior times -- and I can show this to you -- networks would have called for him. But they didn't call it for him. I mean, we were -- we -- we were ahead in those states. And there was so little to -- to -- like, for example, 800,000 ahead in Pennsylvania, 64 percent of the note cast. He was outpolling every projection possible.

So right down to the rigged polls before, this is another attempt to try to defeat him by illegal means. It's no different than the impeachment. It's done by largely the same people who were involved in it. One of the -- the chairman of Smartmatic is a close business associate of Joe Soros. I have to tell you more?

Finally, you want to get down to the votes, let's just pick Pennsylvania. We have identified 632,000 illegal votes. 632,000. It's enough to have the president win the state by 300,000, which is, actually, what he won it by, right? 40- -- if you get that Smartmatic machine out and you --

MARIA BARTIROMO: Yeah.

RUDY GIULIANI: -- allow us -- I mean, this is unprecedented. They're counting mail-in ballots.

MARIA BARTIROMO: So --

RUDY GIULIANI: And they don't allow any --

MARIA BARTIROMO: -- should we --

RUDY GIULIANI: -- any republican to inspect. That is illegal, unlawful, against the law. I don't know how else to put it. Never happened. I've done many absentee ballot elections. There's a republican on one side, a democrat on the other. No, no, no. The republican was out -- out -- outside getting pushed around by goons. When they finally get in, they're 20 feet away and they're told to use binoculars. Binoculars.

The only way you can tell whether a mail-in ballot is valid is by examining the outer envelope. The minute you remove the --

MARIA BARTIROMO: Yeah.

RUDY GIULIANI: -- outer envelope, it's gone. You can no longer validate it. And that's why, under the law of every state, if you don't inspect it, the law -- the vote is invalid.

There are cases, including in Pennsylvania, that have been overturned for just a few ballots that were handled that way. We can prove that 632,000 ballots were handled that way, particularly in Philadelphia. And if you tell me that Philadelphia doesn't cheat in elections, I will tell you you're living on Mars. I mean -- and there is a Mars in Pennsylvania, by the way. But, I mean, the reality is -- the reality is -- the reality is that I would be surprised if Philadelphia didn't cheat in this election.

MARIA BARTIROMO: Yeah.

RUDY GIULIANI: They've done it in the last --

MARIA BARTIROMO: So --

RUDY GIULIANI: -- for the last --

MARIA BARTIROMO: So let me --

RUDY GIULIANI: -- 60 years. Now we move on to Detroit.

MARIA BARTIROMO: I'm --

RUDY GIULIANI: In Detroit --

MARIA BARTIROMO: Yep.

RUDY GIULIANI: -- we have evidence that a hundred thousand ballots were brought in at 4:30 in the morning and counted. And to the extent that our witnesses -- and there are four of them saw it. And one of them is a ex-employee of Dominion. According to them, every single ballot was for Biden. And not only that, what -- whatever ballots they could see -- because these weren't republicans so they could get closer. Every ballot they could see, it just had Biden's name on it. Nobody else. Not even another democrat.

Now, why does that happen? It happens because you know you're behind. Dominion --

MARIA BARTIROMO: Yeah.

RUDY GIULIANI: -- notifies you. You call off the counting. And then you start doing ballots like this (indicating with sound). You can't -- you can't do the downticket. That's why you have Biden and no downticket, because they just had enough time to get Biden's name in. We never got a chance to inspect a single one of those. Okay. I got --

MARIA BARTIROMO: Well, will you be able --

RUDY GIULIANI: I got piece out.

MARIA BARTIROMO: Will you be able -- will you be able to prove this, Rudy? Look, I want to show this graphic of the swing states --

RUDY GIULIANI: Yeah, I could prove it.

MARIA BARTIROMO: -- that were using Dominion and this -- this software, the Smartmatic software. I mean, you just said it all. This is a Smartmatic, a Delaware entity, registered in Boca Raton, Florida, activities in Caracas, Venezuela. The voting machines were used -- Dominion voting machines were used in Arizona, Georgia, Michigan, Nevada, Pennsylvania and Wisconsin.

And I have a graphic showing the -- the states where they stopped counting, which I thought was also strange to stop counting in the middle of election night. One source says that the key point to understand is that this Smartmatic system has a back door that allows it to be --

RUDY GIULIANI: Yeah.

MARIA BARTIROMO: -- or that allows the votes to be mirrored and monitored, allowing an intervening party a real-time understanding of how many votes will be needed to gain an electoral advantage. Are you saying the states that used that software did that?

RUDY GIULIANI: Well, I know -- I can prove that they did it in Michigan. I can prove it with witnesses. We're investigating the rest. In every one of those states, though, we have more than enough illegal ballots already documented to overturn the result in that state. Because not only did they use a Venezuelan company to count our ballots, which almost should be illegal per se, number two, they didn't allow republicans in key places to observe the -- the mail vote. That makes the mail vote completely invalid.

Now, they didn't do it everywhere. They did it in big cities where they have corrupt machines that will protect them, meaning Pennsyl- -- in Pennsylvania, Philadelphia and Pittsburg; in Detroit. They -- they didn't have to do it in Chicago and New York or Boston. They could have. They have corrupt machines there. They -- they did it absolutely in Phoenix, Arizona. They did it absolutely in Milwaukee, Wisconsin. Republicans were shut out from enough of the count so they could accomplish what Smartmatic wanted to do. And what you -- and that pattern that you have there, we have evidence that that's the same pattern Smartmatic used in other elections in which they were disqualified. In other

words, this is their pattern of -- of activity. And yes, there is a back door.

MARIA BARTIROMO: Right.

RUDY GIULIANI: And we actually have proof of some of the connections to it. Right now our cases are the most developed in Pennsylvania and in Michigan. But we already have enough affidavits from people who were pushed out of being able to observe. So in each one of the states that he lost narrowly, he won those states --

MARIA BARTIROMO: Yeah.

RUDY GIULIANI: -- probably by 2 or 3 percent. I mean, it's --

MARIA BARTIROMO: So Rudy --

RUDY GIULIANI: -- it's -- it's a terrible --

MARIA BARTIROMO: -- two questions real quick --

RUDY GIULIANI: -- terrible, thing that happened to --

MARIA BARTIROMO: -- before we go. Do you have the Dominion hardware in your possession? Do you -- do you need to have that hardware in your possession to prove it? Can you prove the case without the hardware or the software?

RUDY GIULIANI: We have people that I can't really disclose that can describe the hardware in great detail. We have -- some of the people former government employees, our government employees and others, that were there at the creation of Smartmatic. They can describe it.

MARIA BARTIROMO: Okay.

RUDY GIULIANI: They can draw it. They can show it. And then we have proof that I --

MARIA BARTIROMO: And --

RUDY GIULIANI: -- can't disclose yet. But I'm -- I'm -- I'm confident --

MARIA BARTIROMO: And -- and final question --

RUDY GIULIANI: I'm confident that --

MARIA BARTIROMO: Yeah.

RUDY GIULIANI: Go ahead.

MARIA BARTIROMO: Go ahead.

RUDY GIULIANI: And this has to be examined, Maria, beyond this election, which I believe will get overturned. But beyond this election, this whole thing has to be investigated as a national security matter. And -- and the governors who gave contracts to this company never bothered to do any due diligence. I mean, I can't imagine you would give a

contract to a company if you went one step further and found out it's really being run by people that are close to Maduro and Chavez. I can't imagine you would do that unless you're out of your mind.

MARIA BARTIROMO: So you -- you only have a few weeks, Rudy, because they want to certify the state elections early December. Do you believe you will be able to --

RUDY GIULIANI: I can't see how you --

MARIA BARTIROMO: -- prosecute and be heard within this time frame?

RUDY GIULIANI: Of course. And I can't imagine how a state legislature can certify based upon ballots where we had no opportunity to inspect. And it was done deliberately. I mean, the fact that it happened in all those states, right, tells you it was a plan. The -- the -- the crooked democratic leaders in those 10 or 12 places where we were shut out didn't all develop that idea by themselves, right? They didn't have the same dream that night. This is a plan. This is -- this is maybe the plan Joe Biden was talking about. He's got the best voter fraud plan in the -- in the world. Well, he has a really good one, but lucky we caught it.

MARIA BARTIROMO: Wow. All right, Rudy. We're going to be following your investigation. Thank you very much for breaking all of this news --

RUDY GIULIANI: Well, thank you.

MARIA BARTIROMO: -- on this program this morning.

RUDY GIULIANI: Thank you. Please, you may --

MARIA BARTIROMO: We'll keep catching up.

RUDY GIULIANI: You may be the only one following it because we're -- we're also enduring a lot of censorship. A lot. Almost complete, like we're not in America.

MARIA BARTIROMO: Unbelievable. Rudy Giuliani --

RUDY GIULIANI: Yep, it is.

MARIA BARTIROMO: -- we'll keep on it. Promise you that.

RUDY GIULIANI: Tragic.

MARIA BARTIROMO: Thank you so much, sir.

RUDY GIULIANI: Okay.

MARIA BARTIROMO: We will see you soon.

RUDY GIULIANI: Thank you. Thank you.

(End of recording.)

C E R T I F I C A T E

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Dated this 21st day of January 2021.

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KARI FRILLICI, CSR 9030, CET

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Exhibit 116

File 5

Rudy Giuliani, Chat with the Mayor, 77WABC

Nov. 18, 2020

https://wabcradio.com/podcast/rudy-giuliani/

RUDY GIULIANI: Good afternoon. This is Rudy Giuliani. Thank you, very much for joining us. I am in the District of Columbia, the Nation's Capital, even though I call it the swamp, 77WABC, and thank you for tuning in.

Coming up, I get to speak with you on Chat with the Mayor. Call me on the Tunnel to Towers Foundation Hotline at 1-800-848-WABC. That's 1-800-848-9222. Help Tunnel to Towers to do good. Donate $11 dollars a month at T2T.org. That's "T," the number 2, "T," dot org. And my number, 1-800-848-9222.

I want to start the show today by addressing, once again, where we are. Let me tell you once again were I was. So I missed a show on Monday and Tuesday. I hate that because I love your questions. They help me a great deal, but yesterday I was in Williamsport, Pennsylvania.

Not to watch the little league world series, but to argue a motion in the case of Trump, verses Boockvar, but actually it's Trump verses the State of Pennsylvania where we allege that 680,770 votes were cast illegally, fraudulently for Joseph Biden. And that's a minimum number of votes. Those are the votes just from Allegheny County and Philadelphia County, meaning Philadelphia and Pittsburgh.

Those votes represent the number of absentee ballots that were entered without anyone inspecting them. So they could be ballots sent in by one person or -- or a hundred ballots sent in by one person, or the reason that you examine the ballots of mail-order ballots before they go in, is to avoid that very thing. Avoid stuffing the ballot box.

When you take those inspectors away, as they did extraordinarily did -- "extraordinarily" meaning this is not the usual pattern. Usually, without any issue, without any problem, you are allowed to have an inspector for an absentee thing. It's unheard of that you would even do it once or twice. It is completely beyond credulity that you would do it for 680,770 votes.

Democrats are trying really hard to get the case dismissed. Not on that, they don't even dispute that they stole these votes. They want to get it dismissed on technical grounds, standing -- lack of standing. Lack of -- I mean, if you heard this argument and understood it, you can pass, you know, first year law school procedure.

Okay. So I would -- I would -- I would for sure pay attention to these cases because gosh it's hard to get the facts out to you. The media has like a -- my goodness. They have like a censorship on this that's

unbelievable.

I was just reminded by -- by Sidney Powell that somebody was on the other day, maybe it was her, and the word "fraud" was used. And as soon as the word "fraud" was used, Pavuto cut her off. Boom. Just cut her right off. You can't say the word "fraud" on even FOX.

Well, if you believe that this amounts to fraud, then why shouldn't you be able to say it in America? And -- and the belief that amounts to fraud is not exactly some kind of radical, totally unsupported belief. I mean, here -- here -- here's what I know from affidavits. Other people swearing that it's true.

That although every other year and in most of the rest of America, absentee ballots were counted with a Republican and a Democrat getting a chance to determine whether they were legitimate ballots. And in most of the rest of Pennsylvania, they were done that way. In the two key Democrat counties of Philadelphia and Allegheny, which is Pittsburgh. And largely only those two in Pennsylvania, there was not a single ballot observed by a Republican.

Now, why would they act so differently than the rest of the state and the rest of the country? Why wouldn't they show the ballots to the Republicans? The law requires it. Although that has now been screwed up

by a 5 to 2 Democrat against Republican insane opinion in the Supreme Court of Pennsylvania.

I'm not worried about it because it's going to be reversed. It is embarrassing for the judges who were awarded by any piece of crap if it's Democrat. I mean, unbelievable. So Pennsylvania case, should result in hundreds of thousands of ballots being declared frauds in Pennsylvania.

And if it doesn't, we can take it up on appeal and show that to the Supreme Court. So that is in essence the core of the rest of the cases. In Michigan, same thing. Michigan we had a very strange occurrence yesterday. The Board -- the Electoral Board for Wayne County, which is the County that encompasses Detroit, voted not to certify the ballot because of irregularities.

Then there was a meeting, and the two Republicans who voted that way were threatened. They were yelled at. They were called racist. They were threatened with loss of job, and all kind of things. And they took a hand vote, and it appeared as if they changed their vote in front of the harassing, threatening, crowd. And they put their hands up when they said they would certify in exchange for an audit.

But then when they went back in the private

chambers that they have, they once again went back to we can't. We can't in good faith sign this. This is under oath now. And we don't believe that those numbers that you're giving, we don't believe there anywhere close to the valid votes.

I mean, we know that you dumped 100,000 votes in the middle of the night, at 4:30 at night, nobody got to inspect those. We know we didn't get to inspect any absentee ballots. We can specifically come up with about 330,000 ballots that were subject to no inspection.

We know that you back-dated ballots so it looked like they came in on November 3rd or before, and not after, which would violate Judge Alito's order and had to be segregated. We know all these things. And therefore, in good conscious, we can't sign it. We can't sign it because if we sign it, it's perjury.

So there's no question that this is an extraordinary fraud. I'll give you the places where it definitely took place. Pennsylvania, Michigan, Wisconsin, that case was filed yesterday, Nevada, Georgia. Very, very, very, very good chance it took place in Arizona, Minnesota, and New Mexico and Virginia.

Now, not all of them are going to turn out to be

ones where we can get the evidence as tight and as strong as we have it in Massachusetts, and as we have it in Michigan, and as we have it in -- in Wisconsin. But -- but we might get there. We might get there with those.

We already have enough votes in enough places that if the court were to exercise its jurisdiction and dismiss those votes, well, the result of the election changes. But it isn't just about the results of the election, it's about the cheating that goes on in America and America Elections. It's wide spread.

And then, they used this company called Dominion, which is originally a company from Venezuela that was put together in order to help Chavez win in Venezuela. And then, Maduro, and it has expertise in suddenly changing the vote. Subtle changes in vote. It has an algorithm where let's say they want to change 10,000 votes in New York City. They do not do it all in one place. They do it in various places.

So that it spreads out. So that it's hard to find. So that it's a thousand votes here. 500 votes there. A thousand is probably too much. 250 somewhere, depending on the size of the district.

Then, they determine if an election is getting out of control, like this one was, and they call a halt

like they did here at 2:30 in the morning because Biden was going under. He was getting buried as they were counting votes. So they stop. They readjust things. They figure out how many phony mail-in ballots they have to bring in. Since they're not being inspected by Republicans. They got an unlimited ability to do that, and they did it.

And they made up ridiculously large margins with fraudulent mail-in ballots. This is what we're going to prove over the next three to four weeks as we try to overcome the censorship, the attacks. I've had lawyers leave this case because they were threatened. Their families were threatened. Shouldn't be that way. That shouldn't happen in America. None of this should happen in America.

We should have free, and we should have fair elections, and we're not getting that. This is not by any means a free and fair election. You know that the Supreme Court of Philadelphia decided the following: The law in Pennsylvania says that you are allowed to have your watchers, your poll watchers, present at the counting of the absentee ballots.

So Philadelphia said, "You can be present, but you can't get to see." And they put us 20 or 30 feet away with the backs of the workers. So even if you can

see 20 or 30 feet away, you couldn't see the ballot. And we went to court. And a hacked Democrat judge said, "Oh, yes. That's right. Presence is enough. They don't have to see anything."

So why are you there? What are you a potted plant? I mean, the whole purpose is saying present so you can inspect like you can in every state in the union, 49 other states. And in Tanzania, in under-developed countries, they have the right to inspect mail-in ballots.

Pennsylvania is not an under-developed country. Pennsylvania is a great state except for crooked Democrat machine, Philadelphia. One of the leading states -- one of that leading cities of voter fraud. I looked up the number of cases, every year astounding number of voter fraud cases, and they don't do nothing about it. Nothing. Zero. Nothing about it.

Well, you got the point. We're going to take your questions in a few minutes. Coming up, I'm going to get to speak with you on Chat with the Mayor. You call me on the Tunnel to Towers Foundation Hotline at 1-800-848-WABC. That's 1-800-848-9222.

Help Tunnel to Towers to do good. Donate $11 dollars a month at T2t.org. That's "T," the number 2, "T," dot org. That's 1-800-848-9222. To hear me

discuss more about the election, listen to my latest podcast, which goes into detail on this fraud. It will be at rudyscommonsense.com or on my YouTube channel.

(Commercial was taken.)

RUDY GIULIANI: Well, welcome back. Now, I get to talk to you on Chat with the Mayor. Let's head to the Tunnel to Towers Foundation Hotline at 1-800-848-WABC. That's 1-800-848-9222.

The first caller is Jason from New Jersey.

Jason, what are we doing?

CALLER JASON: Yes, Mayor. I'm your first-time caller. I love your show. Great to talk to you.

RUDY GIULIANI: Yes, Jason.

CALLER JASON: My topic is -- my topic is with all the voter fraud in Covid lock down all been so draconian mainly -- and it's mainly calling the hands of the state governors. If all else fails with the voter fraud case, and if all else fails with bringing in the Covid lock downs, I think President Trump should -- came and should because it's within his jurisdiction and his powers, he needs to invoke Sections two, three and four of the 14th amendment.

Now, if I may, pardon me, provide some of the details. Section two -- let's see. Section two is that use the crack down on those who support rebellion

against the U.S.A. and commit voter's suppression.

RUDY GIULIANI: Before -- we don't have a lot of time, but before -- before we get to that, what's the purpose of his doing this?

CALLER JASON: Okay.

RUDY GIULIANI: You want him -- you want him -- you want him even if the votes get counted and get certified for the other side, you want him to prevent the guy from becoming president?

CALLER JASON: No. I'm just saying that --

RUDY GIULIANI: Without sanction of the court? Without going to court? I mean, there is a way to do it without going to court. I mean, if the state legislators do not certify the vote in the states where there has been clear fraud, or they certify the vote -- only the legal votes -- I mean if they certify only the legal votes, Trump would win Pennsylvania for sure.

He would win Michigan for sure. He'd win Wisconsin for sure. The rest I think also, but those are the ones I've analyzed in great depth to approve the lawsuit. Oh, my goodness. The lawsuit in Nevada is overwhelming.

So if they certify the right votes, he would get the electoral votes. If they don't certify, well, those votes -- most of those states were illegally sort of --

not illegally because it hasn't been done, but incorrectly assigned to Biden. Then Biden wouldn't have to 270 electoral votes.

And do you know what happens if he doesn't? Goes to the House of Representatives where there is a 27/23 Republican edge if you vote by state. So just get ready for that possibility. That kind of happening.

(Commercial break was taken.)

RUDY GIULIANI: Welcome back. It's Rudy Giuliani. Call 1-800-848-WABC. That's 1-800-848-9222. So let's go to the Tunnel to Towers Foundation Hotline, and we go to Joe in Astoria.

CALLER JOE: Good afternoon, Mr. Mayor. How are you today?

RUDY GIULIANI: I'm good, Joe. How are you?

CALLER JOE: All right. I just got two -- two quick comments and a question for you. I just want to keep urging you and the President to keep on fighting. I think you guys are two great patriots and there's many of us that want you guys to keep fighting, and you're doing a great job. I love how you --

RUDY GIULIANI: You know, Joe, I don't like comments -- pardon me?

CALLER JOE: I'm sorry. No. I loved yesterday how you turned that comment on them about wasting a good

crisis. That was pretty funny.

RUDY GIULIANI: Well, after what they did, they saw the crisis of the pandemic and they said we can really steel votes now. We will do the mail-in thing that people have been criticizing for 20 years as a great vehicle for fraud. And they got it. And boy did they use it.

CALLER JOE: Mr. Mayor, can I just ask you one thing before I go, and I'll hang up and listen to your answer?

RUDY GIULIANI: Sure. Be my guest.

CALLER JOE: Mr. Mayor, do you think we're headed for the Supreme Court? Thanks a lot. Keep up the good fight and have a nice day.

RUDY GIULIANI: The simple answer is yes. I mean, we're headed for the Supreme Court, yeah. I mean, look, they're going to be seven or eight key cases. There are three now. The one we argued yesterday. The one in Michigan. And then, you have the one in Wisconsin that was filed yesterday.

There's one basically sitting here on my desk for Georgia that will get filed tonight or tomorrow. There is one for Nevada that has been filed. Sorry. That's already been filed. That's been approved yesterday and got filed yesterday. And there will be one for probably

-- these now get into the probably category -- there will be one for Arizona. Could be one for Virginia or New Mexico.

Now, you take those cases and some of them are going to be victories and some are going to be losses. And it might be on political grounds. You remember Bush V. Gore, the loss in the Florida Supreme Court was five to two. There were five Democratic, two Republicans. They vote as you'd imagine.

The loss yesterday for us in the -- in the Supreme Court of Pennsylvania was also five to two. Want to guess? Just wildly guess the political affiliation of the judges? You got it. Five to two, Democrat. And the opinion there is unexplainable. It's unexplainable. I won't bother you with the details. It's unexplainable.

Okay. So the reality is that those cases are going to get decided, and they're going to probably have different decisions depending on the courts, but we're going to appeal what they're going to appeal. Meaning, if we win, and -- and if we win in Pennsylvania, it's not over. Biden will appeal it to the Appellate -- to the -- he will appeal it to the Third Circuit. I'm sorry. To the Third Circuit.

The Third Circuit will make a decision, and then

we will go to the Supreme Court after that and vice versa if we should lose, we do the same thing. So let's assume there are wins and losses, they are all headed to the Supreme Court.

Now, we go to Bill in Norwalk.

CALLER BILL: Yes, Mr. Mayor. Needless to say, I'm very disappointed with this whole thing and the fake news kept saying that the Biden was winning the election at first by 17 points. And then, it came down to more equitable. I was wondering, did the President have any -- any poll numbers of his own? I mean, do we have any poll numbers that indicate because I watch every one of the -- almost every one of the rallies, and I saw as many 37,000 people coming out to one rally.

Biden couldn't get as many as 200. He usually gave out Pretzels, and nobody came to their rallies. So I can't believe he got those kind of votes.

RUDY GIULIANI: What kind of pretzels?

CALLER BILL: I don't know what kind of --

RUDY GIULIANI: What kind of pretzels --

CALLER BILL: Excuse me?

RUDY GIULIANI: Just regular pretzels or those good like Pennsylvania pretzels and stuff like that?

CALLER BILL: No. No. The ones I bake myself, so you'd like them. I'll send you some.

RUDY GIULIANI: I like -- I like good pretzels.

CALLER BILL: Okay.

RUDY GIULIANI: I had -- I had good pretzels last night in Williamsport. I ate there at the recommendation of the Judge. The Judge in the case is a cool guy, by the way.

CALLER BILL: Yeah. Well, ask Biden. He knows where the good pretzels are because that's what he did to get people at his rallies.

RUDY GIULIANI: Do you think he steals them?

CALLER BILL: I still think that we have a way to go there, but I'm just hoping and praying that we can pull this out.

RUDY GIULIANI: We have a way to go, but we can pull it out. That's the right -- exactly correct.

Let's go to Charlie. Charlie in the Bronx.

CALLER CHARLIE: Hello, Mr. Mayor. This is all I have to say is you are the best.

RUDY GIULIANI: Oh, that's so nice. Thank you. Charlie?

CALLER CHARLIE: Hello, Mr. Mayor?

RUDY GIULIANI: Ask your question. Come on. I'm here for you Charlie. What do you want to know? Don't get shy now.

CALLER CHARLIE: I just want to say that you're

the best.

RUDY GIULIANI: Okay.

CALLER CHARLIE: And you're the only other person who could fill the President's shoes if he doesn't run for president in 2024. God forbid that this doesn't go in his favor. We appreciate all that you do, but I just want to ask you one question.

RUDY GIULIANI: Yeah.

CALLER CHARLIE: The question is on a so-called executive order on opposing certain sanctions in the event of foreign interference in a United States election that President Trump created back in September 12/20/18. Can you give us some information on that, and if that can take -- or if this can supersede the votes that you're working through now.

RUDY GIULIANI: Okay. That President Trump got foreign intervention in the election?

CALLER CHARLIE: Yes. He has an executive order that if you --

RUDY GIULIANI: Oh. Oh. Prohibiting foreign intervention in the election. I see what you're saying.

CALLER CHARLIE: Yes.

RUDY GIULIANI: Well, there's some possibility of it that -- I mean, I'll tell you I was totally shocked to find out that most of our votes are counted outside

of side the United States. I mean, that's crazy.

CALLER CHARLIE: Wow.

RUDY GIULIANI: This Dominion company is a Canadian company. And then, they don't even count them in Canada. They send them to Germany. And the company that counts them is a company runned by crooked Venezuelans who support Maduro.

Every, every single fact that I just told you is true. It's also you can go see it and read it if you go get out the hearings that were held in 20 -- 2007, and there's a quite good letter from Carolyn Maloney, the Congress woman from Manhattan, about how dangerous Smartmatic is.

And you're going to say, who's "Smartmatic?" Smartmatic is the company that Dominion contracts with to actually calculate the ballot. And the other company that has a good reputation of fixing elections in South America. And strangely, there are witnesses who have come forward who say the way this was done fits the pattern of the way in which they fixed elections in Latin America. And you've getting the feeling since the pandemic started, that were getting to be bit of a Banana Republic in some states, right?

CALLER CHARLIE: Right.

RUDY GIULIANI: Nanny State -- Nanny State

Dictator. New York, Michigan, Illinois. I mean the governors on television every day telling us how to breath. Whether we can walk or not. If our kids can go to school. How many can go to church every Sunday. Can't be everybody. Only a few people can go to church every Sunday because the governors are more important than God.

CALLER CHARLIE: Right.

RUDY GIULIANI: Did you know that?

CALLER CHARLIE: I didn't know that until now.

RUDY GIULIANI: Our governor supersedes God. Our governor supersedes God. I mean, it's not so important to go to church. Not important. Much more important to have a black lives matter rally than to go to church.

Because for a black lives matter rally, you're going have like 5,000 people. I know there outdoors, but there like in each other faces and spitting in each other faces. And in church, nobody spits in each others face or starts screaming such a way.

That the stuff from their mouth can get into your face. But church, you got to be 500,000 feet apart, and you better do everything right, or they will come after you. If you're black lives matter, that's too important. That is too important of a message to interfere with. But the message of praying to God in

God's house is not too important. That's a country going in the wrong direction my friend.

So let's go to Lester in my birth place, Brooklyn?

CALLER LESTER: Hello? Hello?

RUDY GIULIANI: Yep. Yep.

CALLER LESTER: Hello? Do you hear me?

RUDY GIULIANI: I hear you very well, Lester. You can't believe how well I hear you.

CALLER LESTER: Two points.

RUDY GIULIANI: And you have a nice voice.

CALLER LESTER: I don't think that pursuing the Ford poll watchers being excluded option is the best option. I think the best option is Article two, Section Two, Clause two of the Constitution which says that time, places and matter of choosing electors shall be prescribed by the legislation thereof. Now, it seems to me, they were blatantly unconstitutional, and there's no way to call the Supreme Court can ignore this without bringing greater program upon itself.

RUDY GIULIANI: Ignore what, sir? Tell me.

CALLER LESTER: Ignore the constitutional provision that Pennsylvania clearly violated the constitution by giving three days extra to count those votes. Regard -- those votes are invalid no matter what

the poll watchers were excluded, no matter how they were excluded.

RUDY GIULIANI: Well, I may have to argue that at some point so I don't want to tell you that it's not a good argument, but I'll tell you it's not nearly as good an argument if, in fact, a protection that exists in every single state in the country, and in every other county in the state of Pennsylvania but two, is denied a certain candidate because that's an equal protection violation.

So it's not only -- it's not only that they didn't supply inspectors for the ballots that were being delivered in the 8 out of 10 Biden counties. It's that they did supply inspectors, being very picky about ballots I'd imagine, in what we would call the Trump parts of the state. And that's what we call a classic violation of equal protection clause of United States constitution.

Bush V. Gore says that one candidate should not be treated differently than another candidate in a state just because of their location. And this is what's happened. If you're in one part of the state, you get your ballots scrutinized very carefully, and many more can be thrown out. In other part of the state, nobody looks at anything. Or they had another thing in

Pennsylvania.

In one part of the state, if you made mistake in your ballot, they would allow you to come back and fix it. Change it. Rewrite it. Do it again. You don't have to guess the Biden parts of the state.

In the Trump parts of the state they didn't do that because they -- they thought that even with the secretaries guidance, the secretary of elections of the Democrat, even with the guides who rented the ballot improper because the law doesn't allow you to do it. The secretary made it up. So was this a rogue election?

And is what I'm telling you about Pennsylvania repeated in Michigan and in Wisconsin and in Minnesota and in Arizona and Nevada and Georgia, New Mexico, Virginia, speak fraud. Not little. Big.

Whereas the President of the United States used to once stay Yuge. It's Yuge. But Yuge meaning bad. Yuge bad. Like major criminal conduct. Oh, that's surprising. Joe Biden, who cheated in law school, who cheated as a senator, who pulled in for his family 40, 50 million selling his office, but he wouldn't fix an election.

We're talking to you on 77 WABC.

(Commercial was taken.)

RUDY GIULIANI: Well, welcome back to our

wonderful show and with our great people. I missed you for two days. I really did. Although I did enjoy going back in the court, I have to tell you that. I haven't been to court in about three years, maybe four. I argued a case for Activision in California a couple years ago.

And I -- you know, I do a lot of speeches, and presentations and debates, even some like arbitration-type things, but nothing like being in court. Nothing. For pure -- I don't know -- excitement. Rational annalists. Terrific.

So we will go to Paula in New jersey.

CALLER PAULA: Yes. Thank you, Mayor. I have some important information for you and for our beloved country. There is such a thing as a forensic laboratory.

RUDY GIULIANI: Oh, yeah. I know what it is.

CALLER PAULA: I never knew this --

RUDY GIULIANI: We got plenty of them.

CALLER PAULA: But I basically found this out, and this kind of laboratory can determine very directly whether there was fraud in the mail-in ballots. How? Especially in Georgia because the forensic laboratory can analyze the ink that is in the circle, where --

RUDY GIULIANI: Right.

CALLER PAULA: -- it's filled in. Okay. So they can annualize that ink and determine whether if it is inkjeted, which is a liquid that dries. Laser jet, which is a powder on the paper. Or ball point, which would be done by hand. And they can also determine whether any of those inks, specifically the mechanical kind, match the rest of the paper.

And I was amazed at this information, and I'm wondering if it could be of use to the country in Georgia.

RUDY GIULIANI: Okay. So number one, you're absolutely right. There are ways of doing it. What you're describing isn't as accurate as some other things, but it could be used. The question is we got to get our hands on it. So we got to subpoena it. And the court has to let us subpoena it.

The -- they're not making anything -- they're trying to hide everything. So -- and who knows? They may destroy them before we even it get to them, but I do -- I do -- I do think that if we got our hands on those ballots you would see things like 50 in a row in the same pen, right? Or 100 in a row. And then --

CALLER PAULA: Right.

RUDY GIULIANI: And then, there's -- and then, there's machine counting, and that can tell you -- that

can tell you a very, very large amount of about how similar are they because what they did, particularly in Pennsylvania and in Michigan, where they to catch up a lot, they had people doing ballots even after the election. I mean, they we're just sitting in a garage somewhere and just shooting off ballots.

We got our hands on the ballots, we will find those, but we have to get our hands on the ballots first. And they're hiding those things very, very, very much. That's the whole reason they didn't let us inspect, in order to hide it from us because some of the things you're talking about you can tell with an inspection.

I mean, a good -- a good inspector of absentee ballots has a nose for a bad ballot. Just looks outside of the envelope where it's written, the person kind of scratches the -- kind of scratches out an address and just puts -- it has to be put on very quickly. You can just smell it. And we didn't get to look at it, much the less smell it.

Well, we're going to be back tomorrow. We can tell you more about this. It's getting bigger and bigger and bigger, and I'm going to have a press conference about it tomorrow. We will review it, and then I'll talk to you about it after the press

conference at 12:00. God bless America. We are going to get there. Great Country. You say thank God tomorrow morning when you wake up.

(End of recording.)

C E R T I F I C A T E

I, STEPHANIE TURNER, Certified Shorthand Reporter/ Transcriptionist, do hereby certify that I was authorized to transcribe the foregoing recorded proceeding, and that the transcript is a true and accurate transcription of my shorthand notes, to the best of my ability, taken while listening to the provided recording.

I further certify that I am not of counsel or attorney for either or any of the parties to said proceedings, nor in any way interested in the events of this cause, and that I am not related to any of the parties thereto.

Dated this 19th day of January, 2021.

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STEPHANIE TURNER, CSR 13439

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Exhibit 117

File 4

Rudy Giuliani's Common Sense

Nov. 18, 2020

https://www.youtube.com/watch?v=VOG1yOjSAd4&list=PLlMn0a7NgIUZIGjQVofrk1M3Ulqdc7_-4&index=14

RUDY GIULIANI: Hello. This is Rudy Giuliani with Rudy's Common Sense. Today we're going to focus on, for me, one of the biggest surprises that I've had in this case, in which I am representing the Trump campaign. And there have been many surprises, but I was absolutely shocked to learn that many, many, if not all of our ballots, are calculated outside of the United States of America.

In the state of Michigan, for example, the state of Arizona, the state of Georgia, the calculations are handled by a company called Dominion. They have the machines. They have a reputation of being -- well, I guess the best way to say it is the state of Texas turned them down because they were not considered competent enough to handle elections in Texas. And when I tell you their real history, I think you'll be quite shocked that we use them at all for elections.

But in any event, Dominion doesn't really count the votes. Dominion has a contract with a company called Smartmatic. And Smartmatic has locations in Frankfurt, Germany and in Barcelona, Spain. So when the votes are being calculated, they are sent to -- most of them in this particular election, Frankfurt, I believe, but there may have been some sent to Barcelona, Spain.

Those votes are also in -- in -- are in machines,

devices, that are extremely vulnerable to hacking and extremely vulnerable to a manipulation. Now, let me tell you the history of Smartmatic because when you hear it, you're not going to believe it, and you're going to have to go check what I say by googling it if they haven't removed all this already.

Smartmatic is a company whose origins go back to somewhere around 2004, 2005. It was founded by two Venezuelans and two Venezuelans that were very close to the dictator in Venezuela, Chavez. And it was founded for the specific purpose of being able to fix elections. That's right.

The company that is calculating many of our votes in 27 states, the company that's using the software to count those votes, was founded for the specific purpose of fixing elections. If you want to check that out, go online and look at the Sequoia case in Chicago. We'll explain it in a little while, and look at the testimony and the letter from Congress -- Congresswoman, Carolyn Maloney, who happens to be my representative in congress where I live in New York, and her concerns about Smartmatic going back to 2007, 2008 as a Venezuelan company that had a very, very terrible reputation for fixing elections.

Well, they were founded for the specific purpose

of making sure that Chavez was elected and re-elected -- really re-elected, and also then used in Argentina, at least once or twice, in order to make sure that the election was fixed in the way that Chavez wanted it fixed. The -- the place in which this all was exposed was during the 2007 election in Chicago in which Sequoia -- a company named Sequoia was counting the ballots in Chicago.

There was a tremendous amount of confusion. The result of the election was delayed, and there was a great deal of concern with the -- with the voting machines. No one really had focused where these -- nobody really focused on where these voting machines had come from, but the voting machines came from and were embedded with software from Smartmatic.

Again, outside the country. And when they did the investigation, they found this whole history of Smartmatic that Sequoia was really a front for Smartmatic, the way Dominion is the front for Smartmatic. And Detroit used them in this particular election, for example.

And a lot of Michigan used it in this particular election without apparently taking a look at their history. And their history right here in the United States, including the election they did in Chicago, is

as a company that has been extremely -- number one, extremely ineffective. A lot of mistakes. But number two, suspected of directly interfering in elections because that was the whole purpose for their origin, and that's the company that we used to collect our ballots.

Now, how did we find out about this? We found out about it because they apparently made a big mistake. Usually, according to the evidence that we have so far, and I think we're gonna have quite a bit more, the way Smartmatic fixes an election is to very subtly change votes. So there isn't some big change in any one particular voting place.

So let's say you want to make up 50,000 votes in the city of New York. So you don't do it in -- in one place. You don't do it in two places, three. They use an algorithm in which they spread it out across the city. So they can get you a two or three percent difference over your opponent.

This is their formula that they used in Venezuela. This is the formula they use in Argentina. This is the formula they're known for. That is -- that is executed by the Smartmatic algorithms and the Smartmatic software, which as I said, originates from Venezuela.

In other words, we're using a Venezuelan system

to calculate the votes in the United States. We're using a system that originates from a dictatorship. Maybe one of the worst in the world as the core of our vote calculation, and a company whose expertise is subtle changes in votes, so they're not noticed. So they're not -- they're not too many anomalies in the vote return.

Now, of course like anything else, Smartmatic and Dominion are not perfect. And they weren't perfect at Antrim County, Michigan. In Antrim, all of a sudden on election day, or when the returns came in from the machine, Biden was ahead. It made no sense because all the Republicans down ticketed one, and Trump had won that county. I've forgotten by what percentage, but a very large percentage in 2016.

And he ran -- he won the counties around it similar -- similar places around it by big margins. What turned out, that among other things, in one particular machine, they had switched -- Dominion had and Smartmatic, which is the ultimate software, had switched six thousand votes. It switched six thousand votes from Trump to Biden.

So the poor people of Michigan that went in to vote for Trump, ended up voting for Biden because the machine and the software that originates, you know, with

Venezuela, the Dictatorship, changed their vote without their ever knowing it. Now, had they not been so piggish in that in that -- in that county, we never would have caught them. If it had been a difference of 2,000, 1200, it would have been hard to catch, and that's what they usually do because they're very smart and very crafty.

So now, we're looking for anomalous results in other parts of the country. We have some very, very good leads where they've changed votes. We're probably not going to get too many because they do it in a way that's very, very careful. But one of the other things they do is they warn you when you're falling too far behind when the count is going on.

So I don't know if you remember this, but on election night, there was a period of time in which it looked like Trump was going to win by -- by an unexpectedly large margin. He was ahead in -- he was a -- he was ahead in Pennsylvania by between 7 or 800,000 votes, which 65 percent of the vote cast. Normally, when we used to have a fair -- or fair -- you know, a fair and decent media, that would have been call for him. Because they weren't going to call anything for him until they called enough for Biden rightly or wrongly, that would, you know, make him the winner.

Like, they -- like it -- like, they get to decide who wins. Somebody should remind them it's the electoral college that decides who wins. Not NBC, CBS, CNN, FOX, or any of the rest of them. But in any event, they didn't call it for -- for Trump, even though normally that would be called for someone with a 7 to 800,000 lead.

Also, he had a very, very substantial lead in Wisconsin. I think it was eight, nine percent. Something like 85 percent of the vote cast. He had a 300,000 vote lead in Michigan. Again, with 80, 85 percent of the vote cast. He had 2.5 percent lead in Georgia, and North Carolina. Now, that isn't as great, but we were at 90 percent, and it's usually -- I remember when I won the Mayoralty, I was at two and a half percent with 85 of the vote cast, and they called the election for me.

Let's take a short break.

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RUDY GIULIANI: Thank you for returning. So it looked pretty good. He was ahead almost everywhere, even in Virginia where no one expected him to be ahead. And of course it was too early to tell about Arizona, which was called immediately by FOX for Biden, which of course was a very bad call because it took a week to figure out the margin, and the margin now is about 8,000 votes.

It's like that, and it could easily be wrong. By the way, it is wrong. And we'll prove that not only

with evidence about Dominion, may not be able to get specific evidence of that on the machines, but I'll tell you what we can do, we can show that there were many, many absentee and mail-in ballots that were not inspected at all by Republicans. That were just put in behind our backs. And remember when it's a mail-in ballot or an absentee ballot, there's only one point at which you can verify the ballot.

That's when it's being counted because it gets separated from the envelope that verifies it. Once you look at it, you say, okay. It gets put in the vote pile. The envelope gets put in the other pile. There's nothing that connects them together, and you lose that for eternity.

It can't be rechecked. It can't be re -- recounted. You can't go back and look at the machine. That's why the recounts -- when you can't link the envelope to the ballot are meaningless, and that's why there's such a strong emphasis on making certain that both sides get a chance to see that ballot. We've never had an election where we had this kind of pervasive nationwide problem with that.

Absentee ballots happen all the time. Politically, they become the source of disputes between the two sides, but I've never heard of so many instances

where hundreds of thousands -- and now it goes over a million -- absentee ballots were counted by just one side. Republicans had no chance to see the ballot. That's outrageous. It's outrageous. And in many of these cases, states that number far exceeds Biden's small margin of victory.

Those ballots should be declared null and void. They should be taken out of the count. And if -- if that happens, and I believe it will, you're going to see at least three or four of these states, if not all of them, flip because the -- the number of illegal ballots far exceeds the small lead that Biden has. In addition, the Dominion part is being investigated, and every day, amount of evidence is coming in about statistical anomalies.

And I -- I expect soon there'll be even more targeted evidence of the fraud carried out by Dominion. I'll give you another example of how you can prove this. In Michigan, and concentrated in the Democrat areas of Michigan, there were many districts in which there was an overvote. What's an overvote? An overvote is oh, there are some districts in which 150 of the people in the district voted, or 200 percent. There's even one where 300 percent of the people in the district voted.

What does that mean? That means they're not real

people. You can't have over 100 of the people in the district voting. It means they're either from some other district, or they're completely phony ballots. So if you have a district with 2,000 people, and you have a 200 percent overvote, all those -- all those overvotes are fraudulent ballots that have to be taken out of the count.

And when you look at Michigan, that number alone can wipe out all of the Biden lead and turn it around to a Trump victory. I don't know how -- I don't know how in good conscience in Pennsylvania, Michigan, Wisconsin, Nevada, Arizona and Georgia -- I have no idea how anybody could, in good conscience, certify the vote because the vote count right now is completely fraudulent. Completely. And I don't know if there are penalties of perjury for signing off on a vote count that's fraudulent. There should be.

In every one of those states there are thousands and hundreds of thousands of ballots that were put in, in secret. Only -- only a Democrat observer and a Democrat official and maybe just a Democrat official, even without a Democrat observer, looked at the ballot to verify it. That's completely contrary not only the law, but the way in which they carried it out nationally is unconstitutional.

It's a violation of the due process cause of the United States Constitution. A candidate for president is entitled to fair treatment. Also, entitled to the same treatment the other side gets. That's a violation of the Equal Protection Clause of the Constitution.

Well, how can -- how can -- how can this not be a violation of due process and equal protection if in fact the ballots that are being counted do not allow for any inspection by the Republican side. They're counted by Democrats. And the only other inspection, if any, is done by a Democrat.

And there are more than enough ballots like that in each one of these states to change the result from Biden to Trump. Which says to me that they really didn't make up those numbers on election night. They didn't make up 7 or 800,000 votes in Philadelphia. Well, they did make it up. They made it up with phony ballots.

They didn't -- they didn't catch up and pass him in Wisconsin where he was leading by eight or nine percent with 85 percent in. No. What they did was they put in mail ballots, and they wouldn't let Republicans examine them. And they did it with a very, very deliberate fraudulent plan, the Democrats did.

They used cities that they completely control.

They didn't do it in neutral cities or Republican cities, certainly. Or they didn't even do it in cities that are moderately Democrat cities. They did it in cities they completely control, Detroit, Philadelphia, Milwaukee.

You just think about this, right? Those are places in which Philadelphia is legendary for voter fraud. I looked at the list of people convicted of the last two years in Philadelphia of voter fraud. It's almost -- almost the same as the number of people arrested, you know, every week at a Eagle's game for beating people up because they have a jail right in the -- right in the football stadium.

I mean, I love Philadelphia as a city. And as many people say some of my best friends are in Philadelphia. One of my closest friends was a judge in Philadelphia. But that doesn't stop me from telling you that their voter fraud process is legendary.

In fact, the biggest surprise I would have is if they didn't cheat in this election. Well, boy did they cheat. They had to make up 700 million -- 700,000 -- 700,000 votes, and they did. And they did it by excluding Republicans completely from observing any ballot. Couldn't observe not a single ballot.

Now, why would you do that? Why would you do

that in Philadelphia? In Pittsburgh? In Detroit? In Milwaukee? In minneapolis? In Las Vegas, Nevada? In phoenix, Arizona? In Atlanta, Georgia? Why would you do that?

Why would you just uniformly exclude Republicans? And why would you do it in every one of those? Like, every single one of them had that idea by themselves. That had to come from some central source. And why didn't happen elsewhere?

Because those are the places where they can get away with it. Those are the places where they completely control the election board. Those are the places where they can even get the sheriff to threaten people with arrests just for exercising their rights, which happened in several cases. Those are the places where they can really be goons and push people around and have no consequences. And those are the places where they have a fair number of crooked judges. That's just the reality.

So they picked the places where they thought they had immunity. Well, like most crooks who get too ambitious and too greedy because I think what happened is President Trump was ahead by way too much. They didn't anticipate seven -- have to make up seven hundred thousand in Philadelphia, and very large numbers in

Michigan and all those other places, they got really -- they got really, sloppy, and that's how we caught them.

And they had to exclude all the Republicans from the count, which makes it invalid just to start with. We have evidence of ballots being brought in the middle of the night that look like they were just written off. They come in ash cans, paper bags, cardboard boxes.

Let's take a short break.

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RUDY GIULIANI: And now, let's get back to the analysis. So you put together the two things. Each one of those states, all the ballots that were put in secretly without Republican inspectors, only with a Democratic office holder looking at it -- maybe a Democrat inspector, no Republican -- those ballots violate both the due process and the Equal Protection Clause the United States Constitution.

The numbers are much greater than the -- than the margin, and they have to be thrown out. And then, when you do the certification, the certification should justly be awarded to the person who leads by a substantial amount based on the legitimate ballots that follow the law. That weren't struck off in somebody's back garage working as a Democratic operative in Detroit, Michigan, or Philadelphia, Pennsylvania, Or wherever.

And then, most importantly I want you to remember, because this -- this goes beyond this election, we should never have the votes in the United

States sent to a foreign country. I'm shocked that we were doing it. Even a friendly country, like Canada, where I think we thought they were going.

We're capable of counting votes here in America, so we can have discipline. We can be sure our enemies aren't involved in it. Here, we have a company that's controlled by Venezuelans who support Maduro. One of the worst dictators in the hemisphere. One of the biggest enemies in the United States.

One of the people that would more than anything want to see Donald Trump out of office. Shouldn't happen. Votes should be counted in the United States. If we learn anything from this pervasive voter fraud that I believe is going to overturn an election and put it in the right column.

But in any event, whatever we learn from it, what has to emerge from it is never, ever again should our votes be counted outside of the United States of America. So they become really completely unable to discipline, to secure, to make sure they're done validly, to make sure there aren't formulas that are used to switch the vote by two, three percent, or formulas that are used to warn you if you should put in illegal ballots.

So keep following it. The evidence on that part

of this investigation is just going to get stronger and stronger and stronger. Meaning, the counting of ballots and the manipulation of ballots and the calculation of ballots outside the United States, there's much more evidence than i've been able to describe.

And there are some things that I haven't been able to tell you, but -- and then over the course of the next couple weeks, I think the foreign aspect of this and the national security aspect of this will become bigger and bigger and bigger. With regard to the votes, the pure votes, that's already done.

And every one of the states that I mentioned, every one of the swing states, every one of the states where they utilized a crooked Democrat city to carry out the voter fraud, there are more than enough fraudulent ballots that have now been discovered to overturn the vote in that crooked city and to change the result in the state based on legitimate votes from Biden to Trump.

And for the good of this Republic, that has to happen because you shouldn't be allowed to do this. Well, thank you very much. And we'll be back very shortly I'm sure with even a more detailed description of this fraud, which is growing and growing and growing in terms of evidence every day. Thank you.

(Recording has ended.)

C E R T I F I C A T E

I, STEPHANIE TURNER, Certified Shorthand Reporter/ Transcriptionist, do hereby certify that I was authorized to transcribe the foregoing recorded proceeding, and that the transcript is a true and accurate transcription of my shorthand notes, to the best of my ability, taken while listening to the provided recording.

I further certify that I am not of counsel or attorney for either or any of the parties to said proceedings, nor in any way interested in the events of this cause, and that I am not related to any of the parties thereto.

Dated this 19th day of January, 2021.

_____

STEPHANIE TURNER, CSR 13439

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Exhibit 118

screenshot-twitter.com-2021.01.18-13_50_57
https://twitter.com/RudyGiuliani/status/1329208126931955715
18.01.2021

Rudy W. Giuliani
@RudyGiuliani

American VOTES Tallied In FOREIGN Countries

Rudy Giuliani's Analysis Here: youtu.be/VOG1yOjSAd4



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Exhibit 119

FILE NAME:

4.

Https://video.foxbusiness.com/v/6210778333001/?playlist_id=933116636001#sp=show-clips

TRANSCRIPT OF VIDEO-RECORDED INTERVIEW

RUDY GIULIANI

LOU DOBBS

Transcribed By:
TERRI NESTORE
CSR No. 5614, RPR, CRR

LOU DOBBS: Our first guest tonight has been fighting for a free and fair election in Pennsylvania and indeed, around the country. He was in a courtroom in Williamsport, Pennsylvania, about an hour north of Harrisburg yesterday, and joining us this evening is Rudy Giuliani, the president's attorney, former mayor of New York City, federal prosecutor and now leading the fight for a free and fair election.

Rudy, great to have you with us.

Let's start with you.

RUDY GIULIANI: Good to be with you.

LOU DOBBS: Where are you now?

Where is the campaign in Pennsylvania?

RUDY GIULIANI: Well, I'm in Washington now.

The campaign in Pennsylvania, the judge is considering all the papers that he's been given, so he'll take a few days to decide on what the next step is.

Today we had -- we had some significant victories. We had a significant victory yesterday in Nevada, where a five count -- a five member county Board of Elections in Clark County, which covers Las Vegas, decertified as the winner a democrat, replaced with a republican, based on irregularities.

So those are the same irregularities that we have, except only maybe one-fifth of them because he only

was running in about one-fifth of the district, and irregularities there have to do with the signatures being improperly identified. Many, many signatures that were improperly identified, to the point that it would easily, if the same criteria is applied to the Trump campaign as the five democrats applied to that campaign, it would pretty easily overturn the election.

LOU DOBBS: Well, in Pennsylvania you also had another positive development as well, in which -- what was it? About 8,000 illegal ballots, you want to toss them out. The Supreme Court is going to hear that case.

That's very positive.

The issue also of observers in Pennsylvania, the suggestion that observers don't have to watch, they just simply have to be present. That seemed to be the conclusion of the court.

What was -- is that -- was that your takeaway?

RUDY GIULIANI: Lou, of all the political decisions and the kind of awful things judges have to do when they act like political hacks, this may be the worst.

The law of Pennsylvania says that when you're counting these ballots, you must have both republicans and democrats present.

So when we were thrown out en masse, we went to court and the first judge, a democrat appointed in

Philadelphia, said, well, you're present, you don't have to see. Well, of course that's ridiculous. What's the point of being there? We're not there for fun. We're not there to, you know, play video games.

So then it went up on appeal and to her credit or their credit, that panel -- which is also democratic -- said, well, present has to have meaning. They have to be able to see, observe, like in all the other 49 states.

And finally we went to the Supreme Court, and the people court, 5 to 2, voted that all they have to do is let you in the room -- and you could be a thousand feet away, it doesn't matter, as long as you're in the same room.

LOU DOBBS: Which was quite a different decision --

RUDY GIULIANI: -- making the statue and the law absurd, ridiculous, irrational, stupid, dumb.

And Pennsylvania is now the only state in the country -- and in fact, even contrary to the law of Tanzania, doesn't allow inspection of mail-in ballots.

So this is a ridiculous decision. I want you to guess, Lou, if it was 5 to 2, how many were democrats and how many were republicans. Just guess.

LOU DOBBS: Unfortunately, that has been the pattern we've seen in court after court.

RUDY GIULIANI: It's terrible.

LOU DOBBS: And it also has made --

RUDY GIULIANI: It's terrible.

LOU DOBBS: It's made a laughing stock out of the chief justice of the U.S. Supreme Court, who said there's no such thing as a Bush justice and a Obama justice.

RUDY GIULIANI: Oh, please, you've got to be --

LOU DOBBS: Exactly. I know.

The American people are getting a little tired of being treated like slow-witted children. It's nonsensical, it's an insult and indeed, this whole fraud is an insult against this country.

I want to share with the audience one of the affidavits that has been given to us by an unidentified whistleblower and it pertains to Dominion, a whistleblower who also saw what happened --

RUDY GIULIANI: Ah, Dominion.

LOU DOBBS: -- in Venezuela, and the very similar events that took place in the United States on November 3rd. If we could put this up, please, to share with the audience, because it is indeed alarming.

The whistleblower says this, if we ever get it up: I am alarmed because of what is occurring in plain sight during this 2020 election for president of the United States. The circumstances and events are eerily

reminiscent of what happened with Smartmatic software electronically changing votes in the 2013 presidential election in Venezuela. What happened in the United States was that the vote counting was abruptly stopped in five states using Dominion software. At the time that vote counting was stopped, Donald Trump was significantly ahead in the votes. Then during the wee hours of the morning when there was no voting occurring and the vote count reporting was offline, something significantly changed. When the vote reporting resumed the very next morning, there was a very pronounced change in voting in favor of the opposing candidate, Joe Biden.

That from a whistleblower who was present both in Venezuela in 2013 and in this country as we were counting votes overnight on November 3rd. Your thoughts.

RUDY GIULIANI: Well, Lou, I don't know if people can appreciate this but I think when they do, they're going to be outraged. Our votes in 27, 28 states that are counted by Dominion and calculated and analyzed, they're sent outside the United States and they're not sent to Canada, they're sent to Germany and Spain, and the company counting it is not Dominion, it's Smartmatic, which is a company that was founded in 2005 in Venezuela for the specific purpose of fixing elections.

That's their expertise, how to fix elections.

They did it a number of times in Venezuela, they did it in Argentina, and they messed up an election to a fare-thee-well in Chicago, and there's a whole Congressional record that you can go look at about what a terrible company this is.

Well, that's the company that was counting and calculating on election night. And they did all their old tricks. They stopped it, they also switched votes around suddenly, maybe ten per district, so you don't notice it. They got caught in Antrim County, which is how we found out about them. And we are in the process now of investigating this in great, great detail.

But I mean just the mere fact that we have a foreign country, we had this in a foreign country, done by friends of an enemy of the United States, Maduro, is outrageous and has to stop immediately.

LOU DOBBS: It's outrageous and -- it's all the more outrageous because Dominion and Smartmatic were denied use in the state of Texas, which called them out for what they are. They have a clear record.

Democratic senators sending letters in 2019, joining with republicans now in decrying --

RUDY GIULIANI: Right.

LOU DOBBS: -- the reliability and the ability of that system to avoid manipulation and fraud, without any

one of these Secretaries of State in various states responding --

RUDY GIULIANI: Absolutely.

LOU DOBBS: -- and shutting them down.

RUDY GIULIANI: Well, Lou, the amazing thing is, Carolyn Maloney, Congresswoman from Manhattan --

LOU DOBBS: Right, New York.

RUDY GIULIANI: -- wrote a letter in 2006, 2007, explaining everything I just said. We shouldn't be using this company that was founded by Chavez, to call votes in America because their specialty in Venezuela is cheating.

Apparently the governors signed them up and never bothered to do any due diligence of any kind.

Also the company, Dominion, is a far left radical company. Some of their people have written and tweeted the worst things about Trump and republicans you can possibly imagine. They've since taken it down, but we have it. So we've got a very radical far left company with an -- with some of their high-level people supporters of Antifa. Can you believe that?

And they're using a Venezuelan company as the vote counter which is known for changing votes and also known to have the most insecure computers in this business.

LOU DOBBS: Rudy.

RUDY GIULIANI: I think you'd only pick them --

LOU DOBBS: Rudy.

RUDY GIULIANI: -- because you want to cheat.

LOU DOBBS: We're going to have to wrap here.

You get the last quick word here.

RUDY GIULIANI: I was going to say, you know, the conclusion you have to come to is you either picked them because you're grossly negligent, or you don't mind if you're cheating. And they're only going to cheat in one direction. After all, the chairman of Smartmatic is very, very close to none other than Mr. Soros.

So how do you think they're going to cheat? They're going to cheat democratic, they're going to cheat left wing and they're going to cheat radical. That's who they are, left wing radicals.

LOU DOBBS: Rudy Giuliani, we thank you very much. Rudy Giuliani, attorney for the president, and picking up some favorable wind at his back, legally, over the last 24 hours. Thanks for being with us, Rudy.

(End of recording.)

C E R T I F I C A T E

I, TERRI NESTORE, Certified Shorthand Reporter/ Transcriptionist, do hereby certify that I was authorized to transcribe the foregoing recorded proceeding, and that the transcript is a true and accurate transcription of my shorthand notes, to the best of my ability, taken while listening to the provided recording.

I further certify that I am not of counsel or attorney for either or any of the parties to said proceedings, nor in any way interested in the events of this cause, and that I am not related to any of the parties thereto.

Dated this 12th day of January, 2021.

_____
TERRI NESTORE, CSR 5614, RPR, CRR

Exhibit 120

File 6

Rudy Giuliani, Chat with the Mayor

Nov. 19, 2020

https://wabcradio.com/podcast/rudy-giuliani/

Now, on 77WABC. It is time for the former Mayor of New York City, America's Mayor, Rudy Giuliani.

RUDY GIULIANI: Good afternoon, America. This is Rudy Giuliani. We are live from the District of Columbia. Well, to be more specific from Arlington, Virginia just on the other side of the Potomac River from the District of Columbia, the Swamp.

We are on 77WABC, and we thank you for tuning in. Coming up we are going to get to speak on Chat with the Mayor. Call me on the Tunnel 2 Towers Foundation hotline at 1(800) 848-WABC. That is 1(800) 848-9222. Help Tunnel 2 Towers do good. Donate $11 a month at T2T.org. That is T2T.org. And, again, the number 1(800) 848-9222.

Well, I just completed one hour, hour and a half press conference with my colleagues, who were -- who are working on the case for the President of the United States. And we laid out -- I can't say we laid out all of our evidence. We laid out representative parts of our evidence to show -- show the American people that basically the main thrust of our media is lying to you, directly lying to you and telling you there is no evidence of voter fraud.

Well, I don't know how they can say that. We have four lawsuits that contain affidavit after

affidavit that contain evidence of voter fraud.

What is evidence? Evidence is, for example, the witness in Michigan who says, "I was a member of the Democratic Party for 30 years, and I got disgusted because they were asking me to cheat. They were training me to cheat, and unfortunately for some time I did cheat. I registered voters who weren't entitled to vote. I took votes disregarding whether there was a signature or not. I took votes when I knew I was taking votes from a person who had done an absentee ballot and then entered a real ballot.

"I registered people to incorrect names all at the request and orders of my boss. Wasn't just me. It was the 40 or 50 other people working in my center. I was told never to ask for an address or an ID. I was told never to -- never to turn down a vote because you felt the person really came from out of state. Instead go find a person that you can attach the vote to.

"Then I observed on -- after election day when they were counting the mail ballots there was no opportunity for any Republican to observe the counting of the ballots because there was a wide understanding that the ballots weren't going to be exactly in line with actually cast ballots. The ballots would be including that would help Biden catch up and win,

whatever number were necessary."

This is all coming from a Democrat. All comes from a Democrat who said this under oath in an affidavit. That is evidence. There is nothing else that is evidence but a direct statement by a witness that this is what they saw. This is what they heard. This is what they had seen.

Now, you cannot believe that evidence. You can say you don't -- that you think she made it up or you think she is lying or you -- but you can't say there is no evidence and then lie about that everyday. So it isn't just her. I mean, that evidence is supported by affidavits.

In that particular case I believe ten affidavits that support what she is saying about all of those acts of voter fraud and then one really big one in that case, really big one, and that is about 4:30 in the morning, after they had closed down voting counting, because Trump was running away with it -- and this is just another part of the case that I will explain to you in an hour at another time -- but there was a warning that came to them that Trump was getting too far ahead.

It would be too hard to catch up with just, you know, made up and illegal ballots. And this was really a problem in Pennsylvania where he was ahead by 7 or

800,000. It was a problem in Wisconsin where he was ahead by way more than anybody thought he would be ahead by. And he was ahead in Michigan by roughly the amount they thought but a little bit more.

So they had to go to plan B. And plan B was stop the vote counting because you don't want it to run up too high. And then No. 2 start bringing in the phony ballots. So they stopped counting at 2:00 in the morning in Detroit. The Republican workers went home. The Democratic workers went home. The election officials who also are Democrats all stayed there.

No one knew precisely why. Two Republicans and a Dominion employee remained behind. At 4:00 to 4:30 in the morning they heard a big noise in the back. They went and looked in the back and they were hoping food was coming in. Well, food was not coming in. What was coming in were truckloads of ballots in trash cans, in shopping bags, in cardboard boxes. Not in the usual containers that are used for lawful ballots.

And they were thrown on a table like a pile of junk. And they were ripped open. Many of the envelopes had no writing on them. The envelopes are supposed to have the name, the address, the election district, the assembly district, the district where you actually voted. Many of the envelopes had no handwriting on them

at all. And all of the envelopes that they saw or all the ballots they saw inside the envelopes and all the names that they heard called out were "Biden," "Biden," "Biden," "Biden," "Biden," "Biden," "Biden," "Biden," "Biden," "Biden," "Biden." Just one after the other after the other after the other. And then just to maximize it, many times they were taken over to a machine which would have counted them two, three, and four times.

This is how they were trying to catch them up by -- by dawn. This is the way it was done. It was done with phony ballots, phony ballots. And because there were no Republicans observing it who were official -- who were official poll watchers, they couldn't make an objection to it. And the knowledge that we have comes from surreptitious observation.

Well, I could tell you a lot more, but what I can tell you is the election in Michigan was a disgrace to our Republic. And not only that Michigan hired as their vote counter a company that doesn't count the votes in the United States. It is not even an American company. It is a Canadian company. And they don't even count the votes in Canada. They count the votes in Germany.

The company that does the counting of the votes is a company called Smartmatic. Smartmatic is a

Venezuelan product.

It was invented to help fix elections in Venezuela, and it did so and in Argentina. And it is currently owned by two Venezuelans, who are close to Nicolas Maduro, the dictator of Venezuela, who we have, the last year and a half, been trying to get out of power who hates President Trump. No one did due diligence and found out that the company counting the votes for the nice people of Michigan are owned by friends of one of the greatest enemies in the United States.

And that their specialty is stealing elections. And they were in 27 states. It is amazing what was done in this election. How many states were involved, how similar the practices of voter fraud were in each one of the jurisdictions. It could not have been made up. It was not spontaneous, you can be certain of that. I mean, it is something that is just going to have to be dealt with. It is frustrating, and it is dangerous that the media doesn't cover this.

I don't know what constitutes news if it is not news that your ballot that is so sacred is sent out of the country. It is sent to Germany or maybe Spain and it goes into the hands of a company that is owned by one of the biggest enemies of the United States with all

kinds of Chinese ties. And that is the State of Venezuela. That has to end. It has to stop. And we are at the point where next week I think I can give you pretty close to statistics that will show you by how much Trump one at least five states that were taken away from.

All those states that Trump was leading when you went to bed on Tuesday night, Wednesday morning, the 7, 800,000 in Pennsylvania, the equally high number 3 or 400,000 in Michigan, the higher number in Wisconsin, the numbers in Georgia, North Carolina, all of these numbers are enough to take over the top and are enough to be called. And then all of a sudden they put a halt, then almost every count voted after that for two days went to Biden.

There is statistic analysis done that is almost impossible, almost impossible. Well, it became possible because it was a fraud, and it was carried out by the Democrats in order to hold onto their power or get it back, hold onto their opportunity to make money, hold down their opportunity to -- I think what they really like to do is boss you around. Like they are doing with, "No. You can't have a Thanksgiving."

I don't know. Probably take away Christmas, too. Christmastime you can be alone with your Christmas tree,

but you can't have any decorations on it because the decorations may have COVID. Please, please, God. We need your help.

Coming up I get to speak with you on Chat with the Mayor. Call me on the Tunnel 2 Towers Foundation hotline at 1(800) 848-WABC, 9222. Help Tunnel the Towers to do good. Donate $11 a month at T2T.org. That is T2T.org. That is 1(800) 848-9222. To hear me discuss more about the election, listen to my podcast where we have an in depth discussion of what the situation is right at this very minute.

You can visit Rudy'sCommonSense.com or my YouTube channel to watch.

(Commercial break.)

We are New York talking about what matters to you. Now, it is former New York City, Mayor Rudy Giuliani, on New York's Talk Radio 77WABC.

RUDY GIULIANI: I'm Rudy Giuliani with Common Sense. We will uncover the truth and get to a solution on Talk Radio 77WABC. What if a cyber thief was filling in a quitclaim deed on your home right now? If you own a home or property, look out for home title theft. It is one of the fastest growing forms of crime in the Unites States. The legal title to all our homes are online now. All cyber thieves have to do is forge your

signature on a quitclaim deed, and they just state they sold your property. Then they take out loans, they take out the money, they leave you in debt. You won't know until late payment or eviction notice shows up.

Homeowners insurance doesn't cover you and neither does common identity theft programs. Home Title puts a barrier around your homes title. The instance they detect tampering they shut it down. Go to HomeTitleLock.com and register your address to see if you're already a victim. Then use CodeRadio for 30 free days of protection. That is CodeRadio at HomeTitleLock.com.

So let's see. Can we get a call in? I think we can.

BY RUDY GIULIANI:

Q. We've got Joel from Jerusalem. Wow.

A. Hey, Mr. Mayor.

Q. Are you really in Jerusalem, Joel?

A. Yes, sir.

Q. Good God bless you.

A. God bless you, sir.

Q. Pray for us. Pray for us. Pray for us. Oh, wow, that is great. I mean, that is a very special place.

So what do you have to say?

A. Well, first, Mr. Mayor, great job. I hope you can watch the sunset there tonight in Washington D.C. because that was a stressful press conference you just gave.

Q. I hope it worked.

A. I hope it works, too. I hope they will listen to it because they have a lot of preconceived narratives for sure.

Q. I know. It is like breaking through -- I don't know. Breaking through a wall of steel, right? A wall of corruptcity (sic).

A. I think we have to go back and re-listen to the conference and they have to take some of the references you gave them, especially the reporter at the end there. You know, there is clearly the lawfirms are dropping off because of this doc thing and the threats they are getting. And you tried to point it out to her, but she was pretty worked up. And I'm over here and watching it next to the church of the Holy Sepulchre, and I'm like, "Poor Mayor." I'm like, God, this woman is giving him a hard time.

Q. Well, we are getting the evidence. So now we have to have somebody hear it. We have got the evidence. It is really frustrating because it is quite clear it was a major, major voter theft, major. Ten

different cities, Republicans locked out, maybe all together thousand and thousands of Republicans and locked out probably affects over a million ballots and key ballots in the key states that changed the election.

I mean, Biden didn't win the election. He really didn't. It is a shame. It is really a shame, but I think if we keep pressing, people will keep getting it.

So now we will go to John from Staten Island.

Hey, John.

A. Hello, Mayor.

Q. Yeah.

A. Hi.

Q. How are you doing?

A. You are may favorite Mayor because you cleaned up New York. Thank you.

Q. Thank you.

A. Now, I've listened to the press conference today and I heard, you know, quite a bit about Dominion and Smartmatic.

Q. Yes.

A. Two days ago, I think it was General McInerney --

Q. Uh-huh.

A. -- was referring to other software. I guess it was government developed, like, Scorecard or Hammer. Is that still in play?

Q. Well, that is beyond my capacity, my friend. That is a government --

A. Okay.

Q. That is a government program. I don't know -- honestly, I don't know completely what it is, and I don't know if it has any involvement in this. I do know that Dominion thing. Sidney investigated it, but I know her quite well. And that was, I think, explained, kind of, clearly, wasn't it? I thought Sidney was clear about that, right?

A. Absolutely.

Q. You got -- you got what they do? I mean, Dominion is the overall company that does the contracting but the real guts of the operation is Smartmatic. And Smartmatic is owned by two Venezuelans who are loyal to Chavez and Madero.

In other words, they are loyal to communism. They are loyal to China. And they are enemies of the United States. I got, for the life of me, as Sidney said several times, "Why would any American governor hire them?" Why do we want our -- why do we want our ballots in the hands of our enemy? I don't know. I don't know.

It means there is something seriously wrong with the home voter system. That may be more of a

generalized problem rather than a voter fraud that is going to overturn this election.

The thing that will overturn the election are the ballots that were improperly handled that were, for example, the over vote where people voted 300 percent into a particular precinct. Who were these extra -- who were these extra 200 percent of people?

That means people voted three times or it means that people who voted who came outside of the district they were assigned to somebody else's name. And all of which happened -- all of which happened in every one of the big boss Democrat cities. The stinking corrupt cities. That is the ones they used because that is where they could get away with it. The stinking corrupt city.

Well, I'm Rudy Giuliani and with Common Sense we will uncover the truth and get to a solution on Talk Radio 77WABC.

(Commercial break.)

Mayor Rudy Giuliani on 77WABC.

BY RUDY GIULIANI:

Q. Welcome back with Rudy Giuliani. Call 1(800) 848 -- that is 1(800) 848-9222, and we are going to go to David from New Jersey.

A. Hello, Rudi.

Q. Hello, David. How are you doing?

A. God bless you. You did a great job today. You all did fantastic and keep up the good work on behalf of this nation.

Q. You know, the whole purpose of doing that, David, we don't -- we don't think we are going to get to everybody because we know the censorship, the iron curtain of censorship, will keep it away from half the American people, but at least we wanted the other half of the people who are the support of President Trump or have an open mind, we wanted them to know this is real. This is not -- we are not making this stuff up. This is a very, very serious thing that happened.

A. Absolutely.

Q. And it needs to be very thoroughly investigated.

A. Hopefully there is enough of us out there, but my question to you --

Q. Go ahead.

A. -- you were noting that, like, in Michigan because of those two Wayne County Republicans now resending or changing their mind after they had been harassed and threatened, their families threatened, that you would be pulling that lawsuit because they won't certify, is that truth that Michigan Secretary of State plans -- says that she doesn't care, they are going to

recertify anyway? I'm a little confused on what is going on there.

Q. Well, okay, so they didn't certify ultimately. They originally -- they originally said they were going to not certify.

A. Uh-huh.

Q. Then they got harassed. They got yelled at. They got screamed at, and they made a deal. The deal that they made was they would vote to certify, really in part because they were harassed and worried and worried about their families but they were offered something. They were offered an audit if they certify to answer the 20 or so questions they had about the integrity of the vote.

A. I see.

Q. As soon as that -- as soon as that was heard by the State Chairman, the State Chairman said, "like heck we are going to have an audit." State Chairman is a little smarter than the people on the ground, I guess. If they have an audit they would all go to jail.

So then the two Republicans rescinded their vote and submitted an affidavit saying, "We do not vote to certify. We find the election way too questionable with fraud." And their main thing they rely on is that in 70 percent of the precincts the voter roles don't match up.

What that means is in 70 percent of the precincts more people voted than are registered in the precinct, and in some cases more people voted at live in the precinct than, of course, indicates to you weren't properly registered. They are not really citizens of the State of Michigan. They are multiple and triplicate and what quadruple numbers on one person.

So that is a real sign of fraud and, therefore, their final vote was not to certify. Now, the State Election Commissioner can decide either way "I will take the votes," "I won't take the votes." And that person is a Democrat. And you know that that person is going to say they are certified, but we are going to argue to the legislature that they are not.

I mean, the legislature should not give and award Biden those votes. We will see it where we come out. The lawsuit that we dropped is a lawsuit that really is directed just at that county commission to get them to decertify. So in our view they did decertify two to two.

The other lawsuit that actually a private party is bringing but involves us, we've helped him with it and he -- and he has helped us a lot with ours, that case would challenge that. This is a little complicated but that is what happens when the case is as dynamic as

thing one. Simple fact is Detroit was a disgrace, absolute disgrace.

That is the place where you have 130 percent voting, which is basically, like, the impossible. 130 percent can't vote. Only 100 percent lives in the district. So they have to be 30 percent or so illegal ballots there as well. You put those all together with the 100,000 ballots and no one examined them, the other ballots that weren't examined, you got way more than enough to overturn Michigan and Pennsylvania and name the real winner, which is Donald Trump.

He actually won those two states, and they have been given to Joe Biden. And they should be switched back.

And now we are going to try -- who do we have on next?

Jeff from Connecticut.

A. Mr. Mayor --

Q. Hey, Jeff.

A. -- thank you so much for taking my call. Great job today. Two -- a question I have is relating to Georgia. And I know the State or the Senatorial elections aren't in your purview but would the same thing possibly have occurred down in Georgia therefore, the runoffs would essentially not even be needed because

the Republicans would have won, and then I heard that the -- Sidney made it sound like the Toronto office of the voting machine company was closed. Are these people, these executives not around?

Q. You know, I don't know if they are around. They are kind of -- they are, kind of, hard to put your finger on. I mean, they are world travellers. They are jet setters. They are very left wing. Wow. Hate Trump. Definitely have a bias, but I can't -- I don't know where they are right now.

They are not in the United States. I mean, they are Venezuelans and their business is really in London and in Germany. So they have no real connection to the United States except as visitors.

A. What about the folks that were actually at the polls that were, you know, adjusting the machines and things like that in the middle of the night? Who are those folks.

Q. Most of them would have been City of Detroit workers, some permanent workers for the election commission, some on loan from other agencies because the election commission doesn't have to be that big every day of the year. It really has only two times that it functions with large numbers of people. That is on election and primary day.

So, for example, our witness works in another agency of city government she has for 30 years and she was assigned to voting duty in September, and she is the one I read from who basically from the beginning was told, "Okay. Here is the program. We are cheating." So I hope that -- I hope that answered -- I hope that answered most of your question, my friend.

So and next we will go back to New York.

Marty --

A. Good afternoon, Mr. Giuliani, how are you?

Q. I'm good. Really good. How are you?

A. I've seen the news broadcast. I've been a New York guy for years. I've seen you way, way back when you were a district attorney and stuff, politics and stuff.

My question to you is that during your news conference you said that somebody from that -- from the machine place out of Venezuela came to Pennsylvania and was messing around with the machines.

Did I hear you right or is that wrong?

Q. Mostly right, and it was Sidney Powell who said that but you're right.

A. All right. So now do way have -- do we have that person or individual flying into the United States from Venezuela? Wouldn't there be record of that that we can

prove that?

Q. We can prove the person was there. I don't know where the person flew in from. The person --

A. We can't tell to immigration who was there?

Q. Yeah, but it might not be that he came -- more than likely he came from Germany. So the company -- the company -- the two --

A. Right, right, I gotcha.

Q. The two people --

A. They covered up that whole thing. They are definitely going to cover those tracks, too, but that is the thing, Mr. Giuliani, it seems to me like while we are talking to each other -- and, you know, I come from a family of police enforcements. My brother is a retired FBI agent. I tell him, "What is going on? Where are you guys? What are you guys doing?" It seems to be falling on deaf ears here, you know?

Q. Well, you know, the amazing thing here, my friend, is we don't have subpoena power. So the question that you just asked me with when I was a U.S. attorney I can answer that question in a day. They would have a --

A. I remember when you were a Manhattan district attorney you would have had at least half a dozen arrested already. Why ain't that happening?

Q. Because it isn't like the old days. They are afraid of politicians. Particularly Democrat politicians. You know, it is hard to convey this because you sound like a complainer, but you have no idea what this vicious press subjects people who support Trump do. You have no idea. I don't even know if they have an idea of how mean and cruel and so illiberal they are.

I mean, they go after their jobs. They go after their livelihood. And they really frighten people. We had to work really hard to get our witnesses.

So now we go to Victoria from West Hampton.

Long Island, New York, Antonio.

A. How's it going, Mayor?

Q. How is the weather in West Hampton?

A. It is cool, nice, beautiful day today.

Q. Sunny?

A. Cool about 50, yeah, 45 blue ski.

Q. Good.

A. So you're doing a phenomenal job. I know if you were not going against a deep swamp you would have destroyed this case by now. I watched all the evidence. The evidence is astonishing between the voter fraud with the -- you know, the count of -- ballot count is and the witnesses. It is insane. I guarantee half of the

people don't even know the evidence that you guys actually have. I believe --

Q. That is why we are -- that is why we are trying to get it out because they censor it.

A. Well, you know, I worked with a -- I know what the left are around. We can't convince them anything. They are not going to listen. They are not going to reason even logic. So basically how do the people if, you know, Trump has got 73 million supporters or more. How do we get involved? How do the people get involved to control judges who are making decisions based on their idealogy on their, you know, their political, you know, side. You know, how are we going to help you? You guys are doing a phenomenal job.

How can we help?

Q. I guess getting the information around through social media would help a lot. Social media is our friend here in that sense. Even though they cut you off Twitter and try to cut you off Facebook and all these other things. We have enough people on their that we can get our message around.

We got to use social media. And we have to use the radio talk shows that have more balanced approach than the networks. So, I mean, we got to keep -- no question we have to work at it.

Teresa from Staten Island.

A. Hi.

Q. Hi, Teresa.

A. Hello. Hi. Pleasure to speak with you.

Q. Pleasure to speak to you, too.

A. I was just wondering, I mean, the freedom we have in this country relies solely on our integrity of voting. If we don't have that, and we have a time constraint to prove that, where do we stand? I mean, this is where our freedom start with our integrity of voting.

Q. This is a very frightening thing that they are doing. And it is very outrageous and very damaging that the media is ignoring it because it should be right up their alley. It is a denial of free speech. It is a denial of basic rights. It is treating one political party so much horribly and so much different than the other political party.

So, yeah, I mean, it is terrible, and it has to be redressed. It can't be continued. So we got left maybe -- maybe we got -- so we got a call from New Jersey.

Kathy.

A. Yes, hi, Mr. Mayor.

Q. Hi, Kathy. How are you?

A. Fine. How are you?
Q. I'm good.
A. Good.
You know, I have a comment. Remembering back a couple of weeks ago that Kamala Harris's, I guess, victory speech or whatever it was. She came out and thanked the poll workers and the poll officials. Was that like that a braising comment or is that something a candidate would normally do?
Q. Yeah. I think so. I mean --
A. Yeah?
Q. Yeah. To thank the officials?
A. Snide --
Q. She did it in a snide way?
A. Well, I don't know. I'm thinking of all that is going on I wonder, you know, why would you thank the poll workers? Is it because they did what you told them to do? That kind of thing.
Q. I don't know. I don't know. I don't know. We will let her get away with a thank you. We will try to let her get away with a thank you.
A. Okay. If we must.
Q. Okay.
Next Vaughn from New York.
A. Hi, Mr. Giuliani.

Q. How are you?
A. How are you, sir?
Q. I'm good. What do you got going?
A. I just wanted to let, you know, a great American and a great patriot passed away yesterday and a good friend of yours.
Q. Who?
A. And related to me in a different way.
Q. Who was that?
A. Passed away, Mr. Arthur Imperatore.
Q. Oh, yes. Yes.
A. Yesterday.
Q. I didn't know that.
A. He was a -- I know that you thanked him for his contribution with the Waterways.
Q. Yes, yes.
A. During 9/11, and he was there.
Q. Arthur very, very creative man. Really, really a nice man. Good man. Oh, we will miss him. Oh, well, maybe just to express my condolences to his family. He had a fairly big family. To his family. He had a great life and great contributions. Great, great contributions to the City of New York.
We are talking to you on the Tunnel 2 Towers hotline and on 77WABC.

Thank you very much for your calls on the hotline. Help Tunnel the Towers to do good. Donate $11 a month at T2T.org. That is T2T.org. At 1(800) 848-9222.

I'm Rudy Giuliani and with Common Sense we will uncover the truth and get to a solution on Talk Radio 77WABC.

(Commercial break.)

We are New York talking about what matters to you. Now, it is former New York City Mayor Rudy Giuliani on New York's Talk Radio 77WABC.

RUDY GIULIANI: Well, I must tell you we are coming up near the end of the week. Tomorrow will be our last show of the week. I'm sure it is going to be a very good one. There are a lot of things happening. These investigations are all producing so much evidence. It is hard to catalog all of it.

I tried to summarize it and give examples of the kind of evidence we have, but in that Michigan case we have four or five critical affidavits of people who swear under oath that a voter fraud took place of measurable proportions. And all together it is hard to categorize the affidavits and evidence in different directions but this is supported by over 150 affidavits. This isn't made up. It is very serious. And it is

getting bigger, and when you look at the Dominion aspect to it, just think of it this way. Your votes were being counted outside of the United States. They all were being entered into a highly insecure server that anybody could steal and manipulate.

And if anybody had the inclination to manipulate, they could do it. So when you look at these disparities in numbers that are so dramatic, 130 percent over vote, 120 percent over vote, 7,000 -- 17,000 people in Pittsburgh show up and say somebody -- and they are told "Somebody voted for you. You voted already." Poor person says, "I didn't vote already."

And some other person has been attributed to their registration. That is a sure sign of cheating big time. What is going on with the media? What is going on? How does this story not get covered? Study gets trashed made fun of. It is so sad. So, so sad, but you know, here we are fighting back. Here we are fighting back, and we got a place to do it. It is called the United States courts, state courts, they don't have it elsewhere. That is why this is the greatest country on earth. Don't ever forget that. Don't get down about it. Truth will prevail, and I need you to get up tomorrow morning and say a little prayer, "Thank God I'm in America."

Thank you.

(End of recording.)

C E R T I F I C A T E

I, SHAWNEE WILBORN, Certified Shorthand Reporter/ Transcriptionist, do hereby certify that I was authorized to transcribe the foregoing recorded proceeding, and that the transcript is a true and accurate transcription of my shorthand notes, to the best of my ability, taken while listening to the provided recording.

I further certify that I am not of counsel or attorney for either or any of the parties to said proceedings, nor in any way interested in the events of this cause, and that I am not related to any of the parties thereto.

Dated this 19th day of January, 2021

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Exhibit 121

FILE NAME:

5.

Https://video.foxnews.com/v/6211099886001?playlist_id=930909813001#sp=show-clips

TRANSCRIPT OF VIDEO-RECORDED INTERVIEW

RUDY GIULIANI

SEAN HANNITY

Transcribed By:
TERRI NESTORE
CSR No. 5614, RPR, CRR

SEAN HANNITY: All right, this afternoon the Trump campaign senior legal team, led by former New York City Mayor Rudy Giuliani, held a press conference with the latest on the president's fight to count every legal vote.

He joins us now for an exclusive interview.

Former New York City mayor, President Trump's attorney. Mr. Mayor, always good to see you. Thank you.

RUDY GIULIANI: Sean, always good to see you too.

SEAN HANNITY: We know certain things did happen, right? We know this week alone --

RUDY GIULIANI: We sure do.

SEAN HANNITY: -- we found thousands of ballots out of thin air, which a couple of weeks after the election should concern anybody, but not democrats and not the media.

We know, for example, that observers, one after another, on record saying that the law wasn't followed that allows them to watch the entire counting process.

We know that happened.

RUDY GIULIANI: Yes.

SEAN HANNITY: Now the question is you've got a high bar because you've got to win not one, but three states. Lay out the legal arguments.

RUDY GIULIANI: Okay. Well, Sean, it was a national conspiracy. It wasn't just three states, it was

ten states. It's impossible that in Pittsburgh and in Philadelphia and in Detroit in and Milwaukee and in Phoenix, the democratic leaders woke up on November 3rd and said, we're going to shut all the republicans out, we're going to put them in chutes, we're not going to let them see absentee ballots, when for a hundred years we all looked at absentee ballots.

This had to come from someplace in the Biden campaign, as an instruction to all of them, because in ten jurisdictions -- and they picked crooked democratic cities to do it in, where they could get away with it, they stole probably about 2 million votes and --

SEAN HANNITY: But here's the legal bar: How do we get it in court, how do we have standing and what's the remedy and how do you -- when I said three states, I meant you have to flip three states to have a change in the results of the election, which is a herculean effort.

RUDY GIULIANI: Well, you do it a couple ways.

So we have a federal lawsuit in Pennsylvania, we have two federal lawsuits in Michigan, one of which we dismissed today because we got what we wanted out of Wayne County. We've got a lawsuit in Wisconsin, we have a lawsuit in Nevada to turn around the elections. We're about to have one in Georgia, probably going to be filed tomorrow, at the latest on Saturday. Massive lawsuit,

massive cheating, kind of on the scale of Pennsylvania and Michigan.

And here's the thing about it, Sean, that should frighten the American people: It's very similar. The democrats did the same thing in ten cities, and it's cities they control. It's cities that are crooked. It's cities in which they have judges who make ridiculous decisions in favor of the democrat party. It's cities that have a long history of corruption, mayors going to jail, voter fraud -- I mean, there are more voter fraud convictions in Philly than there are assault convictions at Philadelphia Eagle games. I mean, it's a profession in Philadelphia. So they pick the cities where they can --

SEAN HANNITY: Here's my question, though.

RUDY GIULIANI: -- get away with it and they tried to pull off the big heist and we caught 'em, and we're going to prove it. Court by court, we're going to prove it and we'll take it to the Supreme Court.

SEAN HANNITY: Now, do you believe that the proof is in the affidavits signed by the people that so far that you've gotten, will that reach the high bar that a court would need?

RUDY GIULIANI: Well, my goodness, Sean, we've got about 250. I don't think I've ever gone to a case with 250 affidavits. What does the affidavit mean? The

affidavit means that the person signed under oath, under penalty of perjury. If I'm lying, I go to jail for five years. I'm pretty confident they'll testify to the same thing on the witness stand.

And tell me, is there any Biden person who has gone under penalty of perjury? My goodness, you know, we've been talking about the $40 million from China, the $14 million from Ukraine, et cetera. Have they gone under penalty of perjury on anything?

They don't get asked any questions, Sean.

How are people here, who ask tough questions, they're ready to testify and they're ready to point the finger at the Bidens and say you're a bunch of crooks, trying to take over our country and destroying our right to a free, fair and honest election and that -- I mean, that's a sin. That's not just a crime, that's a sin, to do that to America, the greatest democracy on earth. They are disgracing us in the eyes of the world.

SEAN HANNITY: So finding ballots two weeks after the election, the states that tried it, like we'll see it in Wisconsin, like Reince just reported, changing rules like they do in Pennsylvania -- by the way, after the election is held; observers that can't observe, you know, the things that we see that we know and that people have testified to, you know, look, I'm not the lawyer -- and

you add all this together and I would think that a court would be interested in understanding -- why would you try to change the rules? Why are we finding ballots after the fact? You know, how is it possible that --

RUDY GIULIANI: Sure.

SEAN HANNITY: -- observers weren't allowed to observe, when it's written into the statutory language. I've always thought that was a big deal. Maybe I'm wrong.

Following the law.

RUDY GIULIANI: Sean.

SEAN HANNITY: Why do I feel like if I spit on the sidewalk, I'm going to jail.

You couldn't even prevent it.

RUDY GIULIANI: Sean, I've been involved in numerous absentee ballot contests. I've never heard one in which the republican was excluded or the democrat was excluded. They accomplished this nationwide in the ten cities that are corrupt cities that they control.

That's part of their plan here.

The whole mail -- this whole mail thing was really done so they could steal the election. They knew they couldn't beat him. He destroyed them at the ballot box on Tuesday. He was ahead by 800,000 votes in Pennsylvania. He was ahead by 300,000 votes in Michigan. He was ahead by 400,000 votes in Wisconsin. You don't

make up these leads honestly. They went into panic mode, and that's where they made mistakes because that's where we picked up our witnesses.

At 4:30 in the morning, three or four big trucks pulled into the Detroit center. There were three people left behind who were honest; two of our people and a Dominion employee. We have their affidavits.

Here's what they saw: They saw a big truck bringing in 100,000 ballots in garbage cans, in wastepaper baskets, in cardboard boxes and in shopping baskets, and every single one of them was for Biden, and to the extent that they looked at them it was only for Biden, no down ticket. Now why? Because they didn't have time for a down ticket. All they had time for was Biden, Biden, Biden, Biden, Biden, Biden, because they were being notified by Smartmatic in Frankfurt that Biden was way behind and they better come up with a lot more ballots, and we can prove every single thing I just said.

SEAN HANNITY: I hope.

RUDY GIULIANI: Give us a chance, we'll prove it.

SEAN HANNITY: My position is this: We don't get this right, we'll never get it right. It only gets worse.

RUDY GIULIANI: If we don't fix this, Sean, we'll never have a free and fair election, at least for the next 30 or 40 years. These people want to destroy us. They're

very, very bad people. They're not ordinary democrats. There are wonderful democrats in this country. They may disagree with you and me -- you know them.

Somehow the democrat part was hijacked by Clinton and since then, it's gone more corrupt and more corrupt and more corrupt.

SEAN HANNITY: I wish you the best. All right.

RUDY GIULIANI: Somebody --

SEAN HANNITY: America deserves the truth.

RUDY GIULIANI: -- cut their head off.

Absolutely.

SEAN HANNITY: By the way, if thousands of ballots this week showed up for Joe Biden, I have a funny feeling the media and the democrats would have a very different reaction. I'm just guessing but -- all right, Mr. Mayor, thank you.

(End of recording.)

C E R T I F I C A T E

I, TERRI NESTORE, Certified Shorthand Reporter/ Transcriptionist, do hereby certify that I was authorized to transcribe the foregoing recorded proceeding, and that the transcript is a true and accurate transcription of my shorthand notes, to the best of my ability, taken while listening to the provided recording.

I further certify that I am not of counsel or attorney for either or any of the parties to said proceedings, nor in any way interested in the events of this cause, and that I am not related to any of the parties thereto.

Dated this 12th day of January, 2021.

Terri Nestore

TERRI NESTORE, CSR 5614, RPR, CRR

Exhibit 122

File 7

Rudy Giuliani, Chat with the Mayor

Nov. 20, 2020

https://wabcradio.com/podcast/rudy-giuliani/

Now, on 77WABC. It is time for the former Mayor of New York City, America's Mayor, Rudy Giuliani.

RUDY GIULIANI: Good afternoon. This is Rudy Giuliani coming to you from Washington D.C. The Capital of the Nation and the Swamp. We are on 77WABC and thank you very much for tuning in with us.

Coming up I'm going to get to speak with you on Chat with the Mayor. Get ready now. Call me on the Tunnel 2 Tower Foundation hotline at 1(800) 848-WABC. That is 1(800) 848-9222. Help Tunnel the Towers to do good. Donate $11 a month at T2T.org. That is T2T.org. And we are on 1(800) 848-9222.

Well, first, let's go back to a subject we haven't talked about for a while because we have been talking about the presidential race and then the post presidential race, and the lawsuits that are going on and the disputes that are going on and the confusion about it, and we will get back to that in a moment, but today I found out that my son, Andrew, was diagnosed with CCP virus. You know that I call it that, Chinese Communist Party virus.

Oh, gee, why do I call it that? Because it comes from China and because it is a Chinese Communist Party that spread it around the world. Not the Chinese people. The Chinese people are good people. The

Chinese Communist Party is an evil organization that has no value for human life.

So Andrew was diagnosed with it this morning. He took a test. I actually talked to him several times. I assume he took the test going in the White House this morning. So he had it, and he has been helping me quite a bit the last three days on all the legal work that I'm doing. So he has been with me pretty constantly and with a lot of the people working on that.

So now they've all been tested including me. This is probably my 20th test, more than that. So it turned out to be negative. And most of the people turned out to be negative. There were two others who have been determined to be positive out of 20 or so. Nobody with serious symptoms. Andrew has a mild headache and he is a little tired, but I think he would not have noticed that if it weren't for the fact that he ended up being positive.

So I want -- I want everybody to realize don't panic. Please don't panic. I don't know why our non-leaders panic the way they do. I don't know. Which is why they are not very good leaders. Good leaders don't panic. You know, if you're in a war or in a battle, even if you're overwhelmed by the other side you don't panic, but when you actually have some really good

resources at your command where the risk of dying has substantially lessened to, kind of, in the ballpark of other diseases, you don't spend your life worried about CCP virus.

Chances that if you get it, the chances are enormously in your favor. You're going to survive. You're going to survive well. Nothing permanent is going to happen to you. It is a different disease than it was four or five months ago. And I think we really owe credit to President Trump for having moved us, sort of, in Trump time. If this were the old government time, the, kind of, let's say, Biden time, I don't know. We might be just closing down to China at this point.

I mean, he didn't want to close down China for reasons I think you know. He has never been particularly sharp or -- you remember when Obama rolled out Obama Care, this most important program and the computers went down, but nobody thought anything of that. That was okay. I mean, you know, you can't be perfect.

Well, the President has, in a period of time that has got to set a record, he has gotten us to the point where we have therapeutics, we are right on the verge of having a vaccine which was supposed to have taken two years. Trump time it takes four months, five months.

And we do have therapeutics. And I'm going to tell you this again.

So this is not the first time I've been exposed to -- to the virus. Remember I was exposed to it when we were preparing the President for the debate. I'm was there with Chris Christie. And in that room there probably were eight people, six of them got CCP virus. I didn't. And I had been taking Hydroxychloroquine as a prophylactic.

And even today when Andrew called me, and I had to set up a test, I wouldn't say I was sure -- I was confident and my doctor was pretty confident I wouldn't get it. And the way you use it as a prophylactic you take it for five days. You take the Hydroxychloroquine. You take zinc with it. And then after five days you take it once a week and you take the zinc every day.

And it has protected me. It has protected a lot of other people. I can't tell you -- I'm not a doctor. So I can't tell you if that is scientific or what it is. I can just tell you it is true. And I also know for sure from watching all the studies that Hydroxychloroquine, had it been used more widely, had it not become a political football, had newspapers like the Washington Post printed false articles that Hydroxychloroquine kills you, even though it has been

used for 50 years, there would be a lot more people alive today that are not alive today. And that is on their conscience and it should be.

So speaking on conscience, I am absolutely convinced -- and I think when you see all the evidence unfold, and I think you're seeing some of it now, and you will see some of it over the weekend and later, and, you know, it comes out in truncated ways because it has to be in particular lawsuits, but I think when you take a look at all of this, and, kind of, put a -- put a cover on it, you are going to get -- you're going to see what is so obvious.

And that is that these voter frauds that are taking place in various parts of the country that are now amounting up to be quite massive, but these voter frauds had to have been directed from somewhere because they are too similar. They are eerily similar. They all involve fraud around the mail in ballot system. The system we were warned if we ever put it into affect, we would have massive amount of fraud.

For the first time we ever used it was this year. The stake is very high. And all of a sudden, we've got a whole new interpretation of how you can't absentee and mail ballots. For generations you counted them this way. Why they counted them at the precinct level, the

level where the vote is taking place or the headquarters. And when you counted them, a Republican sat on one side, a Democrat sat on the other side and you both examine the external envelope because the external envelope is the only thing that presents you with identifying data so that the ballot can remain anonymous.

So the Republicans took a good look at it. The Democrats took a good look at it. Anybody else who wanted to be there took a good look at it. Somebody could object to it. If you objected to it, it was probably put in a separate pile so all the objections could be dealt with at first. Some election officials wanted it to be dealt with right then.

It could be a wrong signature. It could be a wrong address. It could be a failure to fill out an address. It could be a whole host of all things that got in the way of it being a legitimate ballot. And then after that is over, it -- the ballots that are challenged are put aside and you find out which ones truly are okay and which ones aren't.

Now, let me give you an idea of the circumstantial evidence of wide spread fraud. I gave you a few yesterday. You know, things like in Detroit there were voting in precincts of 120 percent of the

people registered, 150, a lot of 200 percents that means two to one and one had 300 percent. That is -- that was going on all over the country. Not just in Detroit. This was going on Philadelphia, in Pittsburgh, in Detroit, in Milwaukee, in Chicago, in places like Phoenix, Arizona and Las Vegas, Nevada and Atlanta, Georgia.

They all share in common in shutting the Republicans out from getting an opportunity to observe the mail-in ballot or the absentee ballot; therefore, at no point was there an independent verification that these ballots were at all legitimate. They could have been put in by the same person. They could have been put in by a whole series of people that crossed referenced each other, but they were put in and they were there and they were sitting there to catch Biden up.

I can't tell you. I know Sidney Powell yesterday went into detail about the Dominion software, the Dominion company. I can't link that right now to a particular vote advantage that that gave Biden over Trump, but the reality is what happened was they knew from the moment they passed the mail-in ballot thing that COVID was the excuse, stealing the election was the purpose.

I mean, if you think about it, we haven't done it specifically because it is too easy to defraud when there is a -- when you say that crooked Democrats and places like Philadelphia where there isn't an election they don't attempt to steal. I mean, I think they even try to steal dog catcher elections for practice.

And the reality is their intent on using that big opening now where the mail-in ballots would go from 200 to 2,000,000 and here is the interesting thing. The rejection rate went down. You know, 350,000 ballots there was a 30 percent, let's say -- I'm sorry 3, 4 percent rate and when you got up to the millions we are talking about less than a one percent rate of challenge. So those things pull it all together.

Those things show you it wasn't just an independent crooks in Philadelphia who did this. If getting up that same morning Democrat leaders in every one of those communities I just mentioned shut Republicans out, they put them in barricades, pushed them away in Chicago and probably happened in New York but didn't matter because there are runaway elections there and on the other side it wouldn't have mattered in Texas, but it did matter in what we call the swing states.

It was done in the cities that Democrats maintain

as crime cities. These are big crime cities. These are crooked cities. Please, I'm not talking to my good friends in Philadelphia about you because there were days in which New York City was a crooked City, and it may well be today under Mayor -- I can't remember his name because he never shows up for anything on time nor does he pay much attention with job, but these cities also have a very, very long history and reputation for voter fraud.

And you can't leave it in their hands to do all the verification all by themselves. Remember yesterday I read to you the affidavit of a worker and the worker was in Detroit and worked for the City of Detroit and the woman, a real hero, was so fed up with the garbage and the terrible cheating the Democrats were doing she came forward and explained two months before the election they began training her how to cheat.

And she went about every single one of these processes we talked about. She observed how it was that Republicans never got a chance to inspect any ballots. She was told never to check addresses. She was told never to check signatures. She was told that if something is missing to go get it and fill it in. She was told to go and help cure ballots and she was shown how particularly in the run up to the election in the

early voting how you actually go right in the voting booth and you go show somebody how to vote Democrat. We can't avoid this.

I know we are being pilloried and tortured, and I have to -- I have to work my -- you know what off to keep the lawyers in the case. I mean, I had an easier time when we dealt with the mafia keeping my lawyers in the case. I don't know what happened to the Democrat Party. I don't. And it isn't the Democrats. It isn't the Democrats. They are good people. It is your leadership.

Your leadership is thoroughly corrupt, and we should have expected they would steal the election after all they steal everything else. The amount of money that the Biden family made during the period of time he was in the public office and the press let him get away with is obscene. It is obscene. And it could not have been made without him knowing about it.

I'm sorry. It is too much money. You can engage in all the happy -- happy dances you want and whatever, whatever, but he is a crook. Big time. Millions. Millions. Somebody who does that is capable of stealing an election and defiling and defiling and doing tremendous damage to our democracy. And I heard that moron say the other day in response to us that we

are hurting democracy by questioning the election. How dare he say that. How dare he say that.

I mean, I know he gets away with it because of the suck up press, but, boy, that is the hide of arrogance. There has never been a presidential candidate that I know of that has done more damage to the credibility of this country and to our democracy than the one right now who thinks he is President.

And I'm going to tell you I've looked at his votes carefully. President Trump won these states. He didn't lose. He didn't lose Pennsylvania. He did not lose Michigan. He certainly didn't lose Georgia. I think if I put those three together it is over, I think. And he didn't lose Arizona. And he sure as heck didn't lose Wisconsin.

You're going to see that in the election contest, Wisconsin. And they keep saying, "They don't put out any proof. They don't put out any proof. They don't put out any proof." 334 pages of affidavits is proof. What proof have they put in? Oh, it is debunked. Okay. All right.

All right. Coming up I'm going to get to speak with you very, very shortly, and we are going to talk on with Chat with the Mayor. You call me on the Tunnels 2 Tower Hotline at 1(800) 848-WABC. Help Tunnel the Tower

to do good. Donate $11 a month at T2T.org. That is T2T.org

To hear me discuss more about the election listen to my latest podcast. That is going to be published today going into -- not only into detail but showing you the evidence that they say that they lie about that they say doesn't exist. Visit Rudy'sCommonSense.com. 77WABC wants to honor our Veterans. And you can, too. Sign up today to receive an excessive support our troops yellow ribbon at WABCradio.com. Listen to us on Alexa. Simply say, "Alexa, enable the 77WABC skill."

(Commercial break.)

We are New York talking about what matter to you. Now, it is former City Mayor Rudy Giuliani on New York's Talk Radio 77WABC.

RUDY GIULIANI: We are back on 77WABC. And I can tell you that there are -- there are challenges now being put together and a lawsuit now being put together in the State of Georgia. And in the State of Georgia election was very, very close. And I think you're going to see in Georgia a repeat with some very, very similar characteristic to what you saw in Michigan and what you saw in Pennsylvania.

And I know people say, "Oh, the President should just be gracious and step down." In the face of this

kind of fraud? Step down in a situation like this, and you let this election happen the way it has happened and this will become the norm.

You know, we used what are Venezuelan counting machines, but we don't want to become Venezuela, do we? And I see that -- I see the Dominion put out a statement saying that their machine wheres just wonderful and nothing foreign about them, and it is a big lie, big lie. Dominion has been involved with Smartmatic for some time. The owners of Dominion went to Venezuela to visit with the dictators there.

They rely on Smartmatic -- Dominion does -- Smartmatic software giving Smartmatic access to a tremendous amount of information about the vote. And Smartmatic specialize in algorithms that change elections and brag about it. And if you want to know the history of this go online and look for the investigation that was done in 2008 by the Congress and look at the letter from Congress woman Carolyn Malone about what she found and what disturbed her about this product.

Basically the Smartmatic -- the Smartmatic software, which is at the core of Dominion. So the fact is that I do not understand why, for any reason, we are having ballots go and get calculated outside of the

United States. That has to stop. Even as soon as this Senate race is going to go on in Georgia in January. There is time to change it. Let's count the ballots at home. Let's make sure we have a paper ballot to back up so we don't have 300 percent voting.

It is a little obvious when you have 300 percent voting you're cheating. Coming up I get to speak with you about Chat with the Mayor and you're going to be hopefully -- you're going to be back, and you're going to be all lined up for telephone calls, and we are going to get started.

(Commercial break.)

Mayor Rudy Giuliani on 77WABC.

BY RUDY GIULIANI:

Q. Welcome back. This is Rudy Giuliani. Call 1(800) 848-WABC. That is one 1(800) 848-9222. And let's go to the Tunnel 2 Towers Foundation hotline and go to John from Monroe, New York.

A. Hi. Mayor, it is Staten Island, by the way.

Q. I wonder why they said Monroe. Staten Island, oh, I love Staten Island. You know I love Staten Island. Richmond county.

A. Thank you, Mayor. Listen, we have 73 million people that voted for the President. And with the other side subtract your people that want to change the votes,

which they can't, minus fraud, minus negligence, minus everything else, I think the President is on top, and I know you're doing a great job. On behalf of 73 million people that voted, you know, you're looking to make sure our vote counts not the illegal ones, let's go through it and God bless us.

Q. You know CNN called before and they said, "Well, how does the Mayor feel about the fact that his friends now say he seem to be unhinged." I said, "Gee, I got a pretty good joke off of the expense of CNN if I'm unhinged, right?" Did you see that at the press conference when the lady put up her hand, and she asked me some really stupid -- I forgotten the question. I wasn't even thinking about it, and I said, "What publication are you from?" And she said, "CNN" and everybody broke out laughing.

I mean, it is a joke. And then one of my colleagues whispered to me, "We should call it the Comedy News Network," right? I used to call it the Clinton News Network. Then for a while Communist News Network when they, for a while, wouldn't really cover the fact that there is this Chinese virus, but the Comedy Network might not be bad either.

I mean, they are a disgrace. They are an absolute disgrace. They are a disgrace because they

won't cover facts. I mean, they keep saying, "Well, Rudy Giuliani pointed out the allegations. There is no proof. No proof." What do they consider affidavits to be? Affidavits are statements under oath.

Is there any statement under oath about from Biden or Hunter Biden or any of these people? And they buy that garbage, hook, line and sink it. These people actually are ordinary American citizens who put their futures on the line to say that they saw cheating and many of them on a mass scale. And we are just going to push them aside because the arrogant and leaderless press decide Biden should be Emperor? I mean, sorry, sorry. I'm not the one that is unhinged. They are. They are unhinged.

A. You got it, Mayor.

Q. They are unhinged from what it means to be an American democracy. It is terrible.

So now we go to Paul from New Jersey.

A. Mr. Mayor, it is a pleasure and a big honor to speak with you. And was a very big honor to live in your city when you were Mayor.

Q. Thank you.

A. I had a wonderful time living in New York for the ten years that I did. And my comment or question is that I just found out that Georgia Secretary of State

certified these fraudulent votes after the phony recount. So is that the end story for Georgia?

Q. No. No. We will go to court now. We will go to court, and we will argue to the court that the certification is a fraudulent -- it is false. I mean, I don't know why the Secretary of State of Georgia wants to put himself in the position of committing perjury. He knows it's a false statement. He knows that vote count is wrong. If he doesn't know the vote count is wrong, he's got to be an idiot.

He has got places where precincts voted 200 times more than the people in the precincts. He has got -- he has got precinct after precinct after precinct in Atlanta where there is all kinds of allegations and all kinds of affidavits of ballots that are somebody is voting two, three times, dead people voting, different identifications used, provisional ballots where people voted before in the place of this person and used this person's identity.

I mean, whether it is enough to overthrow the election isn't really his concern. But to say -- and it is by the way more than enough. To say that you can certify this election (inaudible) perjury, but politicians and -- and they are politicians. And all they are worried about is their Senate race. And they

think anything that disturbs the presidential race is going to hurt the Senate race, and they may get a big surprise because Trump supporters are fed up. They are fed up.

Trump supporters are fed up from the day this man became President they talked about impeachment. And now we find out that the impeachment was a frame. Impeachment was a frame-up by Hilary Clinton and Obama. And this guy -- I mean, he may not remember it but Biden played a role in it. I don't know if Biden will remember it, but the fact is they have gotten to where they are now on just four long years of cheating, lying, putting up false charges, and now they are big City bosses with their goons made sure that the election was stolen.

As I said yesterday how is it possible that in all these places where the President had a big lead the night before, all of a sudden the lead evaporates every place? Maybe to have one, two places they can leave alone and not be as obvious but, boy, they couldn't because he was ahead too much.

So now we will go to -- I guess we will go to Barry, huh?

A. Mr. Mayor --

Q. Yeah, Barry, how are you?

A. Okay. Great speaking with you, and I'm in New York City, and I want to share with you what happened to me during the preelection time in Queens. So I was waiting in line for about an hour and a half to put in my ballot. This is before November 3rd.

While waiting in line, a gentleman comes by and he is about to put in his mail-in ballots. And he had a stack of them. And I yelled out to him, "What are you doing?" He said, "These are my families." And I said, family ballots he is putting in? Doesn't make sense. So on election day I decided, you know what, I'm going to see if I can do it again.

I want to know if my ballot came in. So on election day I go in, and I wait in line again. And I get to the person who is in charge of our district and I said, "Barry Katz," and they say, "What is your address?" And I hummed and hawed, and they said to me "Show us your identification."

Q. Pardon me.

A. "Identification." Identification. If I'm going to vote in person they ask for my identification but when I put in a ballot earlier, they don't ask for anything. So if I get extra ballots --

Q. Rudy, it is not funny. It is a joke. It is serious. It is about our democracy. This is about how

they are killing our democracy.

I mean, the Democrats kill anything remotely suggesting fair procedure during the impeachment. They ruin innocent lives during the impeachment proceeding and nobody cared. They acted like McCarthy on steroids. And now they are taking their big city, crooked politics and making it nationwide. Notice the big cheating took place in the crooked cities.

They didn't go -- they didn't go cheat all over the country. They cheated in -- they cheated in Philadelphia, Pennsylvania, which has so many election fraud cases. I think it would even fit in a law library.

A. How is that possible that somebody goes in and deposits a -- must have been 30 ballots.

Q. It is possible because the people on the election board cheat. Just like the woman in Michigan has testified under oath. The woman whose affidavit I read yesterday. She begins it by saying she was shocked by what happened. It took a while to figure out what they were having her do, but from the very beginning she was being trained and all of her coworkers that worked on the election board were being trained to cheat.

A. But on election day --

Q. They tried to steal an election from the

President of the United States.

A. But on election day when I waited in line they asked me for my identification, two separate rules of justice.

Q. Okay. And she was told never to ask for identification. Never ask for -- don't ask for identification in the areas of the city where they knew it was eight to two Biden. That is called Denial of Equal Protection and that is why it should be reversed constitutionally?

A. The mail-in voting is total fraud and the Democrats want that. It is the only way. Biden never, never went out to the public and to provide -- he was in the basement in Delaware. How the hell does he get so many votes? He doesn't do anything.

Q. The reason he stayed in the basement, the reason he said he wasn't weird about winning, the reason he said he has the best voter fraud team in the world is because he knew from the beginning they are going to do everything they can do to steal the election. He had George Soro's money behind him. He had all these crooked politicians in all these cities that make it a profession to be crooked. This is a --

A. He didn't do anything.

Q. This is a sick political party at the very top

and it has been since Clinton. Clinton somehow ruined the integrity of the Democrat Party. And until regular Democrats realize that and get rid of these crooks, this country is going to be in bad shape, really in bad shape.

And at some point the press has to stop sucking their you know what, you know. The press doesn't exist to suck the you know what of one political party or the other. It exists to be a critic and analytical about what is wrong with us so we are warned about it?

A. It is fraud when ballots are -- blatant fraud. You can do whatever you want. Doesn't make sense.

Q. Absolutely right. Absolutely. Well, thank you very, very much for calling on the Tunnel 2 Towers Foundation hotline. Help Tunnel the Towers to do good. Donate $11 a month to T2T.org. That is T2T.org. That is 1(800) 848-9222.

I'm Rudy Giuliani and with Common Sense we will uncover the truth and get to a solution on Talk Radio 77WABC.

(Commercial break.)

We are New York talking about what matters to you. Now, it is former New York City Mayor Rudy Giuliani on New York's Talk Radio 77WABC.

RUDY GIULIANI: This is Rudy Giuliani back with

you on 77WABC. So we are at the end of the week now.

We have our Sunday show coming up this weekend. I hope you're going to -- you're going to listen in, and you're going to give us a chance to take a look at one of these issues. Don't know which one yet. I'm sure it will have to do with this very difficult election that is going on or it may have to deal with COVID.

We will see. We are going to work on it over the weekend. And it is an unusual show. It is different than you usually have on a Sunday. Instead of having people lecturing at you and telling you, you know, their opinions and what they think and what you're supposed to believe and how you're suppose to say it, you get a chance to talk. You get a chance to give your opinions and then you get a chance to vote on what you believe the right answer is.

And we get a sense of what the real people think. Not the people in the ivory towers who want to tell us what we can say, how we can say it. Probably one of the things that emerged from this election and so many bad things emerged from it, maybe the worst is censorship. We never had that before in America. The kind of iron curtain of censorship that Big Media and Big Tech and Big Democrat Party. All the really important Democrats who can commit crimes and don't get investigated for it,

don't get prosecuted for it, crimes that are so obvious you can just -- you are just shocked. You are just shocked that the FBI doesn't go after it. You're shocked law enforcement doesn't go after it.

And you wonder why. And the reason is because of what is happening to some of the people that are trying to help us and trying to assistance us. Some of the lawyers who are fired by their law firms or threatened by their law firms. I mean, this is in America. This is not America.

A lawyer should never be harassed based on a case that the lawyer has taken on. I mean, one of the things I was trained about to be proud of my profession was the fact that you take on difficult causes. And it is seen as a sign of special nature of this profession that you will deal -- people don't know the law.

They need lawyers to advise them, to help them, to assist them. And if -- if you're going to be threatened because you're representing the President of the United States, that is a terrible thing. We've done something really, really wrong. The Democrats have taken their hatred and they have expanded it and expanded it into a national illness.

And we got to cure it. We will because this is a great Nation. Greatest on earth. So tomorrow when you

get up say the little prayer. "Thank God I'm an American" and come back on Sunday on Uncovering the Truth and Monday we got a whole week for you. Okay.

God bless you and God bless America.

(End of recording.)

C E R T I F I C A T E

I, SHAWNEE WILBORN, Certified Shorthand Reporter/ Transcriptionist, do hereby certify that I was authorized to transcribe the foregoing recorded proceeding, and that the transcript is a true and accurate transcription of my shorthand notes, to the best of my ability, taken while listening to the provided recording.

I further certify that I am not of counsel or attorney for either or any of the parties to said proceedings, nor in any way interested in the events of this cause, and that I am not related to any of the parties thereto.

Dated this 19th day of January, 2021

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SHAWNEE WILBORN, CSR 13361

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Exhibit 123

File 8

Rudy Giuliani's Common Sense

Nov. 20, 2020

https://www.youtube.com/watch?v=H0h6sRuC8bQ&list=PLlMn0a7NgIUZIGjQVofrk1M3Ulqdc7_-4&index=13

RUDY GIULIANI: Hi, I'm Rudy Giuliani, and this is another episode of Rudy's Common Sense. And in this episode is a truly significant one because it is now quite obvious that we are in the middle of what is going to be maybe the most important historical election contest that we have ever had.

I mean, it is ranked with the ones in the past, Hamilton, Jefferson, Burr and others that have gone to the House of Representatives. And this has all the makings of it, and it is there because for all the censorship, for all the lying, for all the coverups of the three conspirators to attempt to steal the election, the conspirators are the Democrat Party, Big Tech, and Big Media.

The facts are coming out, ladies and gentlemen. The facts are coming out. And the facts are not one isolated single act of fraud. Not one state in which a problem has been found in computation. That was Bush v. Gore, wasn't it? Problem in computation, remember the Chads. Couldn't figure out who was winning.

Okay. That is tough. That was tough, one state. One state a counting problem. This is not one state. This is not a counting problem. As we have been investigating this it very, very quickly emerged not only from the people that we found but from the people

who have come forward from the American patriots who have come forward, the brave people willing to take on threats of harassment, threats of losing their job, threats on their children, and even in some cases threats to their lives.

I mean, this is a very, very bad time we are living in because there is a kind of evil living in our land right now. It has been there for quite some time, and I will define it for you at the end, but this shouldn't be. This shouldn't be. This is a legitimate -- very legitimate challenge to an election where there is substantial evidence of which I'm going to impart maybe 20 percent to you right now of fraud. Fraud in our land. Fraud in many places in our land.

I have concentrated obviously on the states that could change the result of the election because I'm representing a client who, I believe, and I know probably will get shut off social media for the rest of my life and maybe even put in a jail cell somewhere if Zuckerberg and the other kings of the media and kings of the tech world and -- but I believe from what I've seen and the professional experience that I have in investigating crimes for many, many years and the success I've had in uncovering them, I believe that we have here a very, very dangerous and a very systemic

problem of voter fraud.

Such that the honest votes, if we can isolate those, would elect Donald J. Trump as the next President and in most states by a fairly substantial margin. And I'm going to concentrate on what I call now the overview. We've given you a lot of the facts. I held a press conference to give you a lot of the facts, and we will have future episodes in which we will, as they say, drill down into these facts.

We will show you the affidavits that I can show you. We will show you the charts that I can show you, and we will show you the statistical reports that corroborate the direct evidence, but what I want to do now step back a bit. I want you to exercise logic. Remember this is called common sense. So I want you to exercise your common sense.

There is a great lawyer, who influenced me when I was younger to become a lawyer, Louis Nizer, and he wrote a great best selling book called My Life In Court, and he gave a hint on cross-examination that helped me enormously in my days in the courtroom. And I was pretty good at cross examination. He said, "Not always but usually the most common sense results, the most logical results is actually what happened." And if somebody is testifying to an illogical result or result

that doesn't really make sense, you're going to be able to illustrate to the jury the flaws in that."

You got to be careful because that is true nine out of ten times. It isn't always true, but it does give you the sense of the power of circumstantial evidence or I will give you another quote from Steven Bannon. Steven Bannon says, "There are no conspiracies but there are also no coincidences."

Which means when you see coincidences as an investigator, they have to be investigated darn hard. So let's start with the biggest one of all. Okay. Let's start with the fact the somewhere around 11:12 on November 3rd, 1:00, 2:00 on November 4th, Donald J. Trump, the President of the United States, as far as I remember, was leading in every state that was then ultimately taken from him.

Okay. Let's review that in a second. Okay. He was leading in Pennsylvania. And I'm going to give you the rough numbers. You can go back and check. I might be off a little here and there. He was leading in Pennsylvania by about 700, 800,000 votes, and there was about 65 percent of the vote cast, as my recollection serves correctly.

That is very, very hard to come back from. In prior years with a fair and unbiased calling of states,

Pennsylvania should have been called for. States in which Biden had far less of a lead and a lot more to go to call for Biden like Arizona which was called for him almost before the polls closed and turned out to be -- I think the state that Trump won, but if you want to look at the numbers now, it is the state that Biden won like that, like that.

And then we go to Michigan. He was ahead by 300,000 votes in Michigan. He was ahead by eight to ten points in Wisconsin. And there they were all about 65, 70 percent of the vote cast. Nevada hadn't meaningfully reported yet. So we will take them out of it for now. He was ahead in Georgia and North Carolina by two and a half points, but they were in the 85 to 90 percent of the vote cast by that time.

I recall being awarded the Mayor's Race when I ran the second time, and I was ahead by exactly that, 2.5 percent with 87 percent of the vote cast. That is a call that usually goes for you. He was ahead in North Carolina by the same margin, and they wouldn't call that. And then he was ahead in Virginia, and I don't remember the exact numbers in Virginia, but they wouldn't call that either for him. In fact, I think they had already called that even though he was much ahead earlier for Biden.

Now, what are the odds that he fell behind in every one of those states? Not just five, not just three to five, not just two or five, every single one. I don't know. That one strange in duality a bit? That one seem a little funny? A little strange? He made up 800,000 votes in Pennsylvania? They made up 300,000 votes in Michigan? They made up 8, 9 percent with, gosh, like, 80 percent already in in Wisconsin? And in Georgia up by two and a half, three percent entering to, like, the 90 percent category of votes cast and all of a sudden it takes us four more day to count the remaining votes? Somehow he just narrowly looses.

Same with Arizona and Virginia. And what were the ballots they were counting that overcame this? The ballots they were counting are the most insecure, most prone to fraud type voting in vented ever. Those are not the words of mere mortal like me. Those are the words of former President Jimmy Carter and former Secretary of State James Baker in a bipartisan report they did on the dangers of different types of voting. They listing mail voting as by far the type of voting that could be most prone to fraud and, boy, were they proven to be prophets.

And so is Justin Sooter who made very much the same point because what happened is the following. What

happened is in every one of the states that I mentioned -- and now let's drill down a little deeper. Not just the states. They picked a city or cities in each of these states to perpetrate their massive fraud. They didn't do it all over Pennsylvania.

They did it in the places in Pennsylvania they own. The Democrat party owns Philadelphia for 60 years. Some time take a look at the number of convictions of people in Philadelphia in public office for political corruption. Go take a look at the number of people convicted for voter fraud in Philadelphia. It is a astounding. It is astounding.

And if the state was crooked in the past, the state is now even more crooked. The state has a district attorney who doesn't prosecute criminals who was put there by George Soro's millions and millions of dollars and the crime rate is going through the roof, right through the roof, right near the top for murder, right near the top for property crime because they have a left wing radical DA, who lets criminals go free. This would be a good opportunity to take a short break.

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title fraud. It is a devastating crime that can cost you your home. And title fraud is not covered by insurance or common identity theft services.

The only folks to trust that I know of to protect your homes titles is Home Title Lock. Cyber thieves has discovered that titles to our homes are kept online. They forge your name on your deed stating you sold your home, and they re-file as the new owner. In Deborah's case she didn't even know she was a victim until the eviction notice arrived in her mail.

Home Title Lock protects you and your home by putting a virtual barrier around your home's title. The instant they detect tampering, they mobilize to shut it down. Go online to HomeTitleLock.com and register your address to see if you're already a victim and don't know it. Then use code Rudy. That is me. And sign up for 30 free days of protection. That is code Rudy at HomeTitleLock.com

RUDY GIULIANI: Thank you for coming back. Pittsburgh, Pennsylvania, well, the way I look at it, Philly is professional in voter fraud. Like Chicago, they are professionals. Pittsburgh is mature. They steal -- they don't steal as much. You will see the numbers. Basically Philly part of the state did 2/3rds of the thefts. What are do the thefts entail? I'm

going to do it once because it pertains to all of them.

Locking out Republican inspectors so that none of the mail ballots -- the ballots that are prone to fraud, the ballots that Cotter and Baker warned us against, the ballots that Suitor warned us again, not a single Republican got to see any one of those ballots, even though it is a time honored tradition and the law in every state until seven days ago that they have to be inspected, and if they are not inspected, they are thrown out.

Even though that is the law in every state, Republicans were pushed aside, knocked aside, put in corals hit, harassed and threatened and threatened with arrests by sheriffs who sold their soul to the Democrat political machine. Why did they pick Philadelphia? Because they can get away with anything they want to do in Philadelphia. Why did they pick Philadelphia? Because they can find a hack judge that will say anything, do anything and make the most ridiculous opinions.

Same thing in Pittsburgh just on a lesser scale. How many votes did they deal in Pennsylvania? Upwards of 680,000 votes. That flips the election right around. And there are many other things they did there.

Michigan, they did the same thing in Michigan.

Corralled Republican inspectors, pushed them around, pushed them out, made sure they were all gone when the delivery of 100,000 votes came in in trucks in the middle of the night in garbage pails and in trash cans and in buckets. Little did they know there was an employee of Dominion hanging around and two Republicans who remained behind and hid around.

So, therefore, they have given affidavits, which is direct evidence. We have direct evidence of this ladies and gentlemen. You don't have to trust me. Go into the affidavits. We got direct evidence of it, of this 100,000 votes all for Biden. The envelopes had nothing on them, thrown away. We also have direct evidence of every single Republican inspector pushed out and we go to Wisconsin. Got the same thing. Republicans pushed out, ballots are examined, ballots are examined privately, secretly. I mean, they might as well have gone in the back room with cigars and just wrote the ballots while they were there. Maybe they did. How would we know? We were shut out.

Go to Nevada. You don't think the same thing happened in Nevada? Exactly the same. Same allegations. Little different wrinkle on the law in Wisconsin and Nevada. Actually better cases because the law there is stricter on absentee ballots than it is in,

let's say, Pennsylvania.

Georgia, again Republicans uniformly shut out of the polling places, not the polling places. The counting places of which are only one or two in Atlanta. Atlanta, Democrat city. Democrat city for many, many years. Democrat city with a history of corruption. Mayors going to jail.

And finally Phoenix, Arizona. Same situation. In each one of these, without giving you the parts of the case, I've given you part of in the past and I will in the future, each one of these cases there are at least four or five times more invalid ballots than there are any kind of votes separating them, but I ask you to separate yourself now from the little picture. Go to the big figure.

How logical is it that overnight he is going to turn every single one of these states and how logical is it that all of them came to the conclusion that they should do the same thing? Like the guy in Philadelphia and the guy in Pittsburgh and the guy in Detroit and the woman in Wisconsin and the woman in Las Vegas and the woman in Atlanta, Georgia and the woman in -- they all decided to put Republicans in corals like they are horses or sheep.

I mean, we should go look and see who had the

coral contract for the Democrat Party. Like, one single idea carried out in one, two, three, four, five, six, states also done in New Mexico and Virginia. Has to have been a plan of Biden and the Democrat committee.

You're going to say they didn't cheat? The guy who cheats in law school, would cheat in the presidential election. What do you think? Guy who takes millions for his family from Communist China. Could cheat in the presidential election. We are not talking about a man with a character for honesty. Far from it. Far, far from it.

We got a little more to cover, and I think you're going to find it very, very interesting. So come right back.

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RUDY GIULIANI: Thank you very much for coming back. Now, what are the other logical things that tell you this happened? In the city of Pittsburgh, pick just one now. In the city of Pittsburgh there is 17,000 so far provisional ballots. Let me tell you what a provisional ballot is. A provisional ballot is a ballot where mostly, not always, you walk in and you say, "I'm Rudy Giuliani. I'm here to vote." "Mr. Giuliani, you've already voted. You remember the absentee ballot, you sent it back." "No, no, no. I never sent the absentee ballot back. I've always intended to vote. I've never sent it back." "I'm sorry, Mr. Giuliani. Right here. It is checked off. You voted." "No, I didn't do that."

So rather than have a big fight over it, you get to cast a provisional ballot, which almost never count because they never resolve it, never have the time to resolve it. Okay. If that happened 1,000 times or 1,500 times, you would say maybe some people forget. How could 17,000 people in Pittsburgh forget that they cast an absentee ballot?

I don't have the numbers yet for the other places. They are higher. It is true in every one of these places. You know, 20,000 Philadelphia, 10,000 in another place and 12,000 in another. I mean, not everybody forgets like Biden, you know. 17,000 people in Pittsburgh went to the polls and were told they had already voted, and didn't remember it or is the more consistent explanation as a witness in Detroit swore under oath that when they didn't have a person that was registered or when the person voted for the second or third time, they just assigned it to anybody they had to very quickly.

And, therefore, there were a lot of these people whose identities had been used to cover the illegal voters, maybe an illegal alien, maybe a person voting for the third time. Maybe a person from out of state. So they voted in place of you. And when you went in, you were told you had voted already.

And that 17,000, by the way, is growing. And as we go through these cases and every single one of them we are going to have a very, very large number of those ballots, those provisional ballots. And let me give you one last one for you to think about and understand as we go through this process, which is laborious and is going to take some time but it is sure necessary to save our democracy.

And that is what we call over vote. This is probably the most telling of all. Now, focus on one city where I have a complete and thorough report. I have much sketchier reports from other cities, by next week I will have them all. In the city of Detroit about 2/3rds of the precincts in the city, their vote doesn't compute, which is why the two Republicans didn't vote to certify. And technically and correctly it hasn't been certified.

I think it was like 79 percent. Their vote doesn't compute. What that means is more people voted than people who are registered in the district. So let's say there are 5,000 people registered in a district. How could 8,000 people vote in that district? And wouldn't those 3,000 additional votes be illegal? Of course they are. And why does it happen?

Now, let me tell you what the numbers are. They

are actually worst than that. The numbers range from 125 percent to 350 percent. What that means simply is 3.5 times more voters voted than are registered in the district. The reason that happens is all through the pre-voting process, they were constantly assigning phony votes, false votes like those -- like those 100,000 ballots that came in for Biden.

You think they were real? No. Those ballots were -- they were shot off with the help of machines. Many of them didn't have anything on the outer envelope, which would make them purely illegal, but then those had to be squared up for some precinct somewhere. These people didn't -- they do not even exist. So that is why you have three times more people voting than are registered in the precinct.

In Detroit we have a fair number of precincts in which two or three times more people voted than live in the precinct, even the children. That would allow you or any sensible honest person to draw the conclusion that somebody was doing massive cheating to -- how do you get three times more votes than people who are registered?

That is the case in Detroit. Studied, witnesses ready to go on the witness stand to prove it, that is the case in Philadelphia. That is the case in

Pittsburgh. That is the case in every one of the cities I mentioned to you, which I would call Democrat corrupt cities because they intelligently selected places they own -- where they own the sheriff, not the police, the sheriff, who is usually very political. They own the courts. They own the election board completely. They owe their jobs to the party boss.

And this didn't happen in neutral places. This didn't happen in rural places. This didn't happen even in suburban places. This didn't happen 50/50 Republicans or Democrats or even 60/40. This happened where it is 75/20, 80/20. If, in fact, the State of New York or the State of Massachusetts or the State of Maryland were up for competitive races, it sure would have gone on in my city. So don't feel like I'm picking on your city. I know about corruption in my city.

My first race I was told I had a win by 50,000 to overcome the Democrat cheating. I was told that by a member of the liberal party not a Republican, and I lost by 30,000.

The second time I put a million dollars into voter integrity and won. So I know about vote fraud. I know it. I know about the techniques and they used every single one here. And they all got magnified because of the mail-in votes, which were absolutely

taken advantage of in a conspiracy of tremendous, tremendous outreach.

And I haven't gotten at all to the whole situation of Dominion and how the votes were counted in 27 different states by a machine built by a company that began and continues to be a company that specializes in voter fraud. Yes, sir. Yes, ma'am. A company that specialize in voter fraud. We will discuss that probably in the next episode or the one after in great detail, but I will give you a little bit of a foretaste of it.

The company that counted the ballots in Michigan and in most of those states, is a company called Dominion. It is a Canadian company. Why are we using an are Canadian company to count American votes? Why are we sending American votes out of the United States? But they don't go to Canada. They go to Germany. Now, why do they go to Germany? Because Dominion doesn't count the votes. A company called Smartmatic counts with votes. The company was founded in the early 2000s by two Venezuelans extremely close to Chavez, the dictator of Venezuela. They continue to own the company to this day.

They were founded for the specific purpose of fixing elections in Venezuela. They fixed elections in

Venezuela. They fixed elections in Argentina. What I'm saying to you "Go Google it." The press is too lazy or are too warped or too crooked. Go Google it. It is there. There is a letter from Democrat congress woman Carolyn Malone in 2008 telling you what I just told you.

The company is founded by communists, who wanted to make sure Chavez and Maduro were elected regardless of the will of the people. It is a company that has been kicked out of the United States even kicked out of Chicago. And how did it get back in? It got back in as a subcontractor to Dominion. And Dominion never discussed, I imagine, Smartmatic or if they did, these governors, like the governor of Michigan, hired them to count American votes?

We have a Venezuelan company with Venezuelan voter fraud technology counting our vote? And as we are studying the irregularities in the vote, it is becoming quiet clear. Let me say that again. Been talking too much today. It is becoming quite clear that they interfered with the vote, but that is a matter for another day.

So let's conclude on this note. If you just analyzed this from the point of view of common sense, it makes common sense that this election was stolen. Trump was ahead in every one of these major states by large

margins, particularly in light of the vote that lied ahead, the number of votes that lied ahead, particularly in Pennsylvania, Wisconsin and Michigan and every one of them they were able to over -- they didn't miss one.

Every one of them they were able to overcome it, everyone. And we are talking about probabilities now. And they had 7 or 8 or 9,000 people coming in not knowing they had voted, being told they had voted and saying they didn't because those were the patsy's that we used to assign the false ballots.

I got a case here. You know, I think I can prosecute. I got a case here, but there is a lot more than a case here. There is our democracy at stake. What is America if we don't have a free and fair right to vote? Not a democracy anymore. These recent Democrats are moving very, very fast towards socialism. Socialism always breeds authoritarianism. You can see it. The dictates they are given.

Almost a way in which they are enjoying telling you you can't have Thanksgiving. And if you don't wear a mask they are going to line you up in front on the firing squad. You know, treating a mask violation one way or the district attorney of Philadelphia let's a robber go free but a mask guy, oh, boy.

There is always the emergens of dictatorial

attitude and spirt in a communist society -- in a socialist society. That was a slip, huh? But we are getting there. We are moving toward communism. And first thing they do is undermine the right to vote. I'm going to leave you with a thought.

A company that participated in the undermining of the votes, Smartmatic, which is a Venezuelan company built to cheat for Chavez and Maduro, the chairman of the board was a close friend and business partner. His name is Lord Malic Brown. Very, very distinguished name. Lord Malic Brown, and he is a very close business partner. And he is involved as the No. 2 person in George Soro's biggest organization.

George Soro's, biggest contributor to the Democrat Party, biggest contributor to the Black Lives Matter and the biggest contributor to Antifa. Too many coincidences here, ladies and gentlemen, too many. What I'm telling you is exceedingly dangerous to the survival of our democracy. Democrats over the last four years have trashed our constitution so badly and because the press -- the press just covers up what they do. They are destroying our rights.

We got to make a stand here. I don't care how much the intimidate is. I don't care how much the threaten us. I don't care if they say we can't get jobs

and -- we are going to lose our reputation. And this about our country, ladies and gentlemen. It is about the survival of the greatest democracy on earth. What they have done to it is outrageous. These people are criminals. And they are worse than a lot of the criminals I've prosecuted before and they are a lot worse than the common criminals we put in jail or we let out of jail.

These people are trying to take away from us rights that were given to us by God. We are not going to let them do it. We are going to fight, and we are going to fight again, and we are going to continue to fight because we have ultimate faith that a much higher authority is looking over this country. It has guided us forever, and we have great faith. And we are not going to have our sacred right to vote taken away from us because that is what is at stake here. So stay tuned because this battle has just begun, and we are going to prevail. Thank you and God bless you and God bless America.

(End of recording.)

C E R T I F I C A T E

I, SHAWNEE WILBORN, Certified Shorthand Reporter/ Transcriptionist, do hereby certify that I was authorized to transcribe the foregoing recorded proceeding, and that the transcript is a true and accurate transcription of my shorthand notes, to the best of my ability, taken while listening to the provided recording.

I further certify that I am not of counsel or attorney for either or any of the parties to said proceedings, nor in any way interested in the events of this cause, and that I am not related to any of the parties thereto.

Dated this 19th day of January, 2021

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SHAWNEE WILBORN, CSR 13361

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Exhibit 124

NOT PRECEDENTIAL

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

No. 20-3371

DONALD J. TRUMP FOR PRESIDENT, INC.;
LAWRENCE ROBERTS; DAVID JOHN HENRY,

Appellants

v.

SECRETARY COMMONWEALTH OF PENNSYLVANIA;
ALLEGHENY COUNTY BOARD OF ELECTIONS; CENTRE COUNTY BOARD OF ELECTIONS; CHESTER COUNTY BOARD OF ELECTIONS; DELAWARE COUNTY BOARD OF ELECTIONS; MONTGOMERY COUNTY BOARD OF ELECTIONS; NORTHAMPTON COUNTY BOARD OF ELECTIONS;
PHILADELPHIA COUNTY BOARD OF ELECTIONS

On Appeal from the United States District Court
for the Middle District of Pennsylvania
(D.C. No. 4:20-cv-02078)
District Judge: Honorable Matthew W. Brann

Submitted Under Third Circuit L.A.R. 34.1(a)
on November 25, 2020

Before: SMITH, *Chief Judge*, and CHAGARES and BIBAS, *Circuit Judges*

(Filed: November 27, 2020)

OPINION[*]

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[*] This disposition is not an opinion of the full Court and, under I.O.P. 5.7, is not binding precedent.

BIBAS, *Circuit Judge*.

Free, fair elections are the lifeblood of our democracy. Charges of unfairness are serious. But calling an election unfair does not make it so. Charges require specific allegations and then proof. We have neither here.

The Trump Presidential Campaign asserts that Pennsylvania's 2020 election was unfair. But as lawyer Rudolph Giuliani stressed, the Campaign "doesn't plead fraud. … [T]his is not a fraud case." Mot. to Dismiss Hr'g Tr. 118:19–20, 137:18. Instead, it objects that Pennsylvania's Secretary of State and some counties restricted poll watchers and let voters fix technical defects in their mail-in ballots. It offers nothing more.

This case is not about whether those claims are true. Rather, the Campaign appeals on a very narrow ground: whether the District Court abused its discretion in not letting the Campaign amend its complaint a second time. It did not.

Most of the claims in the Second Amended Complaint boil down to issues of state law. But Pennsylvania law is willing to overlook many technical defects. It favors counting votes as long as there is no fraud. Indeed, the Campaign has already litigated and lost many of these issues in state courts.

The Campaign tries to repackage these state-law claims as unconstitutional discrimination. Yet its allegations are vague and conclusory. It never alleges that anyone treated the Trump campaign or Trump votes worse than it treated the Biden campaign or Biden votes. And federal law does not require poll watchers or specify how they may observe. It also says nothing about curing technical state-law errors in ballots. Each of these defects is fatal,

and the proposed Second Amended Complaint does not fix them. So the District Court properly denied leave to amend again.

Nor does the Campaign deserve an injunction to undo Pennsylvania's certification of its votes. The Campaign's claims have no merit. The number of ballots it specifically challenges is far smaller than the roughly 81,000-vote margin of victory. And it never claims fraud or that any votes were cast by illegal voters. Plus, tossing out millions of mail-in ballots would be drastic and unprecedented, disenfranchising a huge swath of the electorate and upsetting all down-ballot races too. That remedy would be grossly disproportionate to the procedural challenges raised. So we deny the motion for an injunction pending appeal.

I. BACKGROUND

A. Pennsylvania election law

In Pennsylvania, each county runs its own elections. 25 Pa. Stat. § 2641(a). Counties choose and staff polling places. § 2642(b), (d). They buy their own ballot boxes and voting booths and machines. § 2642(c). They even count the votes and post the results. § 2642(k), (*l*). In all this, counties must follow Pennsylvania's Election Code and regulations. But counties can, and do, adopt rules and guidance for election officers and electors. § 2642(f). And they are charged with ensuring that elections are "honestly, efficiently, and uniformly conducted." § 2642(g).

1. *Poll watchers and representatives*. Counties must admit qualified poll "watchers" to observe votes being tallied. 25 Pa. Stat. § 2650(a). Poll watchers must be registered to vote in the county where they will serve. § 2687(b). Each candidate can pick two poll watchers per election district; each political party, three. § 2687(a). The poll watchers

remain at the polling place while election officials count in-person ballots. §2687(b). They can ask to check voting lists. *Id.* And they get to be present when officials open and count all the mail-in ballots. §3146.8(b). Likewise, candidates' and political parties' "representatives" may be present when absentee and mail-in ballots are inspected, opened, or counted, or when provisional ballots are examined. §§2602(a.1), (q.1), 3050(a.4)(4), 3146.8(g)(1.1) & (2); *see also* §3050(a.4)(12) (defining provisional ballots as those cast by voters whose voter registration cannot be verified right away).

Still, counties have some control over these poll watchers and representatives. The Election Code does not tell counties how they must accommodate them. Counties need only allow them "in the polling place" or "in the room" where ballots are being inspected, opened, or counted. §§2687(b), 3050(a.4)(4), 3146.8(g)(1.1) & (2). Counties are expected to set up "an enclosed space" for vote counters at the polling place, and poll watchers "shall remain outside the enclosed space." §2687(b). So the counties decide where the watchers stand and how close they get to the vote counters.

2. *Mail-in ballots*. For decades, Pennsylvania let only certain people, like members of the military and their families, vote by mail. *See*, *e.g.*, 25 Pa. Stat. §3146.1. But last year, as part of a bipartisan election reform, Pennsylvania expanded mail-in voting. Act of Oct. 31, 2019, Pub. L. No. 552, sec. 8, §1310-D, 2019 Pa. Legis. Serv. Act 2019-77 (S.B. 421). Now, any Pennsylvania voter can vote by mail for any reason. *See* 25 Pa. Stat. §§2602(t), 3150.11(a).

To vote by mail, a Pennsylvania voter must take several steps. First, he (or she) must ask the State (Commonwealth) or his county for a mail-in ballot. 25 Pa. Stat. §3150.12(a).

To do that, he must submit a signed application with his name, date of birth, address, and other information. §3150.12(b)–(c). He must also provide a driver's license number, the last four digits of his Social Security number, or the like. §§2602(z.5), 3150.12b(a), (c). Once the application is correct and complete, the county will approve it. *See* §§3150.12a(a), 3150.12b.

Close to the election, the county will mail the voter a mail-in ballot package. §3150.15. The package has a ballot and two envelopes. The smaller envelope (also called the secrecy envelope) is stamped "Official Election Ballot." §3150.14(a). The larger envelope is stamped with the county board of election's name and address and bears a printed voter declaration. *Id.*

Next, the voter fills out the ballot. §3150.16(a). He then folds the ballot; puts it into the first, smaller secrecy envelope; and seals it. *Id.* After that, he puts the secrecy envelope inside the larger envelope and seals that too. *Id.* He must also "fill out, date and sign the declaration printed" on the outside of the larger envelope. §§3150.16(a), 3150.14(b). The declaration for the November 2020 election read thus:

> I hereby declare that I am qualified to vote from the below stated address at this election; that I have not already voted in this election; and I further declare that I marked my ballot in secret. I am qualified to vote the enclosed ballot. I understand I am no longer eligible to vote at my polling place after I return my voted ballot. However, if my ballot is not received by the county, I understand I may only vote by provisional ballot at my polling place, unless I surrender my balloting materials, to be voided, to the judge of elections at my polling place.
>
> [BAR CODE]

Voter, sign or mark here/Votante firme o mar[q]ue aqui

X_____

_____

Date of signing (MM/DD/YYYY)/Fechade firme (MM/DD/YYYY)

_____

Voter, print name/Votante, nombre en letra de impreta

In re: Canvass of Absentee and Mail-in Ballots of November 3, 2020 General Election, Nos. 31–35 EAP & 29 WAP 2020, ___ A.3d ___, 2020 WL 6875017, at *4 (Pa. Nov. 23, 2020). Once the voter assembles the ballot packet, he can mail it back or deliver it in person. 25 Pa. Stat. § 3150.16(a).

Not every voter can be expected to follow this process perfectly. Some forget one of the envelopes. Others forget to sign on the dotted line. Some major errors will invalidate a ballot. For instance, counties may not count mail-in ballots that lack secrecy envelopes. *Pa. Dem. Party v. Boockvar*, 238 A.3d 345, 378–80 (Pa. 2020). But the Election Code says nothing about what should happen if a county notices these errors before election day. Some counties stay silent and do not count the ballots; others contact the voters and give them a chance to correct their errors.

B. Facts and procedural history

On appeal from the dismissal of a complaint, we take the factual allegations as true:

1. *Mail-in voting*. For months, Pennsylvanians went to the polls, so to speak. The first batch of mail-in ballots went out to voters in late September. As they trickled back in, election officials noticed that some voters had not followed the rules. Some ballots were

not in secrecy envelopes, so those packages were lighter and thinner than complete ballot packages. Others had declarations that voters had not completed. Some counties did not notify voters about these defective ballots. Others, including the counties named in this suit, decided to reach out to these voters to let them cure their mistakes by voting provisionally on Election Day or asking for a replacement ballot.

2. *Election Day*. Though more than two million Pennsylvanians voted by mail, even more voted in person. On Election Day, November 3, the Campaign set up poll watchers at polling places around the Commonwealth. Appellees' election officials kept poll watchers and representatives away from where ballots were opened, counted, and tallied. In Philadelphia, for instance, poll watchers were kept six to twenty-five feet back from officials. In comparison, other, "Republican[-]controlled" counties did give the Campaign's poll watchers and representatives full access. Second Am. Compl. ¶¶ 151, 154.

In all, nearly seven million Pennsylvanians voted, more than a third of them by mail. *Unofficial Returns for the 2020 Presidential Election*, Pa. Dep't of State, https://www.electionreturns.pa.gov/ (last visited Nov. 27, 2020). As of today, former Vice President Biden leads President Trump in Pennsylvania by 81,660 votes. *Id.*

Pennsylvania's counties certified their election results by the November 23 certification deadline. 25 Pa. Stat. § 2642(k). The next morning, the Secretary of State (technically, Secretary of the Commonwealth) certified the vote totals, and the Governor signed the Certificate of Ascertainment and sent it to the U.S. Archivist. *Department of State Certifies Presidential Election Results*, PA Media, https://www.media.pa.gov/Pages/State-details.aspx?newsid=435 (last visited Nov. 27, 2020). The certified margin of victory was 80,555 votes. *Id.*

3. *This lawsuit*. Almost a week after the election, the Campaign (as well as two voters) sued seven Pennsylvania counties and Secretary of State Kathy Boockvar. It alleged that they had violated the Due Process, Equal Protection, and Electors and Elections Clauses of the U.S. Constitution by taking two basic actions: First, the counties (encouraged by Secretary Boockvar) identified defective mail-in ballots early and told voters how to fix them. Second, they kept poll watchers and representatives from watching officials count all ballots.

So far, the Campaign has filed or tried to file three complaints. The original Complaint, filed November 9, set out six counts (plus a duplicate). After Boockvar and the counties moved to dismiss, on November 15 the Campaign filed a First Amended Complaint as of right, dropping four of the six counts (plus the duplicate), including all the counts relating to poll watchers and representatives. The Campaign sought a preliminary injunction to block certifying the election results. Boockvar and the counties again moved to dismiss. On November 18, the Campaign sought to file a Second Amended Complaint, resurrecting four dropped claims from the original Complaint and adding three more about how Philadelphia had blocked poll watching.

The District Court ended these volleys, denying leave to file the Second Amended Complaint. Instead, it dismissed the First Amended Complaint with prejudice and denied the Campaign's motion for a preliminary injunction as moot. *Donald J. Trump for President, Inc. v. Boockvar*, No. 4:20-cv-02078, ___ F. Supp. 3d ___, 2020 WL 6821992 (M.D. Pa. Nov. 21, 2020). In doing so, it held that the individual voters lacked standing. *Id.* at *5–

6. We commend the District Court for its fast, fair, patient handling of this demanding litigation.

4. *This appeal*. The Campaign filed this appeal on Sunday, November 22, and we granted its motion to expedite. The Campaign filed its brief and another motion November 23; opposing briefs and filings arrived the next day. We are issuing this opinion nonprecedentially so we can rule by November 27.

The Campaign does not challenge the District Court's finding that the voters lacked standing, so we do not consider their claims. On appeal, it seeks only narrow relief: to overturn the District Court's decision not to let it amend its complaint again. We address that claim in Part II. Separately, the Campaign asks us for an injunction to prevent the certified vote totals from taking effect. We address that claim in Part III.

II. THE DISTRICT COURT PROPERLY DENIED LEAVE TO AMEND THE COMPLAINT AGAIN

After one amendment, the District Court denied the Campaign's motion to amend the complaint a second time. We review that denial for abuse of discretion. *Premier Comp. Sol., LLC v. UPMC*, 970 F.3d 316, 318–19 (3d Cir. 2020). But on any standard of review, the court got it right.

Courts should grant leave to amend "freely … when justice so requires." Fed. R. Civ. P. 15(a)(2). In civil-rights cases, that means granting leave unless "amendment would be futile or inequitable." *Vorchheimer v. Phila. Owners Ass'n*, 903 F.3d 100, 113 (3d Cir. 2018); *Cureton v. NCAA*, 252 F.3d 267, 272–73 (3d Cir. 2001) (giving undue delay as an example of inequity). Here, the Campaign's request fails as both inequitable and futile.

A. The Campaign's delay was undue, given its stress on needing to resolve the case by November 23

When the Campaign was before the District Court, it focused its arguments on the need to resolve the case by Pennsylvania's deadline for counties to certify their votes: Monday, November 23. Indeed, all three iterations of the complaint focused their prayers for relief on blocking the certification of the vote tally. The Campaign said it could get no "meaningful remedy" after that date. Br. in Supp. of Mot. for TRO & PI, Dkt. 89-1, at 4.

The Campaign filed its First Amended Complaint on November 15, eight days before the certification deadline. In response to several pending motions to dismiss, it dropped many of the challenged counts from the original Complaint. It did not then move to file a Second Amended Complaint until November 18, when its opposition to the new motions to dismiss was due. And it did not file a brief in support of that motion until Friday, November 20. Certification was three days away.

As the District Court rightly noted, amending that close to the deadline would have delayed resolving the issues. True, delay alone is not enough to bar amendment. *Cureton*, 252 F.3d at 273. But "at some point, the delay will become 'undue,' placing an unwarranted burden on the court." *Id.* (quoting *Adams v. Gould, Inc.*, 739 F.2d 858, 868 (3d Cir. 1984)). The Campaign's motion would have done just that. It would have mooted the existing motions to dismiss and required new briefing, possibly new oral argument, and a reasoned judicial opinion within seventy-two hours over a weekend. That is too much to ask—especially since the proposed Second Amended Complaint largely repleaded many claims abandoned by the first one. *Cf. Rolo v. City Investing Co. Liquidating Tr.*, 155 F.3d 644, 654–

55 (3d Cir. 1998) (affirming denial of leave to amend because the movant sought largely to "replead facts and arguments that could have been pled much earlier").

Having repeatedly stressed the certification deadline, the Campaign cannot now pivot and object that the District Court abused its discretion by holding the Campaign to that very deadline. It did not.

B. Amending the Complaint again would have been futile

The Campaign focuses on critiquing the District Court's discussion of undue delay. Though the court properly rested on that ground, we can affirm on any ground supported by the record. Another ground also supports its denial of leave to amend: it would have been futile.

1. *The Campaign had to plead plausible facts, not just conclusory allegations*. Plaintiffs must do more than allege conclusions. Rather, "a complaint must contain sufficient factual matter, accepted as true, to 'state a claim to relief that is plausible on its face.'" *Ashcroft v. Iqbal*, 556 U.S. 662, 678 (2009) (quoting *Bell Atl. Corp. v. Twombly*, 550 U.S. 544, 570 (2007)). "Threadbare recitals of the elements of a cause of action, supported by mere conclusory statements, do not suffice." *Id.* The Second Amended Complaint does not meet *Twombly* and *Iqbal*'s baseline standard of specifics.

To start, note what it does not allege: fraud. Indeed, in oral argument before the District Court, Campaign lawyer Rudolph Giuliani conceded that the Campaign "doesn't plead fraud." Mot. to Dismiss Hr'g Tr. 118:19–20 (Nov. 17, 2020). He reiterated: "If we had alleged fraud, yes, but this is not a fraud case." *Id.* at 137:18.

Though it alleges many conclusions, the Second Amended Complaint is light on facts. Take the nearly identical paragraphs introducing Counts One, Two, Four, and Six: "Democrats who controlled the Defendant County Election Boards engaged in a deliberate scheme of intentional and purposeful discrimination … by excluding Republican and Trump Campaign observers from the canvassing of the mail ballots in order to conceal their decision not to enforce [certain ballot] requirements." Second Am. Compl. ¶¶167, 193, 222, 252. That is conclusory. So is the claim that, "[u]pon information and belief, a substantial portion of the approximately 1.5 million absentee and mail votes in Defendant Counties should not have been counted." *Id.* ¶¶168, 194, 223, 253. "Upon information and belief" is a lawyerly way of saying that the Campaign does not know that something is a fact but just suspects it or has heard it. "While legal conclusions can provide the framework of a complaint, they must be supported by factual allegations." *Iqbal*, 556 U.S. at 679. Yet the Campaign offers no specific facts to back up these claims.

2. *The Campaign has already litigated and lost most of these issues*. Many of the Second Amended Complaint's claims have already had their day in court. The Campaign cannot use this lawsuit to collaterally attack those prior rulings. On Counts One, Two, Four, and Six, the Campaign has already litigated whether ballots that lack a handwritten name, address, or date on the outer envelope must be disqualified. *See In re: Canvass of Absentee and Mail-in Ballots*, 2020 WL 6875017, at *1. The Pennsylvania Supreme Court ruled against the Campaign, holding: "[T]he Election Code does not require boards of elections to disqualify mail-in or absentee ballots submitted by qualified electors who signed the declaration on their ballot's outer envelope but did not handwrite their name, their address,

and/or date, where no fraud or irregularity has been alleged." *Id.* at *1. That holding undermines the Campaign's suggestions that defective ballots should not have been counted.

Counts One and Two also challenge the requirement that poll watchers be registered electors of the county they wish to observe and that observers be Pennsylvania lawyers. But a federal district court has already held "that the county-residency requirement for poll watching does not, as applied to the particular circumstances of this election, burden any of [the Campaign's] fundamental constitutional rights." *Donald J. Trump for President, Inc. v. Boockvar*, No. 2:20-cv-966, ___ F. Supp. 3d ___, 2020 WL 5997680, at *66 (W.D. Pa. Oct. 10, 2020). The Campaign never appealed that decision, so it is bound by it.

Count Seven alleges that Philadelphia's Board of Elections violated due process by obstructing poll watchers and representatives. But nothing in the Due Process Clause requires having poll watchers or representatives, let alone watchers from outside a county or less than eighteen feet away from the nearest table. The Campaign cites no authority for those propositions, and we know of none. (Ditto for notice-and-cure procedures.) And the Campaign litigated and lost that claim under state law too. The Pennsylvania Supreme Court held that the Election Code requires only that poll watchers be in the room, not that they be within any specific distance of the ballots. *In re Canvassing Observation Appeal of: City of Phila. Bd. of Electors*, No. 30 EAP 2020, ___ A.3d ___, 2020 WL 6737895, at *8–9 (Pa. Nov. 17, 2020).

The Campaign does not even challenge the dismissal of Counts Three, Five, and Nine, the Electors and Elections Clause counts. It concedes that under our recent decision, it lacks standing to pursue alleged violations of those clauses. *Bognet v. Sec'y Commonwealth of*

Pa., No. 20-3214, ___ F.3d ___, 2020 WL 6686120, at *6–9 (3d Cir. Nov. 13, 2020). Given its concession, we need not consider the issue any more.

The Second Amended Complaint thus boils down to the equal-protection claims in Counts Two, Four, Six, and Eight. They require not violations of state law, but discrimination in applying it. Those claims fail too.

3. *The Campaign never pleads that any defendant treated the Trump and Biden campaigns or votes differently.* A violation of the Equal Protection Clause requires more than variation from county to county. It requires unequal treatment of similarly situated parties. But the Campaign never pleads or alleges that anyone treated it differently from the Biden campaign. Count One alleges that the counties refused to credential the Campaign's poll watchers or kept them behind metal barricades, away from the ballots. It never alleges that other campaigns' poll watchers or representatives were treated differently. Count Two alleges that an unnamed lawyer was able to watch all aspects of voting in York County, while poll watchers in Philadelphia were not. It also makes a claim about one Jared M. Mellott, who was able to poll watch in York County. Counts Four and Six allege that poll watcher George Gallenthin had no issues in Bucks County but was barred from watching in Philadelphia. And Count Eight alleges that Philadelphia officials kept Jeremy Mercer too far away to verify that ballots were properly filled out. None of these counts alleges facts showing improper vote counting. And none alleges facts showing that the Trump campaign was singled out for adverse treatment. The Campaign cites no authority suggesting that an actor discriminates by treating people equally while harboring a partisan motive, and we know of none.

These county-to-county variations do not show discrimination. "[C]ounties may, consistent with equal protection, employ entirely different election procedures and voting systems within a single state." *Donald J. Trump for President, Inc.*, 2020 WL 5997680, at *44 (collecting cases). Even when boards of elections "vary … considerably" in how they decide to reject ballots, those local differences in implementing statewide standards do not violate equal protection. *Ne. Ohio Coal. for the Homeless v. Husted*, 837 F.3d 612, 635–36 (6th Cir. 2016); *see also Wexler v. Anderson*, 452 F.3d 1226, 1231–33 (11th Cir. 2006) (recognizing that equal protection lets different counties use different voting systems).

Nor does *Bush v. Gore* help the Campaign. 531 U.S. 98 (2000) (per curiam). There, the Florida Supreme Court had ratified treating ballots unequally. *Id.* at 107. That was because the principle it set forth, the "intent of the voter," lacked *any* "specific standards to ensure its equal application." *Id.* at 105–06. The lack of any standards at all empowered officials to treat ballots arbitrarily, violating equal protection. *Id.* Here, by contrast, Pennsylvania's Election Code gives counties specific guidelines. To be sure, counties vary in implementing that guidance, but that is normal. Reasonable county-to-county variation is not discrimination. *Bush v. Gore* does not federalize every jot and tittle of state election law.

4. *The relief sought—throwing out millions of votes—is unprecedented*. Finally, the Second Amended Complaint seeks breathtaking relief: barring the Commonwealth from certifying its results or else declaring the election results defective and ordering the Pennsylvania General Assembly, not the voters, to choose Pennsylvania's presidential electors. It cites no authority for this drastic remedy.

The closest the Campaign comes to justifying the relief it seeks is citing *Marks v. Stinson*, 19 F.3d 873 (3d Cir. 1994). But those facts were a far cry from the ones here. In *Marks*, the district court found that the Stinson campaign had orchestrated "massive absentee ballot fraud, deception, intimidation, harassment and forgery." *Id.* at 887 (quoting district court's tentative findings). It had lied to voters, deceived election officials, and forged ballots. *Id.* at 877. We remanded that case, instructing that "the district court should not direct the certification of a candidate unless it finds, on the basis of record evidence, that the designated candidate would have won the election but for wrongdoing." *Id.* at 889. And that seemed likely: the Stinson campaign had gotten about 600 net absentee-ballot applications (roughly 1000 minus 400 that were later rejected), more than the 461-vote margin of victory. *Id.* at 876–77.

Here, however, there is no clear evidence of massive absentee-ballot fraud or forgery. On the contrary, at oral argument in the District Court, the Campaign specifically disavowed any claim of fraud. And the margin of victory here is not nearly as close: not 461 votes, but roughly 81,000.

Though district courts should freely give leave to amend, they need not do so when amendment would be futile. Because the Second Amended Complaint would not survive a motion to dismiss, the District Court properly denied leave to file it.

III. NO STAY OR INJUNCTION IS WARRANTED

We could stop here. Once we affirm the denial of leave to amend, this case is over. Still, for completeness, we address the Campaign's emergency motion to stay the effect of certification. No stay or injunction is called for.

Though the Campaign styles its motion as seeking a stay or preliminary injunction, what it really wants is an injunction pending appeal. But it neither requested that from the District Court during the appeal nor showed that it could not make that request, as required by Federal Rule of Appellate Procedure 8(a)(2)(A). That failure bars the motion.

Even if we could grant relief, we would not. Injunctions pending appeal, like preliminary injunctions, are "extraordinary remed[ies] never awarded as of right." *Winter v. NRDC*, 555 U.S. 7, 24 (2008). For a stay or injunction pending appeal, the movant must show both (1) a "strong" likelihood of success on the merits and (2) irreparable injury absent a stay or injunction. *Hilton v. Braunskill*, 481 U.S. 770, 776 (1987). The first two factors are "the most critical." *Nken v. Holder*, 556 U.S. 418, 434 (2009). After that, we also balance (3) whether a stay or injunction will injure other interested parties (also called the balance of equities) and (4) the public interest. *Hilton*, 481 U.S. at 776; *In re Revel AC, Inc.*, 802 F.3d 558, 568–71 (3d Cir. 2015). None of the four factors favors taking this extraordinary step.

A. The Campaign has no strong likelihood of success on the merits

As discussed, the Campaign cannot win this lawsuit. It conceded that it is not alleging election fraud. It has already raised and lost most of these state-law issues, and it cannot relitigate them here. It cites no federal authority regulating poll watchers or notice and cure. It alleges no specific discrimination. And it does not contest that it lacks standing under the Elections and Electors Clauses. These claims cannot succeed.

B. The Campaign faces no irreparable harm

The Campaign has not shown that denying relief will injure it. "Upon information and belief," it suspects that many of the 1.5 million mail-in ballots in the challenged counties were improperly counted. Second Am. Compl. ¶¶168, 194, 223, 253. But it challenges no specific ballots. The Campaign alleges only that at most three specific voters cast ballots that were not counted. *Id.* ¶237 (one voter); First Am. Compl. ¶¶15–16, 112 (three). And it never alleges that anyone except a lawful voter cast a vote. Of the seven counties whose notice-and-cure procedures are challenged, four (including the three most populous) represented that they gave notice to only about 6,500 voters who sent in defective ballot packages. Allegheny Cty. Opp. Mot. TRO & PI 7–8, D. Ct. Dkt. No. 193 (Nov. 20, 2020). The Campaign never disputed these numbers or alleged its own. Even if 10,000 voters got notice and cured their defective ballots, and every single one then voted for Biden, that is less than an eighth of the margin of victory.

Without more facts, we will not extrapolate from these modest numbers to postulate that the number of affected ballots comes close to the certified margin of victory of 80,555 votes. Denying relief will not move the needle.

Plus, states are primarily responsible for running federal elections. U.S. Const. art. I, §4, cl. 1; 3 U.S.C. §5. Pennsylvania law has detailed mechanisms for disputing election results. 25 Pa. Stat. §§3261–3474. Because the Campaign can raise these issues and seek relief through state courts and then the U.S. Supreme Court, any harm may not be irreparable. *Touchston v. McDermott*, 234 F.3d 1130, 1132–33 (11th Cir. 2000) (per curiam) (en banc).

C. The balance of equities opposes disenfranchising voters

Nor would granting relief be equitable. The Campaign has already litigated and lost most of these issues as garden-variety state-law claims. It now tries to turn them into federal constitutional claims but cannot. *See Bognet*, 2020 WL 6686120, at *11.

Even if it could, it has delayed bringing this suit. For instance, in proposed Count Four, it challenges giving voters notice and letting them cure ballot defects as violating equal protection. The Campaign could have disputed these practices while they were happening or during the canvassing period. Instead, it waited almost a week after Election Day to file its original complaint, almost another week to amend it, and then another three days to amend it again. Its delay is inequitable, and further delay would wreak further inequity.

And the Campaign's charges are selective. Though Pennsylvanians cast 2.6 million mail-in ballots, the Campaign challenges 1.5 million of them. It cherry-picks votes cast in "Democratic-heavy counties" but not "those in Republican-heavy counties." Second Am. Compl. ¶8. Without compelling evidence of massive fraud, not even alleged here, we can hardly grant such lopsided relief.

Granting relief would harm millions of Pennsylvania voters too. The Campaign would have us set aside 1.5 million ballots without even alleging fraud. As the deadline to certify votes has already passed, granting relief would disenfranchise those voters or sidestep the expressed will of the people. Tossing out those ballots could disrupt every down-ballot race as well. There is no allegation of fraud (let alone proof) to justify harming those millions of voters as well as other candidates.

D. The public interest favors counting all lawful voters' votes

Lastly, relief would not serve the public interest. Democracy depends on counting all lawful votes promptly and finally, not setting them aside without weighty proof. The public must have confidence that our Government honors and respects their votes.

What is more, throwing out those votes would conflict with Pennsylvania election law. The Pennsylvania Supreme Court has long "liberally construed" its Election Code "to protect voters' right to vote," even when a ballot violates a technical requirement. *Shambach v. Bickhart*, 845 A.2d 793, 802 (Pa. 2004). "Technicalities should not be used to make the right of the voter insecure." *Appeal of James*, 105 A.2d 64, 66 (Pa. 1954) (internal quotation marks omitted). That court recently reiterated: "[T]he Election Code should be liberally construed so as not to deprive, *inter alia*, electors of their right to elect a candidate of their choice." *Pa. Dem. Party*, 238 A.3d at 356. Thus, unless there is evidence of fraud, Pennsylvania law overlooks small ballot glitches and respects the expressed intent of every lawful voter. *In re: Canvass of Absentee and Mail-in Ballots*, 2020 WL 6875017, at *1 (plurality opinion). In our federalist system, we must respect Pennsylvania's approach to running elections. We will not make more of ballot technicalities than Pennsylvania itself does.

* * * * *

Voters, not lawyers, choose the President. Ballots, not briefs, decide elections. The ballots here are governed by Pennsylvania election law. No federal law requires poll watchers or specifies where they must live or how close they may stand when votes are counted. Nor does federal law govern whether to count ballots with minor state-law defects or let voters

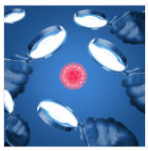
cure those defects. Those are all issues of state law, not ones that we can hear. And earlier lawsuits have rejected those claims.

Seeking to turn those state-law claims into federal ones, the Campaign claims discrimination. But its alchemy cannot transmute lead into gold. The Campaign never alleges that any ballot was fraudulent or cast by an illegal voter. It never alleges that any defendant treated the Trump campaign or its votes worse than it treated the Biden campaign or its votes. Calling something discrimination does not make it so. The Second Amended Complaint still suffers from these core defects, so granting leave to amend would have been futile.

And there is no basis to grant the unprecedented injunction sought here. First, for the reasons already given, the Campaign is unlikely to succeed on the merits. Second, it shows no irreparable harm, offering specific challenges to many fewer ballots than the roughly 81,000-vote margin of victory. Third, the Campaign is responsible for its delay and repetitive litigation. Finally, the public interest strongly favors finality, counting every lawful voter's vote, and not disenfranchising millions of Pennsylvania voters who voted by mail. Plus, discarding those votes could disrupt every other election on the ballot.

We will thus affirm the District Court's denial of leave to amend, and we deny an injunction pending appeal. The Campaign asked for a very fast briefing schedule, and we have granted its request. Because the Campaign wants us to move as fast as possible, we also deny oral argument. We grant all motions to file overlength responses, to file amicus briefs, and to supplement appendices. We deny all other outstanding motions as moot. This Court's mandate shall issue at once.

Exhibit 125



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Jan 18, 2021 - Politics & Policy

Off the Rails

Episode 4: Trump turns on Barr



Jonathan Swan

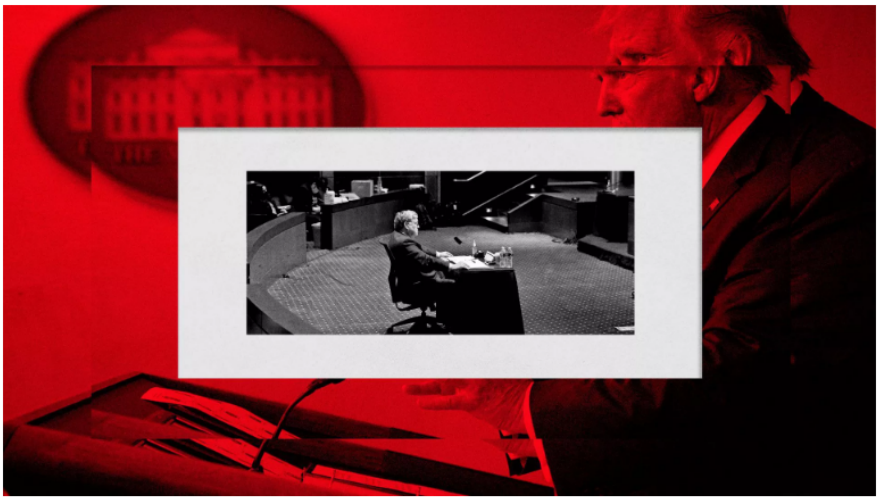

Photo illustration: Eniola Odetunde/Axios. Photos: Drew Angerer, Pool/Getty Images

Beginning on election night 2020 and continuing through his final days in office, Donald Trump unraveled and dragged America with him, to the point that his followers sacked the U.S. Capitol with two weeks left in his term. Axios takes you inside the collapse of a president with a special series.

Episode 4: Trump torches what is arguably the most consequential relationship in his Cabinet.

Attorney General Bill Barr stood behind a chair in the private dining room next to the Oval Office, looming over Donald Trump. The president sat at the head of the table. It was Dec. 1, nearly a month after the election, and Barr had some sharp advice to get off his chest. The president's theories about a stolen election, Barr told Trump, were "bullshit."

White House counsel Pat Cipollone and a few other aides in the room were shocked Barr had come out and said it — although they knew it was true. For good measure, the attorney general threw in a warning that the new legal team Trump was betting his future on was "clownish."

Trump had angrily dragged Barr in to explain himself after seeing a breaking AP story all over Twitter, with the headline: "Disputing Trump, Barr says no widespread election fraud." But Barr was not backing down. Three weeks later, he would be gone.

The relationship between the president and his attorney general was arguably the most consequential in Trump's Cabinet. And in the six months leading up to this meeting, the relationship between the two men had quietly disintegrated. Nobody was more loyal than Bill

Document title: Off the rails: Inside the disintegration of Trump's relationship with Bill Barr - Axios
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Capture timestamp (UTC): Fri, 22 Jan 2021 19:17:52 GMT

The relationship between the president and his attorney general was arguably the most consequential in Trump's Cabinet. And in the six months leading up to this meeting, the relationship between the two men had quietly disintegrated. Nobody was more loyal than Bill Barr. But for Trump, it was never enough.

The president had become too manic for even his most loyal allies, listening increasingly to the conspiracy theorists who echoed his own views and offered an illusion, an alternate reality.

By the late summer of 2020, Trump and Barr were regularly skirmishing over how to handle the rising Black Lives Matter protests sparked by the death of George Floyd while in police custody. As the national movement unfurled, some protests had given way to violence and looting. Trump wanted the U.S. government to crack down hard on the unrest.

The president wanted to invoke the Insurrection Act and send the military into U.S. cities. He wanted troops in the street. Some hardcore outside allies, including Judicial Watch president Tom Fitton, were egging him on. The thankless job of pushing back fell to Barr.

At times, Barr was the heat shield between the president and the chairman of the Joint Chiefs of Staff Mark Milley and Defense Secretary Mark Esper, both of whom strongly objected to Trump's fantasies of U.S. troops descending upon Portland.

The president regularly summoned a group of national security leaders to the Oval Office, and one mid-August meeting was particularly volatile.

From his seat behind the Resolute Desk, an agitated Trump told Barr to go and do *something*, and to do it right away — make an announcement, send in the troops, something. Just go in and resolve it, the president ordered. He wanted a devastating and provocative show of strength.

Barr disagreed. He thought the heat in the protests was gradually easing. He explained law enforcement strategy and his opinion that military intervention would backfire. Federal investigators were already hunting for the ringleaders in the protests.

Besides, Barr asked, what was the endgame for adding the military to the mix? Federal forces could end up stranded in a city like Portland indefinitely.

Trump grew more and more frustrated, but Barr pushed back harder, standing his ground in front of everyone in the room. He was ready, willing and able to be strong, he said. But, he added, we also have to be thoughtful.

What would these soldiers do, Barr pointed out. Just stand around and get yelled at? Trump didn't care. We look weak and this is hurting us, he ranted. Then he slammed his hand on the Resolute Desk.

"No one supports me," Trump yelled. "No one gives me any fucking support."

Trump got up and stormed out of the Oval Office to his private dining room, leaving Barr and the others behind. Barr glanced over at a red-faced White House chief of staff, Mark Meadows, and joked, "Well that went well."

Constant head-butting over how aggressive they should be was a serious irritant in the relationship. Trump wanted televised displays of shock and awe, particularly in Portland and Seattle.

Barr was no pacifist, but he thought Trump's ideas were more aggressive than necessary. They fought all summer, and Barr later privately compared the experience to "Groundhog Day." It was always Groundhog Day trying to explain things to Trump.

Trump was ricocheting between the advice of experienced advisers like Barr and Cipollone

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Day." It was always Groundhog Day trying to explain things to Trump.

Trump was ricocheting between the advice of experienced advisers like Barr and Cipollone and the growing coterie of outside instigators like Fitton who were steadily gaining clout.

Publicly, Barr lauded Trump. Privately, his head hurt. By September, Barr was doing everything he could to avoid the president. There was little direct contact between the two men, and Barr had stopped visiting Trump at the White House.

He was sick of Trump making public statements and having others do so to whip up pressure against U.S. Attorney John Durham to bring more prosecutions or to put out a report on the Russia investigation before the election.

By mid-October, as Rudy Giuliani was trying to publicize the alleged contents of Hunter Biden's hard drive, Trump allies started pressuring Barr to appoint a special counsel to investigate his opponent's son. Unbeknownst to Trump, the Justice Department was already investigating Hunter Biden. But Barr, in keeping with department policy, had kept the investigation a secret.

Barr maneuvered so that he dealt primarily with Meadows and Cipollone. Those around the two men could see Barr was annoyed and frustrated by the president's constant needling.

Avoiding Trump became easier as the campaign heated up. The president spent more time on the trail and less time stewing in the Oval Office.

But Barr's respite ended after Election Day, as Trump teamed up with an array of conspiracy theorists to amplify preposterous theories of election interference, arguing that Biden and the Chinese Communist Party, among others, had stolen the election from him.

On Nov. 29, Trump told Fox News that Barr's Department of Justice was "missing in action." Barr was furious. In fact, the attorney general had jettisoned department precedent to speed up federal investigations of election fraud allegations. The Justice Department wasn't missing in action — there just wasn't any evidence of major fraud.

Barr gave an interview to the AP's beat reporter, Michael Balsamo, making this clear on the record. It would bring things to a head.

As he headed to the White House for meetings on Dec. 1, Barr knew Balsamo's story might go live while he was there. He soon found himself in the president's private dining room, along with Meadows, Cipollone, Trump and others. They sat at a long table under a glittering chandelier, amid Trump paraphernalia that was framed by floor-to-ceiling windows.

Trump was positioned in his usual seat at the head of the table, facing a huge flat-screen TV with the sound on low. On the screen, the conspiracy-drenched One America News network was playing a Michigan Senate hearing on election fraud.

Trump had seen Balsamo's story, and he was fuming. "Why would you say such a thing? You must hate Trump. There's no other reason for it. You must hate Trump," the president charged, speaking about himself in the third person.

"These things aren't panning out," Barr told the president, standing beside his chief of staff Will Levi. "The stuff that these people are filling your ear with just isn't true." Barr explained that if Trump wanted to contest the election results, the president's internal campaign lawyers would have to do it.

The Justice Department, he continued, had looked at the major fraud allegations that Trump's lawyers had leveled. "It's just bullshit," Barr told the president. Cipollone backed up Barr by saying the DOJ was investigating these claims.

Trump pointed at the TV and asked if Barr had been watching the hearing. Barr said he hadn't. "Maybe you should," the president said. Barr reiterated that the Justice Department was

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saying the DOJ was investigating these claims.

Trump pointed at the TV and asked if Barr had been watching the hearing. Barr said he hadn't. "Maybe you should," the president said. Barr reiterated that the Justice Department was not ignoring the allegations, but that Trump's outside lawyers were doing a terrible job.

"I'm a pretty informed legal observer and I can't fucking figure out what the theory is here," he added. "It's just scattershot. It's all over the hill and gone."

"Maybe," Trump said. "Maybe."

A week later, the New York Times reported that Barr was considering resigning. Barr's relationship with the president was becoming untenable, and the president was listening to Sidney Powell and Giuliani instead of his White House counsel and attorney general.

Barr decided to quit before their private skirmishes spilled further into public view. Some speculated he had quit over the president's increasingly questionable pardons. But that had nothing to do with it. Barr had made it clear to Cipollone he did not want to be consulted on these post-election pardons. He did not need to hear about them until he received the official notices. The only pardon he made an effort to preemptively stop was for Edward Snowden.

On Dec. 14, Trump and Barr met one-on-one in the Oval Office. Others were there with Trump when the attorney general arrived. Barr asked for the room to be cleared so they could speak privately. He outlined his reasons for stepping aside early, explaining that while they'd had a good relationship, they now disagreed on key matters.

They did not need a public blowup. It was time to leave while the departure could still be amicable. Barr later told associates the meeting was calm and rational and that he'd written his resignation letter — which effusively praised the president for his policy achievements — the day before.

Trump appreciated Barr's loyalty and praise. But praise and loyalty were not enough.

On election fraud, Barr had told Trump what he did not want to hear and the president had stopped listening. It was time for Barr to go.

🎧 **Listen to Jonathan Swan** on Axios' new investigative podcast series, called "How it happened: Trump's last stand."

Read the rest of the "Off the rails" episodes here.

About this series: Our reporting is based on multiple interviews with current and former White House, campaign, government and congressional officials as well as direct eyewitnesses and people close to the president. Sources have been granted anonymity to share sensitive observations or details they would not be formally authorized to disclose. President Trump and other officials to whom quotes and actions have been attributed by others were provided the opportunity to confirm, deny or respond to reporting elements prior to publication.

"Off the rails" is reported by White House reporter Jonathan Swan, with writing, reporting and research assistance by Zach Basu. It was edited by Margaret Talev and Mike Allen and copy edited by Eileen O'Reilly. Illustrations by Sarah Grillo, Aïda Amer and Eniola Odetunde.

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Episode 7: Trump turns on Pence





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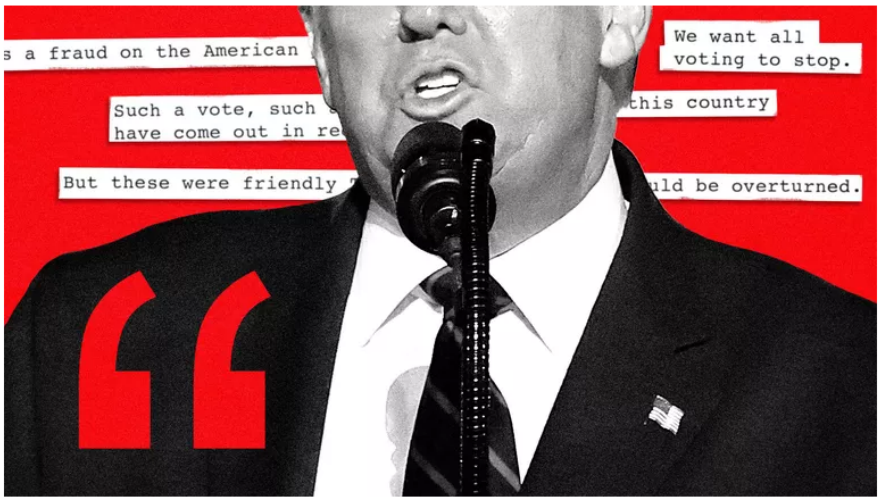

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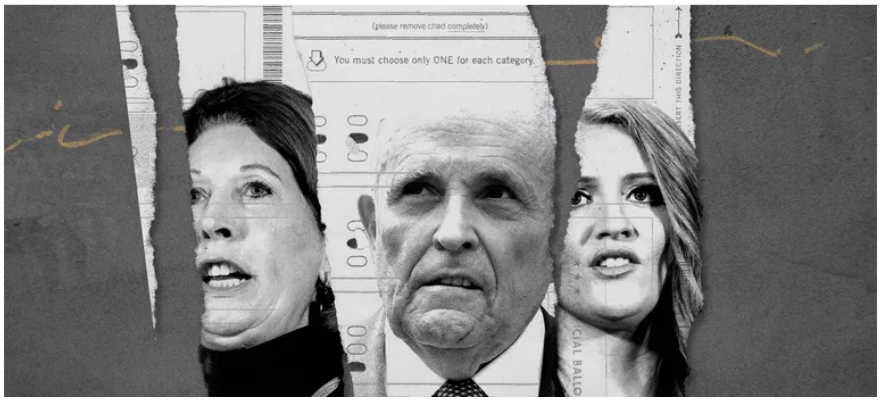

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Episode 3: Descent into madness ... Trump: "Sometimes you need a little crazy"



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Episode 3: The conspiracy goes too far. Trump's outside lawyers plot to seize voting machines and spin theories about communists, spies and computer software.

President Trump was sitting in the Oval Office one day in late November when a call came in from lawyer Sidney Powell. "Ugh, Sidney," he told the staff in the room before he picked up. "She's getting a little crazy, isn't she? She's really gotta tone it down. No one believes this stuff. It's just too much."

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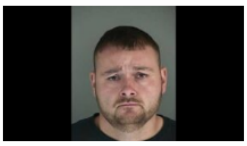
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Bill Barr Apparently Told Trump the Stolen Election Lie Was a 'Bullsh*t' Theory That He Could Not 'F***ing Figure Out'

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Former Attorney General **Bill Barr** announced his resignation roughly two weeks after he revealed that he had 1) appointed **John Durham** as special counsel and 2) told the *Associated Press* that the Department of Justice had found no evidence to support the "Kraken" conspiracy theory that the 2020 election was stolen from **Donald Trump** and handed to **Joe Biden**. Although Trump himself reportedly thought **Sidney Powell's** Dominion theory was a "crazy" idea that no one believed as of late November, the 45th president was in "so you're telling me there's a chance" mode during a heated meeting behind closed doors on Dec. 1.

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idea that no one believed as of late November, the 45th president was in "so you're telling me there's a chance" mode during a heated meeting behind closed doors on Dec. 1.

Axios reported that Barr told Trump bluntly on Dec. 1 that he looked into the claims and determined they were "bullshit."

The White House meeting occurred after Trump had seen Barr's comments to the *AP* on Twitter. What Barr said during the *AP* interview: "There's been one assertion that would be systemic fraud and that would be the claim that machines were programmed essentially to skew the election results. And the DHS and DOJ have looked into that, and so far, we haven't seen anything to substantiate that."

This angered **Jenna Ellis** and **Rudy Giuliani**. It angered the president, too. Trump reportedly referred to himself in the third person when accusing Barr of being a Trump hater.

"Why would you say such a thing? You must hate Trump. There's no other reason for it. You must hate Trump," said Trump, according to Axios.

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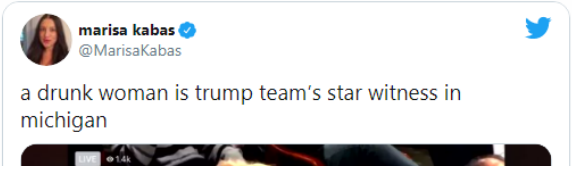
Barr is said to have responded by basically saying decease the "Kraken."

"These things aren't panning out," Barr was quoted as saying. "The stuff that these people are filling your ear with just isn't true." Then came the expletives. Barr said the election steal theories being promoted by pro-Trump actors were inscrutable "bullshit."

"I'm a pretty informed legal observer and I can't fucking figure out what the theory is here," said the then-Attorney General of the United States. "It's just scattershot. It's all over the hill and gone."

The outgoing president reportedly responded by saying "maybe" twice. Trump had also asked Barr if he was watching a Michigan Senate hearing that was airing on One America News (Barr said he wasn't, and Trump said "Maybe you should").

The next day, **Mellissa Carone** appeared alongside Giuliani in Michigan.



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A couple of weeks later, Barr submitted a resignation letter that was described as reaching a "Dear Leader" level of sycophancy—a far cry from the Trump hater the president reportedly accused Barr of being during that Dec. 1 meeting at the White House. The opening paragraph of the letter said it was incumbent upon all levels of government to promote confidence in the outcome of the 2020 election.

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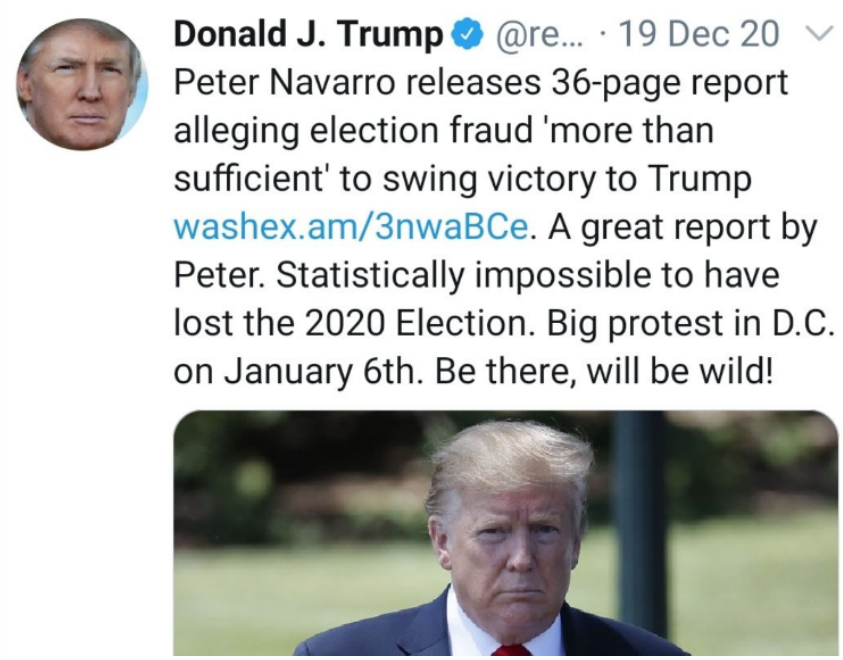
On Dec. 19, Trump tweeted, "Big protest in D.C. on January 6th [...] Be there, will be wild!"

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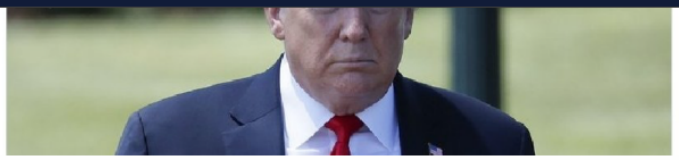

Two days later, Barr said during his last press conference as AG that he would not be appointing a special counsel to investigate the election. Barr again said he had seen no evidence that "systemic or broad-based" election fraud altered the outcome of the election.

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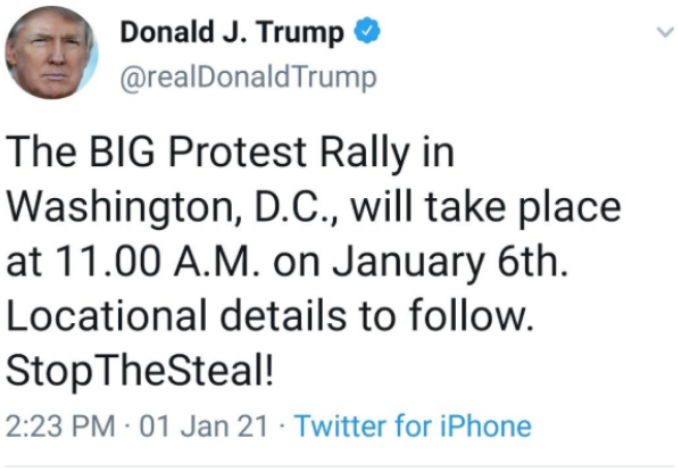
After Barr's departure, the president and his allies continued the pressure campaign—even as they continued losing left and right in court. On Jan. 1, Trump again alerted his supporters to a "BIG Protest Rally" on Jan. 6.

"StopTheSteal!" he urged his supporters.



The next day, Jan. 2, Trump was on the phone with Georgia's Republican Secretary of State **Brad Raffensperger**. Trump asked the official to "find" the votes Trump needed to flip the results in the Peach State (even though that wouldn't change the outcome of the entire election). When that failed, Trump shifted his attention to uttering the falsehood that Vice President **Mike Pence** had the power to overturn the election on Jan. 6, setting Pence up to be the fall guy. Trump spoke at the rally on Jan. 6 as scheduled and promised.

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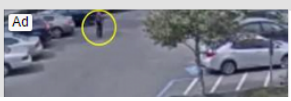

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"Mike Pence, I hope you're going to stand up for the good of our Constitution and the good of our country and if you're not, I'm going to be very disappointed in you," Trump said. Deadly violence followed.

Many of the president's supporters stormed the Capitol as Congress was doing the ministerial business of counting the Electoral College votes and certifying that Joe Biden won the election; some of Trump's supporters died that day, and many others ended up being arrested and charged in the ensuing days.

While the siege was unfolding, Trump attacked Pence on his since-suspended Twitter account:

> Mike Pence didn't have the courage to do what should have been done to protect our Country and our Constitution, giving States a chance to certify a corrected set of facts, not the fraudulent or inaccurate ones which they were asked to previously certify. USA demands the truth!

On Jan. 7, Barr told the *AP* that Trump betrayed his office and his supporters, saying that "orchestrating a mob to pressure Congress is inexcusable."

Six days later, the House went on to impeach Trump for inciting an insurrection. No other president has been impeached twice.

[Image via CHIP SOMODEVILLA/POOL/AFP via Getty Images]

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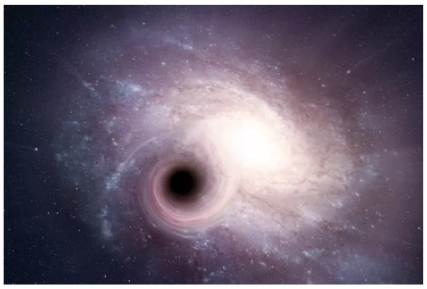

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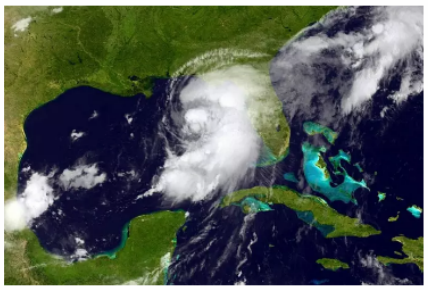

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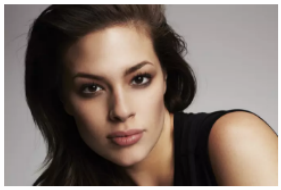

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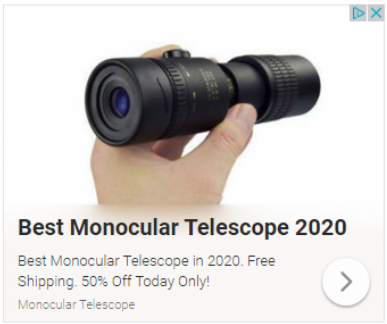

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Matt Naham



Matt Naham is managing editor of Law&Crime. He formerly worked as news editor and weekend editor at Rare.

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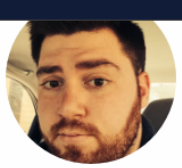

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Document title: Bill Barr Told Trump Stolen Election Claim Was 'Bullshit' | Law & Crime
Capture URL: https://lawandcrime.com/2020-election/bill-barr-apparently-told-trump-the-stolen-election-lie-was-a-bullsht-theory-that-he-could-not-fing-figure-out/?…
Capture timestamp (UTC): Fri, 22 Jan 2021 19:24:52 GMT

Exhibit 127

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https://twitter.com/maggieNYT/status/1333862557740888068
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Maggie Haberman ✓
@maggieNYT

- December 1, 2020 -

Statement of Trump Legal Team on Bill Barr's Comments on Voter Fraud

"With all due respect to the Attorney General, there hasn't been any semblance of a Department of Justice investigation. We have gathered ample evidence of illegal voting in at least six states, which they have not examined. We have many witnesses swearing under oath they saw crimes being committed in connection with voter fraud. As far as we know, not a single one has been interviewed by the DOJ. The Justice Department also hasn't audited any voting machines or used their subpoena powers to determine the truth.

"Nonetheless, we will continue our pursuit of the truth through the judicial system and state legislatures, and continue toward the Constitution's mandate and ensuring that every legal vote is counted and every illegal vote is not. Again, with the greatest respect to the Attorney General, his opinion appears to be without any knowledge or investigation of the substantial irregularities and evidence of systemic fraud."

- Rudy Giuliani, Attorney for President Trump, and Jenna Ellis, Trump Campaign Senior Legal Adviser and

Attorney for President Trump

Paid for by Donald J. Trump for President, Inc.

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Exhibit 128

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11.

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TRANSCRIPT OF VIDEO-RECORDED INTERVIEW

RUDY GIULIANI

PETE HEGSETH, Fox News

RACHEL CAMPOS-DUFFY, Fox News

(Unknown Anchor), Fox News

Transcribed By:
TERRI NESTORE
CSR No. 5614, RPR, CRR

PETE HEGSETH: Rudy Giuliani, former New York City mayor, and President Trump's personal attorney.

Mr. Mayor, thank you for being with us this morning. I presume you heard some of what Griff was talking about --

RUDY GIULIANI: I did.

PETE HEGSETH: -- out there.

He asked that gentleman, what's next.

We'll ask the same question of you.

In the legal challenge, what's next?

RUDY GIULIANI: Well, what's next now is to take each one of those complaints that were against different states, to break 'em down into individual complaints and over the next two days bring them in those states where we would have standing; namely, in Michigan, Georgia, Pennsylvania, Nevada, Arizona. Wisconsin, we already have an ongoing case, so we may or may not supplement it.

It's going to be heard today.

So basically, we'll take the advice of the Supreme Court. The Supreme Court says -- I think incorrectly -- that the state of Texas doesn't have standing, but certainly the president of the United States has standing. Certainly the electors like that gentleman that spoke to you has standing. So we will be bringing those cases in their names, in the states in which we were

cheated.

Georgia is probably the most dramatic example of cheating, because it was done live on tape. You know, I say that that tape is going to live after this election like the Zapruder tape with the Kennedy assassination.

20 years from now, when they look back on this election, they're going to show that tape and whatever happens with the result of this election, they're going say, oh, my goodness, it really was stolen.

Because you can see -- you can see 30,000 votes being stolen right in front of your eyes and how the governor of Georgia, the lieutenant governor can ignore that, is pretty close to a crime. I mean, the people of Georgia have every right to be outraged.

Their state was stolen on television.

Now we get to Detroit, and we have a truck that pulled in at 4:30 in the morning with a hundred thousand votes, and we have a machine, the Dominion machine, that's as filled with holes as Swiss cheese and was developed to steal elections, and being used in the states that are involved.

So there's a lot that's going to come out here over the next month or so. And you know the shame of it? If this all comes out six months from now, the way the Biden thing is now coming out -- you know, six months ago,

eight months ago I was being accused of being some kind of Russian spy, for merely bringing out the fact that the Biden family has been involved in 30 years of racketeering activity, which is all proven.

I have the videotapes, the documents, the hard drives, I've got every piece of evidence, and I've got a mountain full of evidence and nobody would believe me, but they're going to find out it's true.

What you're also going to find out is that this election was stolen. I hope it's not too late.

FOX NEWS ANCHOR: Mr. Mayor, I'd love to ask you about timing in that evidence that you bring up.

First of all on timing, do you have time -- you said in the next few days you'll be bringing many of these suits where someone will have standing.

Do you have the time to bring these and put forward the evidence, and what is your strongest piece of evidence? You bring up that video, but you also mention the computer. So what is your strongest piece of evidence you look forward to presenting?

RUDY GIULIANI: Well, I think the strongest piece of evidence are the 1,000 affidavits from all different witnesses in six different states, that all basically say the same thing. They go anywhere from one act of voter fraud to 50,000 acts of voter fraud.

Then you have the statistical analysis of the machines that are done by experts that say they couldn't possibly have produced that number of ballots in that period of time. You have the 700,000 ballots in Pennsylvania, of mail-in ballots that were sent in but never sent out. In other words, they were made up.

You have 60,000 dead people voting in one state, you have 40,000 dead people voting in another state.

You have people who aren't citizens, voting in Arizona. More than enough citizens that goes way beyond the margin of victory.

I mean, just think about that alone. Biden supposedly wins Arizona by 10,000 votes? There weren't 10,000 illegals that voted for Biden in Arizona?

You'd have to be stupid not to know that, right? I mean, you'd have to actually be dumb to not know that Arizona was stolen. The people of Arizona are not dumb and unfortunately, the media, big tech, the democrats -- even the court -- very ashamed of the court. Very ashamed of the court not having the discipline to read the papers.

Had they read those papers, they couldn't possibly have not given us a hearing.

RACHEL CAMPOS-DUFFY: Well, Mr. Mayor, another way election interference happened was the fact that the information that you brought forward, the investigation

you had on Hunter Biden, was suppressed. Just right now we have the New York Times, their headline says: Material from Giuliani speared a -- spurred a separate Justice Department pursuit of Hunter Biden.

They're right now investigating, the FBI is investigating, you know, tax evasion, money laundering.

There are other crimes on those laptops, right?

RUDY GIULIANI: That's the least of it, Rachel.

RACHEL CAMPOS-DUFFY: Yeah, yeah.

RUDY GIULIANI: He wishes there was tax evasion.

He wishes there was tax evasion.

RACHEL CAMPOS-DUFFY: Mr. Mayor, do you feel -- do you feel vindicated?

RUDY GIULIANI: Of course I do. But I always felt vindicated. I always knew the truth would come out.

I had the evidence. I had the evidence in my possession. I've been a prosecutor for, you know, on and off, 50 years of my life. Prosecuted a lot more dangerous criminals than these morons, and the evidence is overwhelming. The evidence is not just there, it's overwhelming. There's a money laundering case that I could prove in four minutes, of $14 million involving the Bidens. There's a partnership of Joe Biden with Chinese communists as recent as two years ago. Imagine a guy trying to be president of the United States who was a

partner with a Chinese communist? Going to get $10 million a year from the Chinese communists, just a few years ago? How outrageous is that and how crooked is the media in our country for covering it up?

PETE HEGSETH: I mean, you saw that in realtime, Mr. Mayor, ultimately a story that only the New York Post was willing to talk about. Is it because --

RUDY GIULIANI: Only.

PETE HEGSETH: Is it because they knew what was in there was too explosive, just could not be covered, the other media organizations?

RUDY GIULIANI: You know, that's going to take quite a book, to figure out why they did that. They put their hatred of Donald Trump -- which is pathological and sick -- ahead of even modest love for their country.

I mean, how -- how you can ignore this kind of arrangement between the Bidens and China that's gone back for about 12 years and involved millions of dollars -- I mean they've been in and out of businesses with China -- actually, it's about eight years -- numerous businesses, numerous organized criminals, numerous, numerous spies.

How you could avoid that just because you don't like Donald Trump, has to say something really pathological about you.

FOX NEWS ANCHOR: You have to feel vindicated,

Mr. Mayor, and this is a story that should not go away. There should be some honest questions being asked, and I know you are at the forefront of that with that computer.

But before we run out of time, we have to ask you about your health. We know you were battling COVID-19.

Can you give us an update?

RUDY GIULIANI: Well, I was very fortunate. I got it treated right away. Between my son, Dr. Ryan, my partner, and the president of the United States and his doctor, who kept on top of me, they forced me in the hospital. I got immediate treatment, better in two days, and I'm a hundred percent right now.

I feel great, I feel terrific and I thank God that those treatments were invented in the last year, and I feel very fortunate. You know, this illness didn't exist a year ago, and here I was treated with medicines that just got invented in the last year, thanks to Donald Trump and the Warp Speed. Any other president, we'd still be struggling with what we're going to do about it.

PETE HEGSETH: Well, said.

Mayor Rudy Giuliani, we're glad you are feeling well. Thanks for the update. Please do keep us updated on these legal challenges, which now look like they're going through the states.

RUDY GIULIANI: I will, and you guys are

terrific. You guys are terrific. Love you.

RACHEL CAMPOS-DUFFY: Merry Christmas, Mr. Mayor.

RUDY GIULIANI: Merry Christmas.

To your family too, Rachel.

(End of recording.)

C E R T I F I C A T E

I, TERRI NESTORE, Certified Shorthand Reporter/ Transcriptionist, do hereby certify that I was authorized to transcribe the foregoing recorded proceeding, and that the transcript is a true and accurate transcription of my shorthand notes, to the best of my ability, taken while listening to the provided recording.

I further certify that I am not of counsel or attorney for either or any of the parties to said proceedings, nor in any way interested in the events of this cause, and that I am not related to any of the parties thereto.

Dated this 13th day of January, 2021.

_____
TERRI NESTORE, CSR 5614, RPR, CRR

Exhibit 129

FREQUENTLY ASKED QUESTIONS

Overview

In 2005, the United States Election Assistance Commission (EAC) adopted the first set of voluntary voting system guidelines, as mandated under the Help America Vote Act of 2002 (HAVA). HAVA also requires that EAC provide certification, decertification, and recertification of voting systems and the accreditation of testing laboratories, marking the first time the federal government will be responsible for these activities. Under HAVA, the National Institute of Standards and Technology (NIST) will assist the EAC with the certification program through its National Voluntary Laboratory Accreditation Program (NVLAP), and will provide recommendations to the EAC regarding laboratory accreditation. EAC will make the final decision to accredit laboratories based upon the information provided by NVLAP. Participation by states in EAC's certification program is voluntary; however, over 40 states currently require EAC certification, or some component of the EAC program, for the voting systems used in their jurisdictions.

The purpose of EAC's national voting system certification program is to independently verify that voting systems comply with the functional capabilities, accessibility, and security requirements necessary to ensure the integrity and reliability of voting system operation, as established in the Voluntary Voting System Guidelines (VVSG).

Certification

Voting Systems

Q: What does an EAC certification mean?

A: An EAC certified voting system has been tested by a federally accredited test laboratory and has successfully met the requirements of the VVSG and any other claims made by the voting system manufacturer.

Q: Do all voting systems used in federal elections have to be tested and certified by the EAC?

A: No. According to (HAVA), participation by the states in the EAC certification program or adoption of the VVSG is voluntary. However, states may formally adopt the VVSG, making these guidelines mandatory in their jurisdictions.

Q: How does the voting system certification process work?

A: The EAC accredits independent test laboratories (voting system test laboratories or VSTLs) that evaluate voting systems, and software against the voluntary voting system guidelines to determine if they provide all of the basic functionality, accessibility, and security capabilities required of these systems. The test laboratory provides a recommendation to the EAC, and the Commission's Certification Division, working through the Executive Director makes the determination whether to issue a certification. Once a decision has been made, the EAC will post the information on the Voting System Certification section of the EAC Web site.

Laboratories

Q: How are the laboratories that test voting systems accredited?

A: HAVA states that the National Institute of Standards and Technology (NIST) assist the EAC through its National Voluntary Laboratory Accreditation Program (NVLAP), which provides recommendations to the EAC regarding laboratory accreditation. After the EAC receives the recommendations from NVLAP, EAC conducts further review of the recommended laboratories to address non-technical issues such as conflict of interest policies, organizational structure, and recordkeeping protocols. After the EAC review, the Commission votes regarding full accreditation. Once the Commission votes to accredit a laboratory it is

VOTING EQUIPMENT

System Certification Process
- Voting Systems Under Test
- Certified Voting Systems
- Withdrawn or Decertified Systems
- Terminated Systems
- Registered Manufacturers
- Requests for Interpretation
- Notices of Clarification
- Engineering Change Orders

Voluntary Voting System Guidelines
Voting System Test Laboratories (VSTL)
Quality Monitoring Program
Military and Overseas Voting Projects
Voting System Reports Collection
State Information
Managing Election Technology
Correspondence
Press Releases
Frequently Asked Questions
Manuals and Forms
Test and Certification Blogs

DO YOU HAVE QUESTIONS?

Please do not include any personally identifiable information (PII) such as Social Security numbers, driver's license numbers, dates of birth, and mailing addresses.

Document title: Frequently Asked Questions | U.S. Election Assistance Commission
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Manufacturers

Q: What is required of voting system manufacturers after a system is certified by EAC?

A: They must adhere to the EAC's Quality Monitoring Program, which requires manufactures to submit reports of any voting system irregularities that occur with EAC-certified systems. The EAC will also conduct perioding manufacturing facility audit and Quality Assurance audits to verify that systems produced are the same as those certified and to make sure the manufacturers are following their own internal quality procedures. In addition, the EAC will also conduct site visits and reviews of EAC-certified systems used in elections. Manufacturers have additional reporting requirements, including notification of any modification to an EAC-certified system.

Q: How will the EAC hold manufacturers accountable under its program?

A: Manufacturers will be held accountable through EAC's Quality Monitoring Program and its decertification process, which would be the ultimate sanction against a manufacturer. If a system is decertified, the manufacturer may not represent the system as being certified, may not label the system as certified, and the system will be removed from the EAC's list of certified voting systems. Election officials and the public will be notified about the decertification.

Q: Why are manufacturers allowed to pay VSTL directly?

A: The EAC does not currently have the legal authority to collect money from voting system manufacturers to pay for the testing of voting systems. (sec 31 U.S.C. §3302(b), Miscellaneous Receipts Act). However, if Congress grants the EAC statutory authority to collect and use such funds, the Commission would establish a procedure to directly assign voting systems to a lab and pay the corresponding costs for the testing procedures.

Q: Are manufacturers allowed to choose which VSTL to use?

A: Yes. Regardless of which VSTL conducts the work, all labs will be held accountable under the EAC accreditation requirements and international lab standards. If a VSTL violates either EAC policy or the international standards, it risks losing its accreditation by both EAC and NVLAP. The concept of manufacturers contracting with independent test labs is consistent with numerous other federal government and private sector testing programs.

Q: Under the EAC certification program, will there be any repercussions for a manufacturer that misrepresents its product or refuses to address valid system failures?

A: Yes. For the first time, manufacturers will be held accountable through the EAC's Quality Monitoring Program and its decertification process, which would be the ultimate sanction against a manufacturer. If a system is decertified, the manufacturer may not represent the system as being certified, may not label the system as certified, and the system will be removed from the EAC's list of certified voting systems. Election officials and the public will be immediately notified about the decertification.

NIST & NVLAP

Questions and Answers About NIST Evaluation of Laboratories that Test Voting Systems

Voluntary Voting System Guidelines (VVSG)

About

Q: What are the voluntary voting system guidelines (VVSG)?

A: The voluntary voting system guidelines are a set of specifications that voting systems, voting devices, and software must meet to receive a certification from the U.S. Election Assistance Commission (EAC). EAC-accredited laboratories test voting systems, voting devices, and software against these guidelines.

Q: Must voting systems used in federal elections meet the requirements of the VVSG?

DO YOU HAVE QUESTIONS?

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Send your questions to us at clearinghouse@eac.gov or click the button below to contact us.

Contact Us

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Note: If you wish to vote absentee and are a uniformed service member or family member or a citizen living outside the U.S., contact the Federal Voting Assistance Program to register to vote.

Get Information



MILITARY AND OVERSEAS VOTERS

Q: What are the voluntary voting system guidelines (VVSG)?

A: The voluntary voting system guidelines are a set of specifications that voting systems, voting devices, and software must meet to receive a certification from the U.S. Election Assistance Commission (EAC). EAC-accredited laboratories test voting systems, voting devices, and software against these guidelines.

Q: Must voting systems used in federal elections meet the requirements of the VVSG?

A: No, but all voting systems used in federal elections must meet the requirements of Section 301(a) of HAVA.

Q: Do states have to follow the VVSG?

A: No. Adoption of the VVSG and participation in EAC's voting system certification program is voluntary. It is up to each state to choose, test, certify and implement voting systems.

Q: Do all voting systems used in federal elections have to be tested and certified by the EAC?

A: No. According to the Help America Vote Act of 2002 (HAVA), participation by the states in the EAC certification program or adoption of the VVSG is voluntary. However, states may formally adopt the VVSG, making these guidelines mandatory in their jurisdictions.

Q: Do states have to use voting systems that have been certified by the EAC?

A: No. HAVA does not require states to use voting systems that have been certified by the EAC. Although participation in the program is voluntary, adherence to the program's procedural requirements is mandatory for participants.

Q: What role does the National Institute of Standards and Technology (NIST) play in helping EAC develop new revisions to the VVSG?

A: NIST provides technical assistance to the EAC on the development of the VVSG and accreditation of voting system test labs. They also conduct research periodically on topics concerning voting system technology.

Q: What is the Technical Guidelines Development Committee (TGDC) and why did they issue recommendations for the next iteration of the VVSG?

A: The TGDC assists EAC in developing the Voluntary Voting System Guidelines. The chairperson of the TGDC is the director of the National Institute of Standards and Technology (NIST). The TGDC is composed of 14 other members appointed jointly by EAC and the director of NIST.

The EAC tasked the TGDC with developing the next iteration of the guidelines. The TGDC delivered their draft recommendations for the next iteration of the VVSG on August 31, 2007. These are available on the EAC's Web site.

Q: Did the EAC use the TGDC in the development of the 2005 VVSG revision?

A: In revising the 2005 VVSG, EAC used portions of the TGDC's recommendations for the next iteration of the VVSG. In so doing, EAC took the hard work that the TGDC put into their recommendations and is attempting to use it to improve its program now. In addition, EAC encourages TGDC members and all members of the public to comment on the proposed revisions to the 2005 VVSG.

Q: What did you do with the thousands of comments you received on the TGDC recommended guidelines?

A: EAC staff read all of the more than 3,000 public comments received on the TGDC recommended guidelines and considered them carefully as we crafted the proposed revision to the 2005 VVSG. Some of the comments even shaped the content and wording of the proposed revisions.

Q: Would any of the revisions improve the accessibility and usability of voting systems?

A: Yes. We revised chapter three of the 2005 VVSG to reflect many of the accessibility and usability recommendations put forward by the TGDC.

Q: There seem to be multiple versions of federal voting system standards. Can you explain the evolution of their development?

A: 2005 VVSG
The EAC issued its first set of federal voting system guidelines in 2005, known as the 2005 VVSG. They were based on a revision of an existing standard, the 2002 Voting System Standards, which was used before the EAC was established by the Help America Vote Act of 2002

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Next iteration
After adopting the 2005 VVSG, EAC tasked the TGDC with developing the next iteration of the VVSG. The TGDC delivered its draft recommendations to the EAC in August of 2007. After receiving the TGDC's recommendations, the EAC put them out for public comment. The public comment period ended in May 2008 with the EAC receiving more than 3000 comments.

VVSG 1.1
Based on those comments and input from a variety of stakeholders, EAC decided to issue revisions to the 2005 VVSG. The revisions of the 2005 VVSG were taken almost exclusively from the next iteration of the VVSG and were adopted by the EAC in March 2015.

Public Information

Q: What kind of information about the voting system testing and certification program is available to the public?

A: The following information will be posted on the Voting System Certification section of EAC's Web site:

1. registered voting system manufacturers;
2. voting systems under consideration;
3. certified voting systems;
4. test plans;
5. test reports;
6. notices of clarifications;
7. anomaly reports;
8. interpretations;
9. correspondence;
10. denials of certification;
11. decertification actions;
12. manufacturer appeals; and
13. other reports.

The EAC also keeps the public informed by issuing program updates and providing the latest information in its electronic newsletter. To sign up for the newsletter send an e-mail to HAVAinfo@eac.gov or call the EAC toll free at 1-866-747-1471.

Q: Will the source code be available to the public?

A: No. The EAC will make all information available to the public consistent with Federal law. The EAC is prohibited under the Trade Secrets Act (18 U.S.C. §1905) from making the source code information available to the public. However, the test labs will examine the source code to ensure compliance with the voluntary voting system guidelines. Test plans, test reports, and other information about the test labs and the voting system manufacturers are available on www.eac.gov.

State and Local

Election Officials

Q: What steps does the EAC take to help election officials use these systems?

A: An EAC-certified voting system's performance on Election Day is impacted by a variety of factors, including pre-election testing, human interaction and poll worker training. There are thousands of election jurisdictions using a variety of voting systems, ballots and voting procedures. The EAC created election management materials to assist them with everything from logic and accuracy testing to poll worker training and accessibility procedures. The EAC has also produced training videos and ballot design best practices and images. These materials are available atwww.eac.gov.

Q: Will the EAC track problems that occur in the field?

A: Yes. The EAC's certification program establishes accountability through its Quality Monitoring Program which ensures, through various check points, that the voting systems used in the field are in fact the same systems the EAC has certified. For instance, under the program, the EAC has the ability to conduct site visits to production facilities to determine whether systems produced are consistent with those that have received EAC certification. In addition, the EAC will collect reports from election officials regarding voting system anomalies. After reviewing the reports, the EAC will share credible information with election officials.

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VVSG 1.1

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Election Officials

Q: What steps does the EAC take to help election officials use these systems?

A: An EAC-certified voting system's performance on Election Day is impacted by a variety of factors, including pre-election testing, human interaction and poll worker training. There are thousands of election jurisdictions using a variety of voting systems, ballots and voting procedures. The EAC created election management materials to assist them with everything from logic and accuracy testing to poll worker training and accessibility procedures. The EAC has also produced training videos and ballot design best practices and images. These materials are available atwww.eac.gov.

Q: Will the EAC track problems that occur in the field?

A: Yes. The EAC's certification program establishes accountability through its Quality Monitoring Program which ensures, through various check points, that the voting systems used in the field are in fact the same systems the EAC has certified. For instance, under the program, the EAC has the ability to conduct site visits to production facilities to determine whether systems produced are consistent with those that have received EAC certification. In addition, the EAC will collect reports from election officials regarding voting system anomalies. After reviewing the reports, the EAC will share credible information with election officials. Furthermore, upon invitation or with permission from election officials, the EAC will conduct reviews of systems that are in use in the field.

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Document title: Frequently Asked Questions | U.S. Election Assistance Commission
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Capture timestamp (UTC): Sat, 23 Jan 2021 04:34:28 GMT

Exhibit 130

REGISTERED MANUFACTURERS

The following voting system manufacturers have registered with the EAC and meet the requirements of Chapter 2 of EAC's **Testing and Certification Program Manual**. The listed active manufacturers are eligible to submit voting systems for federal testing and certification. Registration does not constitute a federal endorsement of the listed organizations or their products. Registration does not indicate that their voting systems have or will be certified by EAC. Get the manufacturer registration form and instructions **here**.

Filter By:

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Apply

Clear Ballot Group, Inc.

2 Oliver Street Floor 2
Boston, Massachusetts 2109
Type: Corporation
Technical Representative: Afua Twumasi-Ankrah, Certification Manager
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Dominion Voting Systems Corp

1201 18th Street Suite 210
Denver, Colorado 80202
Type: Corporation
Technical Representative: Ian S. Piper, Director of Certification
Learn More >

Election Systems & Software, Inc (ES&S)

11208 John Galt Blvd
Omaha, Nebraska 68137
Type: Corporation
Technical Representative: Sue L. McKay, Director of Certification
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Hart InterCivic, Inc.

15500 Wells Port Drive
Austin, Texas 78728
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Technical Representative: James Canter, Vice President, Engineering
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VOTING EQUIPMENT

System Certification Process
- Voting Systems Under Test
- Certified Voting Systems
- Withdrawn or Decertified Systems
- Terminated Systems
- Registered Manufacturers
- Requests for Interpretation
- Notices of Clarification
- Engineering Change Orders

Voluntary Voting System Guidelines
Voting System Test Laboratories (VSTL)
Quality Monitoring Program
Military and Overseas Voting Projects
Voting System Reports Collection
State Information
Managing Election Technology
Correspondence
Press Releases
Frequently Asked Questions
Manuals and Forms
Test and Certification Blogs

DO YOU HAVE QUESTIONS?

Please do not include any personally identifiable information (PII) such as Social Security numbers, driver's license numbers, dates of birth, and mailing addresses.

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11208 John Galt Blvd
Omaha, Nebraska 68137
Type: Corporation
Technical Representative: Sue L. McKay, Director of Certification
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Hart InterCivic, Inc.

15500 Wells Port Drive
Austin, Texas 78728
Type: Corporation
Technical Representative: James Canter, Vice President, Engineering
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MicroVote General Corp.

6366 Guilford Avenue
Indianapolis, Indiana 46220
Type: Corporation
Technical Representative: Bernie Hirsch, Director of Software Development
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Smartmatic USA Corporation

1001 Broken Sound Parkway, Suite D
Boca Raton, Florida 33487
Type: Corporation
Technical Representative: Monica Cantillo Acosta, Solutions Associate Manager
Learn More >

Unisyn Voting Solutions (a division of International Lottery and Totalizator, Inc)

2310 Cousteau Court
Vista , California 92081
Type: Corporation
Technical Representative: Chris Ortiz, Manager, Business Development
Learn More >

VotingWorks

P.O. Box 610098
Redwood City, California 94061
Type: Corporation
Technical Representative: Matt Pasternack, President
Learn More >

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Send your questions to us at clearinghouse@eac.gov or click the button below to contact us.

Contact Us

REGISTER TO VOTE!

Use the National Mail Voter Registration Form to register to vote, update your registration information with a new name or address, or register with a political party.

Note: If you wish to vote absentee and are a uniformed service member or family member or a citizen living outside the U.S., contact the Federal Voting Assistance Program to register to vote.

Get Information



MILITARY AND OVERSEAS VOTERS

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Capture timestamp (UTC): Fri, 22 Jan 2021 19:30:40 GMT

Exhibit 131

False claims from Ronna McDaniel have no merit

NOVEMBER 6, 2020

In response to the false claims made by Republican National Committee chairwoman Ronna McDaniel, the Michigan Department of State issues the following statements of fact:

- Michigan's elections were conducted fairly, effectively and transparently and are an accurate reflection of the will of Michigan voters.
- The erroneous reporting of unofficial results from Antrim county was a result of accidental error on the part of the Antrim County Clerk. The equipment and software did not malfunction and all ballots were properly tabulated. However, the clerk accidentally did not update the software used to collect voting machine data and report unofficial results.
    - Like many counties in Michigan, Antrim County uses the Dominion Voting Systems election management system and voting machines (ballot tabulators.) The county receives programming support from Election Source. Tabulators are programmed to scan hand marked, paper ballots. When machines are finished scanning the ballots, the paper ballots are retained and a totals tape showing the number of votes for each candidate in each race is printed from the machine.
    - In order to report unofficial results, county clerks use election management system software to combine the electronic totals from tabulators and submit a report of unofficial results. Because the clerk did not update software, even though the tabulators counted all the ballots correctly, those accurate results were not combined properly when the clerk reported unofficial results.
    - The correct results always were and continue to be reflected on the tabulator totals tape and on the ballots themselves. Even if the error in the reported unofficial results had not been quickly noticed, it would have been identified during the county canvass. Boards of County Canvassers, which are composed of 2 Democrats and 2 Republicans, review the printed totals tape from each tabulator during the canvass to verify the reported vote totals are correct.
    - The software did not cause a misallocation of votes; it was a result of user human error. Even when human error occurs, it is caught during county canvasses.
    - It is also completely false that the county had to or will have to hand count all their ballots. The ballots were properly counted by the tabulators. The county had to review the printed tabulator results from each precinct, not each individual ballot.
    - As with other unofficial results reporting errors, this was an honest mistake and did not affect any actual vote totals. Election clerks work extremely hard and do their work with integrity. They are human beings, and sometimes make mistakes. However, there are many checks and balances that ensure mistakes can be caught and corrected.
- As Detroit officials have stated, hundreds of challengers from both parties were inside their absent voter counting board all afternoon and evening. And even after some left, there were always challengers from both parties in the room. Dozens of reporters were in the room as well. Further, some windows were covered to stop those outside from filming the people and private information in the counting board, while other windows were left uncovered to ensure additional transparency.
- As was stated by Chris Thomas, who as a contractor for the Detroit City Clerk's Office served as an advisor on the execution of this election and led challenger relations, and who is the former Michigan Director of Elections, who served under both republican and democrat Secretaries of State during his 40-year-tenure with the Bureau of Elections, no ballots were backdated. Rather, a clerical error was made when some ballot envelopes were received in Detroit satellite offices. Although employees stamped a date of receipt on the envelopes, an employee failed to complete the transaction for receiving the ballot by saving that date in the Qualified Voter File. Therefore, at the absent voter counting board, after discussion with Republican challengers who chose not to challenge the process, staff was instructed to enter that date stamped on the envelope ensuring that no voters were disenfranchised by the clerical error.

# # #

For media questions, contact
Tracy Wimmer at 517-281-1876.

We welcome questions and comments at the Contact the Secretary of State page.

Customers may call the Department of State Information Center to
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Capture timestamp (UTC): Fri, 22 Jan 2021 19:32:19 GMT

Exhibit 132

screenshot-twitter.com-2021.01.18-13_57_50
https://twitter.com/RudyGiuliani/status/1335014224532221952
18.01.2021



Rudy W. Giuliani
@RudyGiuliani

BIG WIN FOR HONEST ELECTIONS.

Antrim County Judge in Michigan orders forensic examination of 22 Dominion voting machines.

This is where the untrustworthy Dominion machine flipped 6000 votes from Trump to Biden.

Spiking of votes by Dominion happenned all over the state.

7:12 PM · Dec 4, 2020 from Washington, DC · Twitter for iPad

27.8K Retweets **3.1K** Quote Tweets **102.9K** Likes

Exhibit 133

FILE NAME:

12.

Https://www.twitch.tv/videos/837601732?filter=all&sort=

time

(32:58 - 46:42)

TRANSCRIPT OF VIDEO-RECORDED INTERVIEW

RUDY GIULIANI

JOSEPH JOHN PAGLIARULO

Transcribed By:
TERRI NESTORE
CSR No. 5614, RPR, CRR

JOSEPH PAGLIARULO: It's the Joe Pags Show. Glad to have you here, glad to have back America's mayor.

It's Rudy Giuliani, also the personal attorney for President Donald Trump. Rudy, how are you?

RUDY GIULIANI: I'm good. How are you?

JOSEPH PAGLIARULO: I'm living the dream. Listen, when you fell ill, everybody contacted me because they love you, they know that you make time for us on our program. How are you? Are you feeling all right?

RUDY GIULIANI: I'm doing really, really well. You know, I'm out of the hospital now since Wednesday. I'm feeling great. Today is my first day completely free of COVID. I'm COVID-free.

JOSEPH PAGLIARULO: Symptom free, you feel good.

RUDY GIULIANI: Immune, and feeling strong as a bull.

JOSEPH PAGLIARULO: Good. You look strong as a bull. We appreciate it. We need you to be right now, because of the times we're facing. I told you I talked to Ken Paxton a little while ago, the Attorney General of the great state of Texas. We'll get into that a little bit.

RUDY GIULIANI: Great lawsuit, by the way.

JOSEPH PAGLIARULO: Well, let me start there because then we'll get into the Michigan stuff and everything else, but let me start there.

He was told by seven of the justices at the Supreme Court that he didn't have standing. Two justices, Alito and Thomas, said he did have standing.

The Constitution specifically, Rudy, says if there's a conflict between states, the Supreme Court will take it on. What right did they have to shirk their duty here, do you think?

RUDY GIULIANI: Well, they -- you put it exactly right, shirking their duty. Look, the Constitution sets up the Supreme Court as the final arbiter. In fact, they even assume that power. They don't even have -- in the Constitution, they don't have the right for judicial review. John Marshall assumed that power as a logical construct as the referee, the final referee and they shirked their responsibility.

I mean, the reality is this country is divided right now. The states are divided. They're divided over what are in fact very legitimate allegations of voter fraud and we need the Supreme Court to step in and hear the evidence. They were afraid to hear the evidence. In fact, you know, people say, well, why are these courts not taking the cases? They're running away from the cases, Pags. They won't even hear the evidence.

I've never seen courts do this before. They at least give you a hearing. You know, they say, okay, put

your witnesses on, let me listen to your witnesses, and they listen to five, six witnesses. They won't even do that. It's like please, please, we don't want to get involved, we don't want to get involved. Maybe the New York Times will criticize us or maybe we'll -- maybe the Bar Association will criticize us.

JOSEPH PAGLIARULO: Right. But what's the recourse, though, Rudy? We're supposed to have checks and balances. If the Supreme Court doesn't do its duty -- and you and I agree that they didn't -- what do you do? You can't go to Congress and complain, you can't go to the president and complain, that's it, it's the end of the day. What do you do now?

RUDY GIULIANI: Well, you know where we are now? We're in the State legislatures, which actually the place that's supposed to decide presidential elections.

JOSEPH PAGLIARULO: Right.

RUDY GIULIANI: The electors are selected by the State legislatures. So we've appealed to the State legislatures. The only place we've gotten a hearing, by the way, is with the State legislatures. You know, the witnesses that you've heard that we have, they've all been in front of legislatures. Arizona, Michigan, Georgia, Pennsylvania, that's where we've been able to present our witnesses. They've at least had the courage to hear them.

And one really, really, really great judge in Antrim County, who today issued a blistering decision -- not even a decision -- he issued a report that should knock the heck out of this election.

We were able to get access to 22 of the Dominion machines in Antrim County, Michigan, through court order. It took us a week to examine them. We issued the forensic report to the court three days ago. The court has analyzed it and allowed us to release it today.

It shows a 68 percent error rate of the votes cast in the federal election in Antrim County, Michigan, by the Dominion machines.

JOSEPH PAGLIARULO: Rudy, I want to stop you.

It sounded like you said 68 percent.

That's impossible. 68 percent?

RUDY GIULIANI: I know it's impossible. I just spent an hour-and-a-half on the telephone with the president and with our team, briefing him on it. He had the same reaction, until our team was finished. 68 percent -- 68 percent error rate in the votes cast. There was an 81.96 rejection rate in the votes cast --

JOSEPH PAGLIARULO: Holy mackerel.

RUDY GIULIANI: -- in the 2020 election.

Now, let me get you -- show you how bad the fraud is in Michigan.

JOSEPH PAGLIARULO: Okay.

RUDY GIULIANI: What happens to that rejection rate in their machine, in this phony machine they have, it goes in for what's called adjudication and then they try to figure out what's wrong with it. The entire adjudication memory of the machine has been removed.

JOSEPH PAGLIARULO: So you can't even check it now. That's it, it's gone?

RUDY GIULIANI: The Michigan democrats took it out. They took it out.

JOSEPH PAGLIARULO: Wow. It's Rudy Giuliani, the president's personal lawyer. America's mayor, of course.

Rudy, how are these machines different than all the machines that they're using in Georgia? How are they different than the machines they're using in Pennsylvania?

RUDY GIULIANI: Exactly the same machines being used in Georgia. They don't count ballots, they calculate ballots. Did you ever think that voting machines calculate? That's what a calculator does.

JOSEPH PAGLIARULO: No, you just count them.

You're supposed to count, that's it.

RUDY GIULIANI: Right.

I press a button for Trump, one for Trump.

JOSEPH PAGLIARULO: Done.

RUDY GIULIANI: Press a button for Biden, one for

Biden.

JOSEPH PAGLIARULO: What's there to calculate?

RUDY GIULIANI: Nothing.

JOSEPH PAGLIARULO: Nothing.

RUDY GIULIANI: Here -- here these machines calculate, they have algorithms, you can cast half a vote and a third of a vote. They can recalculate it as a third of a vote, and they do. And all of that is in this report on the Dominion voting machines, that was issued this morning.

JOSEPH PAGLIARULO: And for those who don't know, that's the county where 6,000 votes flipped from Biden back to Trump or Trump to Biden. I mean -- and that was just a glitch, Rudy. Just a computer glitch.

RUDY GIULIANI: Glitch?

JOSEPH PAGLIARULO: What you're telling me is the machine was set up to do that.

RUDY GIULIANI: Glitch my toe, Pags. The report says it was not human error, it was done by the machine. Completely done by the machine. Had nothing to do with human error. A human being named Bill Bailey -- great name, right?

JOSEPH PAGLIARULO: Oh, yeah.

RUDY GIULIANI: Out of It's a Wonderful Life, a great American named Bill Bailey saw the vote and said,

Antrim County hasn't voted democrat in a hundred years. How could they have voted for this fool Biden?

And he went down and he complained and they looked at the machines and they said what happened? They picked the wrong county to do it. They picked the wrong county, where it would jump out like a sore thumb, but they were doing it all throughout the state.

And our experts, who all come from the -- all have military and intelligence backgrounds of the highest order, tell us that the machines all throughout the state are exactly the same. If you look at one, you're looking at the other. So imagine what happened in Detroit.

No wonder -- no wonder they stopped counting.

JOSEPH PAGLIARULO: Right.

RUDY GIULIANI: At 2:00 in the morning, when the president was ahead by 300,000 in Michigan and then he ended up behind by the morning.

JOSEPH PAGLIARULO: It's Rudy Giuliani, America's mayor. Check out his podcast, Rudy's Common Sense.

Don't miss one episode. It's amazing.

I've got to ask you this, because I've heard this allegation a few times. I want to hear it directly from you. Is it your belief that they already had this rigged but they didn't rig it enough. They didn't realize that so many people would vote for President Trump, so they

screwed up and didn't rig it enough. They had to shut down elections in Fulton County, Georgia; in Detroit, in Wayne County, Michigan; in Philadelphia and Allegheny County, they had to shut them down, holy crap, Trump is getting all these votes. Our cheat is not going to work.

Is that what you believe?

RUDY GIULIANI: I know it. Now I know it. I felt it that night, Pags. I felt it that night, when I was sitting in the Whitehouse and we had gotten to about -- we had actually gotten to about 800,000 votes in Pennsylvania and I said my goodness, they've let it go too far. They let it go too far. They can't catch us anymore. And just at about that point, just when I was thinking that is when they shut down in Philly, they shut down in Detroit, they shut down in Atlanta, they threw the people out in Atlanta -- we have that on tape.

JOSEPH PAGLIARULO: Right.

RUDY GIULIANI: They threw them all out, everybody's thrown out, then they wait until everybody's gone and then they pull the ballots out from under the table. They truck in a hundred thousand votes in Detroit about 4:30 in the morning. Exactly right, they almost -- they almost got past the point of no return.

JOSEPH PAGLIARULO: But as you and I speak right now -- and it's America's Mayor, Rudy Giuliani, we always

love the time and the access. If you're just joining us, he's doing much better from COVID. You say you're symptom free. Thank God.

As we speak, the electors are voting. It's officially going to be president elect and president elect Biden and Harris by the end of today, maybe by the time I air this interview. What recourse is there legally?

Because I know it can still be overturned, but what recourse now? Because people are starting to throw their hands up and go darn it, they got us. I guess we have to deal with it for four years.

RUDY GIULIANI: Well, here's what we have done: In every one of the questionable swing states, we've had our electors alternatively elected. We've had 'em -- we've had them named, we've had them vote for Trump and for Pence and we're -- as we speak, they're being submitted to the United States Congress as alternatives.

For example, should the State of Michigan, the legislature, decide to take this up, take a look at the rest of the state and decide that Trump actually won it by 300,000 --

JOSEPH PAGLIARULO: Yeah.

RUDY GIULIANI: -- they would be able to change that award from the electors that were selected by the democrat politicians, to the electors selected by the

State legislature.

JOSEPH PAGLIARULO: And by the way, the republicans showed up today, they didn't let them in. They said, put your vote in a manila envelope, if you want. We're not letting you into the State Capitol.

RUDY GIULIANI: Didn't matter.

They got the vote in. The vote is in.

JOSEPH PAGLIARULO: Okay.

RUDY GIULIANI: And the reality is the state legislature can at any time take over the vote and change it.

JOSEPH PAGLIARULO: Well, why don't they, Rudy?

It's a republican legislature.

RUDY GIULIANI: Under the Constitution, the United States Constitution gives it to the State legislature. If they find fraud at any time, they can change the vote.

JOSEPH PAGLIARULO: Yeah, but you just outlined the fraud -- or at least the big, massive mistake in Antrim County, and it probably happened around the state.

Here's the problem: It's a republican legislature there, as you know. Why won't they do it?

Why won't they fight back against the Secretary of State and this governor?

RUDY GIULIANI: Courage. They need coraggio.

JOSEPH PAGLIARULO: Yeah.

RUDY GIULIANI: A little more coraggio. I mean, some of them have it, some of them don't. Some of them are worried about their careers, some of them are RINOs.

You got all kinds of things going on, you know.

One thing about the democrats, they stick together. The strangest thing is, they'll stick together stealing an election.

JOSEPH PAGLIARULO: Right.

RUDY GIULIANI: We can't stick together protecting an election.

JOSEPH PAGLIARULO: That's amazing. It's Rudy Giuliani, always bringing you the time and the access.

I know you've got short time.

Let me just ask you this: When it comes to the science, we keep hearing from the left: Follow the science, on COVID, on transgenderism, on abortion -- whatever it is, climate change, follow the science.

You've got scientific computer proof, digital scientific proof that there is a 68 percent error rate.

Rudy, why are we even talking about this? This should be taken up by the DOJ. They're not stepping in. The FBI should step in. What are we talking about here?

RUDY GIULIANI: It's being looked into tonight. 68 percent error rate, no question. 81.9 percent

rejection rate, no question. You can go over it a thousand times if you want, that's what it is.

It shows without any doubt that the election in Michigan for sure was a fraud, and the numbers submitted by Michigan, by the democrats there, are false, fraudulent. They're criminal.

JOSEPH PAGLIARULO: What do you say to 75 million Americans who believe they voted for the right guy in President Trump? Is there still hope to leave them with tonight?

RUDY GIULIANI: Yes, there is. There is hope.

There is hope if the State legislatures will just get that little extra ounce of courage, and maybe these reports will help them and spur them on to take a look at a couple more of these machines.

Take a look at the machines in Philadelphia, take a look at the machines in Wayne County, take a look at the machines particularly in Maricopa County, Arizona, where they used only Dominion machines in that one county.

Only Dominion machines.

JOSEPH PAGLIARULO: I know we got to go but will this be the demise of Dominion, or if Biden and Harris get in, everybody's going to have Dominion now?

RUDY GIULIANI: Oh, I think Dominion's finished.

JOSEPH PAGLIARULO: Good.

RUDY GIULIANI: First of all, why should we have a foreign company counting our vote? They're a Canadian company, they send the votes over to Spain and Germany.

JOSEPH PAGLIARULO: It's nuts.

I got to tell you, though --

RUDY GIULIANI: Yeah, it's nuts. There's a reason for it too. Somebody's got to find out why did the governors contract with them.

JOSEPH PAGLIARULO: Right.

RUDY GIULIANI: What kind of deal was involved there.

JOSEPH PAGLIARULO: Well, in Texas we said no.

In Texas we were smart.

RUDY GIULIANI: You're darn right you did, but in a lot of other places they said yes, and now you start to wonder, I wonder what was involved in that.

JOSEPH PAGLIARULO: It's a great question. I'm sure you'll follow up on it. Rudy Giuliani, thank God you're well. Thank you for coming back on. Let's talk again soon. I know there's a lot going on this week, especially in Texas. I think Wednesday is going to be a big day in Texas. Let's talk again.

RUDY GIULIANI: Yep.

JOSEPH PAGLIARULO: Appreciate you.

RUDY GIULIANI: Take care.

JOSEPH PAGLIARULO: Go check out his podcast, Rudy's Common Sense, right now. We're back after this with the Joe Pags Show. Stay here.

(End of interview.)

C E R T I F I C A T E

I, TERRI NESTORE, Certified Shorthand Reporter/ Transcriptionist, do hereby certify that I was authorized to transcribe the foregoing recorded proceeding, and that the transcript is a true and accurate transcription of my shorthand notes, to the best of my ability, taken while listening to the provided recording.

I further certify that I am not of counsel or attorney for either or any of the parties to said proceedings, nor in any way interested in the events of this cause, and that I am not related to any of the parties thereto.

Dated this 13th day of January, 2021.

_____
TERRI NESTORE, CSR 5614, RPR, CRR

Exhibit 134

FILE 17

RUDY GIULIANI COMMON SENSE

RUDY GIULIANI: Hello. This is Rudy Giuliani with Rudy's Common Sense. This episode today, we're going to focus on the 2020 election from a narrower point of view, something we haven't spent much time on. There's been a great deal of discussion about the mail-in ballots, about their legitimacy or lack of legitimacy, the fact as to whether or not they were inspected or not, allegations that hundreds of thousands were not inspected, allegations that hundreds of thousands were brought in in the middle of the night, allegations that thousands were triple and quadruple counted. All of these are in affidavits and testimony that's been given before state legislatures.

Interestingly, no court has taken any testimony like this, which is very, very odd and very strange and it's almost as if see no evil, hear no even, we want to stay out of it, even though the evidence is mounting and mounting and mounting, and in six states it's all the point of critical. But today I want to focus on something you've heard about but probably we haven't had as much time to study, the Dominion voting system.

The Dominion voting system is a voting system that was used in approximately 27 states, and in the critical battle ground states where rather

incredibly large Trump leads were eviscerated overnight by questionable ballot counts from the Biden side that were done secretly and without inspection. And so the states we're focusing on that used Dominion were Michigan where there was turnaround of a 300,000 vote lead to a loss with a number of allegations of people being excluded from the ability to inspect, ballots being brought in in the middle of the night, very, very strange accounts that 138,000 for Biden and 4,000 for Trump, and there are allegations that the machines were machines that were built initially for the purpose of stealing elections. So Dominion voting system was in Michigan, it was in Philadelphia where there were very, very significant voter fraud issues, they were used in Milwaukee, they were used in Maricopa County, Arizona, which is by far the largest county in Arizona, and they were used in Atlanta, and the question is what end are these machines. What's their prominence, what's their background, how much due diligence was used focusing on them.

Well, the Dominion voting system is a Canadian company by origin founded by two Canadians, and it's had a long history of involvement with other companies, in particular with a company known as

Smartmatic. Smartmatic is a company that was founded somewhere around 2003, 2004. The original investors were two Venezuelans who were close to Hugo Chavez, and according to testimony in the United States House of Representatives, a letter from Carolyn Maloney, who happens to be my Congresswoman, has a very, very shady background as being a vote counting system that was able to be manipulated with algorithms to assure the reelection of Hugo Chavez. The major name of this company was Smartmatic and operated under other names. It conducted some elections in Venezuela, highly questionable nature, conducted an election in Argentina, similar questionable nature, and then it got involved in the United States with a company known as Sequoia. Sequoia was sort of a front name for Smartmatic, and Sequoia used, as a matter of fact, Smartmatic technology and their ability to count votes or actually calculate votes.

The long and short of it is that Sequoia got into a terrible problem in Chicago. It led to a very, very disputed election where it took forever to decide. The big investigation ensued. You should go to the Google pages and take a look at that whole history that Smartmatic and Sequoia had and how basically Smartmatic was excluded from the United

States, and the name Sequoia became a bad name.

At that point Dominion voting systems came in and appears to have purchased Sequoia, the company with all the problems and the cheating in elections, and appears to have purchased Sequoia system for the Dominion voting system. So based on the experts that we've had examine the Dominion machine, it's basically operating on the original Smartmatic Sequoia software which was designed to not count a vote, but to calculate a vote.

Now, you say what does that mean. Shouldn't a voting machine just count a vote? Well, of course a voting machine should just count a vote. Computers calculate. Voting machines record. Voting machines should just record one vote for Trump and one vote for Biden and one vote for Sanders and one vote for this one and that one and the other one. It shouldn't be able to calculate that vote. There's no calculation involved. It's one vote or not.

Well, these machines, these Dominion machines, which have now been examined in detail by our forensic experts, all with very, very significant military and intelligence background, say that the machine is completely porous. They described it as like a piece of swiss cheese. Anyone can get into

it. Anyone can change it. It even counts half votes. Now I can't explain to you, some experts are going to have to explain to you why you would want to count a half vote in an election. I never heard of an election decided, you know, one thousand and a half to 997 and a quarter. Just exactly why that's done so votes can be moved around or algorithms can be set is beyond my expertise. But these machines have been the source of a great deal of controversy.

Back in '07, '08 the Democrats were very upset with the use of it and basically banned it, and then they snuck back in through Dominion, Dominion buying Sequoia. They had some problems there both overseas and here, and then just recently in the last couple of years Senator Warren, several other democratic senators wrote letters very, very critical of the Dominion voting system as being highly unreliable, very, very prone to fraud and manipulation more so than most machines. We'll be right back.

If you want a good cigar, go to a good cigar shop. If you want the best, go to Famous Smoke Shop. Let Famous Smoke deliver your favorite cigars right to your doorstep at America's lowest prices. Famous opened in 1939 as a small shop in New York

City. Today it's the largest privately held American owned cigar business in the country. That's 80 years experience in the cigar business, and they're putting that experience to work for you, making deals on the cigars you love from affordable everyday smokes to high end luxury cigars for your next special occasion. Go to famous-smoke.com/Rudy and click the activate button to apply the promo code. Pick from more than a thousand cigar brands fresh and ready to ship from Famous Smoke's climate controlled 24,000 square foot humidor. Check out with the promo code Rudy 20. That's Rudy R-u-d-y-2-0 and get $20 off your order. Every cigar purchase you make is backed by the Famous freshness guarantee. Get real cigars from a real cigar shop shipped direct to you from Famous Smoke Shop. Go to famous-smoke com/Rudy. That's famous-smoke.com/Rudy.

RUDY GIULIANI: Let's continue. So then you wonder how did they get hired in 27 states. I mean, really, I was the mayor of a city that had a budget larger than most states, and we had a procurement process that was quite intricate, and of course we put out contracts of this magnitude for bid. Each company went through what's called due diligence, and the barest of due diligence on Dominion voting systems, if you just

went on here and Goggled it, you would find everything I just told you, including the connection, historic connection to Venezuela and to Smartmatic. Exactly why you would you contract, exactly why you would contract with a foreign company. Dominion is a Canadian company. Our votes are sent outside the United States during the calculation process, did you know that? Did you know that, people in Michigan, that your witless governor signed a contract that allows the votes to be sent from Michigan overseas. I mean, who knows what happens to them when they go overseas in a machine that is highly insecure. Similar with your governor in Pennsylvania who did the same thing.

Somebody's going to have to answer for this, why did you select this company that has such a questionable history even with members of your own party. And then just in case you think we're speculating, over the course of the last two weeks we've had the opportunity to examine 22 of these machines. They were operating in Antrim County, Michigan. That's the county in Michigan where 6,000 votes switched from Biden -- from Trump, rather, to Biden. And nobody noticed it except a gentleman named Bill Bailey who's just a local citizen in Antrim County, and he said nobody in Antrim County;

was voting for Biden, so how could he possibly have won the county. So he started to make inquiries, and made such a fuss. He hired a lawyer, brought a case, brought a case to court. The county and the state, of course, lied and said that it was human error.

Well, the judge allowed a forensic examination by a very reputable company, and they conducted a four or five day forensic review of the 22 machines, and here's what they found. First on the question of human error, there was no human error. The machine switched the votes based on some kind of preprogramming, and apparently the machines throughout the state are programmed to switch votes.

The error rate for the votes cast on these machines was a 68 percent error rate. I know it's hard to fathom. 68 percent error rate. The federal election commission allows a rate of .0008 percent. So this error rate is -- virtually means there was no election, not a single reliable result. How the state of Michigan could have certified any vote based on these machines with a 68 percent error rate makes the statement that whoever signed it, whether it was the governor or the secretary of state or whatever other negligent or crooked official who did it makes it a lie.

Whatever the vote in Michigan was, it's not the one they submitted. The one they submitted is a lie. 68 percent error rate.

There was an 81.96 rejection rate in the votes cast, and in the machine these are sent to adjudication. They go to adjudication files where somehow magically based on algorithms there recalculated. Why they have to be recalculated is, again, only because you want the flexibility to cheat.

But here is the interesting thing about Michigan and wondering where's the fraud. The real question about this election is where was there no fraud in them Democrat states? These votes were sent to the adjudication file. The adjudication files for 2020 were missing. That's what I said. The adjudication files for 2020 were missing.

81.96 percent of the votes cast were rejected. They were sent to an adjudication file, and it is now missing, which is a violation of Michigan state law, which I don't think counts for very much with the Democrat machine in Detroit and in Michigan. The law is just a tool for cheating.

The security records for the election software are also missing, which also violates state

law. These also contain the internet connection records. So there was illegally connection to the internet, but those records so far are missing, if not destroyed.

The election software was changed inside the 90-day safe harbor window, which is forbidden by state law, and this automatically decertifies the results. So the results in Antrim County are decertified. If examinations of the other Antrim machines yield the same result, they would all have to be decertified. But, of course, nobody bothers to look because the mass media, the big tech and the crooked democratic party is trying to cover up a massive fraud. Of course

these machines have to be looked at now. 68 percent error rate, 82 percent rejection rate, the adjudication files missing, the security records missing, the election software changed against the law, standard security protocols were not followed, software systems were out of date by years, and they were a provable risk.

All counties in Michigan are required to operate with the same software to guarantee consistent treatment. So if that was followed, what we can say from this sample of 22 machines is this is

the way the machines were operating in the entire state of Michigan. They should be operating in a uniform way, which means they had error rates and adjudications rates very, very similar to this.

Now, here's something very extraordinary about Michigan that you just have to know, and I'm focusing just on Michigan because it's just become so confusing. Every state has a group of frauds like this, and the press just yells and screams and says you can't say fraud, you can't say fraud, you can't say fraud and they destroyed the records.

The secretary of state of Michigan directed the county clerks on December 1, 2020 throughout the state of Michigan to delete all their electronic voting records in violation of Michigan state law, Section 168.811 requiring that they be held for 22 months. The secretary of state directed that in Michigan they delete all of their electronic election records for the 2020 election in violation of Michigan state law. Apparently they have the records for the 2018 election and for the 2016 election, but they destroyed the records for the 2020 election.

Where I come from, having tried many, many criminal cases, that would be overwhelmingly powerful evidence of guilty knowledge and intent on the part

of the democratic administration of the state of Michigan, and would just about conclusively prove that they held an across-the-board fraudulent election. This would be a convenient time to take a short break.

My friends, if you want to help preserve America right now while you still can, join AMAC, the Association of Mature American Citizens, the fastest growing conservative group in America, especially for those age 50 and up. Joining AMAC gives you access to money-saving benefits, cutting edge news, and a great bi-monthly magazine. More importantly, AMAC fights for you.

A socialist storm is brewing. Our constitutional republic has rarely faced the perils we do today. Edmund Burke said it best. All it takes for evil to prevail is for good people to do nothing. If you care about our future like I do, then join AMAC today. Over two million conservatives like you and me have already joined AMAC. Stand with us by joining right now. Just go to AMAC.US./Rudy. That's AMAC.US./Rudy. The benefits of AMAC benefits are great but the cause is even greater. Join today at AMAC.US/Rudy.

RUDY GIULIANI: Time to get back. Now, I know

all the big tech is going to jump up and down and say you can't say it. I don't have to say it, I can show it. This is a report.

I thought we'd go by the science. This is scientific report. It's based on the machine. You can go look at the machine yourself. I mean, there's no question the Dominion voting machine can be manipulated and is manipulated. There's not a single bit of human error that's been proven.

The secretary of state engaged in crimes in order to destroy the electronic records, including federal laws, records that necessary for federal law were destroyed. These records exist in this county for previous elections before 2020 so why were they destroyed for 2020.

The adjudication records don't exist. 68 percent of the votes were switched in this county by error, if it was error. 81 percent of the votes were voted by the administrator and we have no record of it. Some of the ballots were run three and four times, and we don't have a record of whether it counted one, two or three votes. The machine is capable of counting more than one vote.

So these results in Antrim County cannot be certified. It raises the clear and present danger

that the results throughout Michigan cannot be certified because Michigan used exactly the same faulty Antrim machines, the same faulty machines that were used in Antrim county, the Dominion voting system machines.

And then when we go beyond that, we'd have to say security is just nonexistent in the Dominion voting system, so that would implicate just about all the other states in which there was rampant fraud. It would implicate the state of Arizona, it would implicate the state of Pennsylvania, it would implicate the state of Wisconsin, it would implicate Fulton County, Georgia where Dominion machines were used. There's no reason to believe the machines were anymore secure than here. This is the purpose of the machine. The purpose of the machine is to calculate and not count, and in an election you should be counting, not calculating. And the full extent of this has got to be investigated in order to determine what was the honest, truthful result of the 2020 election because the one certified by those states using this fraudulent voting system are, without any doubt, false, and we cannot have an American election based on a body of fraudulent and false evidence.

So it's imperative that these machines be

examined, they be examined carefully, they certainly be examined in the key places where the questions have arisen so that we can come to a quick determination of just how bad it is. It looks pretty bad. And from the people that I've spoken to who have looked at this machine, they say there is -- they says there no doubt, there is no doubt that these machines were programmed for insertion of votes because from the outside they've been able to do examinations of the vote count as it came in, and they're able to shows spikes, and the spikes remain fairly uniformly the same amount for Biden and the same amount for Trump. And then there's the infusion of votes at key points beyond the amount that can normally be counted in that period of time.

So even before the forensic examination, there's a lot of probable cause that these machines were manipulated, and now that we've been able to do one very indepth forensic examination, the actual physical examination bears out the fact that the machine was horribly manipulated to the point where the vote bears no relationship to anything having to do with reality.

Look, our interest beyond whether it's Donald Trump or Joseph Biden, whether it's the

Democratic Party or the Republican Party, this as far as I know has never happened in the history of America. The amount of fraud that's emerged throughout this country is more than I have ever seen in any election, and it cannot be just pushed aside by the Democrats angrily yelling and screaming and yelling and screaming.

This report wasn't produced by Democrats. It was produced by former military people who know how to examine machines, and this machine is a fraudulent machine that produced a fraudulent vote, very similar to the tape that we see in Atlanta, Georgia of the ballots being stuffed when everybody was thrown out of the room. It cannot be ignored, it should not be ignored. The right to vote in our country is too precious to let it be destroyed the way the media, big tech and the crooked elements of the Democratic Party are destroying it now. We've got to fight back, and we've got to reclaim our right of free speech, our right of freedom of religion, and our right to a free and fair vote. Thank you.

(End of recording.)

CERTIFICATE OF REPORTER

I, Charlotte Crandall, certify that I was authorized to and did transcribe the foregoing audio recorded proceedings and that the transcript is a true and complete record of my stenographic notes from an audio recording and was transcribed to the best of my ability.

Dated this 20th day of January, 2021.

_____
Charlotte Crandall
Registered Professional Reporter

Exhibit 135

screenshot-twitter.com-2021.01.18-14_39_52
https://twitter.com/glennbeck/status/1339722041545555968
18.01.2021



Glenn Beck ✓
@glennbeck

.@RudyGiuliani tells me his team will CONTINUE investigating potential presidential election fraud and plans to "start forensically examining the voting machines in Arizona".



7:00 PM · Dec 17, 2020 · Twitter Media Studio

3.6K Retweets **148** Quote Tweets **16.1K** Likes

TWITTER

@glennbeck

"@RudyGiuliani tells me his team will CONTINUE investigating potential presidential election fraud and plans to 'start forensically examining the voting machines in Arizona'"

DECEMBER 17, 2020

FILE 27

File 27 available at:

https://twitter.com/glennbeck/status/1339722041545555968

GLENN BECK: Are you continuing the investigation?

RUDY GIULIANI: Yes, we are. We -- we -- there's no reason to stop it. I mean, there's so much to investigate. So now what we're doing is we're -- we're going to forensically examine the machines. It took all this time to get them available to us because all these secretaries of state are playing cover up. But we're going to start examining the machines in Arizona, in Maricopa County, to see how similar they are to the machines in Michigan that turned out to be 62 percent inaccurate.

And I -- I'd like you to note that at the hearing yesterday, Krebs, Mr. Krebs, said, oh, he read that report. And, you know, 62 percent clerical inaccuracies, I mean, you know, so what?

That means more of the vote was wrong than right.

GLENN BECK: Yeah, I -- I know. And I read the report and I read his testimony too. He -- he -- he acted like he -- he said it was nonsense. I can't even -- I couldn't even understand the report.

I read the report. It's easy to understand.

(End of recording.)

C E R T I F I C A T E

I, KARI FRILLICI, Certified Shorthand Reporter and Certified Electronic Transcriptionist, do hereby certify that I was authorized to transcribe the foregoing recording, and that the transcript is a true and accurate transcription of the provided audio recording to the best of my ability.

I further certify that I am not of counsel or attorney for either or any of the parties to said proceedings, nor in any way interested in the events of this cause, and that I am not related to any of the parties thereto.

Dated this 19th day of January 2021.

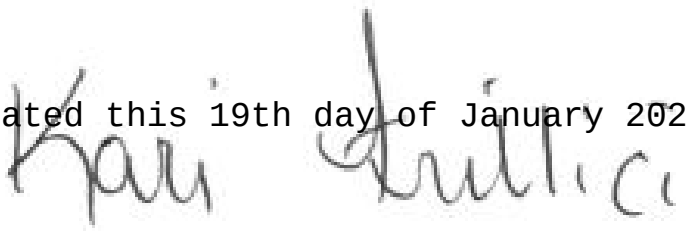

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Exhibit 136

FILE 29

UNCOVERING THE TRUTH

ANNOUNCER: This is uncovering the truth with Dr. Maria Ryan and Rudy Giuliani, guarding against misinformation. It doesn't make any difference. Using common sense thinking with New York street smarts. Now with Dr. Maria Ryan, here's Rudy Giuliani.

RUDY GIULIANI: Good morning. Happy Sunday. This is Rudy Giuliani with Dr. Maria Ryan with Uncovering the Truth. Today we're going to focus on a somewhat different issue, and we're going to have a real, real surprise at the turn of the half hour.

DR. MARIA RYAN: Yes. Good morning everybody and merry Christmas. Apologize for our little technical issues. Who knows, it may be the Chinese communist party trying to interrupt us providing the truth to you.

So there's a lot of things going on, Rudy. You have been out there talking about the fraud that you've uncovered, and now there's starting to be some movement.

RUDY GIULIANI: I know there's not a lot of time. It's like the fourth quarter of a game, but a lot of games are won in the fourth quarter, particularly when you have a great team, and we have the truth on our side.

So really let me summarize it simply. It comes down to five counties, now five states, five

counties in those states where the results are clearly inaccurate, false, fraudulent, untrue apply any words you want. The document given to United States Government by whoever did it in those states, usually their secretary of state or the governor is a false statement.

Let me give you an example. Arizona. Arizona has Biden winning by ten thousand votes, but Arizona takes no account of the fact that not a single noncitizen voted. According to what we're to believe that in Arizona, which has some of the largest number of illegal immigrants in the world, not a single, not a single one voted.

DR. MARIA RYAN: And we know they have in the past.

RUDY GIULIANI: Zero. We have (inaudible) from outside groups that put the number at a minimum of 22,000, maximum of 80,000.

DR. MARIA RYAN: Yeah, yeah.

RUDY GIULIANI: I don't know. Pick any of one of those numbers, Trump wins.

DR. MARIA RYAN: Yep, like all the other frauds.

RUDY GIULIANI: I didn't say the election is invalid. I say Trump wins. How about the fact that we

start off with seven thousand dead people in Arizona. They didn't minus seven thousand for the dead people. In other words, Arizona's vote is premised on the vote of dead people. Now if seven thousand dead people voted, now we only need three or four thousand noncitizens to vote and we switch the election to Trump. I can go on and on and on and on.

There are in Arizona -- how about there are like three, four hundred thousand votes completely unaccounted for. Nobody knows where they came from. We know where they came from. They came from the democratic crooks in Arizona. What are we stupid? And how about this. We got a subpoena to look at the Dominion machines in Maricopa County. The machines that in Michigan produced a 62 percent inaccuracy rate and an 84 percent adjudication rate, which means that only 16 percent of the votes in that county were actually cast by people.

DR. MARIA RYAN: That's right. That means the administrator either manipulated or chose who they wanted, 84 percent.

RUDY GIULIANI: So as a result of that, honest legislatures throughout the country have been outraged. In Arizona we are subpoenaing -- we want to look at the Dominion machines in Arizona because we've been told

they were fixed like the ones in Michigan. The county board has refused to allow us to look. They've also refused to allow us to look in Atlanta, in Detroit and in Milwaukee. Now if those machines were honest, please, just a matter of common sense, ladies and gentlemen, if you ran an election and your machines were perfectly honest and you had no worry about the fact that there was algorithm there giving five points more to Biden, would you have any trouble handing them to (inaudible).

DR. MARIA RYAN: No, of course not.

RUDY GIULIANI: I'd have no trouble.

DR. MARIA RYAN: You would want the truth, right?

RUDY GIULIANI: If I'm wrong, I'm wrong. Everything we're saying is baseless, we're lying, we don't know what we're talking about. Meanwhile they got the courts fixed, not to hear a witness, not a single witness in 70 cases that's heard. The courts have not examined a single machine except one brave judge in Michigan and he found the machine was 62 percent inaccurate without examining anymore machines. No more machines. Oh, my God, you can't have my machines. What's so private about an election machine. It doesn't have medical records, it doesn't have legal records, it

doesn't tell you how you voted. I can't see how you voted in the machine. All I can see is the number. But what I can see is if the number was changed.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: What I can see is if there was outside interference by the internet that switched votes. What I can see, like we saw, like we saw in Michigan, I can see that if you run the election three times, you get three different results, three different results. I can see a proposition that's failed that they made pass.

This election is so crooked, here's my challenge to the Democratic Party and the crooks that are putting Biden in office. Let us examine the machines in Atlanta, let us examine the machines in Philadelphia, let us examine the machines in Detroit, Milwaukee, Phoenix and Las Vegas. And when we're finished, I'm going to make a guarantee, Donald Trump will be president of the United States. And if you don't let us do it, you're going to have an illegitimate president who you're keeping in there by covering up voting machines. You have no right to keep those voting machines private. They don't belong to you. Actually, they belong to a crooked company called Dominion that goes all the way back to

a bunch of communists, and they've been caught cheating in so many elections it's ridiculous.

And also I want to know how much money did Dominion pay to get these contracts. Do you know how much money they're getting from the state of Georgia, a hundred million dollars. I've been involved in this long enough, I can smell crooks, smell them, and these crooks smell so bad you can smell them from a mile.

DR. MARIA RYAN: Oh, they stink.

RUDY GIULIANI: Now prove me wrong. Prove me nuts. They love to say I'm nuts on west wing bull crap companies. So prove me wrong and let me have access to those machines. If I'm wrong, I make a fool out of myself.

ANNOUNCER: This and other fake news stories. People don't know if the videos that they're watching are real. This is uncovering the truth with Dr. Maria Ryan and Rudy Giuliani. These fake news stories affected the election. Now with Dr. Maria Ryan, here's Rudy Giuliani.

DR. MARIA RYAN: Good morning everybody. Thank you for staying with us. You know, Rudy and I have cut from the same cloth. We just persevere. We've had every hiccup this morning, but we are here.

RUDY GIULIANI: And we're going to be on the Tunnel to Towers Foundation hotline in a very, very short while honoring America's heroes through its season of hope. So donate at T2T.org. That's T, the number two T.org, and this is the time of year to do it. And pretty soon we're going to have on the hotline the most famous caller of all.

DR. MARIA RYAN: That's right. We're talking about a very serious subject, and that's election fraud. You know, the media looks to say irregularities. I'm not sure. I've never seen anything like it in my life. I've seen evidence, I've read affidavits. It is the serious thing. And although we're talking about the swing states because that can determine an election, literally the fraud happened in every state, and we're hoping we get the information out. The state legislators are the key. Constitution gives you the power to pick your electors.

One of the very surprising things to me, Rudy, was that people signed and certified election results when there was fraud. That's putting their name and their integrity to a document they know is false.

RUDY GIULIANI: Well, I know, for example, in Atlanta, in four counties in Atlanta the officials did

not want to certify because every time they reran the vote in this phoney Dominion machine the vote came back different, wasn't necessarily who won or lost, it was a different vote every time which tells you the machine is a crap machine. It's a ridiculous game.

These machines you have to realize come from a company that developed machines in order to cheat on elections.

DR. MARIA RYAN: So that's their prime objective.

RUDY GIULIANI: That's why it can do things like change votes, have fractional votes. Why should a voting machine allow you to change the vote.

DR. MARIA RYAN: It's called skimming so you don't notice things right away.

RUDY GIULIANI: An election machine should be a counting machine. You should count one, two.

DR. MARIA RYAN: I'm one person. I'm not a fourth of a person.

RUDY GIULIANI: And then it should be an adding machine. These machines calculate, and then the liar who owns it, the Canadian liar who owns it goes in front of the Michigan legislature and says you can't have access to his machines. Meanwhile, the internet access in Detroit, we have pictures of it. We have

pictures of the connection and the Michigan legislature sucking up to him just bows down and listens, bows down and listens. Then they issue a subpoena to look at the machines in Detroit, and they put it off until January 6th.

ANNOUNCER: Oh, come on.

RUDY GIULIANI: I know what the Democrats are doing it. Here's what I'm saying to my Republicans there. What the hell is wrong with you. What's wrong with you. You have to have some kind of a political issue you've got, you're too afraid of Dominion. What's wrong with you guys. You can't stand up you can't stand up and do the right thing. I mean, the Democrats stand up for the wrong thing. They're in complete unity with this crooked stealing they're doing, and you know their stealing is going continue. When I meet with you you tell me that, when you talk to the President you tell me that, and then you cowardly go under your desk and suck up to the Democrats and you suck up to the elite media. What are you worth. Go look in the media and figure out what you're worth to your citizens.

I find you, the Republican turncoats, the Republican quizlings, I find you the real villains here, the real people who are destroying the right to vote in America, the real people who are going to

allow our right of free speech to go under because you did very little about what your governors did when they took away the right of free speech. How about all you guys in Michigan getting pushed around by that governor who acts like a dictator. Where are the Republicans fighting her back.

DR. MARIA RYAN: And of course, I always say it shouldn't be the Republicans, but in reality it is.

RUDY GIULIANI: Where are the patriots fighting her back, the people who are more concerned about their people than what the newspapers write about them or the community says about them. All I care about is if I'm doing the right thing. I look in the mirror. If I am, I can live with God. If I can't, I go change it.

DR. MARIA RYAN: That's right. And there were two major developments with uncovering the truth on election fraud. First, Georgia's secretary of state announced late this week his office will be partnering with the University of Georgia on a statewide review of signature verifications in the peach state.

RUDY GIULIANI: Bull, bull, bull. How about letting us look at the machines, governor who got lost in the White House last week. How about letting us look at the machines, Governor. How about telling us who

signed the hundred million dollar contract. How about telling us who the lobbyist was for Dominion when you signed it. How about telling us what lousy machines Dominion turned out to be the first time you used them, and then you used them again, and now you're using them again. How about the county electors who refused to sign the certifications your people tried to strong arm them into signing. We know about you, Governor. Get on the right side. What are you.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: You ran as a Republican. Are you a quizling. And what about the lieutenant governor. You're acting like Dominion owns you. I know you gave them a lot of money. I don't want to make any bad implications here, Governor, but you better get on the right side.

DR. MARIA RYAN: Yep. Where are you people who are involved in this fraud. Speak up and maybe somebody will give you a deal of protection, but this is huge. You know, there's a lot of internet traffic on it, and I believe maybe one fourth of what I read on the internet, but it seems through time that maybe some of those things on the internet about these machines is true. The analysis that people are doing, and there's Democrats out there who are doing analysis that tell us

there's fraud.

RUDY GIULIANI: There is no doubt there was massive fraud in this election. The big question is did it affect the election results. I'm going to tell you how we find out.

We do a forensic analysis of the Dominion machines in five counties, five cities. It will take two weeks. It can be done well in time for January 6th, and then we will know who won the presidency. If we don't do that, we will never know until someday somebody findings it.

So we're going to be back on the Tunnel to Towers Foundation hotline, honor American heroes in a few minutes, and we'll be getting right to your calls and to our special guest. Thank you.

ANNOUNCER: This is Uncovering the Truth with Dr. Maria Ryan and Rudy Giuliani. Guarding against misinformation, fake news, and it doesn't seem to be making a difference. Now with Dr. Maria Ryan. Here's Rudy Giuliani.

DR. MARIA RYAN: Good morning. Dr. Maria. How are you everybody. Happy Sunday. Thank you for joining us on Uncovering the Truth. We thank you for listening on air, and you can join WABCradio.com and listen to us live there, and always you can download the

77 WABC mobile app.

RUDY GIULIANI: So why don't we go to a phone call on the Tunnel to Towers. While we're waiting for a call, so I will tell you about the study in Antrim County that leads me to the challenge that I'm making.

The study in Antrim County very simply showed when they got the one chance to look at these crooked Dominion machines, and let me give you the one statistic that's probably the most telling. Eighty-four of the votes cast had to be sent for adjudication. That meant the machine found something wrong with 84 percent of the votes cast, so let's start off with the fact that only 16 percent of the votes went through.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: 84 then go to an administrator who decides how the votes should be cast.

DR. MARIA RYAN: Yeah. This is crazy.

RUDY GIULIANI: Now, we don't know in the case of Antrim County how they decided because that part of the machine is missing. It was taken out. Now, the secretary of state of Michigan some weeks earlier ordered that all electronic records be destroyed in violation of the law of Michigan, which makes it a felony to do that. But, of course, since the governor

is a completely whatever Democrat, Governor Witless, nothing has been done about that.

Now, here's my challenge to the Democrats. You keep saying that we're making up phoney election, phoney election, and I say you conducted a crooked election, the worst in American history. Now, here's a way to prove who's right. Let's us examine the Dominion machines in the questionable counties. We just need five. We just need five. Let me look and you can watch me looking, okay. You can watch me looking at all the machines in Detroit.

Would anyone like to make a bet if you can do it on radio that it turns out that Trump won Michigan. Want to bet. How about we do the same thing in Arizona where we lost by only ten thousand. Do you think that I can find ten thousand illegal immigrants that voted in Arizona. Would you like to make a bet on that? What do you think the odds in Las Vegas would be. Can Giuliani find ten thousand illegal immigrants that voted in Arizona since Arizona said none did, lying to the United States. What do you think my chances are in Atlanta of proving that that tape that I have that shows them stuffing the ballot with pristine ballots that they made up, 40,000 of them, what do you think is going

to happen when we get those people on the witness stand after we look at the machines and prove that there were 40,000 illegal votes put in in a half hour.

Now, I could be wrong about all this, but I'm willing to stake my reputation on it. Let me do, with the experts, let me do the machines in five counties and we'll keep our mouth shut. But I'm willing to say to all you people who are Republicans, who are loyal Republicans, all you people who are law-abiding Americans, I'm willing to say Donald Trump becomes the president, how about that. I'm going to issue that challenge today and for every day over and over again, show me the machines. Show me, and what are you hiding if you don't want to show us the machines.

DR. MARIA RYAN: You know, we spent several weeks on the voter fraud that's happening in our country, and I could not be more pleased in welcoming the 45th President of the United States to Uncovering the truth. Our special thanks to President Trump for taking his time to call in today.

Mr. President, how are you?

DONALD TRUMP: Well, thank you very much, and I call in to wish everybody a very merry Christmas. And

as you know, Rudy and his team and myself and a lot of other people, and frankly millions of people all over the country, we have uncovered a voter fraud, the greatest voter fraud in history. It's the most corrupt election this country has ever had by far, and I think it's great that you not only worked on it because Rudy's invaluable, but not only worked on it, and we've already found the answers. Now we have to get the support from some politicians. Other than that, we have it made. I think we've come a long way in a very short period of time.

RUDY GIULIANI: Mr. President, I just issued a challenge. I said to the Democrats if you're so sure that we're lying and we're making this up, how about letting us examine the machines in six cities, six counties. We'll examine them, open in public and let's see who won.

DONALD TRUMP: Right. The machines, number one, and every machine we've looked at, you know what the results there have been. But the machines and also the signature verifications.

RUDY GIULIANI: Yeah.

DONALD TRUMP: Let us see the signatures in Fulton County in Georgia and a couple of other places. Let us see the signatures. You'll find that hundreds of

thousands of signatures either don't exist or were fraudulently written. And no matter where you look, I mean, no matter where you look you're going to find it. We're trying to work. It's a very difficult thing because of the governor and the secretary of state, but I think they are now to -- on Monday they're starting signature counts, but they're not starting them -- signature verifications, but they're not starting them in the right location. They're starting them in areas which are not very troubled, and we'll still find a lot even if those areas. But they should let us do signature counts in the proper locations, and you will see hundreds of thousands of fraudulent signatures, or signatures that don't even exist.

DR. MARIA RYAN: We know that's true, Mr. President, and we're all fighting for you. It's not just because we're conservative or Republicans. It's because it's the truth. The people overwhelmingly want you to continue in the White House. You've done an impeccable job in four years over great adversity. There was so many corruption, so much of the deep state working against you, media, big tech. But you know what, we saw what you were doing, getting hostages released, best economy, the fact that you were putting America first. We love you and honor you for that and

we wish you and your family a very merry Christmas.

DONALD TRUMP: Thank you. That's so nice.

RUDY GIULIANI: You have more support now than you had before the election.

DONALD TRUMP: You know, it's true. That's true. I spoke to a great gentleman, Tommy Tuberville last night, and he is so excited. He said you made me the most popular politician in the United States. He said I can't believe it. He's great, great senator. I'm so glad you mentioned hostages because you know we have -- it's a great time to talk about it. We've released 49 hostages. We don't pay because if you pay you'll have a problem like you've never seen before, but we've gotten 49 people out that everybody said you'll never be able to get out, so it's been a great achievement. It's been an amazing achievement out of places that you don't even want to know about, that's how bad they were.

RUDY GIULIANI: There's a lot more, Mr. President.

DONALD TRUMP: There are more out there.

RUDY GIULIANI: American people are behind you. That's all you need.

DONALD TRUMP: You're right, and you're behind us. Thank you, Rudy. Thank you both and merry

Christmas.

RUDY GIULIANI: Merry Christmas to the family.

DONALD TRUMP: Thank you, guys. We're getting closer and closer. I hope you let everybody know we're actually very close. The fake news will not tell you that. They don't want to talk about it. They're trying to suppress it. We don't have freedom of the press at all. It's suppressed news. It's a terrible thing that's happened in our country the last --

DR. MARIA RYAN: It really is.

DONALD TRUMP: It started a long time ago, but it's gotten to a point, it's just -- it's a terrible thing. It's not freedom of the press, and we've got to bring that back because the press is so suppressed, it's so dishonest. I don't even call it fake news anymore, I call it corrupt news.

RUDY GIULIANI: Yep.

DONALD TRUMP: So just thank you very much. You're great patriots, both of you.

RUDY GIULIANI: Yep.

DONALD TRUMP: I hear your show is a big success. Merry Christmas to everybody.

RUDY GIULIANI: God bless.

DONALD TRUMP: So long. Thanks.

DR. MARIA RYAN: Merry Christmas,

Mr. President. Thank you.

DONALD TRUMP: Thank you, darling. You take care. Bye. Bye everybody.

DR. MARIA RYAN: Bye bye. Well, that was a great thrill, Rudy. I know he's a good friend of yours, but like the President of the United States called into our Uncovering the Truth. Woo hoo. Yes, I'm doing a little dance right now. That was awesome.

RUDY GIULIANI: So much for he sounds depressed. He sounds depressed, he sounds defeated. I love that. The New York Times, staff is all fighting. They're all fighting with each other. They're throwing things across the room.

DR. MARIA RYAN: Well, some of the staff have to go I think.

RUDY GIULIANI: Maria, you want to be nice, you want to be nice. Look, I tell you, the thing about President Trump having been his friend and having supported him in 2016 and been through so much with him. I watched him campaigning in 2016, I increasingly realized he'd be a good president. When I first started with him I knew him for 28 years. I knew him, gosh, much better than Hilary, and I thought he'd be much better than the other Republicans because I knew what a decisive, quick decision maker he was, a little like I

always felt I was.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: So I told him he could do the same thing as president as I did as mayor. He'll just take charge and just change things and basically tell the New York Times you don't know what the hell you're talking about, and they don't.

ANNOUNCER: Yeah.

RUDY GIULIANI: The long and short of it is he's turned out to be a great president. Not just a good one, I thought he'd be a great one.

DR. MARIA RYAN: Superseding expectations, right. I'll tell you why I voted for him in 2016 was because he was a businessman. I run a hospital. It's a business. I have to wheel and deal with vendors, insurance companies, blah, blah, blah. He's used to that. He's used to a goal in getting it done. But I admit, as many other people, he's superseded all of our expectations, and he deserves -- we voted for him to be our 2020 to 2024 president, and we are going to get the truth out.

RUDY GIULIANI: Well, the fact is having gone through these states in tremendous detail, I could almost tell you how much he won by now. I can tell you he won by 400,000 votes in Pennsylvania. That's a

landslide.

DR. MARIA RYAN: That's pretty specific too.

RUDY GIULIANI: That's 300,000 less than he was on election. Even 800,000 election. He won by three or four hundred thousand in Pennsylvania. He won by a hundred thousand in Michigan. He won by 50, 60,000 at least in Arizona, and he probably won by a hundred thousand in Georgia. I mean, how is it that in Alabama, right next door, he gets 79 percent of the vote and then he loses Georgia.

DR. MARIA RYAN: Yeah, right.

RUDY GIULIANI: He runs behind the senators in Georgia. Every Republican Senator in Georgia knows it's a fix because every one of them ran ahead of Donald Trump. Donald Trump is twice as popular as any democratic senator.

DR. MARIA RYAN: And he said that. I heard him on the phone.

RUDY GIULIANI: Why do Loeffler and Perdue want him to come in? Because they can't win on their own.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: They can't win on their own. He's much more popular than they are. Every professional politician, including on the Democrat side,

knows how big a fix this was. The professional media knows it and they cover it up, and we are involved in the second biggest propaganda effort ever in the history of America. The biggest propaganda effort is hiding what a crook Joe Biden was, which they began with closing down the news five or six months ago, and now the American people are sitting there looking at a possible president who's a lifetime crook.

DR. MARIA RYAN: Yeah. It's just amazing. President Trump opened my eyes about the deep state. I don't think that I knew it existed. Did I know there's some corruption and some bad apples, absolutely, but did I really know about deep state and that they, you know, can work against a president's agenda, that they could create a hidden White House and do nefarious things to line their pockets? Republicans, Democrats, I don't care who you are, what your title is, when you do public service and you come out a multi millionaire with multiple homes, something's wrong because we know the income that they're getting as senators, as congress people.

RUDY GIULIANI: You know what I was thinking Maria.

DR. MARIA RYAN: What's that?

RUDY GIULIANI: From now on when people call

on the Tunnel to Towers hotline, they're going to be calling on the same hotline that President Trump called on.

DR. MARIA RYAN: That's right.

RUDY GIULIANI: And I know how much -- I should have asked him. I know how much he supports Tunnel to Towers. Tunnel to Towers Foundation is honoring America's heros through season of hope right now. So donate at T2T.org. That's T, the number 2T.org. T2T.org. And of all the places I could think I'd want him to call, it's the Tunnel to Towers hotline because you should realize that he and I and Maria share in common incredible love and appreciation to our military, and particularly the ones who sacrifice so much for us.

DR. MARIA RYAN: Oh, big time.

RUDY GIULIANI: And at Christmas time, that's the time to remember it. Just think about I'll Be Home for Christmas, the song that was written about the Second World War soldier who couldn't get home.

DR. MARIA RYAN: Oh, yeah.

RUDY GIULIANI: I think it was during the Battle of the Bulge. Everyone thinks it's a Christmas sweet, sweet song. It is, but it's like Danny Boy and there's a little turn and you start crying because he's

not going to be home.

DR. MARIA RYAN: Fighting for freedom.

RUDY GIULIANI: You wonder if he ever got home for Christmas, and if he didn't he's probably buried in Europe. We're the only country in the world who has our men and women buried all over the world to save people, not to take their land but to save them.

ANNOUNCER: Yeah. It gives me chills.

RUDY GIULIANI: Just remember what it is to be an American.

Tunnel to Towers Foundation, make your donation as a Christmas gesture right now, right now, now, now, now during our break and we'll be right back.

ANNOUNCER: For the latest news behind the scenes videos, get it all now. Like 77 WABC on Facebook. And other fake news stories. People don't know if the videos they're watching are real. This is Uncovering the Truth with Dr. Maria Ryan and Dr. Rudy Giuliani. These fake news stories affected the election. Now with Dr. Maria Ryan, here's Rudy Giuliani.

RUDY GIULIANI: The Tunnel to Towers Foundation is marking its season of hope, and they need your help. The foundation is honoring America's heroes

by donating 36 homes in 36 days. That's one home a day from Thanksgiving through New Year's Eve. Tunnel to Towers is gifting homes in more than two dozen states across our nation. They're bringing hope to great Americans, our catastrophically injured veterans, gold star and fallen first responder families. The foundation is giving thanks to all of those who have sacrificed so much for us and to the many people like you across this country who supported our efforts to honor our nation's heroes. Join Tunnel to Towers on its mission to do good. Donate $11 a month by going by T2T.org. That's T the number two T.org. T2T.org. Help bring hope to America's heroes and their families. Merry Christmas.

DR. MARIA RYAN: Oh, beautiful. We're going to go to our callers on the Tunnel to Tower line. Let's go with Jaimie from New York.

JAIME: Hi. How are you. Thank you for all you do and thank you for this show on a weekend. It's so refreshing to have this.

But my question is about January 6th. Trump is talking about all of us coming down to Washington and we're in New York and a whole bunch of us want to come and we just need more details, like what time and, you know, what we've got to do, do we

need to get a hotel. Can you guys give us some details about what we've got to do?

RUDY GIULIANI: The President mentioned this and a couple of other people just about two days ago, so it's just in formation right now, so we'll have more details for you, I will during the week.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: During my show. We'll put it on the Web site, we'll get you all the details. The other thing we're doing this week and maybe over next weekend between Christmas and New Year's, we're going to ask people to go to their state capitals and start putting pressure on these quizling Republicans who aren't supporting our effort to look at the machines, like in Arizona and in Michigan and in Atlanta, places like that because they need to hear that Republicans are 90, 95 percent President Trump. What are we asking for if we're just asking to look at the machines? Come on.

DR. MARIA RYAN: Yeah, that's right. Well, thank you for calling in, Jaimie, and we'll get that the information out.

RUDY GIULIANI: We'll keep you posted on it.

DR. MARIA RYAN: I know it would mean a lot to the President for people to come out that want honesty and integrity.

RUDY GIULIANI: We just want an honest count.

DR. MARIA RYAN: That's right. And let's go to Judy from Brooklyn.

JUDY: Hello? Good morning. Can you hear me?

DR. MARIA RYAN: We can.

JUDY: Okay. Thank you. I want to ask you a question, Rudy. I understand that the Dominion machines were connected to Germany and they're counted in Germany and I hear that the German people saw on the night of the election that Donald Trump won electoral votes 410 electoral votes against Biden's mere 128 before the service was (inaudible), which means it really showed how Donald Trump was the winner the night of the election and I'd like to hear your comment about that, please. Well, here's what I can tell you. I don't want to stretch anything other than what I actually know. Votes were sent to a super computer, I believe it was in Frankfurt, Germany based on its connection with Smartmatic, which it denies. It denies it has a connection with Smartmatic. It denies that it sent any votes out of the country. We have definitive proof that it did, definitive proof that it did, not just proof. Exactly what they were doing with those votes in Germany, that I can't tell you because that machine was seized and nobody knows where it is. Nobody knows where

that machine is. We thought originally it was seized by the FBI. FBI didn't seize it. As far as I can tell no American authority seized it. The machine is gone.

They were also counseling votes in Barcelona, and they were sending some votes to Venezuela, and they were sending votes to Iran. So when you listen to Dominion and you listen to that pompous idiot who testified for them, he just completely lied to the Michigan legislature, and they just let him get away with it.

DR. MARIA RYAN: Well, we've seen that at the federal level. Two people can go in front of Congress and lie.

RUDY GIULIANI: I'm going to leave you with a question for this week that relates exactly to that. Should all the Dominion machines in the six questionable counties be audited before we declare a winner in the presidential election, yes or no? Should all the Dominion machines be fully audited in the six questionable counties before we declare a winner?

DR. MARIA RYAN: Thank you everybody for joining us on Uncovering the Truth. Thank you, thank you, Mr. President. Keep fighting. We're fighting for you. We're fighting for truth, honesty and uncovering the truth.

(End of recording.)

CERTIFICATE OF REPORTER

I, Charlotte Crandall, certify that I was authorized to and did transcribe the foregoing audio recorded proceedings and that the transcript is a true and complete record of my stenographic notes from an audio recording and was transcribed to the best of my ability.

Dated this 20th day of January, 2021.

_____
Charlotte Crandall
Registered Professional Reporter

Exhibit 137

"RUDY GIULIANI'S COMMON SENSE"

iHeartRADIO

JANUARY 15, 2021

FILE 25

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https://www.iheart.com/podcast/867-rudy-giulianis-common-sens-72908742/episode/this-has-never-occurred-in-us-76308324/

RUDY GIULIANI: Hello. This is Rudy Giuliani with Rudy's Common Sense, an abbreviated version of it, because of a highly critical situation that faces our nation. And that is we are living through the most extensive, most horrific censorship that has ever occurred in this country.

Never at any time in this country has there been censorship of this dimension that has gone on for as long as this has gone on. And now it has culminated in not allowing the president to communicate with approximately 85 million people who follow him and who want to hear him or see him and want to hear and analyze his message.

Beyond that, many, many of us, including yours truly, have had podcasts and other text, other communications, eliminated, edited, censored and removed if they violate the rules set down by the big tech oligarchs, Dorsey, people like that who somehow have taken on the role that's really more familiar to (indiscernible) in Nazi Germany, the Soviet Union, Chinese -- the Chinese communists, Venezuela, Cuba. They have people like that. We -- we've never had people -- we've never had people like that. We've had people that respect the First Amendment, respect free speech.

We'll be right back.

(Advertisement.)

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If you care about our future like I do, then join AMAC today. Over 2 million conservatives like you and me have already joined AMAC. Stand with us by joining right now. Just go to amac.us/rudy. That's amac.us/rudy. The benefits of AMAC membership are great, but the cause is even greater. Join today at amac.us/rudy. Thank you for returning."

RUDY GIULIANI: Aside from the president's right to communicate with his people, what about the people's right to know? I mean, 85 million people follow the president. And 85 million people, basically, are registering a vote that they'd like to

know what he says, for better or worse, whether they agree with it or not, whether it's helpful or harmful.

That right to know is an extremely important part of the First Amendment, as well as the right to inform. Well, both have been cut off by wealthy, super wealthy, entitled -- I don't know what they are. They certainly don't understand American values. They certainly don't understand that America considers as one of its most important rights a right of free speech; that the right of free speech means respecting, protecting, and defending the right of people that disagree with you. It means it's part of our tradition.

The -- the American Jewish Defense League fighting for the right of Nazis to make their vicious and hateful statements so that other rights wouldn't be taken away by other people at other times, that's one -- was one of the great moments in American history. And -- and the understanding of what free speech is. Free speech is allowing for vigorous debate, allowing for robust debate, allowing for -- for -- for -- for angry and hateful speech even. Because the idea is -- and I think this was Oliver Wendell Holmes who said this -- it's in the marketplace of ideas, the robust and sometimes

even -- even vicious discussions from which we test the truth and in which we give people the sense that they're free and they're free to have their own ideas. And they're free also, through that, to open their mind and listen to the opinions of others.

That's been violated. It's been destroyed. It began sometime earlier last year with the whole censorship that surrounded Covid. There was only one thing you could believe about Covid. There was only one medicine you could or could not take that may have cost, in fact, many, many lives.

It became -- it became acute when the Biden hard drive emerged and there was a complete censorship of that hard drive. That's information the American people surely had a right to know. It's information now that, as it emerges, 10 percent of democrats have said if they knew about it, they wouldn't have voted for Joe Biden.

That hard drive, with which I am probably more familiar than most -- in fact, I'm probably more familiar than anyone -- reveals 30 years of criminality on the part of the Biden family, and particularly, Joe Biden as the boss, the top of the Biden family, in which his office was sold over and over and over again by his relatives for their benefit

and for his -- described by his son in his son -- his son's text to his daughter saying that his son was taking care of the expenses of the family for 30 years and still having to kick 50 percent back to Joe. You probably don't know that because that's been censored. That's in the hard drive. I'm not making that up. That's what Hunter Biden said.

And when you listen to that hard drive, when you -- when you read it, when you look at it, if you're ever given the right to do it, or go back and look at the New York Post articles about it, what you'll see is the villain of the piece is not Hunter Biden. The villain of the piece is Joe Biden, the man who orchestrated Hunter. The man who used his addicted son as a bag man. What kind of father does that? You're entitled to know that before you vote. That was kept from you by the networks, it was kept from you by the newspapers, and it was kept from you by the big tech oligarchs who now, once again, want to keep from you any debate about the 2020 election.

If someone casts doubt on the 2020 election, they're accused of inciting violence. I mean, that's absurd. And if I -- if I talk -- if I talk to you about the evidence that I've seen with my own eyes or -- or the video that I can produce of votes being

stolen in Georgia that actually would change the result in Georgia from Biden to Trump, if I show you that video, I'll be banned. In fact, two of my podcasts have been taken down. And I believe the reason is that in those podcasts, I assert that certain states actually voted for -- for Trump rather than for Biden. And I'm accused of -- of somehow fomenting violence by saying that.

For each one of those states I have enormous amount of proof that what I'm saying is true. I have affidavits. I have, in some cases, videotapes. I have scientific analysis. I have examinations of the crooked Dominion machines.

Now, people are entitled to look at that and evaluate it and decide whether I'm telling the truth or not. But all of that has been cut off. All of that has been kept from you. So it's really you're not Americans anymore, which are creatures of big tech. They have a right to decide what you know and what you don't know. They have a right to decide whether you should find out about the criminality of a man running for president of the United States and they have a right to -- to keep from you the evidence that possibly, and I believe actually, votes were stolen in such large numbers in the 2020 election that

not only did we elect a man with a 30-year criminal background, but we elected him illegally.

Now would be a good time to take a short break.

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Smoke Shop. Go to famous-smoke.com/rudy. That's famous-smoke.com/rudy."

RUDY GIULIANI: Thank you for returning. What do we do about this? How do we go back to being a country where we have free speech? How do we go back to a country where we can express our opinions, put forth our evidence, and be judged in the marketplace of ideas? How do we -- how do we get back to the ancient Greek ideal that all ideas have to be expressed and then evaluated? If they're crazy, if they're stupid, if they're unfounded, they'll be rejected. They'll be rejected quickly.

The reason we're being censored, and the reason we're being censored with the vehemence with which we are being censored, is because we're telling the truth. You've already found that out about the hard drive, haven't you? You know, I couldn't -- I couldn't get out most of the hard drive before the election. And now everything I've said about it and everything I said about Ukraine is turning out to be absolutely 100 percent true.

What's gonna happen when everything I've said about the election turns out to be absolutely true? That's the reason they're censoring it. They're not censoring it because it's not -- because

it's not true. If it were not true, they could prove it. If what I'm saying about the election is not true, they could -- they could take all those Dominion machines, they could bring in independent forensic experts. They could -- they could allow their forensic experts and ours to examine them, and we'd see who is right. If they are honest machines, then I'll be very foolish. I'll look very foolish. But if they're not, some of them will go to jail.

If the -- the tape that I have of the votes being stolen in -- in Fulton County, Georgia is not true, I'll be very foolish. But if it is investigated and it is true and your eyes don't deceive you, then some people will go to jail.

So the reason we have this dictatorial, fascist, Nazi, communist-like censorship is because they're afraid of the truth, because the truth strips them of the dictatorial power they have. Political, money, greed, and sickness. Please pay attention to this. An awful lot of people are being hurt. But most importantly, the 85 million people that have a right to know what the president is saying have a right to know it. And it should not be restricted, constricted, or blocked in any way by a group of greedy oligarchs who seem to give no quarter at all

and have no interest in the right of free speech, one of our most basic American rights.

And as Abraham Lincoln would say, if you don't understand the values of an American, you're not an American. Thank you.

(End of recording.)

C E R T I F I C A T E

I, KARI FRILLICI, Certified Shorthand Reporter and Certified Electronic Transcriptionist, do hereby certify that I was authorized to transcribe the foregoing recording, and that the transcript is a true and accurate transcription of the provided audio recording to the best of my ability.

I further certify that I am not of counsel or attorney for either or any of the parties to said proceedings, nor in any way interested in the events of this cause, and that I am not related to any of the parties thereto.

Dated this 19th day of January 2021.

_____

KARI FRILLICI, CSR 9030, CET 1150

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Exhibit 138

RUDY GUILIANI, CHAT WITH THE MAYOR

CAPITAL RIOT AFTERMATH

77 WACB

JANUARY 8, 2021

(Begin audio.)

MALE: Now on 77 WABC, it's time for the former Mayor of New York City, America's Mayor, Rudy Giuliani.

MR. GUILIANI: Good afternoon, America. This is Rudy Guiliani, live from the District of Columbia, the capital of the Nation, on 77 WABC. Thank you for tuning in.

Coming up I get to speak with you on Chat with the Mayor. Call me on the Tunnel2towers Foundation Hotline at 1-800-848-9222. That's 1800-848-WABC.

Help Tunnel2towers to do good. Donate $11 a month at t2t.org. That's t, the number 2, t.org. That's 1-800-848-9422 if you want to call and chat with us. And I would very much appreciate that.

So yesterday's conversation was one of the more intelligent conversations I've had with anyone in a long time. You guys are really smart.

I want to, uh, address today some of the hypocrisy that is now going on in order to demonize -- I don't know really the right word to use -- President Donald Trump.

Of course, it's been that way from day one.

Before day one, first there was an attempt to stop him from being President with false charges of Russian collusion.

Those were proven to be untrue. Then the were revived again. And we spent $40 million finding out there was no Russian collusion.

And then we went through an impeachment based on a conversation with the Ukrainian President, which would not have been necessary if the Biden hard drive, held then by the FBI, had been released.

And all the reasons why that conversation was a perfectly appropriate conversation would have been revealed because of the criminal relationship that the Biden family had with the Ukrainian government, where Hunter Biden received millions and millions of dollars for a no-show job that was intended as a pass-through bribe to the Vice President of the United States.

Witch Hunter Biden explains in a text in which he says that he took care of all family expenses, and then passed along 50 percent of the money he got to his father. And that he had been doing that for 30 years.

It also explains what happened to the $3.5 million from the Mayor of Moscow's wife. The

about a million that came from Kazakhstan. The money from Romania. I forget the amount of that.

And then, of course, the incredible large sums of money that came from China over a period of five years, including a $1.5 billion commitment by the Chinese communist government to the pathetic private equity fund of Hunter Biden, John Kerry's stepson, and Whitey Bulger's nephew.

And then, of course, we have the one in which Joe Biden himself was involved as a partner. This comes about after he leaves the Vice Presidency.

While he's contemplating running for president, he concludes and negotiates a contract with a Chinese Communist business run by the man who is regarded as the best Chinese communist recruiter of spies, and one of the high-level Chinese communist, uh, intelligence people. That would be the best way to describe them.

One of them -- one of them is now dead. They're partners of the Bidens. Three Chinese communists on one side, the Bidens on the other side, and Mr. Bob Olinsky.

That's the one Mr. Bob Olinsky's involved in, who has explained the whole criminality involved in it, and that Joe Biden was going to get 10 percent

of the equity.

And they were going to get -- in addition to equity, meaning ownership of the company, they're going to get also a straight payment of $30 million a year from the Chinese communists.

So this is the man we have, uh, about ready to become President of the United States. Maybe his last job was for the Chinese communists.

Fascinating. Fascinating. And also fascinating that that information was deliberately kept from you during the election, based on the censorship that went on.

And I am going to take a short break, and we will be right back.

MALE: We are New York talking about what matters to you. Now it's former New York City Mayor Rudy Giuliani on New York's Talk Radio 77 WABC.

MR. GUILIANI: Again with you from the nation's capital. I think the one point I'd like to make before we get to Chat with the Mayor is before -- before you just buy the -- the propaganda-ridden censorship news presentation of what happened, which is horrible, horrible in my -- my -- uh, you can't imagine how much my heart goes out to the family of Brian Sicknick, the police officer who lost his life

after the scuffle and -- and the fighting that went on there. And then he died a day -- a day later.

Nothing worse than the loss of a police officer. Breaks my heart that that happened. But before, you know, this gets set in stone the way the Democrats love to set these things in stone against the President, like they did with that Charlotte conversation where they always leave out the second part of it, which makes it quite clear that it was an absolutely appropriate conversation, or -- or like they did with the Ukraine conversation, where they impeached him.

And it turned out that the gov- -- his own government was withholding exculpatory evidence that would have proven that the conversation was completely appropriate.

Believe me, the speech that he gave the other day was completely appropriate. Watch it. It was not an incitement to anything.

Nobody who listened to it got incited. Nor did they get incited by any of the other speeches. Mine, Don Jr., Professor Eastman. They were a very orderly, typical, wonderful MAGA crowd.

The number? Hard to know. Anywhere from hundreds of thousands to a million. Who knows. Point

is, that number of people, we have no idea what percentage, uh, went off to the Congress.

But it would have been less than 1 percent. Well, that's not much incitement if less than 1 percent get excited.

And it's questionable whether the -- the -- the speech had anything to do with it all, because the people who showed up at the Capitol showed up prepared.

I mean, the Democrats want you to believe that this was like a spontaneous demonstration, like the lying they did about Benghazi. And they always get away with it because the press is up their you know what.

Well, the people who came to the Capitol had ropes, pick axes, hammers. They had milk. Oh, yes. They had milk. Because, you know, in the middle of storming the Capitol, they were gonna have milk and cookies.

No. No. They had milk because you use milk to ward off the effects of a lot of different gases that are used to try to push you out. Uh, that shows what we had were professional rioters, professional looters.

Not -- not MAGA people. Not people from all

over America who came there because they love President Trump, which they must have -- must have chanted 500 times during the rally -- and I was there for almost all of it -- uh, or people who feel they were cheated.

Now, whether the Democrats want to believe it or the prevailing media wants to believe it, these people believe -- I'm sorry. They know -- we were cheated. They've seen the evidence.

They haven't had it withheld -- withheld from them as others have. They've seen the videos of 30,000 votes being stolen by the Democrats.

They've seen the computer printouts of the insertions by Dominion of votes for Biden and not votes for Trump.

They've seen the proof in Georgia, and in Arizona, and in Michigan, and in Wisconsin, and most of all, in Pennsylvania, where it involved hundreds of thousands of votes.

There's not a person in Pennsylvania who's being honest that doesn't know they stole this election in Philadelphia and Pittsburgh, as they have stolen many others there. Except this was on a bigger, bigger scale.

That's why they were there. Yes, they were

angry. But no. These are very law-abiding citizens.

When has a Trump rally ever turned into anything like that?

I also want you to note that the Democrats didn't have a counterrally. They always have a counterrally. Now, why didn't they have a counterrally?

Well, maybe their resources were being used in order to help instigate what happened in the Capitol. Because what we find at the Capitol is a fair number -- don't have them all yet -- but we got a fair number of Antifa people there.

If you watch my podcast tonight, you'll see one that was interviewed who quite -- makes it quite clear that he was an Antifa person helping to organize.

Watch the podcast. Uh, we put it together yesterday. It should be on tonight. I think I can promise for around 6:00 on Rudy'scommonsense.com.

You'll see him interviewed. You'll see him admit it. You'll see footage of the following, which you will not see on censored national television or newspapers.

You will see a -- an Antifa character trying to bang open a window. Bang! Bang! Bang! All of a

sudden, a man comes out of nowhere with a red hat on. It's a MAGA hat.

The man very bravely, even though surrounded by Antifa people -- he's a big man, thank God -- grabs this guy by the shoulders and pulls him down, and stops him from breaking the window.

The guy tries to reemerge. And the -- and the MAGA hero pounds him to the ground one more time to protect the window from being broken, to protect the Capitol from being, uh, invaded.

That's what our people are like. Maybe we have a few errant people. A few. But we sure have a lot that aren't.

In the background of that, if you listen carefully, you can hear the Trump people yelling, "Antifa! Antifa! Antifa!" trying to get help from the police to stop the guy.

Well, the guy that was trying to break in didn't know if he walked about a thousand feet over, the police would have just let him in.

The MAGA people got no help from the police to stop this guy. When our hero left, the MAGA g- -- the -- the Antifa guy tried again.

You know who stopped him this time? Three Trump women. They surrounded him. They harassed him.

And they stopped him from breaking the window open.

Maybe they should get a medal, huh? Maybe Mayor Bowser should give them a medal, huh? Maybe? Right?

Also, we have another audio. And I'm collected more. They'll be more by the end of this weekend, because I got plenty of incidents all written up.

There were police officers that were getting surrounded by -- can't say for sure Antifa. Definitely people antagonistic to the police, and definitely not dressed like the people who were at our rally.

Dressed like bums, let's put it that way. All of a sudden, a group of men and women, clearly Trump supporters, surrounded the police. So they would have to have gone through a large number of people to get at the police.

MAGA people, Trump people, doing what Trump people do. Protect the police. We don't attack police. We're on the side of the police. We do not attack police.

Somebody's attacking police. They are pretending to be a supporter of Donald Trump. And by the time I'm finished, I'm gonna prove it.

But Antifa was definitely involved in the invasion of the Congress, which is outrageous, unlawful, not anything people who support Trump would ever do. Not anything any of us would ask them to do.

They know that. They know our support for police. They've heard it from us so often. It's in their heads.

And finally, the President finished everybody's remarks with the following: "Go to the Capitol peacefully. Peacefully."

By the way, at the time he said that, the people who caused the trouble were already at the Capitol. I don't even know how many people that went in the Capitol actually even heard the speech.

They were so far away from where the speech was being given, they could not have probably heard it. Nor do we even know if they stopped off to try to listen to it. They are not dressed like MAGA people. They don't act like MAGA people.

When did Trump supporters ever charge police officers or do this kind of thing?

We've had hundreds of rallies far more exciting, far more emotional than the one that occurred there.

This is, again, Nancy Pelosi playing kind of

a mafia game like, "Resign today or you will be impeached on Tuesday. Resigned today or you'll be impeached on Tuesday."

"Because I'm Nancy Pelosi, and I got the partisan votes who would vote to impeach you over any frame-up that I can come up with. We've already attempted to others. So why not try this one?"

Think of all the riots this summer. Think of all the Antifa people. Think of all the Black Lives Matter people. Think of all the violence, all the stores destroyed, the people killed, the people beaten.

And the politicians saying, "Oh, we don't condone it. But we understand the motives. And we understand this. Sometimes this has to happen. Sometimes" --

Nobody charged with it. But understanding that free speech has certain range, and that people have responsibility for their own actions.

What about the same standard for the President? Huh? Okay. So I think we've made our point.

And now I'm going to get to speak with you on Chat with the Mayor. So we're going to be on the Tunnel2towers to do good hotline. Donate $11 a month

at t2t.org. That's t, the number 2, t.org.

Okay. So now if you want to use Alexa, simply say, "Alexa, enable the 77 WABC skill" (phonetic).

And now we'll go to the hotline. And let's go to Alex in Brooklyn, New York.

ALEX: Hello, Mr. Mayor. It's a pleasure to be on with you.

You're a hundred percent right. The speech that President Trump gave was a typical rally speech. And where were the Antifa members on January 6, other than they were the ones that broke into the Capitol.

But I -- I think President Trump, they stole the election for them. But he left over a -- what's it called, um, to -- to the American people that we are not gonna give up.

We're gonna keep on fighting peacefully. We're gonna be investigating. We're gonna be volunteering --

MR. GUILIANI: Always peacefully. Always. He always means that. Yes. Yes. Yes. Yes. Right.

ALEX: Yes. It's a legacy. That's the word. And we're gonna -- we're gonna do it peacefully. We're not gonna give up.

And it's thanks to President Trump that we

have been exposed to what the Democratic party is full of. Last week, you had Mr. Pulitzer.

That was like the greatest evidence, where he hacked into the Dominion system; right? So I was just wondering.

Why did the Democrats need all those trucks on November 4th to bring in the ballots? Why did they have to stuff the ballots?

Why couldn't they do the whole stealing and the disgusting stuff all -- all just through hacking the Dominion system?

MR. GUILIANI: Because it would have been too obvious. Uh, what they -- the Dominion is an extremely sophisticated, uh, Cyber attack.

And it -- it, uh -- you know, it'll -- it'll take a whole county, and it'll just adjust -- adjust a vote by 1 percent, 2 percent in every -- in every machine.

It's not gonna -- like they made a mistake in Antrim County, Michigan, where they got caught where they made a 600 -- 6,000 --

ALEX: Oh.

MR. GUILIANI: -- 6,000 switch too fast in one machine. And actually, one -- one old Republican there said, "A Democrat has never won here. Nobody

here likes Biden. How could he have gotten all those votes?"

And that led to litigation, and it led to you seeing the machine. And then you could see the numbers switched in the machine.

And you could see what phony machines the Dominion machines are. You can change the vote anytime you want. You can change it into fractions.

You can allow -- uh, you can allow the internet to connect to it, and it is connected to it. You can get instructions from Germany, from Italy, from China, from all over the world, to change votes.

I mean, the thing -- the thing is built to cheat, which is amazing.

Why would we -- why would the State of Georgia spend --

ALEX: Yeah. But why --

MR. GUILIANI: Why would the State of Georgia --

ALEX: (Unintelligible, speakers overlapping.)

MR. GUILIANI: -- hire a foreign company --

ALEX: -- up the ballots.

MR. GUILIANI: Yeah. Why would the State of Georgia hire a foreign company, pay them over a

hundred million dollars, to get a machine that's built to cheat?

Because the people at the top, the Governor and that phony Secretary of State, are part of this. They wanted the cheating. I don't know what they got for it, but they got something for it.

We'll be right back.

MALE: Mayor Rudy Giuliani on 77 WABC.

MR. GUILIANI: Well, now we're back again. And we're gonna get to talk to you on Chat with the Mayor.

And we're gonna head to the Tunnel2towers Foundation Hotline at 1-800-848-9222. And we're gonna help -- you are -- the Tunnel2towers Foundation to do good at t2t.org.

So let's go to Denise in sunny Florida.

DENISE: Hey, Mayor. It's a pleasure to speak to you. Um, we're New York transplants down to Florida, thankfully.

MR. GUILIANI: I care for Florida.

DENISE: Yeah. Well, now we're here, thank God. Unless you were the Mayor in New York, we may be back up there. But no thank you right now.

MR. GUILIANI: So what's going on? What's going on, Denise?

DENISE: Too much. I could stay on for hours. I don't want to take up too much of your time. But my --

MR. GUILIANI: Well, give me the best one --

DENISE: -- main question --

MR. GUILIANI: -- or the worst one.

DENISE: The -- the worst of the best, the best of the worst.

Why is my 10-year-old daughter on the internet coming to me saying, "Mom. Why is our new President kissing young girls, messing their hair?"

MR. GUILIANI: What?

DENISE: Yeah. I could swear to my mother's grave. She passed away a year and a half ago.

MR. GUILIANI: Well, what is she looking at? Is she looking at those pictures where, you know, he claims about those --

DENISE: TikTok. TikTok.

MR. GUILIANI: -- how -- how his legs get all -- uh, I don't know. I don't even remember that.

DENISE: (Unintelligible, speakers overlapping.)

MR. GUILIANI: He says the children -- the children used to play --

DENISE: Yeah.

MR. GUILIANI: -- with the hair on his legs or something?

DENISE: Yes. Yes. Yes.

MR. GUILIANI: You know, I have to separate -- I have to separate, Denise, what I know publicly. And then I --

DENISE: I (unintelligible, speakers overlapping.)

MR. GUILIANI: -- you know, had the misfortune or fortune --

DENISE: Uh-huh.

MR. GUILIANI: -- of getting the entire hard drive. So I know a heck of a lot more about the Biden family than anybody would like to know.

DENISE: And the (unintelligible) for sure.

MR. GUILIANI: Uh, but from what I know publicly, there are a couple of pictures that -- that have you scratching your heads, where he's like smelling these little girls.

And the ones that I didn't like --

DENISE: Now they're on the platform --

MR. GUILIANI: The ones I didn't particularly like are the ones where the little girls look uncomfortable, you know?

DENISE: There's pictures of him kissing

them on the lips.

MR. GUILIANI: Really? I guess that's right.

DENISE: And holding them (phonetic).

MR. GUILIANI: I haven't seen those in a while. The ones that -- as I said, the ones that really kind of give you kind of a pervy feeling are the ones where the little girl looks -- there are about two or three of them --

DENISE: Mortified.

MR. GUILIANI: -- where the little girl looks like, "Please stop. You know, please stop."

DENISE: I know. Touching her shoulder. And his head -- and --

MR. GUILIANI: I just can't tell what that --

DENISE: -- (unintelligible, speakers overlapping) in her hair.

MR. GUILIANI: -- is. I -- I can tell you this, though. We want to get more scientific. I mean, I've had numerous doctors examine the television footage of him who tell me the guy has dementia. And -- and -- and they -- they -- they --

DENISE: I think he has a little more than that.

MR. GUILIANI: On the DSM -- the DSM-5, they point out -- they point out -- I did a -- I did a whole show on this.

And they point out -- they point out the actual symptoms on the DSM-5. And one of the doctors -- I haven't talked to them in two months -- said it -- that he's deteriorating quickly, which may account for the fact as to why he can't finish the Pledge of Allegiance.

I mean, this is really pathetic.

DENISE: Why he -- why he has --

MR. GUILIANI: We're putting a guy who has been a 30-year crook --

DENISE: Yeah.

MR. GUILIANI: -- who's got trouble with the Pledge of Allegiance, and we're sticking him in the White House. I mean, I --

DENISE: I don't know -- I -- I don't know what the Justice Department is doing, what Congress is doing. I mean, I could stay on the phone.

I'm -- actually, I'm livid. You have no idea. Livid. I would have voted for Trump whether I was in New York or here.

MR. GUILIANI: Yeah. I know. It's very -- it's very diff- -- uh, very difficult. And --

DENISE: And had we seen before our children (phonetic) --

MR. GUILIANI: And I gotta tell you. Those people that were there the other day, they -- they -- honestly, they were too depressed to do anything wrong.

Whoever -- whoever did that --

DENISE: That's how we feel.

MR. GUILIANI: -- to the Capitol, I guarantee you, they're not our people. I've been to hundreds of our rallies. That -- we never -- first of all, we never --

DENISE: We know.

MR. GUILIANI: -- attack police.

DENISE: (Unintelligible, speakers overlapping.)

MR. GUILIANI: And they know -- they know how Donald Trump feels about the police. They know how I feel about the police. Our people are not -- if you -- if you're attacking police, we expel you. Your excommunicated.

DENISE: And there's pictures. There's -- there's, um -- right?

MR. GUILIANI: Yeah. I got a guy admitting it on tape. But they won't show it on television.

DENISE: Nope.

MR. GUILIANI: Just like I have a text --

DENISE: Social media.

MR. GUILIANI: Just I have a text where Hunter Biden admits that the old man gets 50 percent of all the bribes.

DENISE: Yeah. Why isn't anybody doing anything about it?

MR. GUILIANI: And they won't -- and they won't -- they won't -- they won't put that on.

DENISE: Why isn't anybody doing anything about it? That's what I don't understand. I'm not --

MR. GUILIANI: Because they got -- I guess because they got to fix it. That's why.

DENISE: They're all -- everybody's crooked (unintelligible, speakers overlapping).

MR. GUILIANI: And because Donald Trump frightens the living day- -- daylights out of them --

DENISE: Yep.

MR. GUILIANI: -- because he's gonna break up their little game.

DENISE: He shook up the whole system --

MR. GUILIANI: And particularly --

DENISE: -- thank God.

MR. GUILIANI: -- when you get into China,

they get really scared. Because who knows how many of them have gotten the kind of money from China that Biden has gotten. I don't think Biden's the only guy that --

DENISE: Oh, I'm s- --

MR. GUILIANI: -- sold out to China.

DENISE: Of course, he's not.

MR. GUILIANI: Well --

DENISE: Eric Swalwell is still on the House of, what -- the Intelligence Committee he's on?

MR. GUILIANI: Yep.

DENISE: The Foreign Intelligence Committee?

MR. GUILIANI: Oh, yeah.

DENISE: (Unintelligible) there?

MR. GUILIANI: That other guy whose girlfriend, uh, was a Chinese spy.

DENISE: Right. Eric Swalwell. Yes.

MR. GUILIANI: Yeah. Yeah. And nothing happens.

DENISE: Wonderful. And Pelosi is keeping him there because she's gotten money from China too, I'm sure. They all do.

Chuck Schumer, please. I could stay -- Mayor, I don't want to keep going on forever. But --

MR. GUILIANI: I -- I'll tell you a little

secret which we'll be going into in the next couple weeks as we get further into this.

It's not just Democrats.

DENISE: Uh-huh.

MR. GUILIANI: It's not just Democrats --

DENISE: Oh, I know.

MR. GUILIANI: -- you know?

DENISE: It's not about the blue and red. It's about it being --

MR. GUILIANI: Yeah. Yeah. Yeah. It's about -- it's about who --

DENISE: -- (unintelligible) American.

MR. GUILIANI: -- No. 1, who's -- who puts America first.

DENISE: That's right.

MR. GUILIANI: Yeah. And then who's honest, you know?

DENISE: Who cares about party? I claimed Independent when I moved here, because I don't care about party. It's about who's best qualified, no matter what color -- red, blue, black, green.

MR. GUILIANI: So can I just ask a question, just out of curiosity? So now, you know, a lot of this information has been censored that we're talking about, you and me; right?

Like it's not out here. This stuff that we're talking about, they don't talk about on --

DENISE: Well, I didn't even know that.

MR. GUILIANI: -- NBC, CBS, ABC.

DENISE: (Unintelligible.)

MR. GUILIANI: How -- how did you get this information?

DENISE: I do a lot of research on the internet.

MR. GUILIANI: Good for you.

DENISE: A lot of independent -- a lot of independent media.

MR. GUILIANI: That's -- that's --

DENISE: I don't even pay attention --

MR. GUILIANI: -- that's exactly what --

DENISE: -- to that bullshit. Excuse me.

MR. GUILIANI: That's exactly what Alexander Hamilton felt that we needed. He -- you know, Alexander Hamilton didn't think everybody should vote.

He thought only informed people should vote. I know that sounds, uh, elitist or whatever. But if you think about it --

DENISE: I'm sorry. (Unintelligible, speakers overlapping.)

MR. GUILIANI: -- his real fear was -- his real fear was of this kind of propaganda, where people would be too lazy to inform themselves. And then they'd fall prey to propaganda.

And he said, "That's the way you can defeat democracy." Interesting.

So we'll go to Rich in New Jersey.

RICH: It's an honor to talk to you again. Thank you very much.

Um, two points. Now they're saying that all Trump followers and what happened on Wednesday was like third-world Banana Republic country.

And, you know, ever since Obama came in, the will of the people have been just disregarded. We haven't been listened to.

We finally get somebody in there that listens to us and believes in us, and were mocked and ridiculed. We're beaten up for wearing his hats. They steal our signs.

And then as a last straw, they steal the election. And there's mountains of evidence that it was stolen, but nobody accepts it. And now we're just supposed to sit by and not do anything.

Well, you know, what? If this was some of Trump supporters -- not that beat up the cops, but

that did go into the Capitol Building -- all they're doing is what third-world Banana Republic citizens do when nobody listens to them.

MR. GUILIANI: Yeah. My -- my -- my --

RICH: (Unintelligible, speakers overlapping.)

MR. GUILIANI: My advice to all of our people who follow Donald Trump, who follow the Republican Party, who follow me, is follow the law.

That's what we're about. My whole life has been about the law. Follow the --

RICH: And you're right.

MR. GUILIANI: There's plenty of room --

RICH: You're right.

MR. GUILIANI: There's plenty of room -- even when it gets frustrating, there's plenty of room for us to accomplish what we have to accomplish within the law.

I agree with the frustration. Because we've gotten some -- well, we've gotten some really, really terrible decisions. And I do think that --

RICH: Yes.

MR. GUILIANI: -- there's a wide net of conspirators that just want Donald Trump out. And they're willing to do anything to get him out. The

establishment. Because he --

RICH: And one more thing.

MR. GUILIANI: -- he cracks them wide open. But it doesn't give --

RICH: I know.

MR. GUILIANI: -- never an excuse for illegality. But go ahead.

RICH: They work -- uh, one more thing. Uh, I also blame a lot of these Republican Congressmen -- never mind the ones that are still there. They're useless, the ones who jumped ship.

But also the ones like Trey Gowdy and Jason Chaffetz. And the other 50, I believe, who decided not to run again because they thought Trump was a losing battle, and they wanted out.

And then what happened was, uh, they turned it over to these communists. And people like Chaffetz and Gowdy go on Fox News Channel and tell us how they're going to fix everything and what we need to do. They're phonies.

MR. GUILIANI: Well, you've got a point there. I mean, they had an obligation to keep the Congress for us. I'm not nearly as upset with the Congress, though, the House, as I am with our Senators.

RICH: No. But those Senators -- Lindsey Graham is worthless. Mitch McConnell is worthless.

I -- it just -- it turns your stomach that these people got elected, and they just ignore the people who elected them.

MR. GUILIANI: Also, you know, here's -- here's -- here's what got me when I was going around to the State Legislatures.

If I were a Democrat and I went to either the State Legislature or the -- or the Senate, and I said, "I need your support for our presidential candidate," they -- they'd support me.

They even support -- you know, they will -- they even stay together when they're stealing.

All I did is go and ask them to support what was right, what was truthful, what I could prove to them, the evidence I could, uh, give them.

I brought witnesses. I brought Affidavits. I brought film. I brought scientific experts. And I got most of the Republicans.

But I couldn't -- you know -- you know, the toughest ones were the oldest ones and the ones in the leadership positions. Because I think they're the ones that got corrupted. After all these years --

RICH: (Unintelligible.)

MR. GUILIANI: -- being so powerful, I think they're the ones that are corrupted in one way or another.

The good news is we got a lot of support among the young members. They're still idealistic. But a lot of our block --

RICH: Yes.

MR. GUILIANI: -- took place at the top. And the shame of it was --

RICH: And I think --

MR. GUILIANI: The shame of it was Pennsylvania and Georgia were willing to flip if Vice President Pence had sent it back to them.

And I respectfully disagree with the Vice President. He had a sound, constitutional basis on which to make that decision, supported by a recent Rutgers Law Review Article, North Carolina Law Review article, and an article by none other than Laurence Tribe, the Democratic Constitutional lawyer, that the -- that the Electoral Count Act of 1877, which is what he is relying on, the Vice President, is unconstitutional.

Which means the Vice President could have said it was unconstitutional with these many law

review articles supporting him, and he could have sent back to the Legislators for 10 days the opportunity to do two things.

One, let's have a forensic audit of all the Dominion machines. And once for all, let's decide are they honest or not?

I believe if we did that, the election goes to Trump. They say, "No."

Let's find out.

No. 2. We could examine all the mail-in ballots. Let's see how many are illegitimate. I say if we do that, we win Pennsylvania by 400,000.

They say, "No."

Let's find out.

Why are they concealing them? Why are they concealing them for eight weeks? Why won't they let us look at a single ballot or a single machine?

Well, that tells me the answer I need to know as a former prosecutor. They're guilty.

So now we'll go to Joel all the way in Jerusalem.

JOEL: Hi again, Mr. Mayor. Can you hear me okay?

MR. GUILIANI: I hear you great.

JOEL: All right. Um, yeah. Well, I'm

heartbroken over here, like many of us. And, uh (unintelligible, speakers overlapping) --

MR. GUILIANI: I -- I am too. I have to try to find a way to get over it. But, uh, yeah. I'm very worried for my country.

JOEL: Um, I commend you for your amazing stamina, and all your listeners for sticking to it. Um, it -- it's really amazing how they're able to dice and splice the videos to continue to support this -- this narrative.

MR. GUILIANI: It is. It is. And I worry -- I worry for -- I worry as much for Israel, uh, particularly with this whole idea of wanting to get cozy with Iran again and go back to the old agreement.

They -- they're gonna start giving Iran cash like O- -- like O- -- Like Obama did?

JOEL: Yeah. It's -- it's -- the -- the whole thing we each day (phonetic). You know, I have to say, grow- -- growing up Jewish, but still I'm actually listening to the mass every day.

And I would encourage you. I know you have a wide range of listeners. At this moment we need a lot of spiritual strength. Uh, you --

MR. GUILIANI: Thank you.

JOEL: -- and I have discussed it a little bit before, the importance of the Judeo-Christian tradition.

Um, I did, by the way, send your Christmas message to the Nigerian Embassy over here, if you recall.

MR. GUILIANI: Yes. Thank you.

JOEL: Um, they were very grateful.

MR. GUILIANI: You know, thank you -- thank you for doing it. Thank you very, very much for doing that. Those things mean a great deal to me. I know a lot of people say that, but it really is true. They mean -- they mean a great deal to me.

So -- so tell me what's your question? You must have a question, I hope, all the way from Jerusalem.

JOEL: Definitely. One question, and then -- uh, one comment and then a question. I know -- I know -- okay.

First of all, if your listeners want to -- if you want to see something that -- about Antifa, even from Jake Tapper on CNN, just go to YouTube and type in "Antifa and Jake Tapper." You'll see back in 2017, he was on top of it. Uh, so that's not my question.

Uh, I'm the guy that lost a ton of money in the China hustle. Uh, your listeners can go Google my name, Joel Kaplan and Hunter Biden. You'll read my story.

You know, they stole hundreds of billions of dollars. And they had a lot of ammo to -- to do this. So I just hope that you -- your team will be able to continue to draw the connection to how much they stole in financial fraud, um, and to warn your listeners about Chinese investments.

Um, and if they want, they can see my episode on Blaze TV. Uh, Kevin Freeman (unintelligible, speakers overlapping).

MR. GUILIANI: Okay. We'll be looking for it.

JOEL: I just told my story. So thank you, Mayor --

MR. GUILIANI: And what's the name of it?

JOEL: -- and, uh, keep up -- uh, if they go to Kevin Freeman's War Room -- Economic War Room --

MR. GUILIANI: Okay.

JOEL: -- uh, on YouTube, they'll be able to see my -- my video there.

MR. GUILIANI: Well, we look forward to it. And you stay safe in Jerusalem, huh? And keep

calling. It's great to get calls from Jerusalem.

And thank all of you for your calls on the Tunnel2towers Foundation Hotline. Help Tunnel2towers to do good. Donate $11 a month at t2t.org. That's t, the number 2, t.org.

I'm Rudy Giuliani. And with common sense, we'll uncover the truth and get to a solution on talk radio 77 WABC.

MALE: We are New York talking about what matters to you. Now it's former New York City Mayor Rudy Giuliani on New York's talk radio 77 WABC.

MR. GUILIANI: Well, we're back again for -- let's see if we can do one final call. Let's go to Tony in Tampa.

TONY: Hi, Mr. Mayor.

MR. GUILIANI: Hey, Tony. How are you?

TONY: Good. Thanks for taking my call. I met you about 30 years ago in Baltimore at the World Trade Center. You were campaigning for a lady named Helen, I think, for Governor.

MR. GUILIANI: Okay.

TONY: My family affectionately refers to you as Cousin Rudy because my last name happens to be Giuliani too.

MR. GUILIANI: Oh, good. Well, very nice.

Maybe we are distant cousins. Let's see.

So what -- what's going on?

TONY: (Unintelligible, speakers overlapping) and all that.

The reason I'm calling you is because, uh, I agree with you wholeheartedly about how the whole seizure on the Capitol seems to have been a distraction.

Because afterwards, they lost all interest and talk about all the evidence that they were supposed to present. So that was a bad thing.

And so -- and -- and what I can't understand why your client, President Trump, our President, is so angry at the Vice President.

Because it seems like his function is purely ceremonial, and that he has no discretion to do anything. But it sounds like that you, uh -- it sounds like you, uh, unearthed something that he was -- he would have (unintelligible) --

MR. GUILIANI: Yes, sir.

TONY: -- (unintelligible, speakers overlapping).

MR. GUILIANI: Here's -- here's -- here's -- here's the dispute that goes on. And it's been going on since the passage of the Electoral Counting Act of

1877.

The Electoral Counting Act is what the Vice President is relying on. And that gives wide authority to the House.

TONY: He goes back and forth. Yeah.

MR. GUILIANI: And it gives wide authority to the House and the Senate. And it takes authority away from the State Legislatures, and even away from the House of Representatives.

So since the time of its passage, there have been many, many scholars who have argued that it's unconstitutional. Including the most recent being in 2017, when they urged Congress to put it out to a vote of the people on amendment. And that has never happened. And it's never been tested.

And if you want my view, as a lawyer having read every single one of those articles, I believe the Electoral Counting Act of 1877 is unconstitutional.

It takes power away from the State Legislatures. It assigns it to the Governor. Only the constitution can do that, not Congress.

And it takes the exclusive right of the House, when push comes to shove, to choose the President. And it requires them to share it with the Senate.

That should not have been done by legislation. It should have been done by amendment. So the Vice President could have -- that's his choice -- he could have relied on that and said, "It's unconstitutional. Therefore, I'll make the ruling."

The request -- the only request that was being made was not to decide on who the President is. The only request that was made was to grant the request of four states who were asking to have 10 days to be sure that their vote was accurate.

All four of them were certain that the votes submitted were inaccurate, because they haven't had a chance to forensically examine either the machines or the ballots.

And now they have overwhelming evidence that the machines were rigged and that the ballots contained hundreds of thousands of phony ballots.

Now, that's either true or false. But a forensic test of both would determine that definitively.

And the election officials in these states have used every tactic they can to hide it, which makes them sound like they're guilty.

Because if you were accusing me, like Raffensperger is being accused, of having rigged

machines and phony mail ballots that you're hiding, I'd let you come and look at my machines, and I'd let you come and look at my ballots.

They have not --

TONY: Sure.

MR. GUILIANI: -- allowed that. So they were asking for 10 days so that could be done so they could submit -- it was just four states, I believe -- so they could submit an accurate count.

And the Vice President denied that request. And he could have, by, uh, deciding that the law was unconstitutional with the backing of numerous scholars, including Laurence Tribe of Harvard, he could have done that. And he didn't. And that was his choice.

Uh, so that's the -- that's -- that's the legal issue that, of course -- of course, the phony news doesn't describe to you.

Well, there's a lot more to this.

TONY: (Unintelligible, speakers overlapping.)

MR. GUILIANI: We're gonna be covering it, you know, on our show on Sunday. We'll go into it in great detail on uncovering the truth with Dr. Maria Ryan.

We'll let you participate and vote. And then we'll be back on Monday. Let's see where the world is on Monday.

And I want to thank you for your participation right up to that last call. You guys are the smartest audience in radio.

And remember. Tomorrow morning, you get up and you say, "Thank God I'm in America, the greatest country on Earth."

(End of recording.)

* * *

I, SONJA CHERNICK, a Certified Shorthand Reporter for the State of California, do hereby certify:

That the foregoing transcript is a verbatim transcription prepared from the electronic audio recording provided to me; that the foregoing is a true and accurate transcription of said recording, to the best of my ability.

Dated this 18th day of January 2021.

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Exhibit 139

screenshot-twitter.com-2021.01.22-14_52_34
https://twitter.com/RudyGiuliani/status/1341050325751492608
22.01.2021

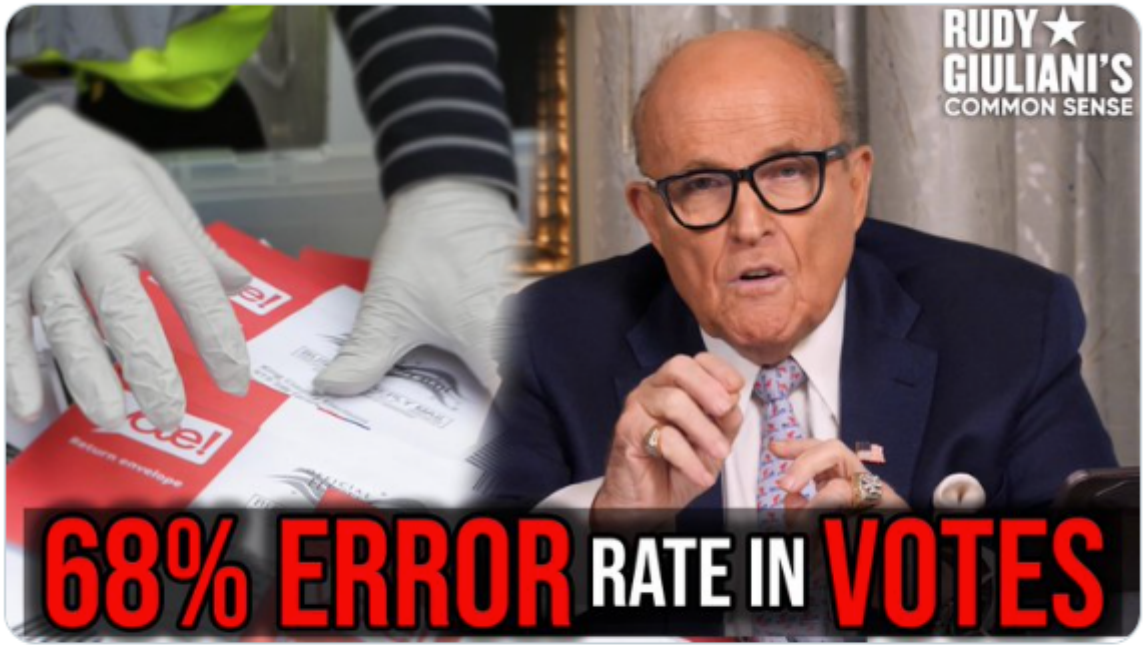


Rudy W. Giuliani
@RudyGiuliani

DISCOVERY: A 68% ERROR rate found in votes PROVES intentional fraud!

PA, AZ, GA, MI, and WI should agree to let us audit the Dominion machines. If they didn't cheat, what are they afraid of? We MUST have an audit!

Rudy Giuliani's analysis HERE: youtu.be/UUtmBrgIC9w



10:58 AM · Dec 21, 2020 · Twitter for iPhone

15.9K Retweets **972** Quote Tweets **42.4K** Likes

Exhibit 140

An official website of the United States government Here's how you know

Mission and history

The Federal Election Commission (FEC) is the independent regulatory agency charged with administering and enforcing the federal campaign finance law. The FEC has jurisdiction over the financing of campaigns for the U.S. House, Senate, Presidency and the Vice Presidency.

OVERVIEW
MISSION
HISTORY

Federal campaign finance law covers three broad subjects:

- Public disclosure of funds raised and spent to influence federal elections
  Explore campaign finance data »
- Restrictions on contributions and expenditures made to influence federal elections
  Search and browse legal resources »
- The public financing of presidential campaigns
  Learn more about federal candidates and committees »



The FEC and the Federal Campaign Finance Law

Mission

To protect the integrity of the federal campaign finance process by providing transparency and fairly enforcing and administering federal campaign finance laws.

History

As early as 1905, President Theodore Roosevelt recognized the need for campaign finance reform and called for legislation to ban corporate contributions for political purposes. In response, Congress enacted several statutes between 1907 and 1966.

In 1971, Congress consolidated its earlier reform efforts in the Federal Election Campaign Act, instituting more stringent disclosure requirements for federal candidates, political parties and political action committees (PACs). Still, without a central administrative authority, the campaign finance laws were difficult to enforce.

Following reports of serious financial abuses in the 1972 presidential campaign, Congress amended the Federal Election Campaign Act in 1974 to set limits on contributions by individuals, political parties and PACs. The 1974 amendments also established an independent agency, the FEC. The FEC opened its doors in 1975.

Timeline of events

To mark the agency's 40th anniversary, the Commission created an interactive timeline that highlights some of the key developments in the agency's history.

Interactive timeline ▶

Feedback

Document title: Mission and history
Capture URL: https://www.fec.gov/about/mission-and-history/
Capture timestamp (UTC): Fri, 22 Jan 2021 19:59:06 GMT

- The public financing of presidential campaigns
- Learn more about federal candidates and committees

Mission

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Interactive timeline ▶

This information is not intended to replace the law or to change its meaning, nor does this information create or confer any rights for or on any person or bind the Federal Election Commission or the public.

The reader is encouraged also to consult the Federal Election Campaign Act of 1971, as amended (52 U.S.C. 30101 et seq.), Commission regulations (Title 11 of the Code of Federal Regulations), Commission advisory opinions and applicable court decisions.

Federal Election Commission

1050 First Street, NE
Washington, DC 20463

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Capture URL: https://www.fec.gov/about/mission-and-history/
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Page 1 of 1

Exhibit 141

Media

NEWS
HOW THE U.S. ELECTION ASSISTANCE COMMISSION FACILITATES FAIR AND SECURE ELECTIONS

BACK TO NEWS



For Immediate Release
December 3, 2020

The following statement from the U.S. Election Assistance Commission (EAC) was approved by Chairman Ben Hovland, Vice Chair Don Palmer, Commissioner Thomas Hicks, and Commissioner Christy McCormick.

Washington, DC - Since Election Day has passed, a lot of attention has been focused on the oversight of voting technology and the companies who manufacturer these systems. The U.S. Election Assistance Commission (EAC) is an independent, bipartisan commission charged with facilitating secure, accurate, and accessible elections by developing guidelines to meet the Help America Vote Act (HAVA) requirements, adopting voluntary voting system guidelines, testing voting systems, accrediting test laboratories, and serving as a national clearinghouse of information on election administration. Under the U.S. Constitution, individual states are mandated with running elections. We, as the only federal agency completely dedicated to election administration, have confidence in the state and local election administrators who ran the 2020 election and the voting systems certified by the EAC.

Below is a summary of the EAC's role in the testing and certification of voting systems.

Individual states decide how to test and certify their voting systems:

- Thirty-eight states currently use some combination of the EAC's standards and certification.
- Twelve of these thirty-eight states currently require full EAC certification.
- The remaining states have developed their own guidelines, most based on the EAC's standards.

To apply for EAC certification, a voting system manufacturer must first register with the agency. This registration requires that details be provided on each manufacturer's ownership structure, the manufacturer's quality management and change control systems, and technical and management contacts. Additionally, the application for registration requires that manufacturers agree to the Testing and Certification program's requirements and quality monitoring program as outlined in the Testing and Certification Manual. There are currently eight active manufacturers registered with the EAC's program.

Before voting machines and election management systems are used in elections, the systems undergo rigorous hardware and software testing by laboratories accredited by the EAC and the National Institutes of Standards and Technology (NIST). The testing encompasses security, accuracy, functionality, accessibility, usability, and privacy based on requirements in the EAC's Voluntary Voting System Guidelines (VVSG). There are currently two accredited voting system test laboratories. The full testing cycle, from test plan creation to final determination of a system's suitability for federal certification, is managed by the EAC's Testing and Certification program and closely monitored for adherence to all applicable standards.

MEDIA

Public Meeting Webcasts

Video Library

News

DO YOU HAVE QUESTIONS?

Please do not include any personally identifiable information (PII) such as Social Security numbers, driver's license numbers, dates of birth, and mailing addresses.

Send your questions to us at clearinghouse@eac.gov or click the button below to contact us.

Contact Us

REGISTER TO VOTE!

Use the National Mail Voter Registration Form to register to vote, update your registration information with a new name or address, or register with a political party.

Note: If you wish to vote absentee and are a uniformed service member or family member or a citizen living outside the U.S., contact the Federal Voting Assistance Program to register to vote.

Get Information



Document title: How the U.S. Election Assistance Commission Facilitates Fair and Secure Elections | U.S. Election Assistance Commission
Capture URL: https://www.eac.gov/news/2020/12/03/how-us-election-assistance-commission-facilitates-fair-and-secure-elections
Capture timestamp (UTC): Fri, 22 Jan 2021 20:02:13 GMT

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Individual states perform certification of voting systems which may include a review of a system's source code as well as the system's suitability for state-specific election requirements such as straight-party voting, curbside voting, or other functionality not specifically addressed in the EAC's guidelines.

Additionally, jurisdictions perform a series of tests that include logic and accuracy testing prior to the use of voting machines in polling places. These tests utilize manually created voting patterns that are tested on voting devices to ensure the expected result is accurately reported. This pre-election testing also includes the checking of installed software to ensure that only the certified versions of the software are installed on certified hardware. The EAC provides validation tools to jurisdictions to perform these software checks. Finally, there are numerous post-election related audits that are performed by election officials to both verify the completeness and the accuracy of the vote. These post-election audits also help ensure the proper functioning of voting equipment. The EAC provides resources and direct assistance to jurisdictions wishing to improve their audit capabilities.

For specific information on certified voting systems, please visit the **certified voting systems page** on EAC.gov.

For information on EAC registered manufacturers, please visit the **registered manufacturers page** on EAC.gov.

For information on EAC accredited voting system test laboratories, please visit the **voting system test laboratory page** on EAC.gov.

###

The U.S. Election Assistance Commission (EAC) was established by the Help America Vote Act of 2002 (HAVA). It is an independent, bipartisan commission charged with ensuring secure, accurate and accessible elections by developing guidance to meet HAVA requirements, adopting voluntary voting system guidelines, and serving as a national clearinghouse of information on election administration. EAC also accredits testing laboratories and certifies voting systems, as well as administers the use of HAVA funds. For more information, visit eac.gov.

Contact: Kristen Muthig
Phone: 202-897-9285
Email: kmuthig@eac.gov

Tags
Election, Hovland Statements, Mccormick Statements, Palmer Statements, Hicks Statements

uniformed service member or family member or a citizen living outside the U.S., contact the Federal Voting Assistance Program to register to vote.

Get Information



MILITARY AND OVERSEAS VOTERS

RELATED NEWS



NEWS
EAC Commissioners Issue Resolution Declaring November 1-7 as National Election Official and Election Worker Appreciation Week
PRESS RELEASE
October 30, 2020



NEWS
Joint Statement from Elections Infrastructure Government Coordinating Council Executive Committee
October 22, 2020



NEWS
EAC Commissioners Issue Joint Statement in Recognition of National Voter Registration Day
PRESS RELEASE
September 22, 2020

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Document title: How the U.S. Election Assistance Commission Facilitates Fair and Secure Elections | U.S. Election Assistance Commission
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Capture timestamp (UTC): Fri, 22 Jan 2021 20:02:13 GMT

Exhibit 142

United States Election Assistance Commission

Certificate of Conformance

Dominion Voting Systems
Democracy Suite 5.5

VVSG 2005 VER. I

EAC CERTIFIED

The voting system identified on this certificate has been evaluated at an accredited voting system testing laboratory for conformance to the *Voluntary Voting System Guidelines Version 1.0 (VVSG 1.0)* . Components evaluated for this certification are detailed in the attached Scope of Certification document. This certificate applies only to the specific version and release of the product in its evaluated configuration. The evaluation has been verified by the EAC in accordance with the provisions of the EAC *Voting System Testing and Certification Program Manual* and the conclusions of the testing laboratory in the test report are consistent with the evidence adduced. This certificate is not an endorsement of the product by any agency of the U.S. Government and no warranty of the product is either expressed or implied.

Product Name: Democracy Suite

Model or Version: 5.5

Name of VSTL: Pro V&V

EAC Certification Number: DVS-DemSuite5.5

Date Issued: September 14, 2018

Executive Director
U.S. Election Assistance Commission

Scope of Certification Attached

Manufacturer: *Dominion Voting Systems (DVS)*
System Name: *Democracy Suite 5.5*
Certificate: *DVS-DemSuite5.5*

Laboratory: *Pro V&V*
Standard: *VVSG 1.0 (2005)*
Date: *September 14, 2018*

Scope of Certification

This document describes the scope of the validation and certification of the system defined above. Any use, configuration changes, revision changes, additions or subtractions from the described system are not included in this evaluation.

Significance of EAC Certification

An EAC certification is an official recognition that a voting system (in a specific configuration or configurations) has been tested to and has met an identified set of Federal voting system standards. An EAC certification is **not**:

- An endorsement of a Manufacturer, voting system, or any of the system's components.
- A Federal warranty of the voting system or any of its components.
- A determination that a voting system, when fielded, will be operated in a manner that meets all HAVA requirements.
- A substitute for State or local certification and testing.
- A determination that the system is ready for use in an election.
- A determination that any particular component of a certified system is itself certified for use outside the certified configuration.

Representation of EAC Certification

Manufacturers may not represent or imply that a voting system is certified unless it has received a Certificate of Conformance for that system. Statements regarding EAC certification in brochures, on Web sites, on displays, and in advertising/sales literature must be made solely in reference to specific systems. Any action by a Manufacturer to suggest EAC endorsement of its product or organization is strictly prohibited and may result in a Manufacturer's suspension or other action pursuant to Federal civil and criminal law.

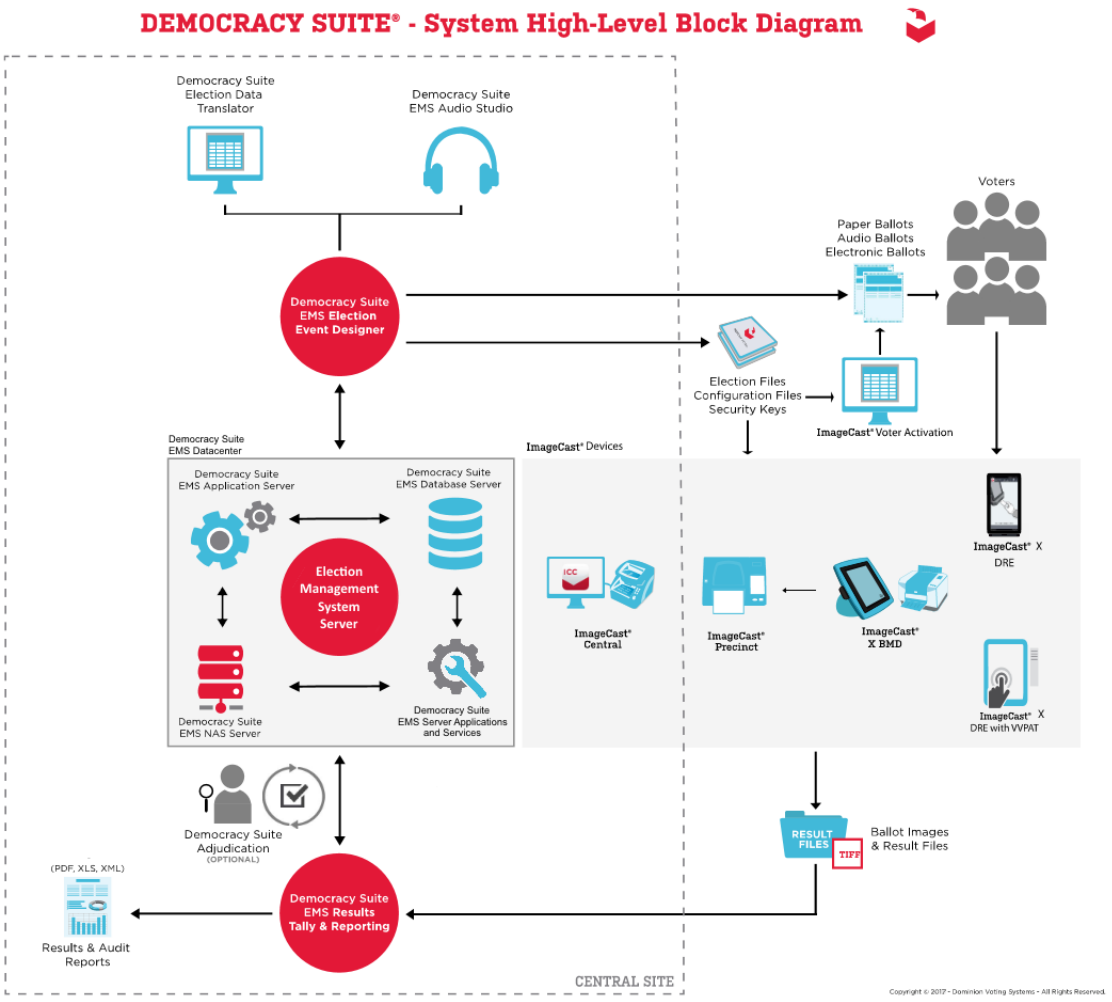
System Overview:

The D-Suite 5.5 Voting System is a paper-based optical scan voting system with a hybrid paper/DRE option consisting of the following major components: The Election Management System (EMS), the ImageCast Central (ICC), the ImageCast Precinct (ICP), the ImageCast X (ICX) DRE w/ Reports Printer, ImageCast X (ICX) DRE w/ voter-verifiable paper audit trail (VVPAT), and the ImageCast X ballot marking device (BMD). The D-Suite 5.5 Voting System configuration is a modification from the EAC approved D-Suite 5.0 system configuration.

Language capability:

System supports Alaska Native, Apache, Bengali, Chinese, English, Eskimo, Filipino, French, Hindi, Japanese, Jicarilla, Keres, Khmer, Korean, Navajo, Seminole, Spanish, Thai, Towa, Ute, Vietnamese, and Yuman.

Democracy Suite 5.5 System Diagram



Components Included:

This section provides information describing the components and revision level of the primary components included in this Certification.

Voting System Software Components:

System Component	Software or Firmware Version	Operating System or COTS	Comments
EMS Election Event Designer (EED)	5.5.12.1	Windows 10 Pro	EMS
EMS Results Tally and Reporting (RTR)	5.5.12.1	Windows 10 Pro	EMS
EMS Application Server	5.5.12.1	Windows Server 2012 R2 Windows 10 Pro	EMS
EMS File System Service (FSS)	5.5.12.1	Window 10 Pro	EMS
EMS Audio Studio (AS)	5.5.12.1	Windows 10 Pro	EMS
EMS Data Center Manager (DCM)	5.5.12.1	Windows Server 2012 R2 Windows 10 Pro	EMS
EMS Election Data Translator (EDT)	5.5.12.1	Windows 10 Pro	EMS
ImageCast Voter Activation (ICVA)	5.5.12.1	Windows 10 Pro	EMS
EMS Adjudication (ADJ)	5.5.8.1	Windows 10 Pro	EMS
EMS Adjudication Services	5.5.8.1	Windows 10 Pro	EMS
Smart Card Helper Service (SCHS)	5.5.12.1	Windows 10 Pro	EMS
Election Firmware	5.5.3-0002	uClinux	ICP
Firmware Updater	5.5.3-0002	uClinux	ICP
Firmware Extractor	5.5.3-0002	uClinux	ICP
Kernel (uClinux)	5.5.3-0002	Modified COTS	ICP
Boot Loader (COLILO)	20040221	Modified COTS	ICP
Asymmetric Key Generator	5.5.3-0002	uClinux	ICP
Asymmetric Key Exchange Utility	5.5.3-0002	uClinux	ICP
Firmware Extractor (Technician Key)	5.5.3-0002	uClinux	ICP
ImageCast Central Application	5.5.3.0002	Windows 10 Pro	ICC
ICX Application	5.5.10.25	Android 5.1 (ICX Prime) Android 4.4 (ICX Classic)	ICX

Voting System Platform:

System Component	Version	Operating System or COTS	Comments
Microsoft Windows Server	2012 R2 Standard	Unmodified COTS	EMS Server SW Component
Microsoft Windows	10 Professional	Unmodified COTS	EMS Client/Server SW Component
.NET Framework	3.5	Unmodified COTS	EMS Client/Server SW Component
Microsoft Visual J#	2.0	Unmodified COTS	EMS Client/Server SW Component
Microsoft Visual C++ 2013 Redistributable	2013	Unmodified COTS	EMS Client/Server SW Component
Microsoft Visual C++ 2015 Redistributable	2015	Unmodified COTS	EMS Client/Server SW Component
Java Runtime Environment	7u80	Unmodified COTS	EMS Client/Server SW Component
Java Runtime Environment	8u144	Unmodified COTS	EMS Client/Server SW Component

System Component	Version	Operating System or COTS	Comments
Microsoft SQL Server 2016Standard	2016 Standard	Unmodified COTS	EMS Client/Server SW Component
Microsoft SQL Server 201 Service Pack 2	2016 SP1	Unmodified COTS	EMS Client/Server SW Component
Microsoft SQL Server 2016 SP1 Express	2016 SP1	Unmodified COTS	EMS Client/Server SW Component
Cepstral Voices	6.2.3.801	Unmodified COTS	EMS Client/Server SW Component
Arial Narrow Fonts	2.37a	Unmodified COTS	EMS Client/Server SW Component
Maxim iButton Driver	4.05	Unmodified COTS	EMS Client/Server SW Component
Adobe Reader DC	AcrobatDC	Unmodified COTS	EMS Client/Server SW Component
Microsoft Access Database Engine	2010	Unmodified COTS	EMS Client/Server SW Component
Open XML SDK 2.0 for Microsoft Office	2.0	Unmodified COTS	EMS Client/Server SW Component
Infragistics NetAdvantage Win Forms 2011.1	2011 Vol. 1	Unmodified COTS	EMS SW Platform
Infragistics NetAdvantage WPF 2012.1	2012 Vol. 1	Unmodified COTS	EMS SW Platform
TX Text Control Library for .NET	16.0	Unmodified COTS	EMS SW Platform
SOX	14.3.1	Unmodified COTS	EMS SW Platform
NLog	1.0.0.505	Unmodified COTS	EMS SW Platform
iTextSharp	5.0.5	Unmodified COTS	EMS SW Platform
OpenSSL	1.0.2K	Unmodified COTS	EMS SW Platform
OpenSSL FIPS Object Module	2.0.14 (Cert 1747)	Unmodified COTS	EMS SW Platform
SQLite	1.0.103.0	Unmodified COTS	EMS SW Platform
Lame	3.99.4	Unmodified COTS	EMS SW Platform
Speex	1.0.4	Unmodified COTS	EMS SW Platform
Ghostscript	9.04	Unmodified COTS	EMS SW Platform
One Wire API for .NET	4.0.2.0	Unmodified COTS	EMS SW Platform
Avalon-framework-cvs-20020806	20020806	Unmodified COTS	EMS SW Platform
Batik	0.20-5	Unmodified COTS	EMS SW Platform
Fop	0.20-5	Unmodified COTS	EMS SW Platform
Microsoft Visual J# 2.0 Redistributable Package – Second Edition (x64)	2.0	Unmodified COTS	EMS SW Platform
Entity framework	6.1.3	Unmodified COTS	EMS SW Platform
Spreadsheetlight	3.4.3	Unmodified COTS	EMS SW Platform
Open XML SDK 2.0 for Microsoft Office	2.0.5022.0	Unmodified COTS	EMS SW Platform
Open SSL	1.0.2K	Unmodified COTS	ICP
OpenSSL FIPS Object Module	2.0.10 (Cert 1747)	Unmodified COTS	ICP
Zlib	1.2.3	Unmodified COTS	ICP
uClinux	20070130	Modified COTS	ICP
Google Text-to-Speech Engine	3.11.12	Unmodified COTS	ICX SW
Zxing Barcode Scanner	4.7.5	Modified COTS	ICX SW
SoundTouch	1.9.2	Modified COTS	ICX SW
ICX Prime Android 5.1.1 Image	0405	Modified COTS	ICX SW
ICX Classic Android 4.4.4 Image	0.0.98	Modified COTS	ICX SW
OpenSSL FIPS Object Module	2.0.10 (Cert 2473)	Unmodified COTS	ICX SW Build Library
OpenSSL	1.0.2K	Unmodified COTS	ICC SW Build

System Component	Version	Operating System or COTS	Comments
			Library
OpenSSL FIPS Object Module	2.0.10 (Cert 1747)	Unmodified COTS	ICC SW Build Library
1-Wire Driver (x86)	4.05	Unmodified COTS	ICC Runtime SW
1-Wire Driver (x64)	4.05	Unmodified COTS	ICC Runtime SW
Canon DR-G1130 Driver	1.2 SP6	Unmodified COTS	ICC Runtime SW
Canon DR-G1130 TWAIN Driver	1.2 SP6	Unmodified COTS	ICC Runtime SW
Visual C++ 2013 Redistributable (x86)	12.0.30501	Unmodified COTS	ICC Runtime SW
Machine Configuration File (MCF)	5.5.10.20_20180806	Proprietary	ICX Configuration File
Device Configuration File (DCF)	5.4.01_20170521	Proprietary	ICP and ICC Configuration File

Hardware Components:

System Component	Hardware Version	Proprietary or COTS	Comments
ImageCast Precinct (ICP)	PCOS-320C	Proprietary	Precinct Scanner
ImageCast Precinct (ICP)	PCOS-320A	Proprietary	Precinct Scanner
ICP Ballot Box	BOX-330A	Proprietary	Ballot Box
ICP Ballot Box	BOX-340C	Proprietary	Ballot Box
ICP Ballot Box	BOX-341C	Proprietary	Ballot Box
ICX UPS Inline EMI Filter	1.0	Proprietary	EMI Filter
ICX Tablet (Classic)	aValue 15” Tablet (SID-15V)	COTS	Ballot Marking Device
ICX Tablet (Classic)	aValue 21” Tablet (SID-21V)	COTS	Ballot Marking Device
ICX Tablet (Prime)	aValue 21” Tablet (HID-21V)	COTS	Ballot Marking Device or Direct Recording Electronic
Thermal Printer	SII RP-D10	COTS	Report Printer
Thermal Printer	KFI VRP3	COTS	Voter-verifiable paper audit trail (VVPAT)
Server	Dell PowerEdge R630	COTS	Standard Server
Server	Dell PowerEdge R640	COTS	Standard Server
Server	Dell Precision T3420	COTS	Express Server
ICC Workstation HW	Dell OptiPlex 7440 All in One	COTS	
ICC Workstation HW	Dell OptiPlex 9030 All In One	COTS	
ICC Workstation HW	Dell OptiPlex 3050 All In One	COTS	
ICC Scanner	Canon imageFormula DR-G1130	COTS	Central Count Scanner
ICC Scanner	Canon imageFormula DR-M160II	COTS	Central Count Scanner
Client Workstation HW	Dell Precision T3420	COTS	
Client Workstation HW	Dell Latitude E7450	COTS	
Client Workstation HW	Dell Latitude e3480	COTS	
ICX Printer	HP LaserJet Pro Printer M402dn	COTS	
ICX Printer	HP LaserJet Pro Printer M402dne	COTS	
Monitor	Dell Monitor KM632	COTS	
Monitor	Dell Monitor P2414Hb	COTS	
Monitor	Dell Ultrasharp 24” Monitor U2414H	COTS	
CD/DVD Reader	Dell DVD Multi Recorder GP60NB60	COTS	
iButton Programmer	Maxim iButton Programmer DS9490R# with DS1402	COTS	
UPS	APC Smart-UPS SMT1500	COTS	
Network Switch	Dell X1008	COTS	

System Component	Hardware Version	Proprietary or COTS	Comments
Network Switch	Dell X1018	COTS	
Network Switch	Dell X1026	COTS	
Network Switch	Dell PowerConnect 2808	COTS	
Sip and Puff	Enabling Devices Sip and Puff	COTS	
Headphones	Cyber Acoustics ACM-70	COTS	
4-way Joystick Controller	S26	Modified COTS	
Rocker (Paddle) Switch	Enablemart #88906	COTS	
Footswitches	ABLENET Jelly Bean Twist 10033400	COTS	
CF Card Reader	IOGEAR SDHC/microSDHC 0U51USC410	COTS	
CF Card Dual-Slot Reader	Lexar USB 3.0	COTS	
CF Card Reader	Hoodman Steel USB 3.0 102015	COTS	
CF Card Reader	Lexar Professional CFR1	COTS	
CF Card Reader	Kingston FCR-HS4	COTS	
ATI	ATI handset	Proprietary	
ATI	ATI-USB handset	Proprietary	
ACS PC-Linked Smart Card Reader	ACR39U	COTS	

System Limitations

This table depicts the limits the system has been tested and certified to meet.

Characteristic	Limiting Component	Limit	Comment
Ballot positions	Ballot	292*/462**	Both
Precincts in an election	EMS	1000; 250	Standard; Express
Contests in an election	EMS	1000; 250	Standard; Express
Candidates/Counters in an election	EMS	10000; 2500	Standard; Express
Candidates/Counters in a precinct	Ballot	240*/462**	Both
Candidates/Counters in a tabulator	Tabulator	10000; 2500	Standard; Express
Ballot Styles in an election	Tabulator	3000; 750	Standard; Express
Ballot IDs in a tabulator	Tabulator	200	Both
Contests in a ballot style	Ballot	38*/156**	Both
Candidates in a contest	Ballot	240*/231**	Both
Ballot styles in a precinct	Tabulator	5	Both
Number of political parties	Tabulator	30	Both
“vote for” in a contest	Ballot	24*/30**	Both
Supported languages in an election	Tabulator	5	Both
Number of write-ins	Ballot	24*/462**	Both

* Reflects the system limit for a ballot printed in landscape.

** Reflects the system limit for a ballot printed in portrait.

Functionality

2005 VVSG Supported Functionality Declaration

Feature/Characteristic	Yes/No	Comment
Voter Verified Paper Audit Trails		
VVPAT	YES	
Accessibility		
Forward Approach	YES	
Parallel (Side) Approach	YES	
Closed Primary		
Primary: Closed	YES	
Open Primary		
Primary: Open Standard (provide definition of how supported)	YES	
Primary: Open Blanket (provide definition of how supported)	YES	
Partisan & Non-Partisan:		
Partisan & Non-Partisan: Vote for 1 of N race	YES	
Partisan & Non-Partisan: Multi-member ("vote for N of M") board races	YES	
Partisan & Non-Partisan: "vote for 1" race with a single candidate and write-in voting	YES	
Partisan & Non-Partisan "vote for 1" race with no declared candidates and write-in voting	YES	
Write-In Voting:		
Write-in Voting: System default is a voting position identified for write-ins.	YES	
Write-in Voting: Without selecting a write in position.	NO	
Write-in: With No Declared Candidates	YES	
Write-in: Identification of write-ins for resolution at central count	YES	
Primary Presidential Delegation Nominations & Slates:		
Primary Presidential Delegation Nominations: Displayed delegate slates for each presidential party	YES	
Slate & Group Voting: one selection votes the slate.	YES	
Ballot Rotation:		
Rotation of Names within an Office; define all supported rotation methods for location on the ballot and vote tabulation/reporting	YES	Equal time rotation
Straight Party Voting:		
Straight Party: A single selection for partisan races in a general election	YES	
Straight Party: Vote for each candidate individually	YES	
Straight Party: Modify straight party selections with crossover votes	YES	
Straight Party: A race without a candidate for one party	YES	
Straight Party: "N of M race (where "N">1)	YES	
Straight Party: Excludes a partisan contest from the straight party selection	YES	
Cross-Party Endorsement:		
Cross party endorsements, multiple parties endorse one candidate.	YES	
Split Precincts:		
Split Precincts: Multiple ballot styles	YES	
Split Precincts: P & M system support splits with correct contests and ballot identification of each split	YES	
Split Precincts: DRE matches voter to all applicable races.	YES	

Feature/Characteristic	Yes/No	Comment
Split Precincts: Reporting of voter counts (# of voters) to the precinct split level; Reporting of vote totals is to the precinct level	YES	
Vote N of M:		
Vote for N of M: Counts each selected candidate, if the maximum is not exceeded.	YES	
Vote for N of M: Invalidates all candidates in an overvote (paper)	YES	
Recall Issues, with options:		
Recall Issues with Options: Simple Yes/No with separate race/election. (Vote Yes or No Question)	YES	
Recall Issues with Options: Retain is the first option, Replacement candidate for the second or more options (Vote 1 of M)	NO	
Recall Issues with Options: Two contests with access to a second contest conditional upon a specific vote in contest one. (Must vote Yes to vote in 2nd contest.)	NO	
Recall Issues with Options: Two contests with access to a second contest conditional upon any vote in contest one. (Must vote Yes to vote in 2nd contest.)	NO	
Cumulative Voting		
Cumulative Voting: Voters are permitted to cast, as many votes as there are seats to be filled for one or more candidates. Voters are not limited to giving only one vote to a candidate. Instead, they can put multiple votes on one or more candidate.	NO	
Ranked Order Voting		
Ranked Order Voting: Voters can write in a ranked vote.	NO	
Ranked Order Voting: A ballot stops being counting when all ranked choices have been eliminated	NO	
Ranked Order Voting: A ballot with a skipped rank counts the vote for the next rank.	NO	
Ranked Order Voting: Voters rank candidates in a contest in order of choice. A candidate receiving a majority of the first choice votes wins. If no candidate receives a majority of first choice votes, the last place candidate is deleted, each ballot cast for the deleted candidate counts for the second choice candidate listed on the ballot. The process of eliminating the last place candidate and recounting the ballots continues until one candidate receives a majority of the vote	NO	
Ranked Order Voting: A ballot with two choices ranked the same, stops being counted at the point of two similarly ranked choices.	NO	
Ranked Order Voting: The total number of votes for two or more candidates with the least votes is less than the votes of the candidate with the next highest number of votes, the candidates with the least votes are eliminated simultaneously and their votes transferred to the next-ranked continuing candidate.	NO	

Feature/Characteristic	Yes/No	Comment
Provisional or Challenged Ballots		
Provisional/Challenged Ballots: A voted provisional ballots is identified but not included in the tabulation, but can be added in the central count.	YES	
Provisional/Challenged Ballots: A voted provisional ballots is included in the tabulation, but is identified and can be subtracted in the central count	NO	
Provisional/Challenged Ballots: Provisional ballots maintain the secrecy of the ballot.	YES	
Overvotes (must support for specific type of voting system)		
Overvotes: P & M: Overvote invalidates the vote. Define how overvotes are counted.	YES	Overvotes cause a warning to the voter and can be configured to allow voter to override.
Overvotes: DRE: Prevented from or requires correction of overvoting.	YES	
Overvotes: If a system does not prevent overvotes, it must count them. Define how overvotes are counted.	YES	If allowed via voter override, overvotes are tallied separately.
Overvotes: DRE systems that provide a method to data enter absentee votes must account for overvotes.	N/A	
Undervotes		
Undervotes: System counts undervotes cast for accounting purposes	YES	
Blank Ballots		
Totally Blank Ballots: Any blank ballot alert is tested.	YES	Precinct voters receive a warning; both precinct and central scanners will warn on blank ballots.
Totally Blank Ballots: If blank ballots are not immediately processed, there must be a provision to recognize and accept them	YES	Blank ballots are flagged. These ballots can be manually examined and then be scanned and accepted as blank; or precinct voter can override and accept.
Totally Blank Ballots: If operators can access a blank ballot, there must be a provision for resolution.	YES	Operators can examine a blank ballot, re-mark if needed and allowed, and then re-scan it.
Networking		
Wide Area Network – Use of Modems	NO	
Wide Area Network – Use of Wireless	NO	
Local Area Network – Use of TCP/IP	YES	Client/server only
Local Area Network – Use of Infrared	NO	
Local Area Network – Use of Wireless	NO	
FIPS 140-2 validated cryptographic module	YES	

Feature/Characteristic	Yes/No	Comment
Used as (if applicable):		
Precinct counting device	YES	ImageCast Precinct
Central counting device	YES	ImageCast Central

Baseline Certification Engineering Change Orders (ECO)

ECO #	Component	Description
100306	ICP PCOS-320C & ICP PCOS-321C	Adjusted footprint of L1 surface mount inductor to improve fit of part.
100316	ICP PCOS-320C & ICP PCOS-321C	Added clip to hold the DSD cable in place to prevent pinching the cable during assembly and to improve the speed of the assembly process.
100323	ICP PCOS-320C & ICP PCOS-321C	Replaced side door hinge to eliminate pre-installation prep work that was required and reduce the cost of assembly.
COTS-1015	ICX Tablet (Classic)	New BIOS from manufacturer to provide power up when AC applied.

Exhibit 143

Introduction and Qualifications

1. I am the owner of RSM Election Solutions LLC, an election technology and cybersecurity consulting and advising company organized in Washington, District of Columbia, registered as a foreign LLC in Oklahoma, and operating out of Tulsa, Oklahoma. RSM Election Solutions LLC's core principle is: Resiliency in the election infrastructure = Securing election technology + Mitigating risk to the democratic process.

2. I declare that the following facts that are based on my personal knowledge or on my review of documents and records created, maintained, and retained in the ordinary course of business. I have not had access to the Antrim County voting equipment, or any voting equipment in the State of Michigan.

3. I am a subject matter expert on election technology, security, and policy. In this capacity, I have developed strategies and advise the election community on ways to build resiliency in the election infrastructure. I engage directly with election officials to identify risks to the election infrastructure and processes, as well as highlight mitigative measures, compensating controls, and best practices that election officials and private sector partners can implement to manage the risks. Previously I was the Acting Director of U.S. Election Assistance Commission (EAC) Voting System Testing and Certification Program, where I was the lead on modernizing the Voluntary Voting System Guidelines (VVSG), version 2.0,[1] which focus on ensuring all voting systems are secure, accurate, and accessible. I developed the 17-Functions process model that defined the scope of the VVSG 2.0 so that non-traditional election technologies could be tested to the same standards as traditional voting systems. In that role, I managed multiple applications and

[1] https://www.eac.gov/sites/default/files/eac_assets/1/6/VVSGv_2_0_Scope-Structure(DRAFTv_8).pdf (last accessed December 15, 2020).

testing campaigns by Dominion Voting Systems, including the Democracy Suite 5.5 Voting System that is used in the State of Michigan. Prior to joining the EAC, I spent 10 years with the California Secretary of State developing and implementing legislation, policies, and procedures on election technology and security, including overseeing all voting system testing and certification.

Expert Analysis

1. My review of the Allied Security Operations Group (ASOG) Antrim Michigan Forensics Report (Report) determined that ASOG has a grave misunderstanding of the DVS D-Suite 5.5 voting system, a lack of knowledge of election technology and process, and therefore, has come to a preposterous conclusion. Much of this conclusion was derived by regurgitating unsubstantiated claims of misinformation and disinformation about voting system companies and voting system software, many of which are not used in Antrim County.

2. The Dominion Voting System's (DVS) Democracy Suite (D-Suite) 5.5 was certified by the United States (U.S.) Election Assistance Commission (EAC) – a bipartisan commission that overseas the administration of elections and the federal voting system certification process – on September 14, 2018.[2] It was certified to the EAC's Voluntary Voting Systems Guidelines (VVSG) version 1.0.[3] Testing against the VVSG as well as obtaining EAC certification is voluntary and not mandated by federal law, as indicated in the Report. Further, there are references to accuracy requirements of the Federal Election Commission (FEC) 2002

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[2] https://www.eac.gov/sites/default/files/voting_system/files/DSuite55_CertConf_Scope%28FINAL%29.pdf (last accessed on December 15, 2020)

[3] https://www.eac.gov/sites/default/files/eac_assets/1/28/VVSG.1.0_Volume_1.PDF (last accessed on December 15, 2020)

Voting System Standards (VSS), as well as the VVSG version 1.1, neither of which are applicable to the certification of the voting system that was reviewed.[4]

3. The D-Suite 5.5 voting system is comprised of multiple software, hardware, and firmware components. The back-end computer server system, known as the Election Management System (EMS), is a suite of multiple independent software applications. Further, there are multiple tabulators to facilitate the scanning and tabulating of paper records.

4. Antrim County has not purchased, installed, and did not use the full suite of the DVS D-Suite 5.5 voting system. Rather it has a subset of the EMS applications and only one of the tabulators. The EMS software that Antrim County utilizes are the Election Event Designer (EED) version 5.5.12.1 and Results Tally & Reporting (RTR) version 5.5.12.1. The tabulator that Antrim County uses to scan paper records and tabulate the results is the ImageCast Precinct (ICP).

5. Antrim County does not own a license for, nor has it installed the EMS Adjudication software applications and services. The version of this optional software that was certified with the DVS D-Suite 5.5 voting system is EMS Adjudication version 5.5.8.1. Additionally, Antrim County does not own the hardware, software, and firmware for the ImageCast Central tabulator, which is the only tabulator that is compatible with Adjudication software.

6. The report purports to have performed "forensic duplication of the **Antrim County Election Management Server** running **Democracy Suite** 5.5.3-002" (Paragraph 20, Page 12). This is factually incorrect, as there is not a Democracy Suite 5.5.3-002. Rather 5.5.3-002 is the version of the ImageCast Precinct tabulator (i.e., the scanner voters place their ballot into), not the

[4] https://www.eac.gov/voting-equipment/voluntary-voting-system-guidelines (last accessed on December 15, 2020)

election management server. This alone demonstrates gross negligence in the research, review, and forensic analysis performed. Further, this is the only reference to any voting system software. All other references are the underlying Windows Operating System or ballot definition (i.e., database configuration) files. The ballot definition files are the files that the State of Michigan and Antrim County have identified as having an error prior to the election and therefore needed to be updated in advance of the election. These configuration files are not part of the certified voting system software, are unique to every election, and are regularly updated in advance of the election.

7. Many of the unsubstantiated claims of fraud allude to the ability of the Adjudication software to have "[b]allots sent to adjudication can be altered by administrators…" (Paragraph 11, Page 2). This is the software that the county does not own nor would it have the capability to use because its voting system tabulators are not compatible.

8. The report distorts the Adjudication software with the process of adjudicating a ballot – where an election official or bipartisan team determines the voter intent. It implies that any ballot that is distinguished as needing to be adjudicated as being fraudulent because an administrator can change a vote in the Adjudication software. As previously described, Antrim County does not have the Adjudication software and any ballot that would need adjudication would be conducted manually (i.e., by duplicating a ballot or manually determining the validity of a write-in candidate).

9. Further, the Report states "all adjudication log entries for the 2020 election cycle are missing…Removal of these files violates state law and prevents a meaningful audit…We must conclude that the 2020 election cycle records have been manually removed." Since Antrim County does not have the Adjudication software, there should be no record of Adjudication software files. Without the Adjudication software there would not be any Adjudication software logs. All ballot

adjudication and ballot duplication would have been conducted manually and therefore any logging of that process would have also been conducted manually (i.e., on a piece of paper). Therefore, the forensic audit of the software would not have turned up any records.

10. Section J of the report, entitled "Error Rates" is based on a lack of understanding of the voting system. It describes three settings "divert," "reversed," and "override". Each of these settings are parameters that are set on the ICP tabulator to handle ballots with exceptions, not "errors". Divert is a parameter that will physically separate a ballot in the ballot box when the ballot is marked by the voter with specific conditions (i.e., voter voted for a write-in or overvoted a contest). Reversed is a command for the ICP tabulator to kick the ballot back out - or reverse the ballot – to the voter because the ballot is unrecognizable (i.e., damaged timing marks or ballot for the wrong precinct or county). Override is a setting that allows a voter cast a ballot that has a voter initiated error or mark on the ballot, such as when a voter overvotes a ballot. In this instance the voter marks more candidates than allowable (i.e., marks all candidates for president), the ballot is then reversed to the voter and notifies the voter of the error they made when marking the ballot, yet provides an opportunity for the voter to override and count the ballot as marked with the voter initiated error – a voter may do this as a protest vote or may not want to spoil their ballot and take the time to mark a new one. In conclusion, any logging of "divert," "reversed," and "override" is not an error, as the machine is accurately handling the ballot based on the voting machine configuration. To draw an analogy, calling these an error would be synonymous with stating that you reviewed a car's logs and for each instance that the gas light turned on we will call it an error.

11. Paragraph 3 of Section J mentions "an algorithm used that will weight one candidate greater than another (for instance, weight a specific candidate at a 2/3 to approximately 1/3 ratio). In the logs we identified that the RCV or Ranked Choice Voting Algorithm was enabled

(see image below from the Dominion manual)." The version of D-Suite (version 5.5) used in Antrim County does not have the capability to run the RCV algorithm – the screenshot provided is for the D-Suite 5.11 voting system.

12. The implied voter fraud is based off a description of software Antrim County does not own, for versions of the software that are not compatible with the version of the voting system Antrim County owns and would require hardware Antrim County does not have. The Report concluded that this perceived fraud should invalidate the results of the election in Antrim County and the entire State of Michigan. The main point to emphasize is that the results of an election are certified based on the results of each valid vote and Michigan has a paper record for each valid vote, which can be – and will be in Antrim County - hand counted to validate the outcome of the election.

Conclusion

13. Based on my review of the ASOG Antrim County Forensic Report with my expertise in election technology, I conclude that the majority of the findings are false and misleading due to the fact that the entities reviewing the system lack knowledge and expertise in election technology. Further, I conclude that the majority of the findings do not pertain to the version of the voting system in use in Antrim County and therefore, were intentionally derived, based on biases and a predetermined outcome, to spread mis and disinformation that has been previously disputed by the election community, federal government, and experts alike. I concur with each of these individuals that "The November 3rd election was the most secure in American history." There is nothing in this report that would prove otherwise.

_____

Ryan Macias

Exhibit 144

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ELECTIONS

Trump tweet wrongly suggests there were defects with Michigan voting machines

Paul Egan and Clara Hendrickson Detroit Free Press
Published 6:41 p.m. ET Dec. 15, 2020 | Updated 8:01 p.m. ET Dec. 15, 2020

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Electoral College makes it official: Biden won

The Electoral College decisively confirmed Joe Biden on Monday as the nation's next president, ratifying his November victory in an authoritative state-by-state repudiation of President Donald Trump's refusal to concede he had lost. (Dec. 14)
AP

The claim: "68% error rate in Michigan Voting Machines. Should be, by law, a tiny percentage of one percent."

In a Tuesday tweet, Trump claimed there was a "68% error rate in Michigan Voting Machines. Should be, by law, a tiny percentage of one percent."

He suggested Michigan Secretary of State Jocelyn Benson would face legal scrutiny for the alleged errors. "Did Michigan Secretary of State break the law? Stay tuned!" Trump wrote.



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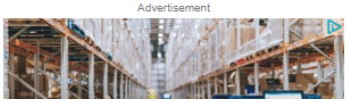

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Michigan Lt. Gov. Garlin Gilchrist opens the state's Electoral College session at the state Capitol, Monday, Dec. 14, 2020 in Lansing, Mich. *Carlos Osorio, AP*

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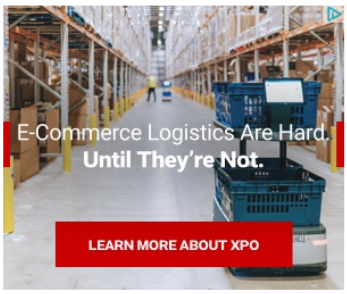

Trump was reacting to a consultant's report that a judge made public Monday in connection with an election lawsuit in Antrim County, in northern Michigan, where a misapplied software update initially led to incorrect unofficial results being reported on election night. But Trump's tweet misinterprets the findings of the report, which itself presents a misleading picture.

Michigan vote tabulators do not read ballots incorrectly 68% of the time. Nor is that statement true if applied only to the Antrim County tabulators in the Nov. 3 election. And the report Trump reacted to, while ambiguous and inaccurate on the subject of errors, does not make that claim.

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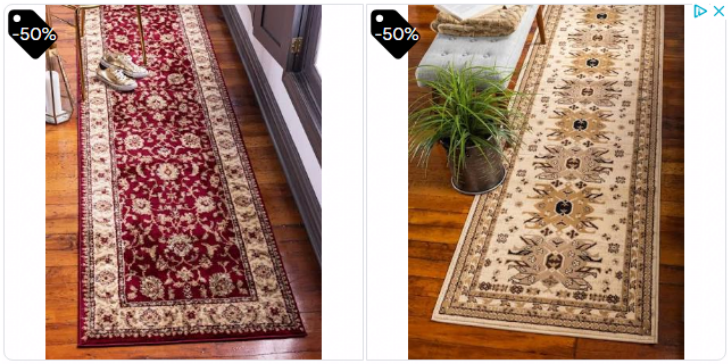

The report is signed by cybersecurity analyst Russell James Ramsland Jr. of Allied Security Operations Group, a firm whose representatives have provided analyses and affidavits for lawsuits brought by Trump allies, falsely alleging voter fraud and election irregularities.

In one such analysis on voter turnout, Ramsland mistook voting jurisdictions in Minnesota for Michigan towns. In another, filed in support of a federal lawsuit in Michigan, he made inaccurate claims about voter turnout in various municipalities, misstating them as much as tenfold.

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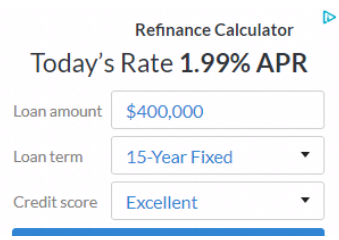



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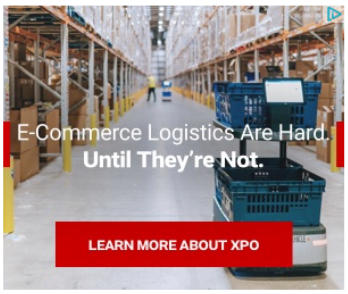

The scrutiny of Antrim's ballots arises from an error in the reporting of unofficial results on election night, which initially showed voters in the heavily GOP county casting more votes for Democrat Joe Biden than for Trump. Trump allies have seized on that error, and other alleged irregularities, in their fruitless quest for evidence of election rigging through equipment made by Dominion Voting Systems.

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State and county officials say the reporting error, which was corrected soon after the election, was the result of human error by County Clerk Sheryl Guy, a Republican, before the election.

Guy said that after learning some candidates in local races were omitted from the ballot, she needed to update the ballot information stored on media drives attached to the tabulating machines. But she mistakenly made the changes only in some precincts, instead of all of them, leading to mismatched data when the unofficial countywide tallies were being compiled, and an inaccurate report of the unofficial results, Guy and Benson have said.

The investigation of Antrim's equipment arose from a different issue in the case. In granting a request for "forensic imaging" of the data and software inside the Dominion tabulators, Judge Kevin Elsenheimer of Michigan's 13th Circuit Court was responding to concerns about a closely decided proposal to allow a marijuana dispensary in the village of Central Lake. Ramsland's firm, Allied Security, conducted the investigation.

In his report, Ramsland claimed, "The allowable election error rate established by the Federal Election Commission guidelines is of 1 in 250,000 ballots (.0008%)." On the Antrim machines, he wrote, he "observed an error rate of 68.05%."

The FEC regulates campaign finance, not voting equipment, and has no such guideline. The federal agency that does deal with voting equipment is the Election Assistance Commission. Antrim County's Dominion tabulators are certified by the EAC. In Michigan, 65 out of the state's 83 counties use voting systems manufactured by Dominion.

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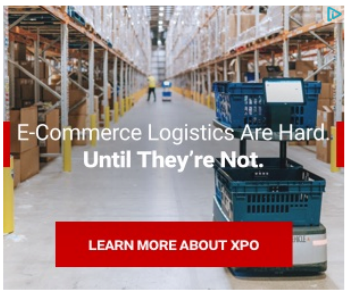

Moreover, the error rate identified by Ramsland is not a measure of ballot counting errors. Ramsland did not have access to the paper ballots as part of his investigation, according to Jake Rollow, a spokesman for the Secretary of State's office. Ramsland acknowledged that he was not referring to ballot tabulation errors, even though the purported benchmark he compared it to is "1 in 250,000 ballots."

Rather, Ramsland wrote, the error rate applies to the 15,676 "total lines or events" in Antrim's tabulation logs. "Most of the errors were related to configuration errors that could result in overall tabulation error or adjudication," he wrote, without giving more details or saying that they did result in such errors.

The EAC certification requirements that Antrim's Dominion machines had to meet establish certain error thresholds for the computer code that runs the systems, but the tabulation logs track something else.

Tammy Patrick, a senior adviser to the elections program at the Washington, D.C.-based Democracy Fund, explained in an email to the Free Press that tabulation logs "aren't the lines of code that run the system. They're logs of activities occurring in the process of tabulation. The lines of code that are reviewed in certification are the actual software codes." She said Ramsland's report was "confusing many, many things."

The Free Press called Allied Security Operations Group and left a voice message requesting to speak with Ramsland. The call was not returned. The White House and Trump campaign did not respond to email inquiries regarding Trump's tweet. And the EAC also did not respond to requests for additional information regarding its certification process.

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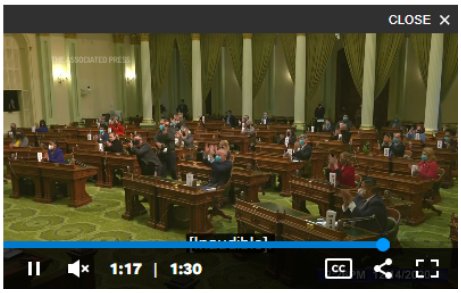
State officials say they are not sure what Ramsland is referencing when he reports a 68% error rate.



State officials say they are not sure what Ramsland is referencing when he reports a 68% error rate.

Guy, the Antrim County clerk, believes that the 68% error rate reported by Ramsland may be related to her original error updating the ballot information. The software generated scores of error reports when the county initially merged election results from various tabulators that did not contain the same ballot information, she said.

"The equipment is great — it's good equipment," Guy said. "It's just that we didn't know what we needed to do (to properly update ballot information). We needed to be trained on the equipment that we have."

Our ruling

Trump claimed that there was a 68% error rate in the tabulation machines used in Michigan, far more than the law allowed. The apparent source for his claim is a report from an investigation of tabulation equipment from one county that purportedly identified a 68.05% error rate.

The author of the report said the error rate applied not to the number of ballots counted, but rather to the lines or events listed in the tabulators' activity logs.

Trump's tweet refers to a "law" about benchmark error rates. There is no such law. The report he alluded to refers to FEC guidelines that don't exist either.

Election officials have explained that the error in unofficial election night reporting in Antrim County was the result of human error, not an error with the software or tabulation machines used in the county.

We rate this claim False.

Contact Paul Egan: 517-372-8660 or pegan@freepress.com. Follow him on Twitter @paulegan4. Read more on Michigan politics and sign up for our elections newsletter.

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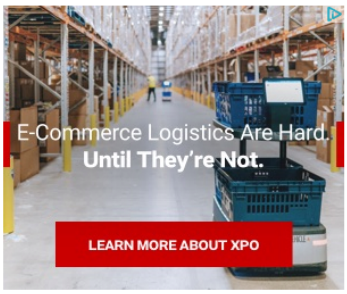

Clara Hendrickson fact-checks Michigan issues and politics as a corps member with Report for America, an initiative of The GroundTruth Project. Contact Clara at chendrickson@freepress.com or 313-296-5743 for comments or to suggest a fact-check.

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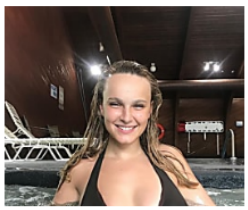
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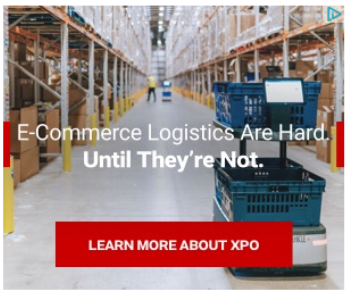



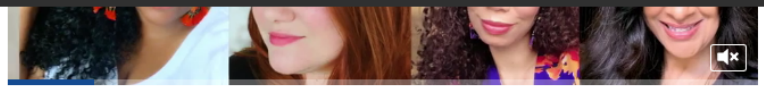

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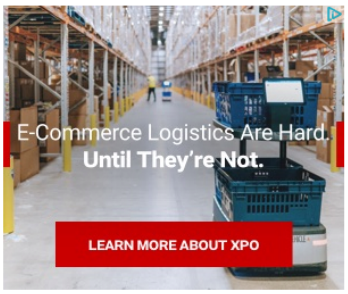

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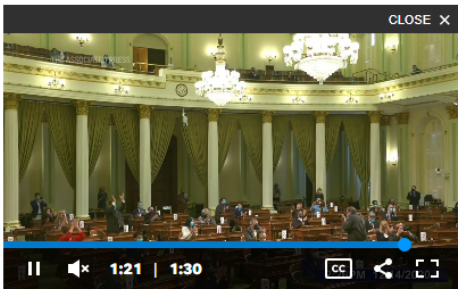

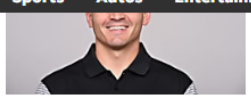

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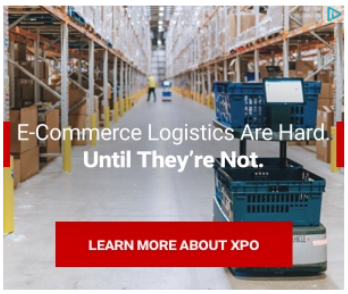


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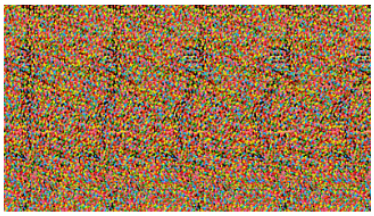
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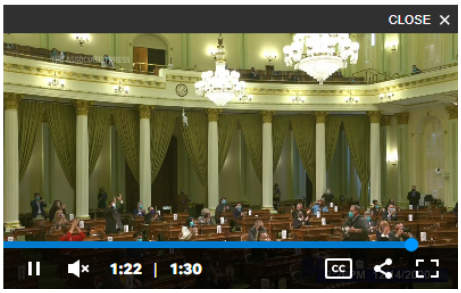

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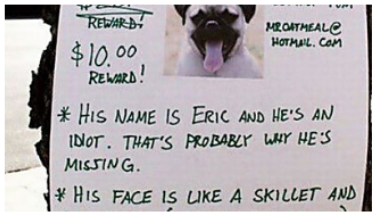

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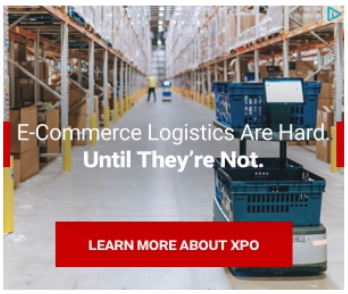



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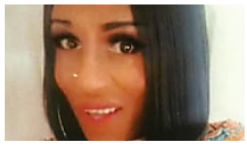

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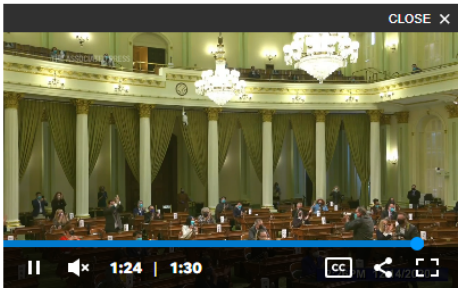

Exhibit 145

Audit in Michigan County Refutes Dominion Conspiracy Theory

By Angelo Fichera

Posted on December 18, 2020

Quick Take

A hand count of paper ballots in Antrim County, Michigan, has verified the election results there, refuting a "forensics report" promoted by President Donald Trump that baselessly claimed the election equipment in the county was "designed" to create "systemic fraud and influence election results." Experts said the faulty report showed a misunderstanding of voting system technology.

Full Story

A Dec. 17 audit of ballots cast in Antrim County, Michigan, affirmed the outcome of the presidential election there — refuting viral claims that the election software used by the county, and elsewhere, had facilitated massive fraud.

The audit, conducted by state and local officials and representatives of both political parties, involved a hand tally of all the votes cast for president in the county. The findings verified the county's outcome, in which President Donald Trump beat President-elect Joe Biden by nearly 3,800 votes. (Biden ultimately beat Trump in the state by more than 154,000 votes.)

In a county with more than 15,700 votes cast for president, the audit showed a gain of 11 votes for Trump and a loss of one vote for Biden. Small variances are expected in a machine versus hand count.

The audit came days after the release of a report purporting that Dominion Voting Systems software used in Antrim County was "intentionally and purposefully designed with inherent errors to create systemic fraud and influence election results."

Though state officials disputed the report as lacking credibility, its claims traveled far on social media.

A Dec. 14 Facebook video, viewed more than 23,000 times, claimed in its caption that "Trump WON The Election NEW Evidence Shows" because "a forensics report done on Dominion voting machines determined that the 'Dominion Software Was Intentionally Designed To Influence Election Results.'" The conservative media outlet Newsmax ran a headline claiming, "Audit Finds Mich. County's Dominion Voting Was Rigged to Create Fraud." It was shared more than 20,000 times on Facebook, according to CrowdTangle analytics data.

Report's Origins

Behind the dubious report was Russell Ramsland Jr., a Republican who ran for Congress in Texas in 2016 but lost in the primary to Rep. Pete Sessions.

Ramsland — who has in recent years spoken about a purported effort by the "deep state," including U.S. intelligence agencies, to undermine Trump — is founder of a group called Allied Security Operations Group.

The company's website doesn't list its staff and the report doesn't identify the names or specific credentials of those who helped prepare the report. The group was permitted to access and examine county election equipment as part of a lawsuit filed by a local resident.

Ramsland's faulty findings have previously been cited by the Trump campaign. One affidavit in another case alleged that a slew of precincts in Michigan were found to have more votes than voters — findings repeated by Trump lawyer Rudy Giuliani. But as PolitiFact noted, the precincts cited were actually in Minnesota — not Michigan — so the claims didn't hold up.

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We reached out to Ramsland and requested an interview, and asked for his response to the Antrim County audit results, but didn't hear back.

His 23-page report on Antrim claimed that "Dominion Voting System is intentionally and purposefully designed with inherent errors to create systemic fraud and influence election results."

But state officials and Dominion — which has been the subject of conspiracy theories following the election — said the report was flawed and spreading misinformation. They noted that the county does not digitally conduct adjudication — when election workers need to review a ballot to determine its intent — as the report alleges. It's done manually by reviewing the paper ballots.

Several experts on voting systems also told us the report betrayed a misunderstanding of election technology and process, and that it jumped to conclusions to proclaim fraud and make legal judgments.

Human Error in Initial Reporting

A core issue driving the allegations in Antrim County was an error that occurred in the reporting of the immediate, unofficial election results — which we've explained before.

A day after the election, the county reported that Biden was ahead of Trump by about 3,000 votes, with 98% of votes counted — results that surprised many, since the county is reliably Republican.

But election officials soon found the suspicious results were the result of a human error — and that Trump was actually leading in the vote count. Dominion Voting Systems has also said the "issue with election results reporting in Antrim County was due to user-error."

The matter came down to the fact that the county clerk "accidentally did not update the software used to collect voting machine data," the Michigan Department of State, which oversees the state's elections, said in a Nov. 6 statement.

Antrim County Clerk Sheryl Guy, a Republican who has been with the office for 41 years, said in a phone interview with us that the error was her own.

More specifically, the error occurred because the county had to change some ballots to update some local races — such as a missing candidate in Mancelona Township. The county then reprogrammed some, but not all, of the cards that are used in the tabulators that count the ballots across the county.

When the county's unofficial results were compiled, some of the precincts' data was incorrectly added because of the difference in programming.

A correction to the unofficial vote totals was made Nov. 5.

"I must emphasize that the human error did not in any way, shape or form affect the official election results of Antrim County," Guy said at a state legislative hearing. Guy also pointed out that, if the elections officials didn't catch the error when they did, it would have been caught during the county canvass process because the tabulator machines provided receipts that recorded the votes correctly.

The Ramsland report said it didn't accept the explanation for the error, writing: "We disagree and conclude that the vote flip occurred because of machine error built into the voting software designed to create error."

In a rebuttal to the report he submitted to Michigan and federal legislators, Ryan Macias, former acting director of the U.S. Election Assistance Commission's Voting System Testing and Certification Program, noted that the ballot definition files (used in the tabulator cards) "are not part of the certified voting system software, are unique to every election, and are regularly updated in advance of the election."

Macias said the report showed "ASOG has a grave misunderstanding of the DVS DSuite 5.5 voting system, a lack of knowledge of election technology and process, and therefore, has come to a preposterous conclusion."

Other experts also said the report doesn't back up its claims that Dominion's software had













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Other experts also said the report doesn't back up its claims that Dominion's software had been designed to allow election fraud.

"In Antrim County, some elections office staff made an error in data handling... and they caught the mistake, and fixed it," John Sebes, the co-founder and chief technology officer of the nonpartisan Open Source Elections Technology Institute, said in a phone interview. "That's making mistakes and catching mistakes, it's not committing fraud."

Other Disputed Findings

There are other issues with the report, too.

One of the specific claims made in the report — which was turned into a Twitter talking point by Trump — was that a "tabulation log for the forensic examination of the server for Antrim County from December 6, 2020 consists of 15,676 individual events, of which 10,667 or 68.05% of the events were recorded errors. These errors resulted in overall tabulation errors or ballots being sent to adjudication."

But that "is based on a lack of understanding of the voting system," Macias wrote.

Macias told us in a phone interview that the "errors" described in the report are, essentially, entries of alerts from tabulation event logs — and that they don't mean that something went wrong.

The terms referenced in the report — "divert," "reversed" and "override" — refer to standard, expected responses as the tabulators process the paper ballots, he wrote in his rebuttal.

For example, diverted ballots could be a ballot that is "marked by the voter with specific conditions (i.e., voter voted for a write-in or overvoted a contest)," so it is separated from the other ballots to be counted by elections officials. A reversed ballot, meanwhile, is a ballot being returned to the voter for some reason (it could be damaged, or be a ballot for the wrong precinct).

"To draw an analogy, calling these an error would be synonymous with stating that you reviewed a car's logs and for each instance that the gas light turned on we will call it an error," he wrote.

Ramsland's report also claims that "[i]n the logs we identified that the RCV or Ranked Choice Voting Algorithm was enabled... This allows the user to apply a weighted numerical value to candidates and change the overall result."

Macias said the Dominion product used in Antrim County "does not have the capability to run the RCV algorithm."

Dan Wallach, a computer science professor at Rice University who researches voting security, further said "just because the [RCV] feature is enabled doesn't mean you have any races that use it."

"Ranked choice voting necessarily implies that there is a way for voters to specify a ranking" on the ballot, he said. But there wasn't in Antrim County.

Michigan Director of Elections Jonathan Brater noted in a Dec. 13 affidavit, "Ranked Choice Voting is not authorized by the Michigan Election Law for use in federal or state-level elections."

Duncan Buell, a professor of computer science and engineering at the University of South Carolina, said the report seemed eager to conclude fraud. He said Dominion's software isn't perfect, but that isn't the same as a company creating software to commit fraud.

"When I read this report what I see ... is that every time there is a problem referenced in the software, the report instantly jumps to malice and intent," Buell said.

He said that the existence of the hand-marked, paper ballots allowed for confidence in the results.

"The audit of the human-marked paper is going to be the best record we have of what the voters intended," he said.

And, as we said, the audit has now affirmed that the systems used didn't change the outcome.

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Exhibit 146

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POLITICS

Michigan election officials slam report on votes in Antrim County

Craig Mauger The Detroit News

Published 9:50 a.m. ET Dec. 14, 2020 | Updated 7:19 p.m. ET Dec. 14, 2020

View Comments

Lansing — Michigan's top election officials denounced Monday a 23-page report on voting technology in rural Antrim County, which has become a hot spot for conspiracies trying to discredit President-elect Joe Biden's victory nationally.

On Monday morning, Circuit Court Judge Kevin Elsenheimer allowed supporters of President Donald Trump to publicly release and discuss information they've collected through a forensic analysis of tabulators and data in the 23,000-person Northern Michigan county.

The information, which was gathered as part of a legal fight there, had previously been under protective order, meaning it couldn't be publicly released.

Secretary of State Jocelyn Benson and Attorney General Dana Nessel issued a joint statement calling the report "another in a long stream of misguided, vague and dubious assertions designed to erode public confidence in the November presidential election."



President Donald Trump and first lady Melania Trump board Air Force One to travel to a campaign rally in Valdosta, Ga., Saturday, Dec. 5, 2020, at Andrews Air Force Base, Md. *Evan Vucci, AP*

Antrim County, which is reliably Republican, has been in the spotlight because its initial results on election night showed Biden ahead of Trump by thousands of votes. Election officials later determined there were problems in the reporting of the results, and Trump ended up winning the county by more than 3,700 votes

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initial results on election night showed Biden ahead of Trump by thousands of votes. Election officials later determined there were problems in the reporting of the results, and Trump ended up winning the county by more than 3,700 votes.

"If the Trump campaign had any actual evidence of wrongdoing – or genuine suspicion thereof – they could have requested a hand recount of every ballot in the state," Benson said in a Monday statement. "They did not, instead choosing to allow shadowy organizations claiming expertise to throw around baseless claims of fraud in an effort to mislead American voters and undermine the integrity of the election."

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But Trump, who lost Michigan by 154,000 votes, tweeted that the report showed "massive fraud." The report came from an organization called Allied Security Operations Group, which has previously made false claims about Michigan's election.

The group previously claimed there were six precincts with more than 120% turnout in the state's election. But its data was incorrect, according to publicly available turnout numbers.

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The new report alleges that Dominion Voting Systems, the election technology used by Antrim County and elsewhere, "is intentionally and purposefully designed with inherent errors to create systemic fraud and influence election results." It's unclear how Allied Security Operations Group (ASOG) reached this conclusion, however.

Likewise, the report, authored by Russell James Ramsland, Jr., who is part of ASOG's management team, says the group found an "error rate" of 68% when

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Likewise, the report, authored by Russell James Ramsland, Jr., who is part of ASOG's management team, says the group found an "error rate" of 68% when examining "the tabulation log" of the server for Antrim County. It's also unclear what the "error rate" data refers to specifically and how it impacts the results.

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"The results of the Antrim County 2020 election are not certifiable," Ramsland wrote. "This is a result of machine and/or software error, not human error."

In one section, the report referenced a 2004 referendum vote in Venezuela, saying the findings in Antrim County reflected the same tactics to "manipulate" votes.

Benson, Nessel, Michigan Elections Director Jonathan Brater, Dominion and Antrim County Clerk Sheryl Guy all pushed back on the report.

Guy, a Republican, said she was saddened by the efforts to discredit the equipment.

"I did read the report and find that there are many misleading statements that are simply not accurate," Guy said.

Dominion said in a statement that there were no software glitches in Antrim County or anywhere else. The problems in the county were "isolated human errors not involving Dominion." Officials failed to update the programming in their tabulators after requiring changes to their ballot, the company said.

The clerk's staff in Antrim County did not update the media drives for all of the tabulators in the county, so some tabulators did not communicate properly with the county's central election management system software, according to the Michigan Secretary of State's Office.

After discovering the error in reporting the unofficial results, the clerk's office worked to report correct unofficial results by reviewing the printed totals tape on each tabulator and hand-entering the results for each race, for each precinct in the county, the secretary of state's office previously said.

In a signed statement filed in court, Brater said the report makes a "series of unsupported conclusions" and "ascribes motives of fraud and obfuscation to processes that are easily explained as routine election procedures or error corrections."

Michigan uses hand-marked paper ballots, Brater noted. The Michigan Bureau of Elections and Antrim County will conduct a hand tally of all ballots cast in the presidential election there, he said.



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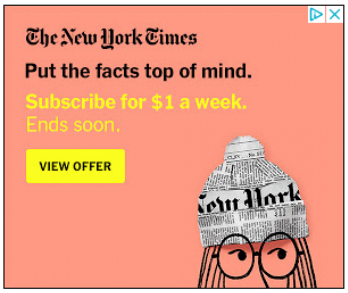

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The report was spurred through a lawsuit brought by Antrim County resident William Bailey. Elsenheimer, the judge and a former Republican lawmaker, allowed Allied Security Operations Group and Bailey to take forensic images of the county's 22 tabulators and review other election-related material.

In recent days, Bailey's attorney, Matthew DePerno, pushed to have the information they found released publicly.

"Documents filed with the court and documents being used within this litigation should be public record," contended DePerno during a court hearing Monday morning.

But Erik Grill, an assistant attorney general representing Benson in the case, warned that the analysis is "inaccurate, incomplete and misleading."

“There’s no reason to hide," Grill said during a virtual court hearing Monday morning. "There is nothing to hide.”

On Sunday, attorneys representing six Michigan Republicans who are challenging the state's election results asked the U.S. Supreme Court to allow themto file new evidence under seal — meaning it's not released to the public — including a "forensic examination" of voting machines in Antrim County, according to a letter obtained by The Detroit News.

"This evidence is crucial to a just resolution of the cases pending before this court," the Michigan Republicans' attorneys wrote to the U.S. Supreme Court. "The petitioners stand ready to provide the evidence to the court under the procedures it deems appropriate."

Biden won Michigan by 154,000 votes in results that were certified Nov. 23 by the Board of State Canvassers. The Michigan Secretary of State's Office has previously warned "voters to be wary of the claims" related to the Antrim County examination.

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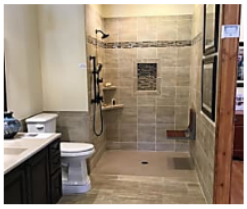
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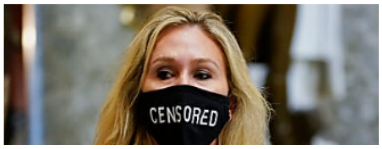

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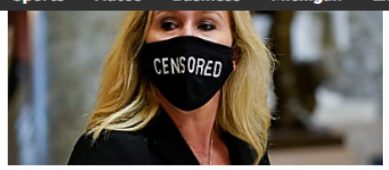

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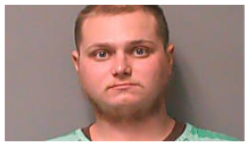

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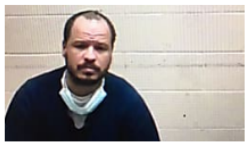

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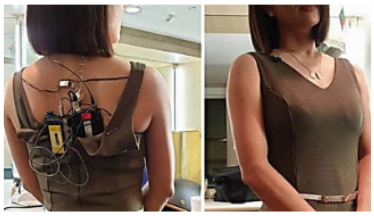

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20201224 Christmas Is NOT CANCELED, Its Vital This Year

Rudy Giuliani Ep. 96

RUDY GIULIANI: Welcome back to Rudy Giuliani's Common Sense. We're at a very, very important time of the year for many reasons. The most ancient of which, and the most important of which is, we're approaching the birth of Jesus Christ. Christmas.

Twas the night before Christmas, when all through the house, not a creature was stirring, not even a mouse. The stockings were hung by the chimney with care in hopes that Saint Nicholas would soon be there.

Well, I would love to read the whole thing, and maybe we'll do a separate one. I used to do it every year for the children of Mother Hale and it was one of my favorite things to do as mayor.

But this is a -- the night before -- the night before Christmas, and all through house, things were stirring. They're not mice. They're rats. All kinds of rats are stirring here in Washington. Which is where I am.

And we know what's going on. We've got a country that is deeply divided. It's been deeply divided for quite some time. And now that deep division has become a deep division over who won honestly the 2020 presidential election.

Is it Biden who claims to have the -- the numbers? Who has the media repeating it over and over again, call- -- calling him as the winner prematurely, insisting that he's the winner, and refusing to publish any information to the contrary. Literally engaging in a censorship unheard of in American history that actually began during the campaign with the censorship of the hard drive of Hunter Biden.

Now it's time to take a short break.

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JOHN CATSIMATIDIS: Thank you for returning and let's take a look at how maybe we can look at this differently.

So we have a -- we have the -- the raw votes. We have the decisions of the state -- of the state -- of the states, the electors conveyed by the governors to -- to -- to Washington.

On the other hand we have massive pervasive complaints of voter fraud. Now that second part isn't being covered honestly. That second part is being suppressed in an un-American way, more than I have ever seen anything else.

So -- so many of you, the American people, don't know the full story. And those of you who

do know it with an anger that is driven by the suppression that's going on, on the other side.

So we're not -- we're not capable, I guess, of having a rational debate because of the -- of the -- the tremendous hatred and anger that has infused this process.

On the one side, as I said, the -- the Biden people's insistence, this is the vote, this is it, it's over. It got certified. Everything is fine. All these claims amount to nothing; after all the courts turned it down and it amounts to nothing.

On the Trump side we have at least 1,000 affidavits of witnesses ready to testify under oath that they saw substantial voter fraud in maybe a third of the cases; alone that voter fraud would have been enough to change the result in a state and turn it from Biden to Trump.

You have a -- a situation where at one point 142,000 votes were put in with nobody watching, nobody around; it turned out to be, approximately, 138,000 for Biden and 4,000 for Trump. That happened numerous times. And there are easily ten different witnesses in different states testifying to that.

When you realize those were states that were one by 10,000 votes, 138- -- that would have decided the whole election. These people are ready, willing and able to testify under oath.

There's a -- a video recording in -- in Fulton County, Georgia of what is, obviously, without any doubt, the theft of votes.

You have to be a naive child or a completely dishonest partisan not to realize that the observers are being thrown out of the room, a phony excuse of a water main break was used. They still were thrown out of the room, didn't want to leave.

Once they were all left and the last check was done around the hall, the workers for the Atlanta, for Fulton County, the five or six -- one of whom has a history of voter fraud participation, Ruby Freeman, they scurry under these desks, hardly where you would keep ballots, right? And they start taking ballots out. And they put them on a wheelbarrow sort of thing and wheel them around. And you can see the ballots don't look really like -- like absentee ballots that are in envelopes, they look more like pristine pieces of paper.

And then they're given out and very quickly are being counted, counted, counted, counted. There are times in which it appears that they were being counted more than one time -- three, four, five, six, seven times. Eight times.

Any other situation where we didn't have this tremendous censorship and unfair treatment in the press and dishonesty in the press, it's quite clear no matter who they're doing it for, they're cheating. It looks like a bank heist.

And then our experts can go back to that period of time and approximately figure out, well, how many votes got loaded in that time? That's the one where they loaded in 138,000 to 4,000. 138,000 votes for -- for Biden, just a number to bring him kind of back from the deficit that he was in.

And at about the same time the same thing was happening in Pennsylvania. In Pennsylvania, he was behind. Biden was behind by 600,000 votes. They stopped the counting, like they did in -- in Atlanta. Stopped the counting, threw the people out. The next thing we know, we come in the next morning, the election is down to -- is down to about 130,000 votes. They shaved most of the

600,000 lead.

That -- that vote -- that vote was 500-and-something thousand for Biden and 3,000 for Trump. Trump got 0.02 percent of that vote. That alone would be enough to find them guilty of voter fraud. It's impossible that in any sample of votes Trump would get 0.02 percent of the vote. In his worst county, in the entire country, he did 20 times better than that.

I can't -- I can't describe to you how obvious these things are. But the reason you -- some of you don't accept it is because of the propaganda machine that the Democrats have created. The stealing of this election is one of the most serious crimes against this country ever committed. The censorship imposed on this country may be even more serious.

So there's a long way to go between now and the selection of our president. And there's a lot of evidence that in one way or another the American people are going to learn, and as they're learning it, the numbers and percentages about this election are changing.

I mean, the overwhelming majority of republicans are convinced the election was stolen.

Pretty close. Pretty close to a majority of Independents feel the same way. By the time they hear the rest of the evidence, there will be no doubt how they feel.

And a small percentage of democrats are beginning to change their mind. Two recent polls, ten percent of democrats said -- well, in this case if they knew about the Biden hard drive, they wouldn't have voted for Joe Biden. Of course, they wouldn't. The Biden hard drive shows that Biden has been a crook for 30 years. Who is going to vote for a crook for 30 years for president? Unless it was suppressed by a -- by a media that aided and abetted that particular, really, crime.

So we're in this division now, and we're going to go into a period -- go into a period right after the Christmas in which the state legislatures will be making and reviewing their decisions as to whether they made appropriate decisions.

Several of them are questioning their decision based on newly discovered evidence. In particular Arizona. A hearing there on decertification and recertification of Trump. In Georgia, a -- a very serious hearing on

decertification, as well as considering the proper certification.

And there's considerable movement in that direction in both -- both Michigan and Pennsylvania, and Wisconsin has an extremely discrete case in which -- in which the indefinitely confined list which allows you to vote as absentee ballot voter, was expanded from something like 20,000 to 220,000.

Wisconsin is very strict about this and the law says if you're not truly confined, that vote has to be dismissed, thrown out. So we had 20,000 two years ago; 226,000 this year.

And the question is: Among those 226,000, how many frauds are there? How many are, you know, going around on their motorcycle and -- or taking a jog in the park and lifting weights and are listed as confined, unable to get out of the house. Which is always a very small group in Wisconsin.

But we're in the process of -- of investigating that group. And I can report to you, not the final result, but I can report to you that we're well beyond the point that would change the election. Remember, only 10,000 in Wisconsin.

So starting after Christmas this is really going -- going to blowup, because the evidence that all these crooked television networks, newspapers, big tech, and the leadership of the democratic party have been -- have been giving you is false. And you're going to find it out all at once. It's going to be very shocking to the country.

And that's why I pause for a moment, and we'll take a short break; and we'll be right back with a slightly different take on it.

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JOHN CATSIMATIDIS: Welcome back. And let's begin this part with Merry Christmas. Happy Hanukkah. The best of the season to all of you.

And let's pause in what we were talking about, and just think for a moment about what this season means.

First if -- if you might, indulge me in what it means theologically, and then what it means broadly. And I say that because it is -- it is, in fact, one of the most important religious holidays in the Christian calendar, probably second only to -- to the resurrection of Christ. And it's the holiday that probably is the most

popular, largely because of all the traditions that have developed around it.

And it is the holiday -- really, I always wondered if Easter were more important than Christmas because without Christmas there would be no Easter. Without the birth of the son of God, there would not have been the crucifixion of the resurrection. So it's all part of one narrative that produced the largest religion in the history of the world.

In that religion what -- what is happening or what happened 2000-years-ago plus, is a little baby was born in -- in Bethlehem, away from his home of -- of Nazareth, in a stable, because they were too poor to be able to get a room, a proper room, and the baby was a son of God.

What that means to Catholics, to Christians, God became man, God became man to wipe away the sins committed by Adam and Eve, the original sin with which man inflicted himself, to give man a clean start. Not -- not to give man a clear definite predetermined road to eternity and heaven, but to give man a fair and honest shot at it, by not being burdened with sin, but being given freewill, to make the decision between doing

the right thing and the wrong thing; and, therefore, earning his place in the larger greater universe of things that we can only vaguely see.

And the birth of Jesus was not only to purify us, but to encourage us. To encourage us that human life is important, that human life has a God-like quality to it. It's the reason why you have such strong pro-life advocates within the Christian religion, various branches of the Christian religion.

Because life is -- it's not like even like animal life. God didn't become an animal. God became human. He said something about the importance of you as a human being, and the importance of your life. And -- and your importance to him, as your creator.

Beyond the religious view, which we'll get beyond the theology of it, it's a beautiful, beautiful indication of how important human beings are, that -- and one of the great religions of the world, human beings are considered so important that God would take on the aspects of the human being to demonstrate to human beings how important they are.

It -- it -- it drove civilization light

years ahead of where it was. It elevated humanity. It -- it created much of the art, the literature, the music, and the beauty of Western Civilization. And it become ultimately the core of the documents that we rely on. Because the human being has the right to vote, because the human being is important. Every human being is important.

The human being has the right to be treated fairly. Has the right to free speech. Has the right to privacy. Has the right to be secure in his person and place. To be treated with dignity. Because in the words of the old catechism, he's made in the image of likeness of God. And that becomes real on Christmas.

So that's what Christmas is for those who are believers, and for those who are students of history, and see the goodness of -- of this -- of this holiday, even if they don't accept the religious nature of it.

So let's take that and apply it to where we are. This is a very, very big dispute. One of the most jarring in the history of our country, could be one of the most important to determine the direction of our country. Are we -- are we

going to honor the free speech, the freedom of religion, the free and fair elections that we've had in the past, or are we going to distort them in a way that moves us toward socialism and Marxism, because clearly that's the direction the Democrats are going in. Those are the models they have adopted.

Or are we going to reaffirm the essential humanistic nature of our democracy, which is based on the fact that the rights that we have come from God, not government or people. Our rights don't come from Joe Biden or Donald Trump or Democrats or Republicans; our rights come from our creator. They have no right to interfere with them, because we're so important.

And even if you don't attribute that, as a well-educated American, you probably agree that those rights at least come from nature. They are rights that human beings definitively should have in order to have a decent and fair society; meaning the right for free exercise of religion. The right of free speech. The right to select the people who govern you fairly and impartially. This would be an excellent time to take a pause.

(Advertisement.)

JOHN CATSIMATIDIS: Thank you for returning, and let's go into the rest of it.

So either way you get to the same result. These are quintessential eternal values that cannot be taken away, either because they're assured by God or they're assured by nature, and they're assured by what is basically the common sense of what makes a decent society. So that's at stake here.

And we have to conduct this battle with that in mind. We have to try to conduct this battle as much as possible without vitriol, without personal anger, without hatred. A lot of where we are now is because of hatred. The -- the -- I remember the inauguration of President Trump as if it was yesterday. I remember how cold it was. I remember sitting there, and then I remember deciding I would walk back and forth and watch the parade in different places; even though I was invited to sit at -- at the White House and I did. I watched it at different -- different places, and I saw all of the excitement.

But I also saw the demonstrations and I saw all the hatred. And I heard that very day the calls for his impeachment and the fact that he was

illegitimately elected. And I said, my goodness, the hatred is building in here. And that hatred became pathological, and it exists even -- even to this day.

And then maybe those of us on the other side feel this tremendous anger at what was done to him, the unfair impeachments and the unfair charges and the false charges. And a media that seems to be so totally unfair, it's hard to believe they're honest people. I mean, we feel that. We feel that anger on our side.

There's got to be a chance we can rise above that and that over the next three to four weeks, without the anger and the vitriol, we can just look at the evidence. As his lawyer, that's what I would ask for. As his lawyer that's what we have been asking for.

When they say there are no cases that were decided in his favor -- well, that's not true, there were a few that were. But the reality is, most were not. But no cases were really decided.

The courts have heard not a single piece of evidence. 60 cases, most of them not from us, maybe seven or eight from us; most of them from other citizens concerned about the election. They

have heard not a single witness. No witnesses were put on the witness stand and sworn in to be questioned the way I questioned hundreds of thousand -- hundreds of witness. Thousands of witnesses.

Were you there? Did you see the vote? Yes. What did you see? Well, I saw -- I saw a ballot called out for Biden and then I saw the ballot entered five, six, seven times in the machine; which would have given ballots -- once -- which would have given Biden not one vote, but seven. And then when I went in and complained to my supervisor, I was told to shut my mouth.

That's testimony that you haven't heard. That's in an affidavit from a woman that would gladly testify before the House, the Senate, the courts; except the Judge wouldn't let her testify. The Judge wouldn't let us present so far the videotapes and the -- so we've not had a hearing.

Do you realize the bitterness that creates? You feel you've been wronged, and whatever they want to say on the other side, whether we're right or wrong, we do feel we were wronged. We legitimately -- listen to this now, we, 60 million, 70 million, 80 million, 90 million -- 100

million Americans believe the election was stolen. And we believe it based on evidence that we have seen, that hasn't been rebutted.

I'll give you a very large big picture reason why I can tell you the election was stolen. Since the election we have asked to see the Dominion machines, because we have been told that they cheat. They changed the vote. Constantly. We did get a chance to examine 22 of them in Antrim County, Michigan, scientifically; and saw scientifically that they did change the vote. Three times they tried to balance the vote in those counties, and they couldn't.

84 percent of the votes cast were put into adjudication; which means the vote didn't go through for Biden or Trump, it got dropped into a separate place in the machine, and then an administrator came and took them out and decided if the vote was for Biden or for Trump. You didn't decide, the administrator intervened between you and your sacred right to vote 84 percent of the times.

That's not a fair election. I'm sorry. And why was the machine made that way? Why was the machine made so that it is so difficult to

identify a marking on a piece of paper?

I will tell you it was made that way -- and it goes back to Venezuela -- so -- so you have more opportunities to cheat. Do you see -- see what we're dealing with here?

These -- these -- I'm -- I'm not -- ladies and gentlemen, I'm not making these things up. I which I was. But it makes me go to -- go to sleep at night wondering what's happening in the rest of my country.

And as I approach Christmas, I pray to Jesus that we can fix this. We can have some point at which we're going to have an honest, calm discussion of these facts in a courtroom where a judge will allow us to present this evidence and object to extraneous questions and do the things that I remember in the hundreds of hundreds of cases that I handled; some of them involving people's lives and deaths.

So I'm -- I'm praying on this Christmas that somehow miraculously the spirit of Christmas infuses enough the sense to listen to each other. We have wise things to say to each other. We have things which are -- if they're not resolved now, will fester.

There's -- your -- you're -- on the course that we're going -- well, the -- three legislatures could change their minds and change the election. That's going to create tremendous turmoil in this country.

On the other hand if it goes through the way it is, half of America, if not more, believes that the election has been stolen, and they have evidence to prove it. And the evidence will live long after the decision. The tape in Atlanta is to this crooked stolen election what the Zapruder film was to the Kennedy assassination. The film that was -- afterwards created tremendous doubt on the findings of the Warren Commission to -- to such an extent that that doubt exists even today.

We don't want that. We don't want a cloud over an American presidential election if there is evidence that can be evaluated. The more they suppress this evidence, the more they keep saying that all these courts and all these places have found no evidence, the more those of us who know what happens realize what an injustice occurred, because the courts have found nothing on the merits, because they haven't viewed the evidence.

So we're working all through Christmas.

We're working all through Christmas in Georgia, in Arizona, Wisconsin. We're working in Pennsylvania. We're working in Michigan. And we're working in order to bring forward the evidence -- not so much discovered -- we've discovered most of it, although there's some very, very compelling additional evidence that we're on the verge of obtaining, which could break this wide open.

But we're asking for a hearing, and I'm making one final pre-Christmas offer, to shorten this. There are five states involved. The governors of those states have the power to release for forensic audit the Dominion machines. Why aren't you?

If you're so sure that these claims that we're making are exaggerated, false, lying, all you have to do to prove that is to allow our forensic team, two or three, four hours with the machine -- you can watch, we're not going to change anything. You can watch everything we're doing. There's no magic involved. And we can come away, because our people have become really expert in this -- we can come away and we can tell you how many votes they stole, how many votes they

could have stolen, how many -- how many votes they actually did steal, how often they changed the vote around, what that algorithm was that they have in there, and what they were doing utilizing half votes and quarter votes.

You see, you -- you don't realize that this is not a voting machine. Voting machines count votes. They're like an adding machine, except they record and record and record. And then at the -- at the end of the day you add up the votes for Biden, Trump, whatever, and you get -- so the only calculation to be done by a voting machine is to add. You should never subtract, ever.

Well, these machines -- these Dominion crooked machines are calculating machines. They're like computers. They can add votes, they can subtract votes. They can move votes around. They can re-weight votes. They can hide votes in certain areas of the machine, and then put them in at different times. They can move votes to adjudication, in which case the voter loses control of the vote and an administrator decides how you voted.

It has numerous mechanisms for fraud. It also is as porous as Swiss cheese; which means

your 12-year-old can hack it, and certainly the 35-year-old in China can. And not only hack it, but with relatively little skill, move votes around in it. And that has been done. And in the few machines that we have looked it, it has been done.

So I say to you if you have nothing to hide, release the machines. Prove it to us. Show us that we are what you say we are. I don't know what you say we are, you say we're insane, we're crazy, we don't know what we're talking about. It's a great way to prove it, release the machines. Then it lets us crazy people get a chance to examine the machine scientifically and put out a scientific report that can be examined by everyone. And let's see if we're right that the answering machine (sic) changed votes, recalculated votes, poured in -- poured in votes at various times in order to determine the flow of the recount.

And, in fact, multiple times put in votes for Biden, that at one point they put in 538,000 votes for Biden and 3,000 votes for Trump, where Trump got only 0.02 percent of the vote. Let us -- let us look at how often that was done.

My experts who are all military people, tell me it could be done in -- working 24-hours a day, in four or five days. We don't have to have you give us the machines. You let us come to where they are and we'll conduct a survey right there. And as I said, you can watch.

Now, let's cut the -- let's cut the garbage, huh? There's only one reason you won't let me do that. You won't let me do that because you know what I'm saying is true. There's no privacy interest in those machines. We're not -- we're not going to find out who somebody voted for. All we're going to find out is what you publicly report anyway, that Trump got 4,000 votes, Biden got 5,000 votes.

Uh, but look, we can go into the memory of the machine and we can show that Trump actually got 6,000 votes, and Biden actually got 3,000 votes; the way you cheated in Antrim County and got caught. You didn't just do it in Antrim County, you did it throughout America in order to change the result of this election.

I'm quite confident we can prove that. That's why I'm quite confident to have this rest on the examination of the machines.

Are you that confident? And if you're not, you better decertify your result, because what it really means is, you're lying. If you will not produce those machines, you are actively covering up evidence of a major federal crime. And you're a governor. A Secretary of State.

What's wrong with you? Please, think about this season. Think about how we can come together. This is a way we can come together. Look at the machines. We would have a hard time fighting the results of the machines. And then we can come together, because if this election was stolen, I bet you would come over on our side.

And if it's not, well, then we have to admit we're wrong. Well, I'm willing to take that risk, because I'm quite certain how it's going to come out; and you're not willing to take that risk, because you're quite certain how it's going to come out. So let's stop fooling people.

But maybe just maybe a few of you have enough left in the area of integrity and caring about your country, that you'll be willing to do it. Thank you.

And we'll be back in a few days.

(End of the recording.)

C E R T I F I C A T E

I, JACKIE MENTECKY, do hereby certify that I was authorized to transcribe the foregoing recorded proceeding, and that the transcript is a true and accurate transcription of my shorthand notes to the best of my ability taken while listening to the provided recording.

Dated this 29th day of December, 2020.

_____

JACKIE MENTECKY

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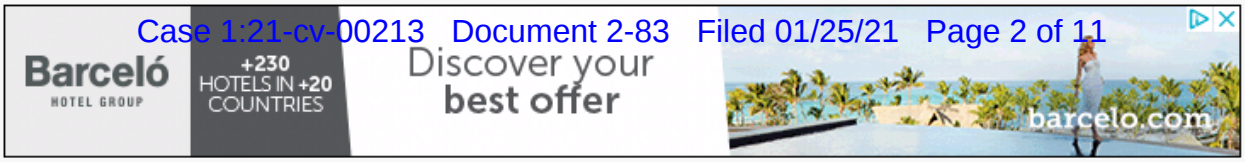
Exhibit 148



BUSINESS

Selling trust in democracy

By **Iain Marlow** Business Reporter
Mon., Nov. 2, 2009 | 3 min. read



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It's a cliché on the Left that democracy is big business, that this particularly complicated political system is ripe with opportunities for boundless profiteering.

For John Poulos, whose firm sells equipment that helps governments run technologically advanced elections, it's not quite that simple – the link between a cast vote and a quick buck not quite that seamless.

"It's a struggle," he says.

ARTICLE CONTINUES BELOW

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Customers are budget-conscious and hesitant to change, Poulos explains, often using technology bought 50 or more years ago.

Yet, in the past five years, his Toronto-based firm has posted a

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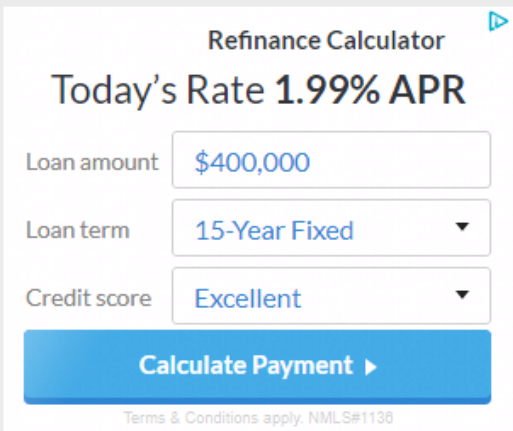
Yet, in the past five years, his Toronto-based firm has posted a remarkable growth rate of 10,356 per cent. This is a rather grand way of saying Dominion Voting Systems Corp. grew from four men and an idea to about 95 employees and a customizable product – enough to earn Dominion Voting No. 2 spot on Deloitte's 2009 list of the 50 fastest-growing Canadian tech firms.

It does not trade publicly and, on election days, those who cast ballots may not think twice about the machine tabulating their votes.

But if you recently cast a municipal vote in Oakville, Pickering or Montreal, or a provincial vote in September 's St. Paul's by-election – or were among the many in the state of New York who voted for senator Barack Obama for U.S. president – you may have used the handiwork of this relatively small Canadian company.

ARTICLE CONTINUES BELOW



Those who remember Florida's "hanging chad" fiasco of 2000 and its stain on American democracy know just how important the technology behind elections really is. The pace of technological change among potential clients is practically

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the technology behind elections really is. The pace of technological change among potential clients is practically glacial, but Dominion has thrived. It has few rivals but has run test trials in the U.K. and Colombia and is contributing voting technology to the Philippines' 2010 national election.

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Poulos started Dominion Voting in 2002, after the disaster in Florida. Tens of thousands of incorrectly punched ballots were discounted, leading to accusations of fraud in the tight race between George W. Bush and Democrat Al Gore. "There was ... quite a bit of money spent a few years ago" on electronic voting machines, touted as more reliable, says Richard Niemi, a professor at the University of Rochester who researches voting machines and ballot design.

In New York state, Dominion's technology is replacing 50-year-old, 363-kilogram clunkers

Dominion's system mixes electronics and paper, combining an analog paper trail of each person's vote with the advantages of quick, digital tallying. Its optical scanning technology is widely respected but American clients, at least post-Florida, looked on Dominion's use of paper as quaint. "That was not seen as sexy," Poulos says.

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Dominion's use of paper as quaint. "That was not seen as sexy," Poulos says.

What happened in a Sarasota County election in 2006 swung opinion the other way: an electronic undercount effectively denied 18,000 citizens their right to vote.

"That's a huge travesty of democracy," says Renan Levine, a political scientist at the University of Toronto, noting purely digital voting machines can be wiped clean. "If you've got a crash in the middle of the day, what are you going to do? Call those people back to vote?"

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It reminded everyone that a paper trail is a good backup.

"The general feeling now is that people want paper," Niemi says.

Vote-fixing is extremely difficult on Dominion's machines, Poulos adds, because tampered-with computer hard drives will not send votes to the central tally.

Most importantly under Dominion's current strategy, technological developments have ensured that those with disabilities can cast secure votes, without help.

Sitting in his sun-drenched office on Spadina Ave., the electrical

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Sitting in his sun-drenched office on Spadina Ave., the electrical engineer with an MBA, turned entrepreneur, says, . . "We are profitable. People know where to find us."

He prefers to speak about democracy as it exists in the world. Mail votes in Oregon. Electronic voting in India and Brazil. Paper ballots counted by hand in Canada's national elections. Where electorates could tear down capitals if fraud is suspected, voting technology can act to legitimize sometimes shaky democracy.

"Perception is everything," Poulos adds. "People can just say, `That machine is broken. I don't trust it'."

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He says his machines are open to multi-party scrutiny. That serves democracy.

Dominion's ballot-box scanning technology will be deployed across the Philippines. "They're trying to improve their accuracy and provide a level of transparency that our machines afford them," he explains. "Maybe, in the second or third election," Manila will add Dominion's accessibility technology so all can cast a ballot independently.

Maybe, indeed.

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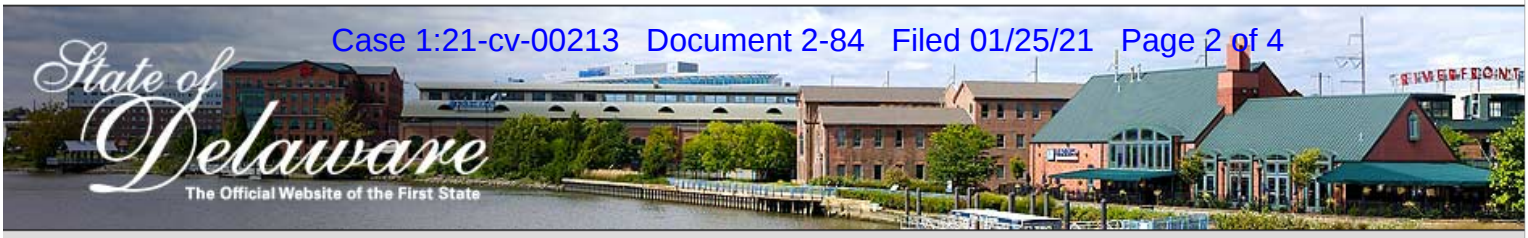

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Entity Name:	US DOMINION, INC.		
Entity Kind:	Corporation	Entity Type:	General
Residency:	Domestic	State:	DELAWARE

REGISTERED AGENT INFORMATION

Name:	COGENCY GLOBAL INC.		
Address:	850 NEW BURTON ROAD SUITE 201		
City:	DOVER	County:	Kent
State:	DE	Postal Code:	19904
Phone:	800-483-1140		

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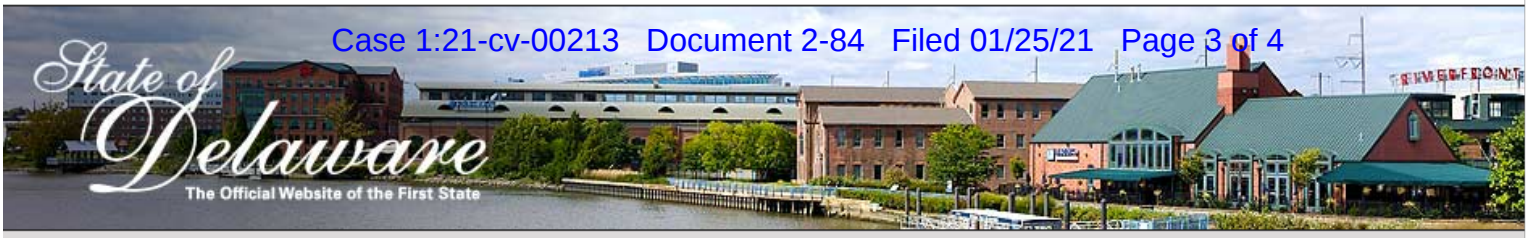

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File Number:	4706613	Incorporation Date / Formation Date:	7/7/2009 (mm/dd/yyyy)
Entity Name:	DOMINION VOTING SYSTEMS, INC.		
Entity Kind:	Corporation	Entity Type:	General
Residency:	Domestic	State:	DELAWARE

REGISTERED AGENT INFORMATION

Name:	COGENCY GLOBAL INC.		
Address:	850 NEW BURTON ROAD SUITE 201		
City:	DOVER	County:	Kent
State:	DE	Postal Code:	19904
Phone:	800-483-1140		

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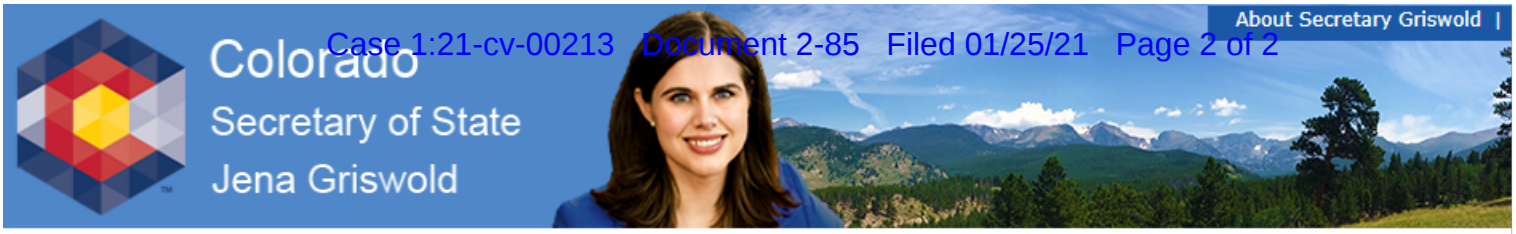

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Details			
Name	Dominion Voting Systems, Inc.		
Status	Good Standing	**Formation date**	06/25/2010
ID number	20101359683	**Form**	Foreign Corporation
Periodic report month	June	**Jurisdiction**	Delaware
Principal office street address	1201 18th Street, Suite 210, Denver, CO 80202, United States		
Principal office mailing address	n/a		

Registered Agent	
Name	COGENCY GLOBAL INC.
Street address	7700 E. Arapahoe Road, Suite 220, Centennial, CO 80112, United States
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Exhibit 151

Dominion Voting Systems Acquired by its Management Team and Staple Street Capital



NEWS PROVIDED BY
Dominion Voting Systems →
Jul 16, 2018, 19:02 ET

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NEW YORK, July 16, 2018 /PRNewswire/ -- Dominion Voting Systems ("Dominion Voting") announces that it has been acquired by its management team and Staple Street Capital, a leading New York-based, middle-market private equity firm.

Dominion Voting is a top provider of election tabulation solutions to government customers. The company's scalable and customizable platform holds industry-leading certifications and provides accessibility and efficiency at the state and local levels.

Dominion Voting CEO and President John Poulos said, "Our senior management team is extremely pleased to partner with Staple Street Capital, which has a proven track record of successfully investing in growing mid-size businesses. Given the opportunities on our horizon, this is the ideal time for us to add financial resources and an experienced strategic partner to help us meet market demand, better serve customers and invest in evolving security initiatives."

Staple Street Capital co-founder and Managing Director Hootan Yaghoobzadeh said, "John Poulos and his team have done an excellent job of building Dominion Voting into one of the most trusted providers of

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Capture timestamp (UTC): Sat, 23 Jan 2021 04:13:14 GMT

Staple Street Capital co-founder and Managing Director Hootan Yaghoobzadeh said, "John Poulos and his team have done an excellent job of building Dominion Voting into one of the most trusted providers of voting solutions in North America. We are excited to partner with him and the Dominion Voting team as they embark on their next phase of growth and continue their innovative and customer-centric strategy."

Stifel, Nicolaus & Company and Osler, Hoskin & Harcourt LLP advised Dominion Voting. Kirkland & Ellis LLP and McMillan LLP advised Staple Street Capital.

About Dominion Voting Systems

Dominion Voting Systems is a leading provider of hardware and software election tabulation solutions in the U.S. and Canada. More information: www.dominionvoting.com.

About Staple Street Capital

Staple Street Capital is a private equity firm that invests in market-leading businesses, where it can provide the strategic oversight, financial resources and access to a network of world-class executives to help its portfolio companies reach their full potential. Staple Street Capital is currently investing out of a $265 million private equity fund and typically seeks to invest $20 million - $75 million of equity per transaction. More information: www.staplestreetcapital.com.

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Capture timestamp (UTC): Sat, 23 Jan 2021 04:13:14 GMT

Dominion Voting. Kirkland & Ellis LLP and McMillan LLP advised Staple Street Capital.

About Dominion Voting Systems

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About Staple Street Capital

Staple Street Capital is a private equity firm that invests in market-leading businesses, where it can provide the strategic oversight, financial resources and access to a network of world-class executives to help its portfolio companies reach their full potential. Staple Street Capital is currently investing out of a $265 million private equity fund and typically seeks to invest $20 million - $75 million of equity per transaction. More information: www.staplestreetcapital.com.

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18.01.2021



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Giuliani reveals Dominion is a company owned by Smartmatic, whose founders were close to Chavez, dictator of Venezuela; its establishment was to fix the elections
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Transition Highlights: Stimulus Deal Appears Within Reach, but Final Product Could Limit Biden in the Future

Dominion demands that Sidney Powell retract 'baseless and false allegations' about voting machines.

Dec. 17, 2020
By Alan Feuer



Dominion Voting Systems sent a letter to the former Trump lawyer Sidney Powell demanding that she retract false statements about their voting machines. Elijah Nouvelage/Reuters

Dominion Voting Systems sent a blistering letter on Wednesday night to the right-wing lawyer Sidney Powell, demanding that she publicly retract her "wild, knowingly baseless and false accusations" about the company's voting machines, which have repeatedly found themselves at the heart of conspiracy theories surrounding the election.

The letter, a preparatory step to formal legal action, accused Ms. Powell of engaging in "reckless disinformation" about Dominion's

Document title: Dominion demands that Sidney Powell retract 'baseless and false allegations' about voting machines. - The New York Times
Capture URL: https://www.nytimes.com/2020/12/17/us/dominion-demands-that-sidney-powell-retract-baseless-and-false-allegations-about-voting-machines.html
Capture timestamp (UTC): Mon, 18 Jan 2021 20:22:21 GMT

repeatedly found themselves at the heart of conspiracy theories surrounding the election.

The letter, a preparatory step to formal legal action, accused Ms. Powell of engaging in "reckless disinformation" about Dominion's machines at news conferences, rallies in support of President Trump and on conservative media outlets like Fox News, Newsmax and Rush Limbaugh's radio show.

Ms. Powell has also filed unsuccessful federal lawsuits seeking to overturn the election in four key swing states, lodging claims that were "predicated on lies," the letter says, and that have "endangered Dominion's business and the lives of its employees."

In the wake of Ms. Powell's allegations, Dominion has come under fire from the president and his supporters, who have maintained without evidence that the company's machines switched votes from Mr. Trump to President-elect Joseph R. Biden Jr. On Monday, John Poulos, Dominion's chief executive, told Michigan lawmakers investigating the election that the company had been the victim of "a dangerous and reckless disinformation campaign aimed at sowing doubt and confusion."

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In its letter, Dominion demanded that Ms. Powell publicly disavow several false claims she has repeated in the past few weeks. She has maintained, for instance, that Dominion machines and their software were created in Venezuela to help the country's now-deceased former president, Hugo Chavez, win elections. But Dominion insists that it has no connection to Venezuela, to Mr. Chavez or for that matter, as the letter notes, to "Big Foot or the Loch Ness monster."

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Dominion also demanded that Ms. Powell retract false statements she has made suggesting that the company paid kickbacks to officials in Georgia for "no-bid contracts" to use its machines and that it manipulated votes in "an effort to rig the 2020 election."

Dominion noted that Ms. Powell never mentioned her accusations in any of her court filings, depriving the company of the opportunity to legally refute them. "While you are entitled to your own opinions, Ms. Powell," the company wrote, "you are not

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Dominion noted that Ms. Powell never mentioned her accusations in any of her court filings, depriving the company of the opportunity to legally refute them. "While you are entitled to your own opinions, Ms. Powell," the company wrote, "you are not entitled to your own facts."

Ms. Powell did not immediately respond to requests for comment about Dominion's letter.

Not long after the election, the president embraced Ms. Powell, a former federal prosecutor who had represented his onetime national security adviser Michael T. Flynn in a criminal case stemming from the Russia investigation. But after she appeared with Rudolph W. Giuliani, who led Mr. Trump's postelection legal campaign, at a bizarre news conference where she spouted unproven conspiracies about Dominion, Mr. Trump distanced himself from her and she was left to file lawsuits on her own.

All of the suits were dismissed by federal judges. One said Ms. Powell's claims were based on "nothing but speculation and conjecture," another that the "expert reports" she submitted reached "implausible conclusions." In one case in Michigan, lawyers for the City of Detroit have served her with papers that are the first step toward asking a judge to formally sanction her.

Alan Feuer covers courts and criminal justice for the Metro desk. He has written about mobsters, jails, police misconduct, wrongful convictions, government corruption and El Chapo, the jailed chief of the Sinaloa drug cartel. He joined The Times in 1999.
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Here's the latest from **Transition Highlights: Stimulus Deal Appears Within Reach, but Final Product Could Limit Biden in the Future**

- As a stimulus deal takes shape, final disputes could affect Biden's latitude to provide more relief.
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stemming from the Russia investigation. But after she appeared with Rudolph W. Giuliani, who led Mr. Trump's postelection legal campaign, at a bizarre news conference where she spouted unproven conspiracies about Dominion, Mr. Trump distanced himself from her and she was left to file lawsuits on her own.

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Rudy Giuliani

stated on November 19, 2020 in remarks in a press conference:

In Michigan "we have over-votes in numerous precincts of 150%, 200%, and 300%."



ELECTIONS MICHIGAN RUDY GIULIANI





Rudy Giuliani, a lawyer for Donald Trump, speaks during a news conference on Nov. 19, 2020. (AP)



By Louis Jacobson
November 20, 2020

Giuliani cites affidavit with crucial errors in press conference



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HUNGER IS A STORY WE CAN END.
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By Noah Y. Kim
November 20, 2020

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IF YOUR TIME IS SHORT

- Giuliani's source was an affidavit that mistook Minnesota precincts for Michigan precincts and cited 25 "Wayne County" precincts that are not actually in Wayne County.
- Beyond being misidentified, the data in the affidavit is not consistent with official data from the Minnesota secretary of state's office.
- When we inquired, a Trump campaign lawyer called the numbers in the affidavit "a simple mistake."

See the sources for this fact-check

During a Nov. 19 press conference, Rudy Giuliani, a lawyer representing President Donald Trump, charged that many precincts in Michigan — a key state won by his Democratic opponent, President-elect Joe Biden — recorded more votes than actual voters.

In Michigan, he said, "we have over-votes in numerous precincts of 150%, 200% and 300%."

Giuliani's source for these percentages was an affidavit authored by Russell Ramsland, a security consultant and former Republican congressional candidate. The document alleges that anomalies in the vote count indicate that Michigan election results were "manipulated."

"There were at least 19 precincts where the Presidential Votes Cast compared to the Estimated Voters based on Reported Statistics exceeded 100%," the affidavit reads. The document then goes on to list the 19 precincts, shown in this screenshot:

Precinct Township	Votes/SOS Est. Voters
BENVILLE TWP	350%
MONTICELLO P-1	144%
MONTICELLO P-2	138%
ALBERTVILLE P-2	138%
ALBERTVILLE P-1	136%
BRADFORD TWP.	104%
VELDT TWP.	104%
CHAMPION TWP	104%
KENT CITY	103%
WANGER TWP.	102%
KANDIYOHI TWP.	102%
LAKE LILLIAN TWP.	102%
HOKAH TWP.	102%
HOUSTON TWP.	101%
HILL RIVER TWP.	101%
SUNNYSIDE TWP.	101%
BROWNSVILLE TWP.	101%
OSLO	101%
EYOTA TWP.	101%

OSLO	101%
EYOTA TWP.	101%

But there's a problem, and it's a big one: All 19 of the precincts cited in the affidavit are actually located in Minnesota, not Michigan.

A separate part of the affidavit focuses on Wayne County, Mich., which includes Detroit. Of 47 Wayne County precincts, the document lists 25 that allegedly showed 100% turnout. Here's that portion of the document:

Precinct Township	Votes/SOS Est. Voters
SPRUCE GROVE TWP	100%
ATLANTA TWP	100%
RUNEBERG TWP	100%
WOLF LAKE TWP	100%
HEIGHT OF LAND TWP	100%
EAGLE VIEW TWP	100%
WOLF LAKE	100%
SHELL LAKE TWP	100%
SAVANNAH TWP	100%
CUBA TWP	100%
FOREST TWP	100%
RICEVILLE TWP	100%
WALWORTH TWP	100%
OGEMA	100%
BURLINGTON TWP	100%
RICHWOOD TWP	100%
AUDUBON	100%
LAKE EUNICE TWP	100%
OSAGE TWP	100%
DETROIT LAKES W2 P1	100%
CORMORANT TWP	100%
LAKE VIEW TWP	100%

This portion of the document isn't accurate either: None of the 25 precincts listed are actually in Wayne County. Like the 19 precincts cited above, each is located in Minnesota.

Powerline, a conservative blog, was the first to report that the affidavit cited Minnesota rather than Michigan voting jurisdictions. (A possible explanation is Michigan's postal abbreviation is MI, while Minnesota's is MN.) Other media outlets confirmed these discrepancies.





Voters wait to cast their votes on Nov. 3, 2020, at the Minneapolis College of Art and Design. (AP)

When we checked data from the office of the Minnesota secretary of state, we found no support for the affidavit's conclusions. In the five townships cited as having the largest number of over-votes, the number of votes on election day was smaller than the number of registered voters.

FEATURED FACT-CHECK



Viral image
stated on January 3, 2021 in a Facebook post

Photo shows "people coming from California to Washington DC" to protest election results.



By Ciara O'Rourke • January 4, 2021

For example, the affidavit cites Minnesota's Benville Township as having 350% voter turnout, which would be by far the largest over-voting rate alleged in the document. Both Giuliani and Trump lawyer Sidney Powell cited the 350% figure in the Nov. 19 press conference.

However, according to the Minnesota Secretary of State's election data, 63 people voted in the township, and 71 were registered to vote, a turnout rate of 89%.

The Washington Post, which cross-checked numbers from the five precincts alleged to have the highest number of over-votes, found that the Ramsland affidavit overestimated the numbers in all five precincts.

Risikat Adesaogun, a spokesperson for the Minnesota Secretary of State's office, told PolitiFact that "we have canvassed at the county level, and we don't have any clarity about the contents of the affidavit and the source of the alleged data."

Even if the data in the affidavit were accurate, it would do little to further the Trump campaign's baseless argument that massive voter fraud swung the election to Biden. For instance, election data from the Minnesota secretary of state's office shows that Benville Township voted overwhelmingly for Trump, not Biden

voter fraud swung the election to Biden. For instance, election data from the Minnesota secretary of state's office shows that Benville Township voted overwhelmingly for Trump, not Biden.

It's unclear what data Ramsland used to arrive at his percentages. We reached out to him but haven't heard back.

L. Lin Wood, another Trump campaign lawyer, has filed the affidavit as part of a lawsuit in Georgia. When reached by email, Wood called the labeling of the numbers as being from Michigan rather than Minnesota a "simple mistake" and said the document "will be corrected if it hasn't been already."

"We are imperfect," he told PolitiFact.

Our ruling

Giuliani said that in Michigan, "we have over-votes in numerous precincts of 150%, 200% and 300%."

The numbers come from an affidavit filed by lawyers working for Trump, but the jurisdictions cited are in Minnesota, not Michigan. Furthermore, the Minnesota data cited in the affidavit do not square with actual data from the Minnesota Secretary of State's office. The official data shows no over-voting.

A Trump campaign lawyer acknowledged a "simple mistake" and said the document would be "corrected."

We rate this claim Pants on Fire!

Clara Hendrickson contributed to this report.

This fact check is available at IFCN's 2020 US Elections FactChat #Chatbot on WhatsApp. Click here, for more.

Our Sources

Affidavit of Russell James Ramsland, Jr., Nov. 18, 2020

Office of the Minnesota Secretary of State, Voting Precincts

Office of the Michigan Secretary of State, Candidate listings and election results by county

Email interview with L. Lin Wood, Nov. 20, 2020

READ ABOUT OUR PROCESS

The Principles of the Truth-O-Meter

Office of the Michigan Secretary of State, Candidate listings and election results by county

Email interview with L. Lin Wood, Nov. 20, 2020

Interview with Risikat Adesaogun, Nov. 20, 2020

Powerline, Do Trump's lawyers know what they are doing?, Nov. 19, 2020

Office of the Minnesota Secretary of State, Results for selected precincts in Beltrami County, Nov. 12, 2020

Washington Post, The Trump campaign's much-hyped affidavit features a big, glaring error, Nov. 20, 2020

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MORE BY LOUIS JACOBSON



Jake Tapper
stated on January 13, 2021 remarks in a CNN broadcast:

The second presidential impeachment of Donald Trump was "the most bipartisan impeachment in American history."



By Louis Jacobson • January 13, 2021



Mitch McConnell
stated on January 6, 2021 a Senate floor speech:

"This election actually was not unusually close."



By Louis Jacobson • January 8, 2021

Facebook posts
stated on December 27, 2020 social media posts:

Says a recent study found no asymptomatic or presymptomatic spread of COVID.



By Louis Jacobson • December 28, 2020

GIULIANI CITES AFFIDAVIT WITH CRUCIAL ERRORS IN PRESS CONFERENCE

GIULIANI CITES AFFIDAVIT WITH CRUCIAL ERRORS IN PRESS CONFERENCE



Jeremy "Spike" Cohen
stated on January 22, 2021 in a Facebook post:

Says the Biden administration labeled Libertarians terrorists.

By Madison Czopek • January 22, 2021



Instagram posts
stated on January 21, 2021 in an Instagram post:

National Guard members turned their backs on Biden's motorcade on Inauguration Day.

By Samantha Putterman • January 22, 2021



Tweets
stated on January 21, 2021 in a tweet:

Video shows Biden saying "salute the Marines" after hearing the words in an earpiece before his inauguration.

By Bill McCarthy • January 22, 2021



Facebook posts
stated on January 21, 2021 in a Facebook post:

"Democrats forced our GREAT troops to sleep on the ground of a PARKING garage after dragging them to DC for photo ops!"

By Bill McCarthy • January 22, 2021





Garlin Gilchrist
stated on January 17, 2021 in a speech at MLK Day Jr. Youth Conference:

In Michigan, "we were able to really flatten" the racial disparity in COVID-19's impact "and make significant progress."

By Clara Hendrickson • January 22, 2021



Facebook posts
stated on January 21, 2021 in an image:

On Inauguration Day, Vice President Kamala Harris "put her clutch on top of the Bible so



stated on January 21, 2021 in an image:

On Inauguration Day, Vice President Kamala Harris "put her clutch on top of the Bible so her hand is not touching it."

By Daniel Funke • January 22, 2021



The Gateway Pundit
stated on January 20, 2021 in an article:

"WHO admits their testing grossly overstates individuals testing positive for COVID."

By Noah Y. Kim • January 22, 2021



Facebook posts
stated on January 20, 2021 in a Facebook post:

"Go to antifa.com and it takes you to Biden's White House! ... Just a slap in the face."

By Samantha Putterman • January 22, 2021



Facebook posts
stated on January 20, 2021 in an image:

"By revoking the Keystone pipeline permit, Biden is destroying 11,000 jobs."

By Daniel Funke • January 21, 2021



Facebook posts
stated on January 20, 2021 in a Facebook post:

"Military tribunals start Jan. 20, 2021."

By Ciara O'Rourke • January 21, 2021



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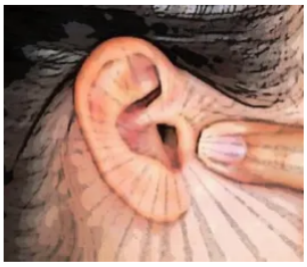
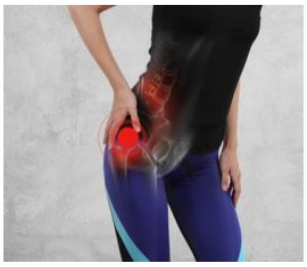


Ringing Ears? when Tinnitus Won't Stop, Do This (Watch)
Newhealthylife



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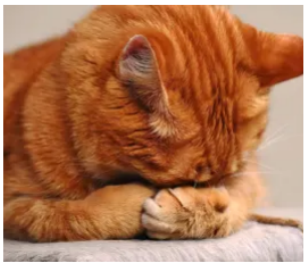

3 Ways Your Cat Asks for Help
Dr. Marty



[Pics] Put Vinegar On Bread And Leave It In Your Garage, Here's Why
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Do This Immediately if You Have Diabetes (Watch)
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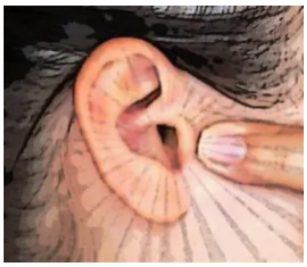

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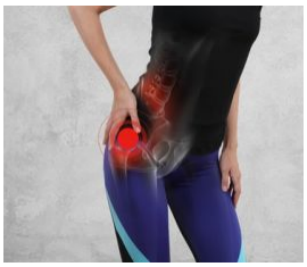

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Dr. Marty



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Livestly



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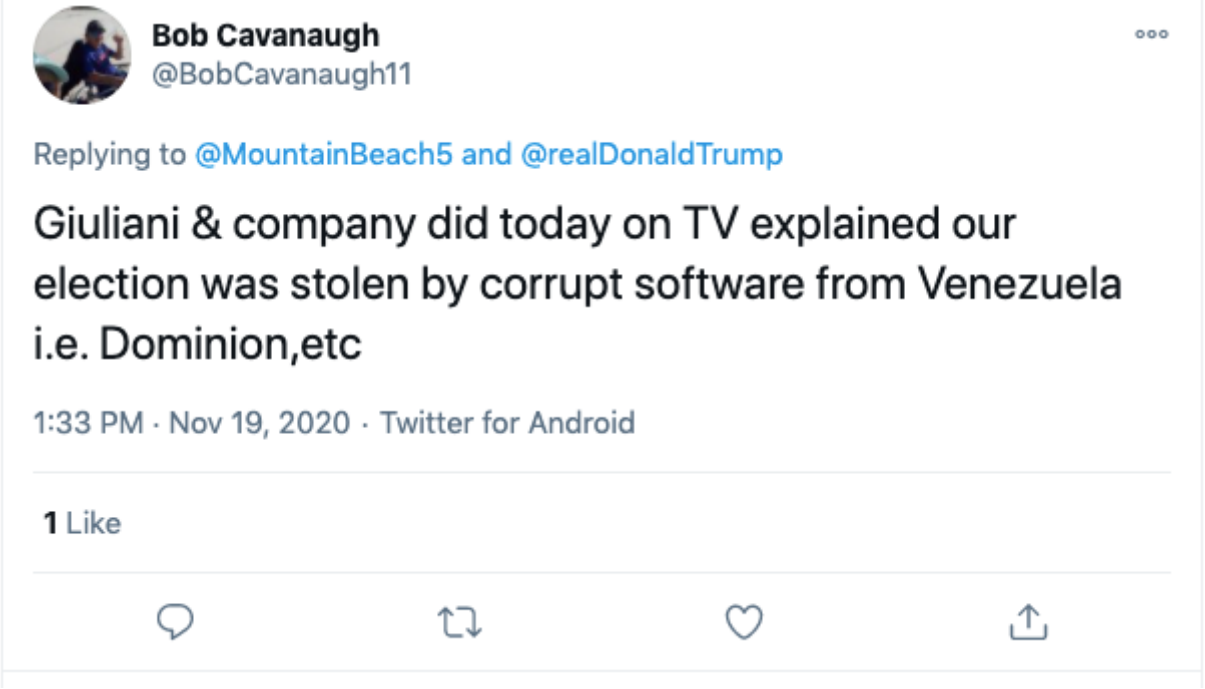
Exhibit 156

screenshot-twitter.com-2021.01.18-15_11_16
https://twitter.com/BobCavanaugh11/status/1329493022946570241
18.01.2021



Bob Cavanaugh
@BobCavanaugh11

Replying to @MountainBeach5 and @realDonaldTrump

Giuliani & company did today on TV explained our election was stolen by corrupt software from Venezuela i.e. Dominion,etc

1:33 PM · Nov 19, 2020 · Twitter for Android

1 Like

Exhibit 157

screenshot-twitter.com-2021.01.18-15_12_44
https://twitter.com/hcatfioe/status/1329496142703439874
18.01.2021



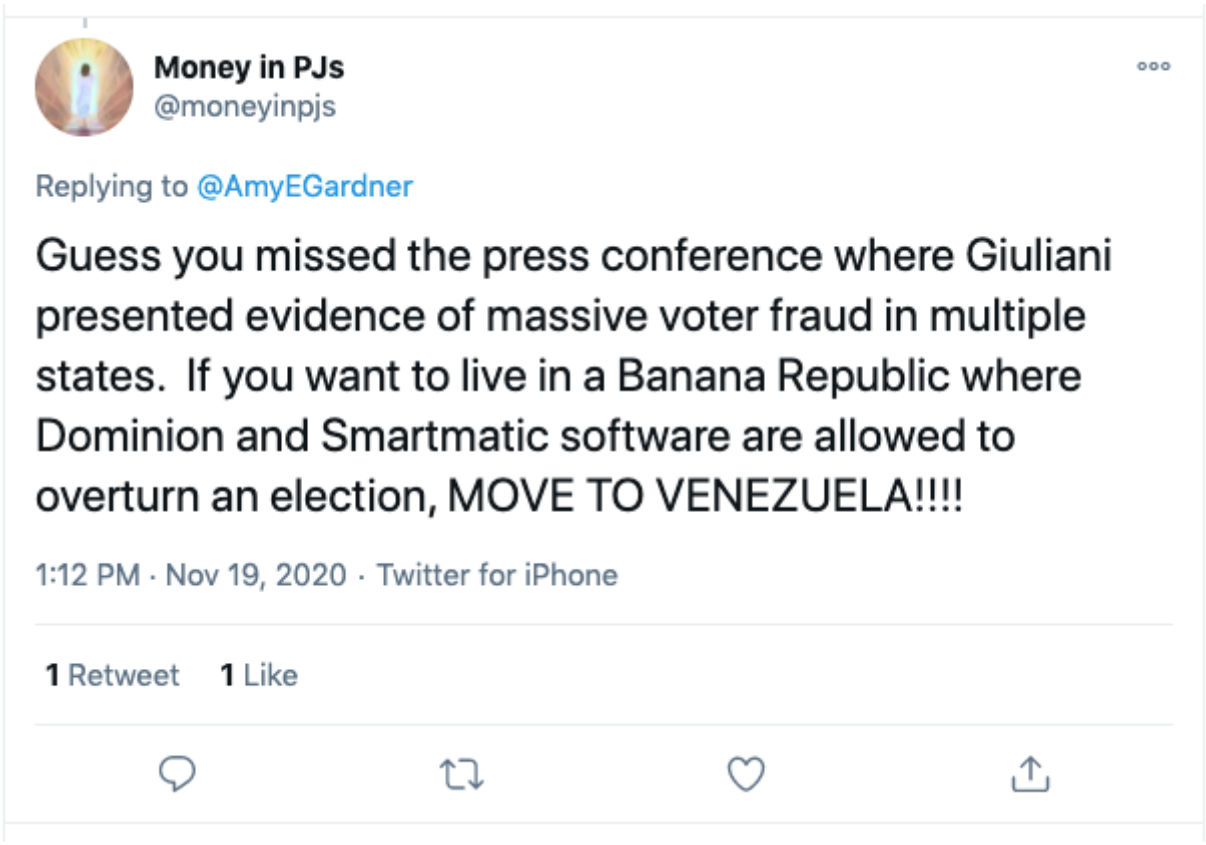
ronnieh
@hcatfioe

@jimcramer did you listen to the Giuliani press conference, George Soros, crooked Dominion Software connections to Venezuela, dirty politics but we no longer have journalists, Trump suffered under deep state lies but he exposed them within our highest government agencies.

1:45 PM · Nov 19, 2020 · Twitter for iPad

Exhibit 158

screenshot-twitter.com-2021.01.18-15_13_14
https://twitter.com/moneyinpjs/status/1329487770260295682
18.01.2021



Money in PJs
@moneyinpjs

Replying to @AmyEGardner

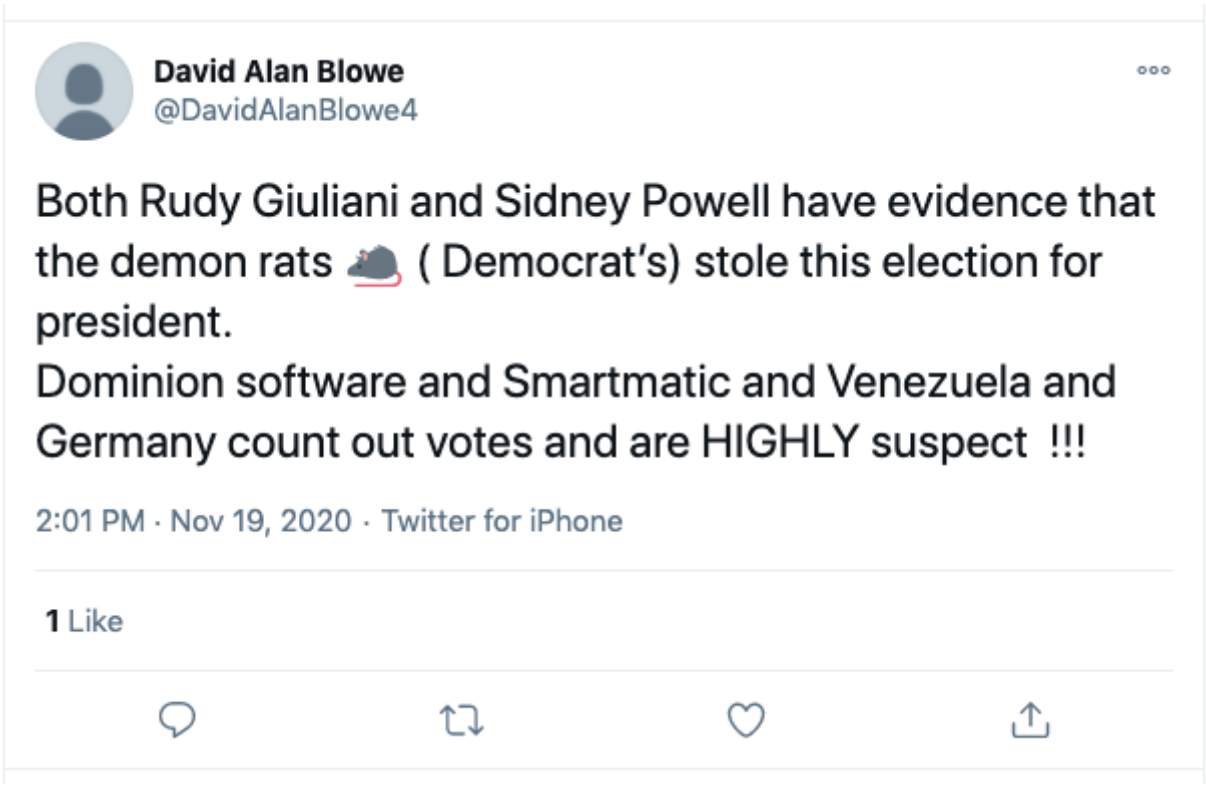
Guess you missed the press conference where Giuliani presented evidence of massive voter fraud in multiple states. If you want to live in a Banana Republic where Dominion and Smartmatic software are allowed to overturn an election, MOVE TO VENEZUELA!!!!

1:12 PM · Nov 19, 2020 · Twitter for iPhone

1 Retweet **1** Like

Exhibit 159

screenshot-twitter.com-2021.01.18-15_13_49
https://twitter.com/DavidAlanBlowe4/status/1329499960027570183
18.01.2021



David Alan Blowe
@DavidAlanBlowe4

Both Rudy Giuliani and Sidney Powell have evidence that the demon rats 🐀 (Democrat's) stole this election for president.
Dominion software and Smartmatic and Venezuela and Germany count out votes and are HIGHLY suspect !!!

2:01 PM · Nov 19, 2020 · Twitter for iPhone

1 Like

Exhibit 160

screenshot-twitter.com-2021.01.18-15_15_39
https://twitter.com/lo_panic/status/1340007958172725248
18.01.2021



manic lo_panic
@lo_panic

Replying to @IrrWbF @ballistix9 and @ElectionsCan_E

Lin wood and rudi Giuliani are exposing china influence in elections. Dominion is a foreign company created for Venezuela prez Maduro. There is increasing proof that the CCP purchased dominion. Paper and mail in ballots are run thru those machines.
We will see them removed

1:56 PM · Dec 18, 2020 · Twitter for Android

Exhibit 161

screenshot-twitter.com-2021.01.18-15_16_24
https://twitter.com/JoelCoh03323740/status/1327498656694509568
18.01.2021



Joel Cohen
@JoelCoh03323740

@Hannity @PressSec

Confident in vote count in GA, MY BUTT!
What about Giuliani info,
Dominion Canadian Computer Co., uses Smartmatic vote changing software???
It's owned by Venezuela co., Used by Maduro to win elections? Vote is "counted" in Spain!
What about Backdating fraud?

1:28 AM · Nov 14, 2020 · Twitter for Android

Exhibit 162

FILE 19

RUDY GIULIANI COMMON SENSE

RUDY GIULIANI: Hello again. This is Rudy Giuliani. Merry Christmas. And I'm here with another episode of Rudy's Common Sense and it's going to be published on Christmas day, so hopefully you're listening to it on Christmas day, and you and your family and all your loved ones have had a joyous and a beautiful Christmas and you've received the grace of the Lord Jesus Christ on the day of his becoming man, which is one of the truly miraculous and earth shattering things that have happened in history that made humanity what it is, made western civilization what it is and made people what they are, and gave us the importance of human life, all human life, how valuable it is, how important it is, how it has to be cherished and how it has to be protected and preserved as well as the liberties and the rights that go along with being human which are given to us by God and not by man. And that's really been the pursuit of this entire podcast, Common Sense, to try to explore the issues that are so controversial from the point of view of, you know, what makes sense, what really is involved in these values and in these rights and how can they so easily be trampled over. And as we look back on this year of 2020, which we'll do in greater detail maybe next week, but as you look back on this year of 2020 it's been a very bad year

for human rights or God given rights. They've been eroded dramatically in the country that didn't create them but probably enshrined them better than probably any country in the history of the world, the United States of America.

There's never been a year in the history of America where there's ever been such an all out assault on freedom of speech, freedom of religion, free and fair elections, the ability to congregate for causes that you believe in and your ability to conduct your life with some degree of judgment by yourself without the government dictating to you every little detail of it. These are enormous intrusions into a country of civil liberties and civil rights, human rights and God given rights and something we're going to have to review for the future to make sure it doesn't happen again.

But here we are, Christmas day pointing toward the end of the year going into probably more traumatic January than we've had in our history, or at least we've had in our history at least the last time that a presidential election was in dispute and gave promise of even possibly going to the House of Representatives.

From the point of view now of a lawyer

involved in the case, deeply involved with my client, let me tell you what the four, five states are to look at, and I'm going to give you the key things to look at in those states. Over the course of the next week or two of course we'll go into more detail on it and show you more of this. But maybe it will be a good idea to see what's at issue in these states and why there is so much turmoil because maybe many of you have you not gotten beyond the dominated basically Democratic Party controlled press that we have in this country, which is akin to the kind of press that we have in Venezuela, China and in countries that are dictatorships. For purposes of press right now, we might as well be in a dictatorship with a few exceptions, like my ability to communicate with you on podcast on WABC or on OANN or on News Max or on some of the really brave radio stations that carry people like Sean Hannity, Rush Limbaugh, again WABC, my radio station. If it wasn't for them, we'd have a complete blackout of free speech. If you could count on television networks, free speech has been gone for quite sometime. Free speech actually eliminated completely since the Biden hard drive.

So let's see if by thinking about the

significance of what unites us as human beings, which is God or affinity with Jesus, let's see if we can agree on a few facts that might then show you that what we're doing here is to try and determine who honestly was elected President of the United States.

So let's start with the state of Pennsylvania where we had I would say in terms of scope the largest fraud. What exits to show that the vote in the state of Pennsylvania as submitted to the president of the Senate is a false, perjurious, lying state. Well, the first thing that can do that is that there are affidavits from hundreds of witnesses proving that 822,777 ballots were entered without any observation by an independent observer against the law of Pennsylvania and against common sense, and they were arm done in the middle of the night when Biden was behind Trump by $600,000 and he had to desperately catch up because if he didn't watch up by the morning, surely Pennsylvania would be called for Trump and that would push him pretty close to having an electoral majority and they were going to stop that at all costs.

882,770 votes as recorded, all in affidavits under oath, some of them presented in testimony before legislatures, none of it presented

to a court because no court will hear evidence on this, no court, another terrible failure in our system. Some of the courage has come out of it. So that's one..

Also another statistical fact that makes it clear that Pennsylvania numbers are dramatically false and that is that there were more mail-in ballots counted than there were more mail-in ballots sent out. I want you to consider that, right. the way it works is you're supposed to get a mail-in ballot, absentee ballot. You then fill out the application on the front. You put your name, your address, your precinct, you sign it. There's an inner envelope, they call it a security envelope. You take out the ballot and you fill it out. When you fill it out, you fold it so it fits into the secure envelope. You seal it and you put it into the bigger envelope and you seal that and send it in. All those ballots were sent out by the state. People can't just create those ballots on their own obviously.

All those ballots are numbered, and when they were received back, they say oh, we sent out 1.8 million. Hmm, we've gotten back 1.4 million. 400,000 didn't come back. People decided not to vote

by absentee ballot. They may very well have voted on election day. That really isn't the concern.

However, when you look at the vote, you see that well over two million mail-in ballots were counted. Now, if only 1.8 million were sent out and only 1.4 million were recorded as coming back, where is this other group that could be as great as seven or 800,000, where did these ballots come from? Who printed them? They're not on the list printed by the state or ordered by the state. Where did they come from? You've got to be stupid. You know where they came from. They were made up. They were made up because Pennsylvania was out of hand. They never expected him to be at one point ahead by 800,000 votes in Pennsylvania. They had enough ballots that had been made out in advance to cover that, a couple hundred thousands here and there. They didn't have the seven hundred thousand ballots they needed, so they hod to go make them up.

Now, the state of Pennsylvania will not let us examine their ballots. Why? The ballot doesn't show you who someone voted for. Now it's just an empty ballot with Biden's name on it or Trump's name on it because, you know, we could put it in the machine and we could tell you whether it's a

legitimate ballot or not. We could tell you by the markings, we could tell you by the stationery, we could tell you by sometimes the pen is used too repetitiously, we could tell you by the folding of the paper. We could tell you that definitively, maybe not all six or seven hundred thousand, but five hundred thousand of those votes are phoney votes. You take that away from the 80,000 margin that Biden has and Trump wins Pennsylvania, independent of the unexamined ballots. I think this would be a good time to took take a short break.

RUDY GIULIANI: My friends, if you want to help preserve America right now while you still can, join AMAC, the Association of Mature American Citizens, the fastest growing conservative group in America, especially for those age 50 and up. Joining AMAC gives you access to money-saving benefits, cutting edge news and a great bi-monthly magazine. More importantly, AMAC fights for you. A socialist storm is brewing. Our constitutional republic has rarely faced the perils we do today. Edmund Burke said it best. All it takes for evil to prevail is for good people to do nothing.

If you care about our future like I do, then join AMAC today. Over two million conservatives like you and me have already joined AMAC. Stand with

us by joining right now. Just go to AMAC.US/Rudy. That's AMAC.US/Rudy. The benefits of AMAC benefits are great, but the cause is even greater. Join today at AMAC.US./Rudy

Thank you very much for coming back and let's review the rest of the states. And now let me show you a chart. Let me show you a chart that could be one of the most extraordinary things that has ever happened in American politics from the point of view of cheating. And we'll turn this chart around, and this should be up on your screen.

This is this day of the election, and this is this day after, the day after, the day after and the day after. So this is when the counting process begins. So when we start, we start with the election day numbers. On election day Biden had approximately 12.5 million votes. On election day before we started reading the mail-in ballots Trump had 3.1 million votes. that was a very, very large 600,000 lead, way beyond what anybody expected Trump having. This is a wipeout, 13 percent. only 65 percent left to vote. Well, how do you make that up? Well, you do it like they did in Georgia and in Michigan and in Wisconsin and in Arizona. You close the counting room down, you say everybody's going

home now. Goodbye. We're not going to count anymore. And then when the few people that are independent are gone or couldn't say anything anyway, you start to bring ballots in, and look what happens between the election day and then just the next day before noon. The lead of Trump has shrunk to 160,000 votes. The 600,000 gets shrunk to 160,000. These are the Biden votes coming in.

You could say effectively there was not a single Trump vote. But if you want to know the exact number, it's almost equally as stupid. It's the following.

Biden received 578,014 votes, Trump received 3,290. That's 0.2 percent. There's no place in the country that Trump received any number like that. If we look at Pennsylvania, his worst number is 20 times higher than that, 20 times higher than that. What I'm telling you is you couldn't have found a sample of votes that were that skewed. You couldn't have found it in Pennsylvania, you couldn't have found it in New York or California. You couldn't have found it anywhere because it's made up. It's phoney. Oh, but the Democrats in Philadelphia wouldn't cheat. No. They've only just done it in the last 60 years in every election. They only just

lead the country in the number of people convicted of voter fraud.

You know the reality of all this? The real shocking thing in this election that meant so much is that Philadelphia didn't cheat. Then something strange would have happened. This isn't strange. This is how bad and how crooked the democratic party has become and how greedy it's become for power and money and how much control it has on our media that you never saw that chart before. You should have seen that chart three days after the election on NBC and CBS and ABC if they had an interest in telling you the truth. You tell me that that chart doesn't prove that they stole Pennsylvania. Trump won Pennsylvania by 300,000 votes. I don't want to burden you maybe later on, but I'll show you exactly how that can be proven.

But in any event, the one thing for sure, the vote that's submitted by Pennsylvania is a fraud, it's a perjury, it's dishonest. Governor Wolf and all his crooked Democrats are participating in it and letting it stand.

Now we go to Arizona. Arizona. How do we know that Arizona is wrong. I'm going to give you an easy one, okay? I'm going to give you an easy one

that does rely on common sense. Mr. Payne's Common Sense, the guide for our show. You know Arizona. You know how close it is to the border. It's on the border. You know the hundred years of border crossing issues that it's had and the 50 years of illegal immigration, noncitizens. You can have different views s on it, benign, very strong, somewhere in between, somewhere balanced, but you know that Arizona is filled with noncitizens. Some of them come seasonally and some stay for a lifetime, and many of them vote and they voted forever and nobody checks.

So the governor of Arizona, who unfortunately calls himself a Republican, and his little entourage in there have submitted an entirely laughable vote count in that it pretends that it doesn't contain the vote of a single nonimmigrant. So Biden beats Trump by ten thousand votes, but has no votes from noncitizens. Not a single noncitizen voted this time for the first time in 50 years. If one did, then that statement before Congress is perjurious, false. Well, of course it's untrue, and they know it's untrue, and they think we're to stupid to care, and they think that the big tech, big networks, big corporations, and the big money like

the money that comes from Dominion, they think it's going to make you all be somnolent and go to sleep and not pay attention to that singular common sense fact that proves that Arizona has a false submission to the United States Government. I think these false submissions should be prosecuted.

So we've done some surveys, barest minimum that we get back in the survey done by a pro immigrant group. It's 36,000 noncitizens voted. Largest is 37,000. You pick a number in between. It flips the state from Biden to the guy who actually won it, Trump. This is how they stole the election, ladies and gentlemen. We're not making it up. These are cold, hard facts and just pure common sense.

Now, if you don't want to do it that way you can do it with the out-of-state voters that were allowed to vote, clearly voting out of state as well. They're more than enough to turn the tide of the election. Or you can base it on the uninspected ballots in Pima County, in Coconino County, and of course in Maricopa County which get up into the hundreds of thousands. So there are three independent ways of demonstrating the number is wrong, therefore it must be decertified, and the number breaks out with a Trump win somewhere around

40 or 50,000. Wow. Two states stolen. Why don't we take a brief pause and we'll be right back.

RUDY GIULIANI: I accomplished a lot in 2020 exposing the truth, establishing the relationship with you, working tirelessly for America, and I came to know the work and value of the people at American Hartford Gold. You see, you buy gold not only for what you know, but you buy gold for what you don't know.

American Hartford Gold is the company you can trust when it comes to buying gold. They sell physical gold and silver delivered right to your door or inside of your IRA. In the precious metals industry they are the highest rated firm in our country with an A plus from the Better Business Bureau and thousands of satisfied clients. Give them a call, and tell them Rudy sent you, and be sure to ask them what I brought. And if you call them right now they will give you up to you $1,500 of free silver on your first order.

Folks, these are uncertain times. The one thing you can count on to protect what you have worked so hard for is physical gold and silver. So don't wait. Call them now. Call 833-gold-7777. That's 833-gold-7777 or text Rudy to 65532. Again that's 833-gold-777 or text Rudy to 65532.

RUDY GIULIANI: Thank you for coming back and let's finish reviewing these states.

Now we go to Michigan. Michigan, Michigan probably has the most dramatic situation of all, and that is this 4:30 in the morning dump of a hundred thousand ballots after everybody had been thrown out of the center for sometime, and three people remained behind. Two Republicans surreptitiously remained behind and a Dominion employee who was disgusted with the dishonest conduct of Dominion. They stood behind, and all of a sudden these trucks pulled up. They thought it was food. it Wasn't food. It was a bunch of ballots, lots of ballots in garbage cans, in waste paper baskets, in this and that, put up on the stand. They started reading them off. Turns out to be all Biden all the time. A hundred thousand votes. You can see it in the bump for Biden, you can see it in the total switch around for votes. That's a hundred thousand, hundred thousand. Or you can take a look at Wayne County itself where 71 of the precincts couldn't balance their books. What does that mean?

It means that like in Pennsylvania where the number could be as high as 700,000, more people voted. There were more votes than people who voted.

When you go look at the particular precinct, let's use a number. You know, it shows four thousand people voted that day. Oh, but no. It reported six thousand votes. Gee, who are these other two thousand?

This is so bad that the county board refused to certify because of the 71 that couldn't be balanced. That's a lot. And then they were threatened. They were docked. Their phone numbers were put out, their addresses were put out. They were threatened with death, and they changed their vote on a theory that there would be a forensic audit. The vote went in, the forensic audit was called back and they have since withdrawn their votes.

They refused to certify this, the governor ignored it and, Governor Witless and her secretary of state who has already committed a felony in saying that records should be destroyed submitted a dishonest criminal fraudulent vote that includes a hundred thousand dump, it includes the 270,000 votes that were unobserved, and it includes these questionable, not questionable, these nonexistent votes that have to have been phoney votes where you have 4,000 people voting, but 6,000 votes. This is

the reason we want to see those machines. And when we did see the machines in Michigan over the great objection of the dishonest officials of Michigan because they don't want you to look at these machines in the worst way because it's going to prove what crooks they are, we found that 82 percent, 82 percent of the ballots that went into that machine didn't get registered immediately. They went off for adjudication because they were found to be not distinct enough, and then some third-party administrator without a Republican around decided who you voted for, and you don't even know that. You don't know if your vote was counted, you don't know if your vote was put into adjudication, and you don't know if your vote was changed in adjudication. That happened often enough to change the result of the election, and we could find that out for sure if they would stop our ability to examine all the machines in Michigan.

Don't you think that all the machines in Michigan should be audited before we declare a winner in this election? They don't want you to see any of the machines in Michigan. Again, let's use common sense. Why? If those machines are clean as a whistle, I'd offer them four weeks ago. Come on.

Look at the machines. No, no. Four thousand people voted and four thousand votes were counted, not the way you say. Instead, we run the machines that we have. They never balance.

One case we did it three times. We got three different results. Same thing in Georgia. These machines are quite something, these Dominion machines. Big question to be asked, and we'll ask it right now as we move on to Georgia is why did the governors buy these machines? First of all, they're foreign machines. Why would we use foreign machines in our election? Why would we use foreign machines that are porous as swiss cheese. You can invade them, you can hack them, you can hook up internet links to them, you can change votes, you can recalculate votes. You can do things that you'd only want to do if you're cheating. Why did they buy these machines?

Georgia with a Republican governor named Kemp, I say the word Republican advisedly. Hey, our party isn't made up of all great people either. Kemp bought these machines. He spent a hundred and ten million dollars on these new machines that right from the beginning his electors told him were crap, but he bought them for 110 million, he and his Secretary of

State Raffensperger who looks like he's working for the other side. That was a big number, big, big number, and they got crappy machines for it.

So what about Georgia? How do we show you that that the numbers in Georgia are another big fraud submitted by Kemp, Raffensperger and their lieutenant governor puppy dog who says, you know, nothing went wrong in the election. Well, this is truly, this is truly see no evil. They must think the people of Georgia are stupid. Everybody in Georgia can look at a video. Live from Fulton County let's watch the Democrats steal the election, and there you see it. Ruby Freeman and her crew getting everybody out of the center, creating a false story that there was a water main break. No water main break. They get everybody out. They wait, they wait, they wait. They check, they check, they check like they're going to do a heist and all of a sudden the crooks spring into action. They go under a desk covered like a casket and they start pulling ballots out, tremendous numbers of ballots, and they bring them over to one counting stand, another counting stand, and they keep looking around to make sure there's nobody in the room, and then they start counting. Every once in awhile you look closely and

you can see them doing this with one ballot. You know what that does. That takes Biden and multiplies it by five. We've got independent video of that in Coppee County how you can do that.

So then we take a look with our experts. What could they have gotten away with there. 120,000 votes, 130,000 votes to something like about 2,000 for Trump and Biden won by ten thousand votes. Dishonest number, Governor Kemp. Submitting a false statement to the United States Government is a violation of 18 United States Code Section 1001. They apply it to everyone else, not just Republicans who possibly commit crimes in favor of Democrats. And what kind of Republican are you anyway, Kemp, letting our party get cheated. All throughout your state Republican observers were pushed away, not allowed to observe the ballots, in some cases even physically. What kind of Republican are you? What kind of man are you letting that happen? What kind of governor are you buying a machine like Dominion, letting our votes be counted by a foreign machine just because they offered the state $110 million. Governor, exactly who are you and what are you about?

This election was stolen. You know it. You know it. Everyone in Georgia knows it.

Democrats at least stick together. It's true, they stick together committing crimes. We can't even stick together doing the right thing. That's a shame. You've really let down Georgia. You've embarrassed your state, you've put a cloud of dishonor on the state of Georgia, and the rest of Georgia should remove that.

I don't have to go into the out-of-state voters. More than enough illegitimate out-of-state voters to change the result. The underage voters, the dead voters, the no verification of absentee ballots that amounts to about three hundred thousand votes in Governor Kemp's crooked version of Georgia.

And finally Wisconsin. Wisconsin is a very interesting situation of its own. All the same kind of voter fraud in Wisconsin as in the other places, Republican being kept out to the tune of a couple hundred thousand votes, out of state, all that, even some dead people, probably less than most states, but some dead states. But Arizona has a different absentee law than anyone else. Arizona didn't buy into this mail-in ballot thing because it realized the mail-in ballots -- it realized what was going to happen. There was going to be a tremendous amount of fraud that if we ever did it the election would be

overcome by Fraud. Well, Jimmy Carter and James Baker turned out to be right as did Justice Souter and many other scholars who warned us it turned into a disaster in an election that has to be reversed.

But Wisconsin wouldn't change. Wisconsin said we're sticking with our absentee ballot rule. We don't like absentee ballots. We don't trust absentee ballots. We think you should have enough interest to get up off your backside and go vote on election day. But if you want to do an absentee ballot, you're going to have to do it by the strict rules, and if you don't apply the strict rules, you don't get the presumption that we're going to go to extra lengths to honor your right to vote. We're going to throw your vote out because we have no way of verifying you and you have too easy a job taking advantage of us if we become too lenient. Okay. So that's the setting.

So Arizona says that if you cast an absentee ballot, couple of things. It cannot be solicited. Someone can't come and ask you to do it. Someone can't bring you the stuff to do it. You have to witness. You have to show that you want to vote that way, so therefore you have to go out of your way to get the application. You then have to fill the

application out, make out the rest of the other parts of the ballot, you've got to fold it up, put it together, and you have to personally mail it in yourself. No one else can take it for you, either to the mailbox. I'm not sure of the mailbox, but no one can take it to the clerk's office. You have to do that. And then they had to enforce that rule. They say when they count the absentee ballot, any absentee ballot without an application is discarded as a vote. You don't have to worry about the remedy. That's the remedy. It's discarded as a vote. And a group that's allowed to do an absentee ballot, only exception are those people that are indefinitely confined. So indefinitely confined means basically being in a nursing home or being on life support at home. Traditionally, 20,000 people in Wisconsin, otherwise you had to vote like everybody else.

All of a sudden without any legislative authorization, without any change in the law, completely illegally the secretary of state announces this is COVID. Everybody is indefinitely confined. They go to the Supreme Court of Wisconsin and the Supreme Court of Wisconsin says absolutely not. You can't change the law. It's the same law. It's got to be applied the same way.

Well, they basically say, the Democrats do, the hell with the courts, and here's what we have happen. We have votes being solicited at fairs, we have votes being solicited at parties, we have votes that come in that have no applications, we have votes that come in that are filled in improperly, and that amounts to about 226,000 votes that should be discounted in just in Dane County and in Milwaukee County alone. That would be Milwaukee and Madison, Wisconsin, particularly people who claim to be indefinitely confined, and for which we've now gone through the trouble of finding evidence that they were fully mobile, fully involved, working, playing, doing sports, in other words, true frauds. And that number, although not final yet because we haven't finished our investigation, that number will exceed the margin of error, or not the margin of error, the margin between Trump and Biden.

So I know what you've been told about our fanciful, weird, strange theories of fraud, cleanest election ever. let me just review quickly to tell you about the best ever.

Pennsylvania, you remember the chart, the 600,000 votes that came in in the middle of the night. You also remember I hope that there are

882,770 votes that were uninspected. And you also remember that there were some four to seven hundred thousand more mail-in votes counted than ever printed, so count out Pennsylvania. Pennsylvania certification wrong. It should be decertified and it should be certified by the state legislature as they have the power to do in favor of Donald Trump.

Arizona. Arizona has more noncitizens voting than the margin of error between the two. The breakdown either by county or anywhere else is about 80/20 Biden/Trump. That takes you way beyond the margin necessary to reverse the state from Biden to Trump.

Michigan, when you count the Antrim 82 percent adjudication rate which means that the person doesn't get to make their own votes, an administrator does, probably Democrat. And number two, that 71 of the precincts in Wayne County, the largest county, the vote didn't balance. In other words there were more votes counted than people who voted. And when you consider that three to four hundred thousand votes were put into the mail-in vote machines without any observation by Republicans, although there were several observations from far away that these votes were entered four, five and six

times, when you consider the dump of one hundred thousand votes in the middle of the night all for Biden, my goodness, my goodness, my goodness, the number that Trump won Michigan by looks pretty much like the number we all went to bed on election night, about 120,000, just like Pennsylvania looks like something like three to four hundred thousand when you take out the illegal ballots.

And when we get to Georgia, just look at the tape. That accounts from anywhere from 40 to 80,000 votes. the number then when we look at it was like 138,000 for Biden and 2,000 for Trump. Take those out of their numbers. Trump won Georgia. Honestly, we want honest votes here.

And finally, Wisconsin, the indefinitely confined were not indefinitely confined. That's a fraudulent vote. Wisconsin is tough on these things. Wisconsin has to change these the certification, has to certify. That's what's going to go on now. Go on to state legislature and go on in Congress. It's going to be pursued, and no matter what the crooked media tells you, it's a real case.

So I hope this gives you an overview to get you prepared for next week. I hope you have a very nice Christmas weekend. This is a beautiful time to

spend time with the family and to reflect on the true meaning of Christmas which we know the true meaning of Christmas. It's not gifts, it's not Santa Clause, it's not whatever else is nice about it. Those things are all nice and those things are all wonderful. And gosh, I'm still enough of a child to still want my trains back.

Christmas is about the greatest miracle that occurred in human history and the one that makes us what we are, human beings. It makes us very special because we're made in the image of God, and God demonstrated that by having his only son become man. There's a lot to reflect on there, and hopefully that reflection will help you change your behavior. I hope it changed mine as well.

Well, merry Christmas. We'll be back in a few days. Thank you very much.

(End of recording.)

CERTIFICATE OF REPORTER

I, Charlotte Crandall, certify that I was authorized to and did transcribe the foregoing audio recorded proceedings and that the transcript is a true and complete record of my stenographic notes from an audio recording and was transcribed to the best of my ability.

Dated this 19th day of January, 2021.

_____
Charlotte Crandall
Registered Professional Reporter

Exhibit 163

screenshot-twitter.com-2021.01.18-15_17_35
https://twitter.com/RudyGiuliani/status/1333626364805533696
18.01.2021



Rudy W. Giuliani
@RudyGiuliani

Governor Ducey of Arizona refuses to meet with me.

He doesn't want to explain that he selected a foreign corrupt Voting Machine company to count the vote.

I understand his reluctance,but just call a special session.

Let's find out how crooked your election really was?

11:17 PM · Nov 30, 2020 from Phoenix, AZ · Twitter for iPad

16K Retweets **1.9K** Quote Tweets **51.4K** Likes

Exhibit 164

screenshot-twitter.com-2021.01.18-15_18_07
https://twitter.com/RudyGiuliani/status/1344876003840176128
18.01.2021



Rudy W. Giuliani
@RudyGiuliani

It's time to take off the gloves with questionable Republicans like Kemp and his little group of quislings. Why give $110m to a foreign company to send votes to Germany?
Guess?

12:20 AM · Jan 1, 2021 from Palm Beach, FL · Twitter for iPhone

16.7K Retweets **759** Quote Tweets **57.5K** Likes

Exhibit 165

screenshot-twitter.com-2021.01.18-15_18_52
https://twitter.com/u2cldknow/status/1327429703414607874
18.01.2021

Kim Melody
@u2cldknow

@DevinNunes Our voting machines are owned by Canada The Dominion company has a parent company called Softmatic, developers are from Venezuela The servers are located in Canada, Barcelona Spain and Germany. This is a TOTAL STOLEN ELECTION. SOURCE: Rudy Giuliani on Lou Dobbs.

8:54 PM · Nov 13, 2020 · Twitter for iPhone

1 Retweet **5** Likes

Exhibit 166

screenshot-twitter.com-2021.01.18-15_19_38
https://twitter.com/SystembusterT/status/1328147210203181056/
18.01.2021

Theresa
@SystembusterT

Replying to @StantonforMN53

At least you've done one thing right. Now review the facts about Dominion software, which was started in Venezuela to rig elections. Giuliani has whistleblowers from inside Dominion. The ES&S Systems probably aren't much better.



Giuliani: Trump is contesting the election 'vigorously' in the ...
President Trump's personal attorney Rudy Giuliani tells 'Sunday Morning Futures' that 'right now our cases are the ...
video.foxnews.com

8:25 PM · Nov 15, 2020 · Twitter Web App

Exhibit 167

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Politics

Dominion sues pro-Trump lawyer Sidney Powell, seeking more than $1.3 billion



Attorney Sidney Powell speaks during a Nov. 19 news conference with Rudolph W. Giuliani, lawyer for President Trump, about lawsuits contesting the results of the presidential election. (Sarah Silbiger for The Washington Post)

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By **Emma Brown**

Jan. 8, 2021 at 2:08 p.m. GMT

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Dominion Voting Systems on Friday filed a defamation lawsuit against lawyer Sidney Powell, demanding more than $1.3 billion in damages for havoc it says Powell has caused by spreading "wild" and "demonstrably false" allegations, including that Dominion played a central role in a fantastical scheme to steal the 2020 election from President Trump.

For weeks, Powell has claimed that Dominion was established with communist money in Venezuela to enable ballot-stuffing and other vote manipulation, and that those abilities were harnessed to rig the election for former vice president Joe Biden.

In a 124-page complaint filed in the U.S. District Court for the District of Columbia, Dominion said its reputation and resale value have been deeply damaged by a "viral

Document title: Dominion sues pro-Trump lawyer Sidney Powell, seeking more than $1.3 billion - The Washington Post
Capture URL: https://www.washingtonpost.com/politics/dominion-sues-pro-trump-lawyer-sidney-powell-seeking-more-than-13-billion/2021/01/08/ebe5dbe0-5106-11eb-…
Capture timestamp (UTC): Mon, 18 Jan 2021 20:25:19 GMT

those abilities were harnessed to rig the election for former vice president Joe Biden.

In a 124-page complaint filed in the U.S. District Court for the District of Columbia, Dominion said its reputation and resale value have been deeply damaged by a "viral disinformation campaign" that Powell mounted "to financially enrich herself, to raise her public profile, and to ingratiate herself to Donald Trump." The defendants named in the lawsuit include Powell, her law firm and Defending the Republic, the organization she set up to solicit donations to support her election-related litigation.

[Read the full complaint here]

In an interview, Dominion CEO John Poulos said the lawsuit aims to clear his company's name through a full airing of the facts about the 2020 election.



Since Nov. 4, President Trump has repeatedly claimed his election loss as a result of massive fraud. The following is a roundup of his claims. (The Washington Post)


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Poulos said he would like the case to go to trial rather than settle.

"We feel that it's important for the entire electoral process," he said. "The allegations, I know they were lobbed against us . . . but the impacts go so far beyond us."

Powell did not immediately respond to a request for comment.

[For Trump advocate Sidney Powell, a playbook steeped in conspiracy theories]

L. Lin Wood, a lawyer who has worked alongside Powell on post-election lawsuits and who says he is representing her in connection to defamation matters, called the


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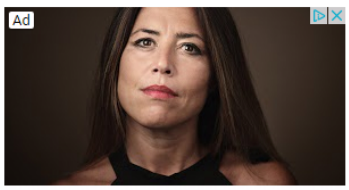
4 As Trump's presidency recedes into history, scholars seek to understand his reign — and what it says about American democracy



5 The Trump presidency was marked by battles over truth itself. Those aren't over.

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[For Trump advocate Sidney Powell, a playbook steeped in conspiracy theories]

L. Lin Wood, a lawyer who has worked alongside Powell on post-election lawsuits and who says he is representing her in connection to defamation matters, called the lawsuit an attempt "to censor speech or try to intimidate people from telling the truth."

"I haven't seen the lawsuit, but I don't have any concerns about Dominion," he said in an interview.

As Powell's accusations about Dominion spread after the election, the company's employees were stalked, harassed and received death threats via email, text and phone: "we are already watching you," read a text message to one Dominion employee, according to the complaint. "Come clean and you will live."


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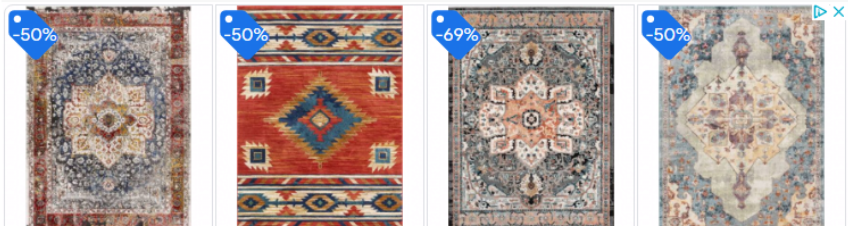
The company says it has spent more than $565,000 on protection for personnel since the election.

Dominion has sent retraction demands or document preservation letters, often precursors to litigation, to more than 20 individuals and entities, including to Wood, White House Counsel Pat Cipollone and Trump's personal attorney, Rudolph W. Giuliani; and to Fox News, Newsmax, One America News and the Epoch Times, media companies that have lent Powell an enormous platform in the two months since the election.

Some of the news outlets, including Fox, have since backed off the claims or issued corrective statements.

Thomas A. Clare, an attorney representing Dominion who is well-known for litigating defamation cases, said his team filed against Powell first "because she's been the most prolific and in many ways has been the originator of these false statements."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"But to be clear, none of this would have been possible without other individuals and without other media outlets that have their own responsibility," Clare said. "And we're looking at all of them."

Asked whether Dominion intends to sue Trump, Clare said no one has been ruled out. "We're going to follow this wherever the evidence leads us."

In the complaint filed Friday, Dominion chronicles more than three dozen of Powell's public statements about the company, showing how she continued attacking it even after multiple local, state and federal officials rejected claims of widespread election fraud.

[Sidney Powell's secret 'military intelligence expert,' key to fraud claims in election lawsuits, never worked in military intelligence]

She has claimed that Dominion's voting system was created in Venezuela to rig elections for former Venezuelan leader Hugo Chávez and has said that secret algorithms in Dominion machines were used to manipulate votes in favor of Biden in 2020. She has accused the company of bribing Georgia officials to win a no-bid contract with the state. She has promised to tweet a video of Dominion's founder — Poulos — saying he could "change a million votes, no problem at all."



No such video ever materialized.

Dominion's lawsuit cites "mountains of evidence conclusively disproving Powell's vote-manipulation claims." While many pages of the complaint are devoted to dissecting and rebutting of those claims, the company notes in particular that hand counts — including a statewide hand count of millions of ballots in Georgia — have confirmed that Dominion machines tabulated votes accurately.

Dominion sent Powell a letter on Dec. 16 demanding that she retract her "wild, knowingly baseless, and false accusations." Four days later, Powell wrote on Twitter that she was "retracting nothing."


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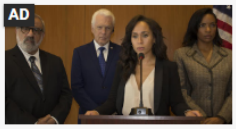
Dominion sent Powell a letter on Dec. 16 demanding that she retract her "wild, knowingly baseless, and false accusations." Four days later, Powell wrote on Twitter that she was "retracting nothing."

"We have #evidence," she wrote. "They are #fraud masters!"

Since then, Powell has continued accusing Dominion of wrongdoing, including in a Jan. 3 tweet claiming that thousands of votes in Georgia were switched from Trump to Biden.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The complaint filed Friday accuses Powell of breaking state defamation laws in Georgia, where she spoke at a "Stop the Steal" rally in December, and in the District of Columbia, where she appeared at a November news conference and has given multiple interviews from the Trump International Hotel. It also alleges that she engaged in deceptive trade practices by using false statements about Dominion to raise her public profile, gain clients and sell more copies of a book she wrote in 2014.

The lawsuit, which seeks both compensatory and punitive damages, is based on Powell's statements to the public and the media rather than on the allegations she made in federal lawsuits she filed seeking to overturn election results in four battleground states. But Powell's actions in those cases — popularly known as the "kraken" suits, after a mythological sea-creature that Powell has adopted as a mascot — are under separate legal scrutiny.

On Tuesday, the city of Detroit asked a federal judge in Michigan to punish Powell and her team of lawyers, including Wood, for using the courts to put forth "false and frivolous claims while seeking relief with massive implications for our democracy."

[Sidney Powell's secret intelligence contractor witness is a pro-Trump podcaster]

Powell's lawsuit in Michigan was "full of intentional lies" and baseless accusations, and the Dominion-related conspiracy theory was "perhaps the most baseless," Detroit's lawyers wrote in a 56-page motion for sanctions.


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They asked Judge Linda V. Parker of the U.S. District Court for the Eastern District of Michigan to refer Powell and her team of lawyers to the court's chief judge for disbarment, and to refer them for further professional discipline to authorities in their home states — Texas, in Powell's case.

Detroit also asked the judge to levy a financial penalty "sufficient to deter future misconduct," at least equal to the amount of money that Powell and her team have raised to fund their post-election lawsuits.

Wood said Friday that he had not seen Detroit's motion but believed it was politically motivated. "On the face of it, I'd call it nonsense," he said.

Parker, who will decide how to handle the request, is the same judge who heard Powell's kraken lawsuit in December. She dismissed it, finding that the allegations were "nothing but speculation and conjecture."

Powell has appealed to the U.S. Supreme Court.

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All Comments (4.5k) Viewing Options

Gwen 5 days ago
I hope they take every last dime from her.
Like 2 Reply Link Report

BocaSlim 6 days ago
I wonder if Dominion has sought to freeze Powell's personal assets yet. Doing so will either keep her down on the farm and away from courthouses; or if she's still globetrotting after she her ability to withdraw walking around money from the ATM is stymied, it'll expose her financial enablers. While Trump doesn't pay for anything, like legal services for his fans, someone does and those somebodies need to be exposed and counted...
Like 2 Reply Link Report

financial enablers. While Trump doesn't pay for anything, like legal services for his fans, someone does and those somebodies need to be exposed and counted...

Like 2 Reply Link Report

X Coder 6 days ago

I'm surprised the leopards in the National Zoo haven't sued her for defamation and the fashion police haven't already picked her up on a felony warrant.

Like 2 Reply Link Report

Dirkfathom 1 week ago

the only upside from all the shenanigans put forth by the Great Orange Id and his cadre of fellating sycophants, is if the perpetrators are sued, arrested, prosecuted, convicted, fined and jailed for their behavior. Assuming hundreds of those involved, up to and including the Orange Crush Clown are successfully pushed back upon and some of the other mouth breathers may decide to at least become house broken, functional members of society

Like 2 Reply Link Report

Ronrob 1 week ago

Sue the beotchhhh

Like Reply Link Report

Pointblank 1 week ago

Lock her up

Like Reply Link Report

John Hoey 1 week ago

Kraken? She means crackpot. The sooner these pathological cynics are disbarred, thrown off social media, and shunned by the press, the better for democracy.

Like 4 Reply Link Report

Someonewhocares 1 week ago

I sure hope Dominion wins.

Like 9 Reply Link Report

John Ellis 1 week ago

She should be applauding this, now she has the "standing" that she lacked before and can present her Kraken to a jury.

Like 5 Reply Link Report

Sympathy For The Devil 1 week ago

She must have known that what she was saying was untrue and libellous-she obviously reckoned on trump pardoning her-well that ain't gonna happen now. I also imagine that she had great visions for a future installed permanently in the White House as trumpy's "go to gal" for legal business-it may even have involved knee pads and awkward moments at the Dry Cleaners.

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HeyKatHey 1 week ago

ew.



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Caroline 1 week ago

She was hoping for a Trump pardon (as is Giuliani). Unfortunately the narcissistic toddler is too busy feeling sorry for himself to think of anyone else (including his family).

The end game was supposed to be him pardoning everyone, resigning, and Pence pardoning him. Ironic that his personality and mild dementia will get in the way of an eminently sensible plan. People with mild dementia can only handle one thought at a time. I'll bet the people around Trump are still saying things like "if we do this, then x, y, or z will happen but if we...or we could..." and not realizing that's the worse thing to say to someone with mild dementia.

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Dominion Demands Sidney Powell Retract 'Knowingly Baseless' Voting Machine Conspiracy Theory

Alison Durkee Forbes Staff
Business

TOPLINE Dominion Voting Systems called on former Trump campaign attorney Sidney Powell to retract her groundless accusations of voter fraud involving the company's voting machines, which it characterized in a letter to the right-wing lawyer Wednesday as "wild" and "knowingly baseless," and threatened to take legal action against her.



Sidney Powell at a news conference on lawsuits regarding the outcome of the 2020 presidential ... [+] CQ-ROLL CALL, INC VIA GETTY IMAGES

KEY FACTS

- At rallies and in appearances on TV and radio programs, Powell has pushed a debunked conspiracy theory tying Dominion's voting machines to wide-ranging voter fraud in the November election that favored President-elect Joe Biden, helping to undermine faith in the results of the election and leading to threats of violence against the company's employees.
- The allegations have been a central part of four lawsuits she's filed in battleground state that have all been struck down, with a judge in Michigan ruling Powell's claims are "nothing but speculation and conjecture."

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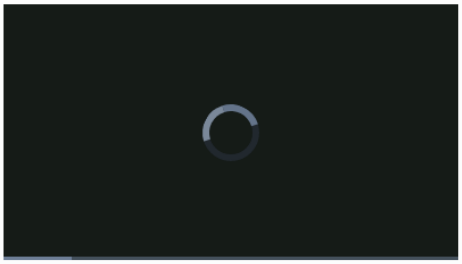

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- In its letter, which was first reported by the *New York Times*, Dominion said Powell's conspiracy theories are "predicated on lies" and have put "employees' lives at risk and caused enormous harm to the company."
- The 15-page letter dismantles some of Powell's central allegations about the voting machines. including that the company is linked to former Venezuelan leader Hugo Chavez (Powell appears to have confused Dominion with a competitor, Smartmatic, that was a supplier of voting systems to Venezuela) and said Powell "disregarded" evidence debunking her claims and instead "actively misrepresented and manufactured evidence to support your defamatory falsehoods."
- Powell acted with "actual malice" toward Dominion, the company alleged, and Dominion directed Powell not to destroy any documents or communications related to her claims, suggesting they are intending to sue her for defamation.
- Powell has not yet responded to a request for comment.

CRUCIAL QUOTE

"While you are entitled to your own opinions, Ms. Powell, you are not entitled to your own facts," Dominion attorneys Thomas A. Clare and Megan L. Meier wrote in the letter, criticizing Powell for not naming Dominion as defendants in her lawsuits so they could debunk her claims in court. "Defamatory falsehoods are actionable in court and...Dominion welcomes transparency and a full investigation of the relevant facts in a court of law, where it is confident the truth will prevail."

WHAT TO WATCH FOR

Powell is still pursuing her lawsuits in court and has appealed them to the U.S. Supreme Court, where they are nearly certain to fail. In addition to the potential legal action being taken by Dominion, the city of Detroit is also pursuing sanctions against Powell and the other attorneys behind her lawsuit in Michigan.

SURPRISING FACT

Though Powell claims Dominion voting machines fraudulently threw the election to Biden, the machines were used in many states and counties that President Donald Trump won, including Florida and Ohio. A *Washington Post* analysis of 10 key battleground states found that Trump won 81% of the 351 counties that used Dominion voting machines. The Dominion letter also points out it doesn't make sense that Dominion could have rigged the election for Biden "but let Democrats lose ground in the House and let the Georgia

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KEY BACKGROUND

Powell's Dominion voting claims are part of a broader effort by Trump and his GOP allies to undermine Biden's win through baseless allegations of fraud, though Powell's far-fetched theories led the Trump campaign to distance themselves from the attorney. Powell's allegations have also been debunked by election officials, with Georgia election official Gabriel Sterling, a Republican, calling the conspiracy theory "insanity...a fever dream, made-up, internet cabal." Dominion's letter came after the company has repeatedly spoken out against Powell's allegations, including at a Michigan hearing Tuesday where the company's CEO denounced her "dangerous and reckless disinformation campaign." Smartmatic is also taking action against alleged defamation and has demanded that far-right networks retract claims of voter fraud involving it.

FURTHER READING

Dominion demands that Sidney Powell retract 'baseless and false allegations' about voting machines. (New York Times)

Detroit Is Trying To Punish Sidney Powell For 'Kraken' Lawsuit—Legal Experts Say It Could Work (Forbes)

Sidney Powell's Voter Fraud Claims Fail In All Battleground States As Arizona And Wisconsin Judges Reject Cases (Forbes)

How Sidney Powell's 'Kraken'—Pushed By QAnon—Went From Cable News To Trump Mainstream (Forbes)

Voting Machine Manufacturer Demands Retractions From Conservative News Networks Over Fraud Claims (Forbes)

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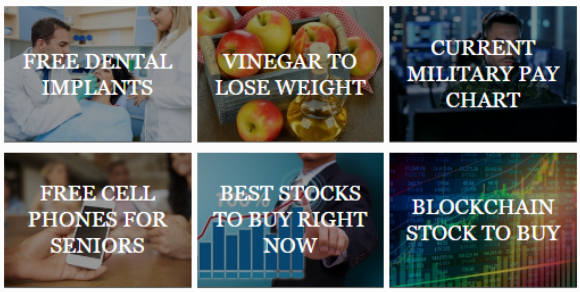

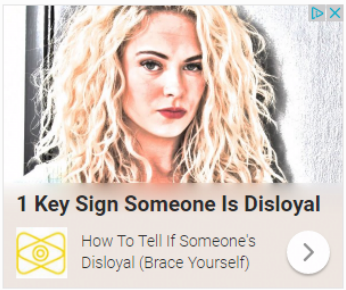

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Nothing was going to stop the Democrats from getting Joe Biden back into the oval room—not Bernie Sanders, not Donald Trump, not citizens scaling the Capitol building to disrupt the election certification. On Wednesday, January 20, Inauguration Day, the mission will be complete with the swearing in of president number 46, Joseph Robinette Biden.



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If you're one of the 76 million people who cast a vote for Biden-Harris, you might be feeling pretty celebratory. Wear it on your sleeve—or chest, mug, head—with Biden-Harris merch, of which the internet has no shortage. From the official Joe shop to Etsy makers, we've rounded up the best Biden-Harris tees, hats, pins, and more.

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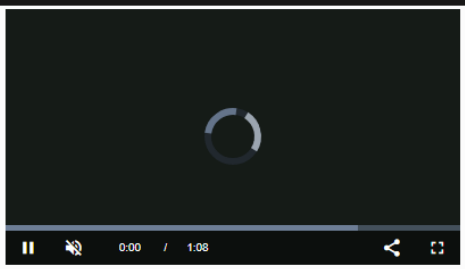

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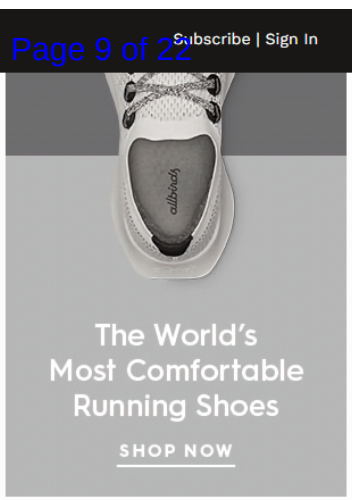

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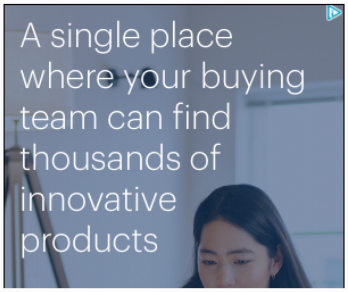

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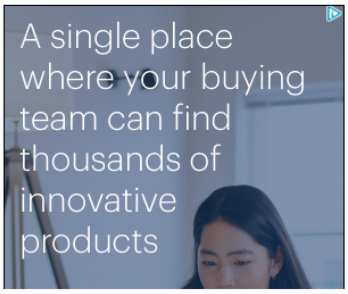

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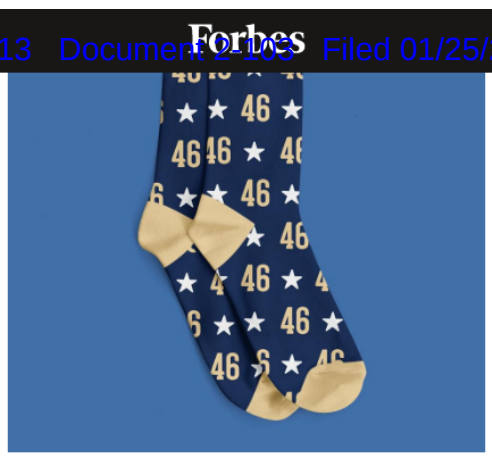

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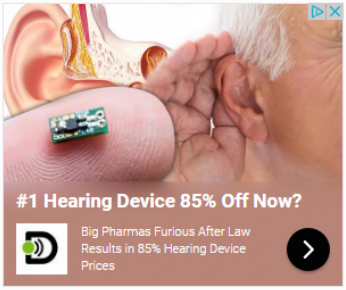

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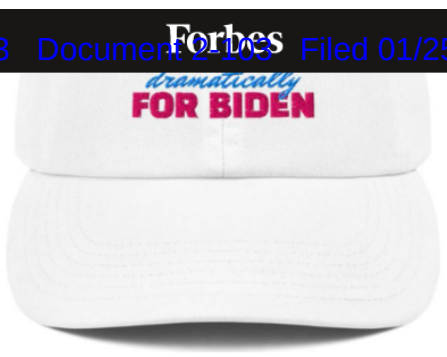

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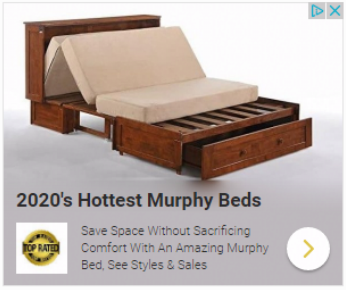

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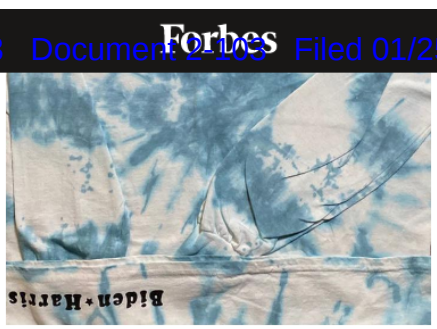

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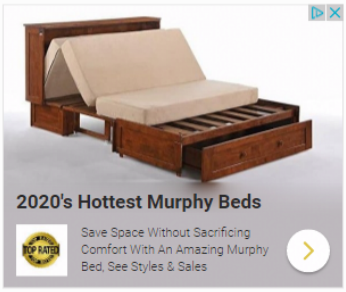

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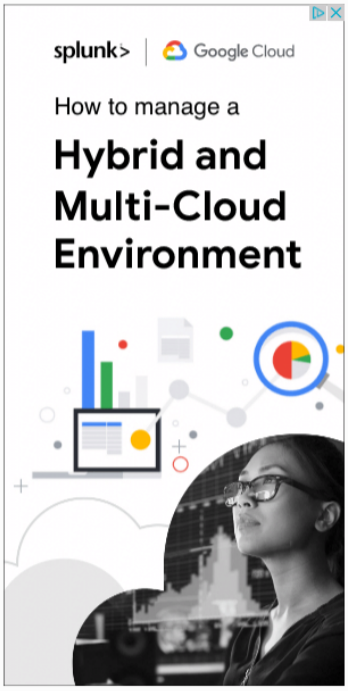

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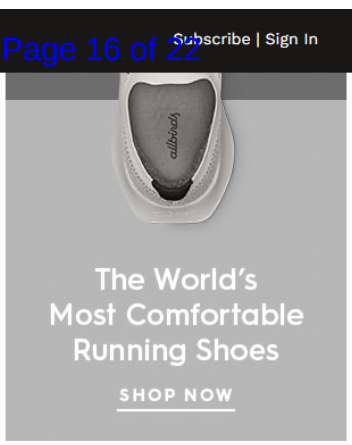

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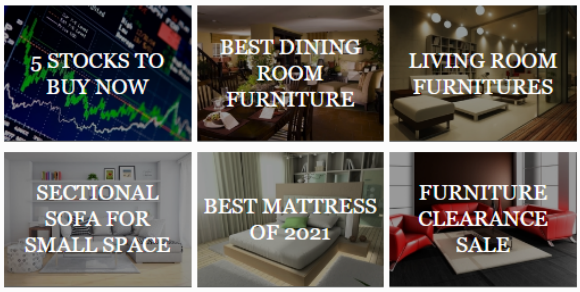



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As Kamala Harris Resigns From Senate Seat, Here's When Democrats Could Take Control Of Congress

Alison Durkee Forbes Staff
Business

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TOPLINE Democrats are poised to take control of the U.S. Senate by Wednesday at the earliest and early next week at the latest, with three incoming Democratic senators waiting to be sworn into office while Kamala Harris will be sworn in as vice president Wednesday, giving her the power to preside over the chamber as president of the Senate.



Vice President-elect Kamala Harris (L) at the U.S. Capitol on December 11, 2020 in Washington, DC. ... [+] GETTY IMAGES

KEY FACTS

- Harris submitted her resignation from her Senate seat to California Gov. Gavin Newsom on Monday, which took effect as of 12 p.m. Eastern time.
- Once she's sworn in as vice president Wednesday afternoon, Harris will preside over the Senate, where Democrats will have a 50-50 tie with Republicans, with Harris giving them the controlling vote.
- Republicans will continue to hold the Senate majority until Harris' inauguration and three incoming Democratic senators are sworn in: Harris' successor Alex Padilla and Senators-elect Jon Ossoff and Raphael Warnock of

- Republicans will continue to hold the Senate majority until Harris' inauguration and three incoming Democratic senators are sworn in: Harris' successor Alex Padilla and Senators-elect Jon Ossoff and Raphael Warnock of Georgia.
- Padilla will likely be sworn into office Wednesday, Padilla told reporters on a recent press call.
- Ossoff and Warnock cannot take office until Georgia's election results are certified, which will be Friday at the latest but could happen sooner, as Georgia elections official Gabriel Sterling said 151 of Georgia's 159 counties had already certified their results as of Friday afternoon.
- Georgia state officials will review the final certifications Tuesday, Sterling said, then a representative of the governor will likely have to physically deliver documents to the secretary of the Senate before the senators can be sworn in.

CRUCIAL QUOTE

"As I resign from the Senate, I am preparing to take an oath that would have me preside over it," Harris wrote in an op-ed for the *San Francisco Chronicle* Monday. "Since our nation's founding, only 268 tie-breaking votes have been cast by a Vice President. I intend to work tirelessly as your Vice President, including, if necessary, fulfilling this Constitutional duty."

WHAT TO WATCH FOR

Biden is expected to push Covid-19 stimulus legislation in Congress as one of his first priorities after taking office, with a proposed $1.9 trillion "American Rescue Plan" that includes stimulus checks, $400 enhanced federal unemployment benefits and a $15 minimum wage. The Senate will also have to balance President Donald Trump's impeachment trial as Biden takes office, while simultaneously confirming Biden's Cabinet nominees. Though Democrats will soon have a majority in both chambers of Congress—they already have the majority in the House—the incoming Biden administration has pushed for a more bipartisan approach to governing, with Harris writing Monday that while she has the power to break Senate ties, "it is my hope that...the Senate will instead find common ground."

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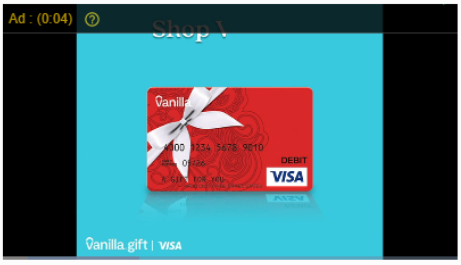
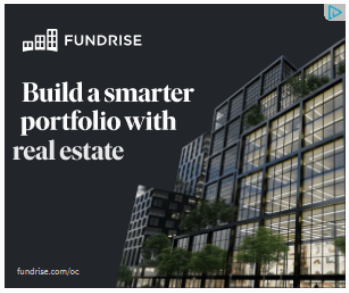
Can Senate Handle Trump's Impeachment And A New Stimulus Package At Once? (Forbes)





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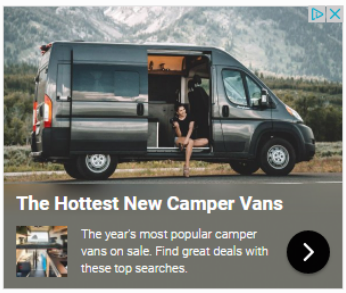

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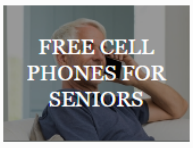





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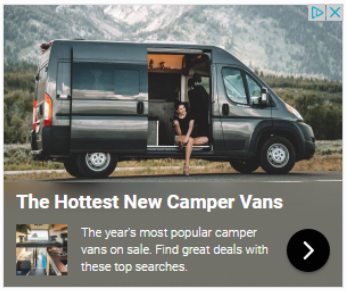



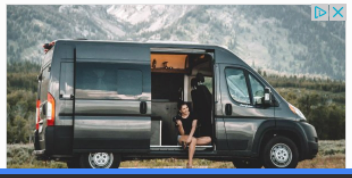

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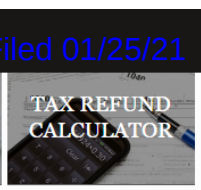

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'Trump Baby' Blimp Settles Down In Museum Of London's Protest Collection



Robert Hart Forbes Staff
Business
I cover breaking news.

TOPLINE After years of doggedly stalking President Donald Trump around the world, the 20-foot-tall "Trump Baby" blimp is finally settling into a permanent home as a part of the Museum of London's protest collection, the institution announced Monday, just days before Trump leaves the White House and faces a second impeachment trial in the Senate.



The Museum Of London has acquired the Trump Baby blimp AFP VIA GETTY IMAGES

KEY FACTS

- "Having toured the world the Trump Baby blimp is now heading to its final resting place, the Museum of London, where it will be conserved and potentially displayed," the museum said in a statement Monday.
- The balloon will join the museum's protest collection

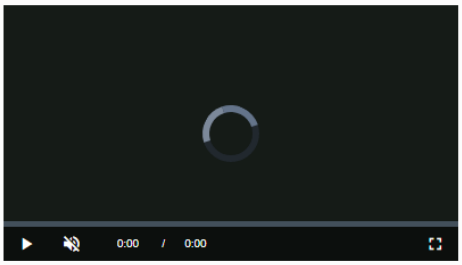

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Exhibit 169

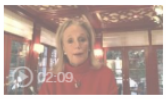


Trump campaign told to preserve all documents related to Sidney Powell and Dominion Voting Systems

By Kaitlan Collins, Kevin Liptak and Pamela Brown, CNN
Updated 6:54 PM ET, Sat December 19, 2020




Dominion CEO debunks 'bizarre allegations' pushed by Trump team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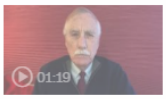
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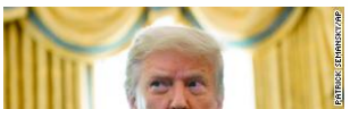
Chris NSA Trum agen

(CNN) — President Donald Trump's campaign legal team sent a memo to dozens of staffers Saturday instructing them to preserve all documents related to Dominion Voting Systems and Sidney Powell in anticipation of potential litigation by the company against the pro-Trump attorney.

The memo, viewed by CNN, references a letter Dominion sent to Powell this week demanding she publicly retract her accusations and instructs campaign staff not to alter, destroy or discard records that could be relevant.

A serious internal divide has formed within Trump's campaign following the election with tensions at their highest between the campaign's general counsel, Matt Morgan, who sent the memo Saturday, and Trump lawyer Rudy Giuliani. Though the campaign once distanced itself from Powell, Trump has been urging other people to fight like she has, according to multiple people familiar with his remarks. He has asked for more people making her arguments, which are often baseless and filled with conspiracy theories, on television.



Morgan wrote in the memo, "The Allegations within the letter dated December 16, 2020 reference the Campaign and lawyers who may have performed work

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Morgan wrote in the memo, "The Allegations within the letter dated December 16, 2020 reference the Campaign and lawyers who may have performed work for the Campaign. Even with references to the Campaign and some of its outside lawyers, the Campaign does not reasonably anticipate litigation against the Campaign at this time. Notwithstanding the foregoing, the Campaign views it as prudent to establish a litigation hold at this time to protect and preserve all rights and privileges that may exist under the law." The Trump campaign has declined to comment.

After Trump lost the election, Dominion came under fire from the President and Powell, who baselessly claimed the system's voting machines altered votes from Trump to President-elect Joe Biden. Dominion has called the accusations meritless and noted Powell never made the claims in court. Now, anticipating that Dominion could take legal action against Powell for her claims, Trump's attorneys instructed staff to preserve "any and all records concerning Defending the Republic, Sydney Powell, Rudy Giuliani, Jenna Ellis, Lin Wood, and each of their associates and paralegals" and "all records concerning Dominion."

"Please make sure that relevant personnel are aware that these records must be maintained," the memo states. "The files or boxes should be labeled, "DO NOT DESTROY WITHOUT PRIOR AUTHORIZATION FROM THE GENERAL COUNSEL'S OFFICE."

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The memo added: "In the future, you may be contacted by counsel and asked to turn over copies of relevant information in your possession. For now, preserve all such records until further notice. Other than for purposes of preserving records in response to this request, you should not discuss this matter or potential lawsuits with anyone inside or outside the Campaign."

Dominion Voting Systems did not immediately respond to CNN's request for comment on whether it imminently plans to take legal action against Powell.

Though the Trump campaign has sought to distance itself from Powell after she held a conspiracy-filled news conference with his other attorneys, Giuliani and Jenna Ellis, Trump has told people he likes Powell's arguments and wants to see more of her on television. During a chaotic meeting in the Oval Office Friday, Trump said he had considered naming her as a special counsel to investigate voter fraud allegations his own administration has said are baseless. The meeting was first reported by the New York Times.

TRUMP WHITE HOUSE

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Besides Powell, the meeting included her client, former Trump national security adviser Michael Flynn, two people familiar with the matter said, describing a session that began as an impromptu gathering but devolved and eventually broke out into screaming matches at certain points as some of Trump's aides pushed back on Powell and Flynn's more outrageous suggestions to overturn the election.

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- MAP: Full presidential election results

session that began as an impromptu gathering but devolved and eventually broke out into screaming matches at certain points as some of Trump's aides pushed back on Powell and Flynn's more outrageous suggestions to overturn the election.

"It was heated -- people were really fighting it out in the Oval, really forceful about it," one of the sources said.

One of the sources described an escalating sense of concern among Trump's aides, even those who have weathered his previous controversies, about what steps he might take next as his term comes to an end.

Shortly after that meeting, Trump's campaign staff received the legal memo about preserving records related to Powell.

This story has been updated with additional reporting.

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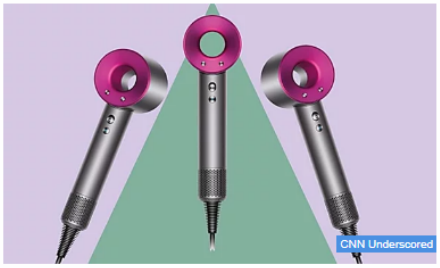

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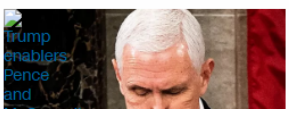



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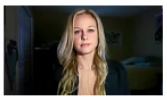

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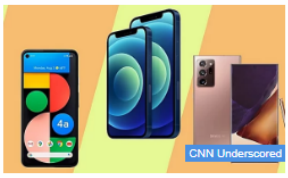

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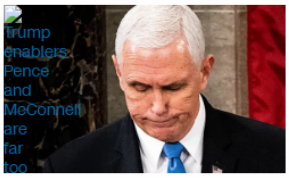

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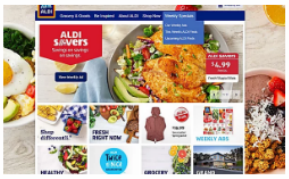

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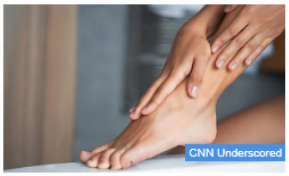

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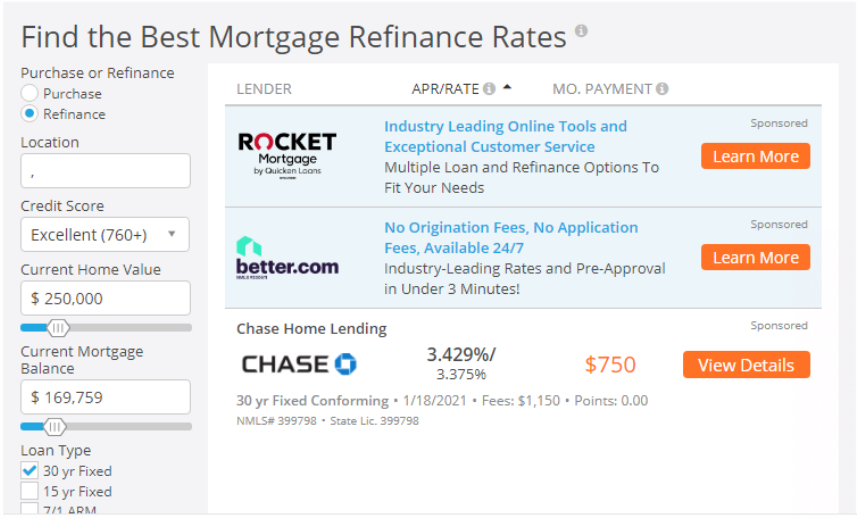



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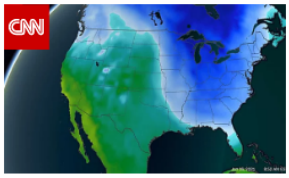

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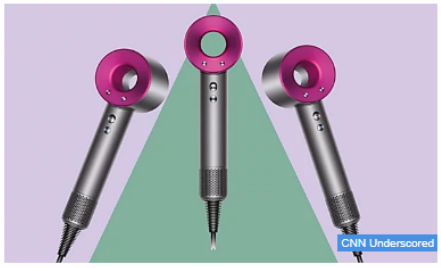

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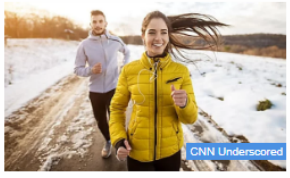

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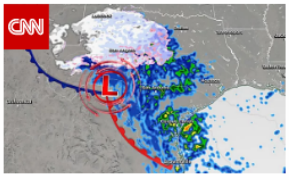

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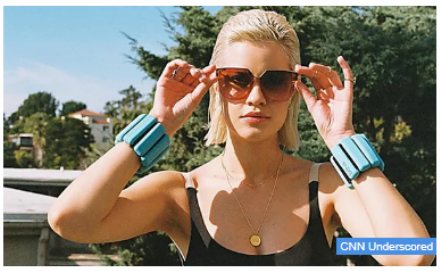

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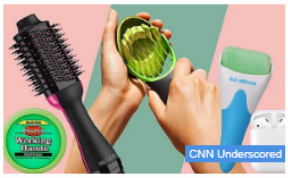

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Exhibit 170



THOMAS A. CLARE, P.C. CLARE LOCKE LLP MEGAN L. MEIER

December 22, 2020

Via Email and Federal Express

Rudolph W. Giuliani
1085 Park Avenue, PH 1
New York, NY 10128
Email: rudygiulianihq@gmail.com

Re: Notice of Obligation to Preserve Documents Related to Dominion

Dear Mr. Giuliani:

Our firm is defamation counsel to US Dominion Inc.[1] We write to you regarding recent false accusations that Dominion somehow rigged or otherwise improperly influenced the recent U.S. presidential election.

We trust that you are aware of the letters we sent last week to Sidney Powell and various media entities, demanding that they retract their myriad false and conspiratorial claims about Dominion. Because you have been, and continue to be, an architect and driver of the ongoing misinformation campaign against Dominion, we write to you now to (1) demand that you cease and desist making defamatory claims against Dominion[2] and (2) ensure that there is no confusion about your obligation to preserve and retain all documents relating to Dominion and your smear campaign against the company.

Litigation regarding these issues is imminent. With this letter you are on notice of your ongoing obligations to preserve documents related to Dominion's claims for defamation based on allegations that the company acted improperly during the November 2020 presidential election and somehow rigged the election in favor of President-Elect Joe Biden. Accordingly, you must ensure that you and your principals, agents, employees, partners, associates, paralegals, and subcontractors under your supervision, as well as any sources of information upon which you relied in making any statement (whether in writing or verbally) about Dominion are preserving and retaining all emails, text messages (including all messages exchanged on any messaging platform such as WhatsApp), audiovisual recordings, voice mails, drafts, notes, communications, documents, data, and electronically stored information of any kind that relate in any way to these matters. Without any

[1] We also represent and write on behalf of its subsidiaries, Dominion Voting Systems, Inc. and Dominion Voting Systems Corporation (collectively, "Dominion").

[2] For the avoidance of all doubt, this is a retraction demand pursuant to relevant state statutes and applicable rules of court.

limitation, this requires you to preserve all drafts, redline edits, versions, comments, and any other modifications to all legal filings that relate to Dominion or the November 2020 presidential election that you have filed, that you had any role in drafting or editing, or on which you appear as counsel of record; all research, due diligence, and any and all other work relating to every allegation of voting impropriety in the 2020 presidential election you have made (regardless of the format or forum in which such accusation was made); all research, due diligence, and any and all other work relating to every allegation you have made against Dominion (no matter the format or forum in which such accusation was made); and all drafts, redline edits, versions, comments, and any other modifications to any and all affidavits or declarations that were intended to be filed (regardless of whether such affidavits or declarations were ultimately filed) with complaints or other legal filings that relate to Dominion or the November 2020 presidential election that you have filed, that you had any role in drafting or editing, or on which you appear as counsel of record.

In addition, you must preserve, without limitation, all communications with:

- Any member, volunteer, staff, or employee of the Trump Campaign;
- Sidney Powell, Jenna Ellis, L. Lin Wood, and each of their partners, associates, and paralegals;
- Each of your own partners, associates, and paralegals;
- Every individual who provided you with an affidavit or declaration (regardless of whether such affidavit or declaration was ultimately used) in support of any and all complaints or other legal filings that were submitted in relation to litigation regarding Dominion and/or the November 2020 presidential election;
- Every reporter, editor, blogger, host, or other member of the media with whom you communicated about Dominion or the November 2020 presidential election, regardless of whether they published any of your claims; and
- Every individual who has compensated you or your firm in any manner for making public statements about, or submitting legal filings related to, Dominion and/or the November 2020 presidential election.

The laws and rules prohibiting destruction of evidence apply to electronically stored information in the same manner that they apply to other evidence. Due to its format, electronic information is easily deleted, modified, or corrupted. Accordingly, you must take every reasonable step to preserve this information until this matter is resolved. This may include, but would not be limited to, an obligation to discontinue all data destruction and backup recycling policies and procedures on any and all devices within your possession, custody, or control. Your obligation to preserve documents applies both to you individually, and to any entities that you control.

Confirm receipt of this letter and that you intend to adhere to our request to retain documents as set forth above. This is not a complete recitation of our client's rights and remedies, all of which are expressly reserved.

We look forward to your prompt response.

Regards,

Thomas. A. Clare, P.C.

Megan L. Meier

Exhibit 171

screenshot-twitter.com-2021.01.18-15_29_57
https://twitter.com/RudyGiuliani/status/1340999931616768001
18.01.2021



Rudy W. Giuliani
@RudyGiuliani

Let's find out,once and for all, did Biden cheat to become President like he cheated to get through law school?

PA, Ariz., GA, Michigan and Wisconsin should agree to let us
audit the Dominion machines.

What are they afraid of, if they didn't cheat?

No winner without an audit?

7:37 AM · Dec 21, 2020 · Twitter for iPad

21.2K Retweets **1.3K** Quote Tweets **71.9K** Likes

Exhibit 172

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15.

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TRANSCRIPT OF VIDEO-RECORDED INTERVIEW

RUDY GIULIANI

SEAN SPICER

Transcribed By:
TERRI NESTORE
CSR No. 5614, RPR, CRR

SEAN SPICER: Let's get some more on this from the leader of the president's team, Rudy Giuliani.

Mr. Mayor, thanks for joining us again.

Mr. Mayor, are you there?

RUDY GIULIANI: How are you, Sean?

SEAN SPICER: I'm great, thank you, sir.

Let me ask you, walk me through this case that you guys have filed with the Supreme Court.

Why is this different than the previous cases that you have filed? Why is it happening just now? And let me ask you this -- I know it's a lot to get into one question -- but even if you win that, is it just about the 20 electoral votes in Pennsylvania?

RUDY GIULIANI: Well, I mean, you have to go state by state. I remember an old adage that I learned from baseball, when you're down by ten runs, you can't score ten runs on one hit, so you got to get one run at a time.

So the way I look at it, we have to win one of these legislatures, and I think we have three good ones to pick from; Pennsylvania, Georgia, and Arizona, and I think in either one of those cases, there's a good chance that we've demonstrated enough fraud -- actually overwhelming fraud in a few cases -- that the state legislature has a very, very strong basis to make a determination the

election in those three states was stolen; that they in fact are the final arbiters, they're the final arbiters under the United States Constitution, and that in essence their state has filed false and fraudulent information with the United States government. The vote, as filed by Arizona, is a false statement. It's not true.

SEAN SPICER: So why are we -- why did it take so long to do this? Why couldn't this have been done two weeks ago, three weeks ago, a month? Because it seems like that now the Electoral College has met, it puts your guys' back up against the wall big time.

RUDY GIULIANI: Because it took that long to get a hearing. Nobody wants to hear us. We tried 80 courts. We didn't get a single hearing in any court. The courts wanted nothing to do with it. They used excuses like we were too late. We filed two weeks after the election and we were too late. Or there's no standing. It's kind of ridiculous to say that Texas has no standing.

They filed every excuse they could to avoid the merits. The only places we found that would listen even more than ten minutes to the evidence that we had were the state legislatures. It began with Pennsylvania and then Arizona and then Georgia, and they've been willing to go into the evidence and look at it.

And they were skeptical at first because the

propaganda is so great that there's no evidence of fraud, and over the last week they've seen so much evidence that they're really shocked.

I mean, for example, the videotape in Georgia is a -- it's a bank heist on television. I mean, you can see that 40,000 votes being stolen. You have to be an idiot not to realize that that's a stolen vote.

Or in Arizona. Arizona filed a piece of paper in which they attribute no votes to noncitizens. No votes.

Is it possible that in Arizona not a single noncitizen voted or is it possible that Arizona filed a false statement? I would say the second.

SEAN SPICER: Look, Mr. Mayor, I'm not a lawyer, but don't you have to actually prove that they did, versus them proving they didn't?

RUDY GIULIANI: We do, and we -- we do. The number of votes in Arizona we have to make is only 10,000.

Don't you think it's going to be pretty easy to show 10,000 noncitizens voted in Arizona?

All I need to do is have the state give me the names of the people who voted, run them against a LexisNexis accurate count, I'll come up with 40,000 noncitizens, but the state won't give us the names, nor will they let us look at the machines.

If they didn't cheat, Sean, why won't they let us

examine the machines? Why does the governor of Georgia continue to hold on to the machines that he paid $110 million for, and he refuses to let us examine the machines? I say --

SEAN SPICER: So do you have the access you need now, though, Mayor? Do you have that access?

RUDY GIULIANI: Because you're crooked and you fooled around with the machines. If you weren't afraid -- if you're Biden and you're not afraid of those machines and you don't want a cloud on your presidency, you'd say have at it, look at all the machines to your heart's content.

SEAN SPICER: Do you have the access you need now to prove it?

RUDY GIULIANI: -- crooked.

SEAN SPICER: Mayor, do you have the access to those machines that you just stated, to go in there and prove the allegation?

RUDY GIULIANI: You know, this has been -- this has been since somewhere in October of this year, it's been the strangest experience of my life. It's like I've been living in the Iron Curtain. I'm living in a country with the kind of censorship that I remember as a young child in East Germany, in the Soviet Union.

I can't get on -- I can't get on ABC, NBC, CBS.

I can't even get on Fox anymore. If I say the word "fraud," I'm thrown off the network.

I'm sorry, there was fraud.

I'm telling the truth and they're lying, and not only are they lying, they're practicing a level of censorship that is so un-American, that it's frightening, going back to banning any evidence about the Biden hard drive, which proves that the Biden crime family is a 30-year-long criminal syndicate.

SEAN SPICER: So speaking of that hard drive, today the Attorney General, Bill Barr, said that he will not appoint a special prosecutor, but I want to bring you back to these reports that in the oval office, Sidney Powell, who had been part of your legal team until she was dismissed, has been there at least three, potentially four times. There's a rumor that she is trying to become or people are advocating that she be appointed special counsel and that the voting machines be seized.

Can you tell us what's happening in the oval office, and what her role will be?

RUDY GIULIANI: Let me say definitively, Sidney Powell is not part of our legal team. She hasn't been for five weeks. She is not a special counsel for the president. She does not speak for the president, nor does she speak for the administration. She speaks for herself.

And she's a fine woman, a fine lawyer, but whatever she is talking about, it's her own opinions. I'm not responsible for them, the president isn't, nor is anybody else on our legal team.

SEAN SPICER: I got that part, right?

But if the reports are right -- and I know some of these folks have picked her up going in and out of the west wing -- but is she, to the best of your knowledge, meeting with the president about some of these strategic moves to either impound or seize voting machines or become a special counsel to investigate fraud?

RUDY GIULIANI: Well, look, it's my responsibility, as the president's lawyer, along with Jenna and some of the others, we're going to be extremely aggressive, we're going to fight for our client as hard as we can, but we're also going to do it within the bounds of rationality, common sense and the law.

And it can be done. There's no reason to go beyond anything. This election was a theft. It can be proven. I can tell you one simple thing that would prove it, make the American people feel really good: Five or six of these crooked governors could let us have access to the machines. In fact, if they did, maybe I would have to apologize for saying they're crooked.

But I have no idea why they're hiding these

machines. If I had these machines and they showed it was a legitimate election, I would have you come in and look at it tomorrow. But they have been fighting me for two months. They will not let us look at a Dominion machine because the 22 that we looked at were like Swiss cheese. Anybody could get into them. They ran the vote three times, it was three different results.

Well more than half the ballots never got registered, and they changed the vote 13 times.

Now, I'm sorry, I want to see the rest of the machines before I can figure out who won the election.

SEAN SPICER: Okay, Mayor, I don't have any time left, but I've got to ask you a quick question because I need you to explain this for me.

The Electoral College has voted -- and I think this is where viewers really need to get your insight -- the Electoral College voted. Congress meets on January 6th to count those votes.

My understanding -- and this is where I need you to shed some light -- is that the Supreme Court doesn't come back into session until January 8.

So walk me through real quickly -- and I apologize for jamming you on this -- how this works, because you've made this petition to the Supreme Court.

RUDY GIULIANI: Well, between now and then we're

working day and night in the effort to show these State legislatures that their state made a very big mistake; that their filing is a false statement, that it falsely represents the vote in their state and that it needs to be corrected. It needs to be corrected either by there being no decision, or in some cases it's quite clear that Trump won.

So that's our battle right now with the State legislatures and to somewhat with Congress, because that debate will eventually go to Congress in choosing which slate of electors to select.

So tomorrow night, for example, there's a hearing in the Arizona legislature, I believe it's the House, the Arizona House, and they're actually going to consider decertification. They're going to consider decertifying the vote in Arizona.

SEAN SPICER: Well, as this happens, Mayor, I want you to give us an update, feel free to come back.

I want to see where this goes.

RUDY GIULIANI: I sure will. Thank you so much, Sean. It's one of the best new things on television.

SEAN SPICER: Thank you, Mr. Mayor. I appreciate it. Thank you for sharing this with us tonight.

Look forward to having you back.

(End of recording.)

C E R T I F I C A T E

I, TERRI NESTORE, Certified Shorthand Reporter/ Transcriptionist, do hereby certify that I was authorized to transcribe the foregoing recorded proceeding, and that the transcript is a true and accurate transcription of my shorthand notes, to the best of my ability, taken while listening to the provided recording.

I further certify that I am not of counsel or attorney for either or any of the parties to said proceedings, nor in any way interested in the events of this cause, and that I am not related to any of the parties thereto.

Dated this 12th day of January, 2021.

_____
TERRI NESTORE, CSR 5614, RPR, CRR

Exhibit 173

File:

20201223 Cats At Night Special Guest Rudy Giuliani

JOHN CATSIMATIDIS: Mr. Mayor?
RUDY GIULIANI: Hello?
JOHN CATSIMATIDIS: Mr. Mayor?
RUDY GIULIANI: Hello?
JOHN CATSIMATIDIS: How are you?
RUDY GIULIANI: How are you? I'm good, John. I'm on Air Force One.
JOHN CATSIMATIDIS: Wow. I've never gotten a call from Air Force One since --
RUDY GIULIANI: Well, now you got one. We're heading -- we're going to be taking off in a little while --
JOHN CATSIMATIDIS: Good.
RUDY GIULIANI: -- for -- for Florida.
JOHN CATSIMATIDIS: Well -- the Promise Land. Tell us --
RUDY GIULIANI: Yeah, but I think we'll be working.
JOHN CATSIMATIDIS: -- what is going on in Washington?
RUDY GIULIANI: Well, there are hearings going on all over the place. I mean, there was a big hearing in Georgia today, in which the Secretary of State was really taken to task for not allowing an examination of signatures until

very, very late and -- and then in counties that are not questionable.

He was also -- he was also told that he has to make the machines available, and he had no good answer for why he's hiding the machines, the Dominion machines.

So hope- -- hopefully that's going to produce examination of more of those machines. And it seems to me that the Georgia legislature is out of patience with the governor and the Secretary of State covering up so much of this.

JOHN CATSIMATIDIS: Did they accept any money from Dominion or has anybody checked their bank accounts?

RUDY GIULIANI: I love the way you said that, John.

JOHN CATSIMATIDIS: I -- I mean, listen, me and you grew up in New York, follow the money.

RUDY GIULIANI: John -- well, let me put it this way: I cannot understand why they would hire a foreign company to count American votes. It's a Canadian company. It's owned by Canadians, number one.

Number two, the company has a history of making -- let's be generous -- a lot of mistakes.

SPEAKER: (Inaudible) board the aircraft.

RUDY GIULIANI: They gave them a $110 million contract for one -- one or two elections. There's a big, big, big, big contract. And immediately received complaints from the people in Georgia that the machines don't work.

We -- we have a woman that we talked to in Coffee County -- in Coffee County, Georgia, who said that the machine -- they -- they ran the name Trump into the machine about 20 times and it wouldn't pick up the name Trump in the machine that she had.

JOHN CATSIMATIDIS: Wow.

RUDY GIULIANI: So -- so -- and, of course, the one that we had in Antrim County, it -- it rejected for adjudication 82 percent of the ballots. I mean, no machine should reject 82 percent of the ballots.

So these are very, very questionable machines. And the thing that makes it even more suspicious is, all of the Secretaries of State who are -- who are claiming there was no fraud, or no fraud or no fraud, they won't let you examine the machines.

So if they were so sure these machines are

clean, why not let us examine them? We have a -- we have a staff of people who are all ex-military, who are all experts on this. They can do the examination in three-four hours. So far every machine they've examined they said is like a piece of Swiss cheese. Anybody can get into it. Anybody can access it. Anybody can change it.

But they -- and the machines they looked at they saw changes of vote. So we would like to see how many more of those are like that. And it makes me very suspicious that they're fighting so hard to hold them back.

KEVIN MCCULLOUGH: Mayor, it's Kevin McCullough, and we appreciate you coming on.

RUDY GIULIANI: Oh, yes, Kevin. How are you?

KEVIN: I'm doing well. Question about the Eric Kumer and the Dominion thread that they've gone back to Fox and Newsmax and OAN with, I'm just curious if -- if you -- what you think of -- of their threats to take legal action against those entities, based on what Sidney Powell and others have said about the Dominion machines.

RUDY GIULIANI: Well, I would -- I mean, I would love to take discovery of Dominion.

KEVIN: That's what I was wondering.

RUDY GIULIANI: I mean, oh, my goodness, would I like to take discovery of Dominion. I mean, it's a -- it's a company that has a very, very questionable background. The two people involved I know have made trips to -- to Venezuela. They bought up a company called Sequoia that had just been basically disqualified in Chicago, so they could hide the name Sequoia that nobody would do business with, except they were doing business the Dominion, it was really Sequoia.

And they have a very, very interesting -- a very interesting history. And it would be fascinating to take discovery of their financial records.

Why they're threatening -- the only thing I can think of is, that somehow or other George Soros is involved in this. Soros -- Soros' partner and good friend, is the chairman of Smartmatic. Smartmatic and Dominion have done business together for years.

A lot of Dominion software is Smartmatic software. And I would love to see the connections between all those companies. It would be

fascinating.

But the real question is why -- why does an American governor use a foreign company to count American votes? We have plenty of American companies where the vote would stay exactly in the United States. The votes here went over to Germany. Why should our votes go over to Germany?

A lot of questions. But the most important thing is, they won't allow us -- Dominion can settle the whole thing. They could -- they could call me up and say: Giuliani, you want to find out how good we are? You bring your team in here, they can -- they can examine it soup to nuts. They'll make every machine available to you. You -- come on in, come and take a look at it; we can show you that our machines are 100 percent and you're dead wrong.

I would -- I -- I would do that. I would go look. And if I'm wrong, I'm wrong. I don't think I am.

KEVIN: Mayor, what -- what do you want the state legislatures to do between now and January 6th?

RUDY GIULIANI: I want the state legislatures to either allow a complete forensic

study of the Dominion machine, and all of the signatures and ballots -- when I say all, I mean, in the counties that in question and in the states that are in question. We're really just talking about six places.

Or I want them to decertify it, and say that on the -- on the basis of what they have, they cannot certify that the numbers are correct.

I'll give you one simple example: No way you can certify the numbers in Arizona. Arizona has -- does not claim one single noncitizen voted. So if you look at that number, not a single noncitizen voted.

However, Arizona will not give us a list of the people who voted; so that in one day I can run that list against the list of illegal immigrants, and probably show that somewhere between 50,000 and 250,000 illegals voted, which would render the election completely wrong. And they only won by 10,000 votes.

So if you don't think that -- that a noncitizen voted in Arizona, then you're some- -- you're out of your mind. And the piece of -- and the -- and the -- and the numbers they submitted to Washington swear that they're true. Not only

that, 7,000 dead people voted, and they left the dead people in the same numbers they sent to Washington. That's a complete lie.

You add up those lies and they get way beyond the 10,000 that Biden won by. And that's why we're very upset.

And -- and then when you say to the -- when you say to the governor of Arizona and the Secretary of State, let me see the ballots, let me get everybody that voted to see how many illegal immigrants voted, they said no.

When you say show me the machines, they say no. When you say show me the mail-in ballots so we can make sure they're legitimate, they say no. This isn't private property. If they had nothing to hide, why are they -- why are they holding these things back?

JOHN CATSIMATIDIS: And why -- nobody understands Attorney General Barr. Why is he taking the attitude he's taking? I -- I know he --

RUDY GIULIANI: I don't know, John. I don't know.

JOHN CATSIMATIDIS: -- he was originally loyal to the Bush family. And the Bush family was

against Trump; is that -- is that a connection?

RUDY GIULIANI: That's -- well, I mean, he -- he worked -- he worked for -- for the first Bush. You know, for -- for 41. I don't think he worked for 43. And then he worked for -- for the President. I mean, when he first became Attorney General, I -- I couldn't have thought more highly of him.

I thought he was very courageous and I thought he handled things really, really well. I don't know what happened. At some point -- at some point when the Biden stuff started to come out, instead of investigating it, he put it on hold. And it -- whoever made that decision did a great disservice to the country, because these things we're finding out now, I knew about them two years ago, and they could have been investigated two years ago.

So I must say --

JOHN CATSIMATIDIS: Have you -- have you recommended to the President to get a special counsel?

RUDY GIULIANI: Well, I can't tell you what I recommended to the President; but I -- I can tell you, I would very much like to see a special

counsel.

JOHN CATSIMATIDIS: I just --

RUDY GIULIANI: Unfortunately, I've got to run to -- to see the boss.

JOHN CATSIMATIDIS: I -- I understand. I just heard in the background that --

RUDY GIULIANI: Right now.

JOHN CATSIMATIDIS: -- the president is coming on board Air Force One.

KEVIN: That's right.

JOHN CATSIMATIDIS: I understand --

RUDY GIULIANI: We have some work to do.

JOHN CATSIMATIDIS: -- there's a rumor around there's going to be more pardons tonight. Is that going to happen?

RUDY GIULIANI: I don't know. I'm not really deeply involved in that, they just happen around me. But this is the time of year you do it.

I used to handle pardons for Ronald Reagan, and this is when he would always do two-300 pardons. Christmastime is the time to do them, if you're going to do them, right?

JOHN CATSIMATIDIS: Yes. You know, everybody --

RUDY GIULIANI: Right?
JOHN CATSIMATIDIS: -- deserves a second chance, Rudy.
KEVIN: See some good cheer in all --
RUDY GIULIANI: I've big a believer in that, John. I -- I used to be in charge of pardons for President Reagan. I think we did over 1,000. You know, and I really -- really, they were wonderful stories to read. You know, somebody gets in trouble, they straighten their life out; or in some cases, somebody is framed, you know, and you do justice.
JOHN CATSIMATIDIS: Yeah.
RUDY GIULIANI: It's -- it's a nice thing. It's a good thing. Well, everyone have a very Merry Christmas --
JOHN CATSIMATIDIS: Merry Christmas.
RUDY GIULIANI: -- John.
RUDY GIULIANI: -- wonderful family. You, too. Everybody have a wonderful Christmas.
JOHN CATSIMATIDIS: We'll catch up soon.
RUDY GIULIANI: Yep. Very soon. Bye-bye.
KEVIN: That guy -- that guy is working hard, John.
JOHN CATSIMATIDIS: He's working hard.

(End of the recording.)

C E R T I F I C A T E

I, JACKIE MENTECKY, do hereby certify that I was authorized to transcribe the foregoing recorded proceeding, and that the transcript is a true and accurate transcription of my shorthand notes to the best of my ability taken while listening to the provided recording.

Dated this 29th day of December, 2020.

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JACKIE MENTECKY

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Exhibit 174

FILE NAME:

21.

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TRANSCRIPT OF VIDEO-RECORDED INTERVIEW

RUDY GIULIANI

CHRISTINA BOBB, OAN

Transcribed By:
TERRI NESTORE
CSR No. 5614, RPR, CRR

OAN ANCHOR: -- singularities in the 2020 election. This week Christina sat down with President Trump's lawyer, Mayor Rudy Giuliani.

CHRISTINA BOBB: Sir, thank you so much for joining me.

RUDY GIULIANI: You're welcome.

CHRISTINA BOBB: So I know you've been front and center and fighting really hard for President Trump in the legal efforts. Can you tell us where we're at and where you see, you know, the next few days and maybe weeks going.

RUDY GIULIANI: Well, I mean the real key to this is the State legislatures, and four or five that have the evidence that the election was stolen from President Trump. That's the only way I can put it.

There were numerous acts of fraud, amounting to hundreds of thousands of votes that were stolen from him, which you can clearly demonstrate were -- I'll give an example. In Pennsylvania, 168,722 votes were entered secretly, surreptitiously, without any observation by republicans of the mail-in ballots as not only the law requires, but common sense would say you have to do that in order to avoid fraud. Those ballots are all illegal. That more than overcomes the margin in Pennsylvania and means that Trump won Pennsylvania, not Biden.

CHRISTINA BOBB: Right. President Trump has been tweeting out this week about over 205,000 --

RUDY GIULIANI: There were more -- there were more votes, there were more ballots than there are official ballots. There are dead people who voted in large, large numbers. There are overvotes in precincts, meaning more people voted than are registered in the precinct. In some cases more people voted than lived in the precinct.

Philadelphia probably leads the country in cheating. I mean, there's no doubt about it. Detroit is a close second. In Detroit, you've got proof of a hundred thousand ballots that were brought in in the middle of the night, they were basically all for Biden, there were three witnesses who demonstrate that, and it's also backed up by scientific evidence by the vote count.

You've got Wayne County, which essentially Detroit, 71 percent of the precincts don't balance. What does that mean? That means that in 71 percent of the precincts in Detroit, there were more votes than voters.

So if there are more votes than voters, that means that the rest of those votes are phony. They're phony votes. What could they be? They could be somebody going in and voting for Biden four times. One person votes four times. So now you end up with more votes than

voters.

It can mean some democrat official getting in there and doing seven, eight, nine, 10, 12 votes while nobody's looking. That's how you have more votes than voters, because a physical voter didn't actually make that vote. And of course the Dominion machines were the machines that were used, which are basely built to cheat.

CHRISTINA BOBB: And we've seen a lot of this information coming out and I know your team, your legal team, has done a lot of work on this and we've seen mathematical anomalies, statistical anomalies, issues with the machines, issues with the ballot, issues with dead people vote, overvote. You know, there's been a lot of information that has come out and the public seems to have an outcry -- and I know at OAN here we've heard from a lot of our viewers that are very upset about it, but yet there doesn't seem to be a lot of action from state and local leaders.

RUDY GIULIANI: Because they're afraid because of the censorship. This is unprecedented. It's been going on now for about four or five months. It began with the censorship of the Biden hard drive, which shows that the Biden family has been committing crimes for 30 years.

That was completely ostracized, censored. You never saw anything about it on ABC, NBC, CBS, high-tech

out of -- you can't get it on the internet, they'll take it off, they'll take you off the internet. It's like you're living in Venezuela or China or the old Soviet Union. It began with that. That censorship never should have happened.

Now people are finding out what crooks the Bidens are. That information was available for a year and it was hidden, covered up by the press.

Now they're covering up the evidence of fraud.

Well, it would be a tragedy if we found out a year from now just how this election was stolen. We might as well find it out right now and fix it.

CHRISTINA BOBB: Absolutely. And I know you've been doing a lot of work on that and your team has made a lot of progress and there is the possibility that the State legislatures could choose the Trump electors or some other method to come forward, and I get the sense that a lot of the public would be shocked and very surprised that that could happen but it is actually playing out but people aren't talking about it.

RUDY GIULIANI: Each one of those legislatures has more than enough evidence to decertify, and certify Trump as the winner. Certainly in Georgia, it's on tape. I can show it to you on tape. So people will say you shouldn't say "fraud." Well, I have to close my eyes to

the truth. I've got to close my eyes to a videotape showing people stealing votes. I can calculate the number, because of the fact that there's a record of it. It's about 120,000 votes that they stole. The only -- Biden won Georgia by 10,000. It wipes out his victory.

Trump then actually won it by 110,000 votes.

And then there's another 200,000 votes in Georgia that can be proven to be fraudulent.

In Michigan -- in Michigan, 71 percent --

71 percent of the precincts in Wayne County, they don't balance. That means more people -- more people -- there were more votes than people, in 71 percent of the precincts.

CHRISTINA BOBB: That's pretty high.

RUDY GIULIANI: Which means they were cheating all over the city. The city was awash with cheating.

CHRISTINA BOBB: Right.

And then in the Antrim County --

RUDY GIULIANI: And we're supposed to say there was no cheating? It wasn't like a little bit of cheating.

71 percent --

CHRISTINA BOBB: That's a very high percentage.

RUDY GIULIANI: -- of the precincts in Wayne County cheated.

CHRISTINA BOBB: And we saw it in the Antrim

County report, there was a 68 percent error rate.

RUDY GIULIANI: 68 percent error rate and an 82 percent rejection rate. Now, I didn't even know that happens in a voting machine. I didn't know the machine could do this. You think you go in and vote for Biden or Trump, the machine decides it isn't clear enough and it puts it in for adjudication and then some apparatchik, usually democrat, gets to choose, is the ballot clear enough? That was 82 percent in Antrim County.

And by the way, in counties surrounding Detroit, three counties, it was over 80 percent.

So actually only 20 percent of the people got the vote for sure that they made. The other 80 percent have no idea who they voted for.

CHRISTINA BOBB: How did we get here? It's really shocking. I think some people might have a hard time grasping it, because we think this is the United States of America. How are we at the point where 20 percent of our votes count?

RUDY GIULIANI: We got here because the democrat party, unfortunately, at the very top has become exceedingly corrupt. Not democrats. Democrats are honest people -- no more honest or less honest than republicans.

Not most democratic politicians, but it was corrupted from the head, and that started with Bill

Clinton. I mean the leadership of the democratic party has been thoroughly corrupt since Bill Clinton, and they believe they can do anything. They believe they can commit crimes like the Bidens and have it covered up for them. They believe they can steal. They stole a little, then they stole more, then they stole more, and now they've done a monumental theft, and it's being covered up by the press.

Why wouldn't they do it, if they're not honorable people, if the press allows them to do it? I mean, the press and the democrats that are accusing us of sedition because we say there's fraud, what kind of strange world do we live in, that I have videotape of fraud and I'm supposed to pretend it doesn't exist?

CHRISTINA BOBB: Well, but we see similar corruption or stalling tactics in the republican party as well. Isn't it fair to say that some of your greatest obstacles are republicans at the moment?

RUDY GIULIANI: Republicans are afraid. I'm not saying that republicans aren't -- there aren't some republicans who are crooks also. There are. I mean, I've put both in jail. In fact, there was a period of time in which I thought it was pretty equal.

But I think at the top level, the democratic party has become exceedingly corrupt.

Who would have thought that a sitting vice president of the United States would have a son taking money from communist China? And hide it and lie about it. But not taking money, taking billions. Who would have thought that a man who is running for president, two years before he ran for president would go into partnership with Chinese communists and think he could get away with it?

It shows you how entitled they feel, the democrats feel, to violate our laws, violate the general rules of our country and do whatever they want to do.

I mean, they just put -- pulled off a tremendous crime and it is being covered up pretty effectively. I mean, I am shocked that 50 percent of the American people believe that there was fraud. I don't know how they got the information. I guess OANN and a couple of other places, and I guess it's a credit to the fact that still plenty of things get out on the internet, and it's a credit to the intelligence of our people that won't be -- become just little sheep that listen to everything the New York Times lies to them about.

CHRISTINA BOBB: Right. January 6th is just a couple of days away, just around the corner, and then of course January 20th is a few days after that, about two weeks after that.

What happens over the next few days before

Congress, you know, votes or comes into session on the 6th, and then what happens after that?

RUDY GIULIANI: Well, we work very, very hard to try to get the legislatures, at least a few of them, to make the --

(End of recording.)

C E R T I F I C A T E

I, TERRI NESTORE, Certified Shorthand Reporter/ Transcriptionist, do hereby certify that I was authorized to transcribe the foregoing recorded proceeding, and that the transcript is a true and accurate transcription of my shorthand notes, to the best of my ability, taken while listening to the provided recording.

I further certify that I am not of counsel or attorney for either or any of the parties to said proceedings, nor in any way interested in the events of this cause, and that I am not related to any of the parties thereto.

Dated this 13th day of January, 2021.

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TERRI NESTORE, CSR 5614, RPR, CRR

Exhibit 175

FILE 20

GEORGIA RUNOFF LOOMS

01-05-2021

ANNOUNCER: Now on 77 WABC, it's time for the former Mayor of New York City, America's Mayor, Rudy Giuliani.

RUDY GIULIANI: Good afternoon, everyone. This is Rudy Giuliani, and I am live from the District of Columbia, the capital of the nation on 77 WABC, and of course we really appreciate your calling in, and I can't tell you how much I appreciate your telephone calls, and I'm going to get to speak with you on Chat with the Mayor. You call me on the Tunnel to Towers Foundation hotline at 1-800-848-WABC. That's 1-800-848-9222. Help Tunnel to Towers to do good. Donate $11 a month to T2T.org. That's T, number 2T.org. That's 1-800-848-9222.

So we are on the eve of a day that will live in history. Tomorrow, January 6, 2021 will be written about in our history books, as long as we still have history, forever. I mean, it's like the Jefferson/Burr disputed election in 1800 that went into 1801. It's like the Tilden/Hayes disputed election in 1876 that went into 1877, and it's like Bush/Gore which got concluded in 2000, but it was our last really disputed election that got into formal process, let's put it that way. We've had other minor disputes and threats of disputes and whatever,

but those are the three, all of them very historic, all of them you learn about in American history when we taught American history and in those places where we still teach it, and this will be in the history books, so you're going to live through it. You're going to live through it tomorrow, and I have with me Dr. Maria Ryan who, in addition to being a medical expert, CEO of a hospital and a nurse practitioner and a Ph.D. in hospital management, she is a very, very involved political person from New Hampshire, has been all her, and has been working very hard in her part time to help President Trump, both during the election, and now has been doing a great deal of work in assembling some of the thousands of witnesses or the thousand witnesses that we have, and has a good grasp of this. so she's going to help me and answer some of your questions because sometimes your questions are to complicated. No, actually, they're not. They're always very good, but it's always nice to have partner for it.

So let me first tell you and remind you that there's a big election going on today, oh boy, oh boy, Kelly Loeffler and David Perdue against their democratic socialist rivals. What's at stake? What's at stake is the Senate, but more than that,

what's at stake is are we going to have socialized medicine. You know, you're going to lose your plan, you're going to lose your doctor, you're going to lose your coverage, you're going to lose everything. That's what they would do if they had a Democrat senate.

Maria, what do you think of that? I mean, this is something that you live with day in and day out and have for your career.

DR. MARIA RYAN: Yeah. It's a very stressful time, right, what we're going through as a country. Not only are we going through a pandemic, we're going through a time we haven't seen before where our civil liberties will being taken from us. The little working man is under attack every day and we feel helpless. It's an awful feeling, a demoralization feeling, and then the fraud with our election.

We as Americans have election prouded ourselves that we have a free democracy that our elections are fairly secure. I mean, we've all known about some fraud taking place. Ballot harvesting, it's illegal in many, many states, not legal in California, and that's where someone is paid to go and get ballots from people, maybe in a nursing home, to people that are mentally ill, and it's a coercion

tactic where they can help that person fill out the ballot. But knowing that, the people keep talking to me about I feel helpless.

RUDY GIULIANI: Yeah.

DR. MARIA RYAN: We know this election was stolen, and what do we do about it.

RUDY GIULIANI: And it's very bad in Georgia because the Georgia legislature probably was the most diligent about having hearings. They much had 50 witnesses at least, all very, very compelling and substantive. They had the witness that had gotten the security tape, the nine-hour security that reveals voter theft in living color on television, bare minimum 30,000 votes converted into 130,000 to eight thousand, advantage for Biden. That alone would flip Georgia from Trump to Biden, and there's also so much more evidence there in Georgia that it's remarkable. Probably wouldn't have had all that evidence not only because of our team's work, but the work of the legislators and the people of Georgia who brought the evidence to us.

DR. MARIA RYAN: These people are brave. You know, again, I grew up in the wonder years where you think red, white and blue, you always tell the truth. These people who came forward were ridiculed, their jobs were threatened, yeah.

RUDY GIULIANI: Plus some lost their jobs, some lost their career, some lost their business, some need protection. Look what happened to Senator Hawley last night, disgraceful, disgraceful.

DR. MARIA RYAN: Disgraceful is right.

RUDY GIULIANI: Now we're getting reports and we should have more on it at 3:30. We're getting reports of widespread voter problems, big problems in Georgia, of course, because look --

DR. MARIA RYAN: Voter suppression, right?

RUDY GIULIANI: The governor of Georgia, the secretary of state of Georgia, the best thing I can say about them, and I can say a lot more about them, is that they're useless. They are completely useless idiots. They refuse to acknowledge that they had massive voter fraud in the election on November 3rd. As a result of refusing to acknowledge it and lying as the gentleman did in his conversation with the president, which the little squirmy weasel taped without the president's knowledge. What a squirmy --

DR. MARIA RYAN: And there was nothing wrong with what the president said.

RUDY GIULIANI: Had a great conversation. Actually, several of the --

DR. MARIA RYAN: If you listen to it in full.

RUDY GIULIANI: Several of the pro Trump or fair publications and radio stations that actually played the Trump part of the speech as a positive speech of exactly the fraud that went on in Georgia. Like the secretary of state had said, Mr. President, we had only two dead people who voted. How many do we have the names of, Maria, right away today?

DR. MARIA RYAN: We have 800.

RUDY GIULIANI: Yeah, 800.

DR. MARIA RYAN: Completely. There's ten thousand names on there.

RUDY GIULIANI: There's a lady who died on January 1st and she voted on October 26th. That's pretty good. That's a pretty good trick.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: And there's 800 of those. It's going to grow, grow, grow, grow, grow, probably end up to around four to 5,000 for sure. That's half the margin.

DR. MARIA RYAN: Right.

RUDY GIULIANI: Half the margin, so the guy's a complete liar. He said they weren't shredding ballots. We have two incidents of ballot shredding, and we've got an incident of ballot shredding that's going to knock their socks off. Big liar. Their failure to

acknowledge that, either by being in denial or by being liars or compromised in some way, has now meant that all that same cheating is going on in this election for the senate. Loeffler and Perdue are not getting a fair shot at it. The mail-in balloting that went on up until now, three million votes, same cheating in that, and now we've got machine breakdowns all over the Republican part of Georgia, not in the Democratic part, in the Republican part. And what they're doing is, and this is the way the machines, the Dominion machines cheat, they move the votes to adjudication. But now they're moving them to provisional ballots.

DR. MARIA RYAN: Yeah. Explain provisional ballots.

RUDY GIULIANI: So you can't vote normally, so you have to vote, sign an affidavit, vote, give it to somebody. If they don't do provisional ballots, they do something else with these cheating machines. 80 percent to 84 percent so far of every machine we've looked at in Georgia, and they are concealing the rest of the machines, sent 80 percent of the votes for adjudication.

DR. MARIA RYAN: Crazy.

RUDY GIULIANI: Did you ever hear of that?

DR. MARIA RYAN: I never in my whole life.

RUDY GIULIANI: Here's what it means. I bet

you don't know about this. You go to vote, you put down Trump. You walk out, you think wow, at least I voted for him.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: Uh-uh. You only had a 20 percent of voting for him in Georgia because 80 percent of the ballots go to adjudication. That means that somebody comes in, some government -- a Democrat from a democratic area, and looks at it and says oh, I don't think that was clear enough, so I think --

DR. MARIA RYAN: It's actually not funny.

RUDY GIULIANI: I think she really voted for Biden and moved the vote over to Biden. They do the same thing with the provisional ballots.

DR. MARIA RYAN: 80 percent of the time that's BS.

RUDY GIULIANI: It shows you that it's a crooked voting machine. A voting machine should not be moving 80 percent of the ballots to adjudication. One percent maybe, less than one percent if it's a decent voting machine. So why did the secretary of state, Raffensperger, give the contract to a foreign company that sends the votes overseas.

DR. MARIA RYAN: And why did he lie to our

president, only two people dead?

RUDY GIULIANI: Do you think there's maybe something suspicious about it?

DR. MARIA RYAN: Yeah, very suspicious.

RUDY GIULIANI: And $110 million contract?

DR. MARIA RYAN: Yeah. Was there some kind of kickback?

RUDY GIULIANI: Oh, no, no, no. We don't want to say that.

DR. MARIA RYAN: All right. I'm going to put my halo back on.

RUDY GIULIANI: We can't say he's crooked at this point. All we can say is he's a dirty liar. He's a complete liar.

DR. MARIA RYAN: Dirty birdie liar. But hey, this concerns me, Rudy. Breaking news about these machines, right?

RUDY GIULIANI: We're going to have more on it at 3:30 with a person in the field.

DR. MARIA RYAN: Great.

RUDY GIULIANI: Who's observed all of this, observed all this machine breakdown and all the cheating that's actively going on right now by the crooked Democrats in Georgia that stole the presidential vote from President Donald Trump. Don't let anyone tell you

there wasn't fraud in this election. It is on television. You come to me and I will show you the video.

DR. MARIA RYAN: Multiple videos, too.

RUDY GIULIANI: Go to Rudy'sCommonSense.com and look at it to your heart's content and you will find out that what we're saying is true and what they're saying is not just a cover up, it's cover up of a massive crime, and God willing it's going to come out before this country really starts heading in the wrong direction and we can't start to move it back.

Coming up I'm going to get to speak with you on Chat with the Mayor. Call me on Tunnel to Towers Foundation hotline at 1-800-848-9222. Help Tunnel to Towers to do good. Donate $11 a month to T2T.org. That's T, the number 2T.org. To hear me discussion all of this, the election, the condition it's in, go to my podcast, Rudy'sCommonSense.com. There will be a new one today. I think it will be out at 6:00. And to listen to us on Alexa, simply say Alexa, enable the 77 WABC skill.

ANNOUNCER: We are New York, talking about what matters to you. Now it's former New York City Mayor Rudy Giuliani on New York's Talk Radio 77 WABC.

RUDY GIULIANI: Rudy Giuliani back with you.

I have Dr. Maria Ryan with me today.

DR. MARIA RYAN: Hello. Hello.

RUDY GIULIANI: And we're going to get to talk to you on Chat with the Mayor, so let's head to the Tunnel to Tower Foundation hotline at 1-800-848-9222. 1-800-848-WABC. Remember, donate $11 a month to the Tunnel to Towers Foundation at T2T.org.

The first caller is?

DR. MARIA RYAN: Fred from Manhattan.

FRED: Hi, Mr. Mayor and hi, Dr. Ryan.

DR. MARIA RYAN: Hello.

FRED: Hi. We know that the Chinese communist party wanted President Trump to be defeated for obvious reasons.

DR. MARIA RYAN: Yes.

FRED: A little over a month at the end of September the consul general of the Chinese Consulate in Houston met with Governor Brian Kemp.

DR. MARIA RYAN: Ooooh.

THE COURT: A little over a month before the election, and I have been trying to figure out why two Republicans, the secretary of state and the governor, have been pretty much on the opposite side of what the Trump campaign would like to see. And I'm just wondering if there was any connection between this visit

and what happened subsequently?

DR. MARIA RYAN: What do you think, Rudy?

RUDY GIULIANI: Well, he met with the Chinese ambassador was it?

DR. MARIA RYAN: Who was it, Fred?

FRED: I'm sorry?

RUDY GIULIANI: Who did he meet with, the Chinese ambassador did you say?

FRED: The consul general.

RUDY GIULIANI: Oh, the consul general in Houston, Texas.

DR. MARIA RYAN: That's where all the spies were.

RUDY GIULIANI: It's kind of a strange place for the Mayor of Georgia to meet with the consul general, right, in another city?

THE COURT: Right. And Houston, as you just said, is like a spy den.

DR. MARIA RYAN: Absolutely.

THE COURT: Reported to be a spy den for the Chinese.

RUDY GIULIANI: Well, there's always a big question, there's always a big question and, you know, there's a big question about whether there's Chinese money in Dominion, the voting machine company. It is a

Canadian company, so that's bad enough in the sense we're using a foreign company to count our votes, but there's a big question as to whether there was a big infusion of cash by China which if somebody had ever had the courage to investigate then we could find out about. So I can't tell you if there's a connection. I can tell you it's going to be investigated. There's something wrong with the governor and the secretary of state.

DR. MARIA RYAN: Something's wrong. It doesn't smell right.

RUDY GIULIANI: They're lying in a way that's almost ridiculously stupid to say the election in Georgia was clean or the cleanest ever.

DR. MARIA RYAN: Then they don't know their own people because the complaints and concerns are coming from Georgians.

RUDY GIULIANI: We're not making -- like some idiot, some little fat idiot was on the other day that works for Raffensperger. Raffensperger was supposed to have a press conference.

DR. MARIA RYAN: Yeah. His last name was Sterling. He's like the election manager, Gabriel Sterling.

RUDY GIULIANI: Raffensperger was supposed to have a press conference, and a la Biden he went into a

basement and didn't answer any questions, but he sent out this guy Sterling who then accused really me, my legal team, of doctoring the tape of the woman who was clearly stealing ballots. It looks like a bank robbery.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: And this woman is also on tape playing around with hard drives.

DR. MARIA RYAN: You never even had the tape in your possession, come on.

RUDY GIULIANI: I never touched it, I couldn't have doctored it. It came from a sports arena. It's just exactly the same as it was before. I saw it for the first time in the legislature. I saw it for the first time when everybody else saw it. In any event, he just makes the wild accusation that we doctored it.

You don't have to doctor it. It's nine hours, and they play out an entire voter theft right in front of you. You can see it. You can see them getting rid of the people that were watching, you can see them close down the doors, you can see them casing the joint, you can see them being very careful, and then taking the ballots out from under tables. You don't keep ballots under tables. Then you can see them furiously counting them with nobody around, constantly looking around making sure

nobody's looking, and then you look at the breakdown of votes during that period of time. It was 134 Biden and 8,000 for Trump, and that is the margin by which they brought him back, they brought Biden back when nobody was around in the secret of the night when nobody was looking, just the way crooks do it.

So there's something wrong with these guys. They have that tape. They can see that tape. They've got to know that today there are all of these allegations of machines breaking down just in Republican areas, and what does the election depend on? The election for the Republicans depends on a big turnout today. The you bust up the machines and you tell them come back later, you keep the vote count down.

DR. MARIA RYAN: How can you come back? You arrange child care, you're getting out of work.

RUDY GIULIANI: All you have to do is cut down turnout by ten percent.

DR. MARIA RYAN: This is voter suppression.

RUDY GIULIANI: Yeah. It's voter suppression, voter intimidation.

DR. MARIA RYAN: The governor --

RUDY GIULIANI: Voter elimination.

DR. MARIA RYAN: I don't know, maybe national

guard. The governor should be on the ground right now looking into this.

RUDY GIULIANI: Now, why wouldn't a Republican governor -- let's say he got caught by surprise with a crooked election for president. Why wouldn't he straighten things out between then and now, which he could have done.

DR. MARIA RYAN: Absolutely.

RUDY GIULIANI: He could have changed a consent decree, required more scrutiny of signatures, he could have examined the machines and allowed -- he is fighting us tooth and nail to look at those -- he won't let us look at those machines. So you've got to tell me, tell me the secretary of state and the governor, if they run an honest election wouldn't they be wanting to show those machines to the whole world and say look, look how Trump and Giuliani are falsely -- look how good my machines are. Wouldn't let us see a single machine.

I seem to remember when I was a U.S. attorney, that's what crooks do. So let's try -- let's try Linda from Long Island.

LINDA: Hi.

RUDY GIULIANI: Linda.

LINDA: I love you both. I try never to miss this show, the only one.

You know your broken windows theory? That really worked in New York and made us a really good city. This is exactly what happened. Hilary Clinton got away with everything she did, and they saw that. They saw nobody did anything, like any criminal. They never did a thing about her, you know. They let her get away -- she got away with everything.

DR. MARIA RYAN: Ben Ghazi.

THE COURT: And they're thinking they're going to get away with it now, and they are.

RUDY GIULIANI: Biden is getting away with making millions over the last 30 years by selling his office.

DR. MARIA RYAN: Kickbacks.

LINDA: Exactly.

RUDY GIULIANI: All proven. All proven on a hard drive, all proven with text, tape record things, recordings, documents, proven 50 times over and they are covering it up. Who is they? They is the establishment.

LINDA: Really, everyone I talk to, everyone knows. Most people know that it's crooked, so what so we do? What do we do.

RUDY GIULIANI: I'm going to tell you that one when we come back.

LINDA: Thank you.

RUDY GIULIANI: I'm Rudy Giuliani with Common Sense. We're going to uncover the truth and get to a solution on Talk Radio 77 WABC.

ANNOUNCER: Mayor Rudy Giuliani on 77 WABC.

RUDY GIULIANI: Rudy Giuliani. I have Dr. Maria Ryan with me. Now I get to talk with you on Chat with the Mayor. Let's turn to Tunnel to Towers Foundation hotline 1-800-848-WABC. Help the Tunnel to Towers Foundation do good at T2T.org.

And Maria, we have a special guest, Kathy and Preston who are in Georgia and have eyewitness information about what's going on there. Preston, Kathy?

PRESTON HALIBURTON: This is Attorney Preston Haliburton from Georgia.

RUDY GIULIANI: And you're with Kathy?

THE COURT: Hi. This is Kathy from Custer County, yes.

RUDY GIULIANI: So tell me what's going on in Georgia right now.

KATHY: Well, we've been having a lot of problems. I'll let Preston start and then I can fill y'all in.

RUDY GIULIANI: Please, yeah. We're very

interested.

THE COURT: My law office here in Georgia, I'm located in middle Georgia, west Georgia and Atlanta, and we're getting bombarded with calls from whistle blower complaints to issues with machines to chains of custody to provisional ballots not being handled properly and an overall just a general distaste of trust from the general constituents out here. This is all coming into my office. I think Kathy in her position, she's a client of mine, I think she can kind of go into some specifics being on the ground there. Kathy.

RUDY GIULIANI: Good. Good.

DR. MARIA RYAN: Kathy, what is your roll?

KATHY: Well, I'm first of all the county chair for Coppee County, but I'm also the under 80,000 share for the Georgia Republican Party, so I'm over the rural counties of Georgia.

DR. MARIA RYAN: Okay.

KATHY: So I'm getting a lot of input in -- I'm getting a lot of information from all these other counties of things that are happening, so.

DR. MARIA RYAN: Give us some examples of what's going on on the ground.

RUDY GIULIANI: Yeah. Do specifics.

KATHY: First of all, here in Coppee County we

had a problem for about two hours with the ENet system. That's the computer system that checks in our voters. It went down for two hours.

DR. MARIA RYAN: Oh, my goodness.

KATHY: I know. Well, luckily a lot of our county supervisors who've been doing this for a number of years, they know to print a paper roll so they can check voters off then with a paper roll. Now of course, our secretary of state tells them not to do that, do not print a paper roll. You know, a lot of our supervisors have been doing this for a number of years. They know how to do backup, and so, you know, luckily --

DR. MARIA RYAN: Why would the secretary of state tell you not to do a great backup plan.

KATHY: That's what they've been told.

DR. MARIA RYAN: Okay.

KATHY: And when they question them, they just kind of tell them that's the way we want it handled.

DR. MARIA RYAN: So we understand there's a major problem on the ground with your ENet system going down for two hours. Now, is it true besides the voter registration piece going down so you can't do that cross check, how about the voting machines?

KATHY: Well, we had problems with that too. We've had problems in several counties. In Columbia

County, several precincts, especially Republican heavy precincts, they couldn't even get the machines to start working this morning. Houston County had tons of problems: Kowega County --

DR. MARIA RYAN: So what does that mean for the voter? I go to vote and then I'm told the machine is down. What are my options?

KATHY: Well, you can be given a provisional ballot, and that's what the complaints have come in for Preston is this chain of custody on the provisional ballots. One person told me they're just dumping them in a clothes basket.

DR. MARIA RYAN: Oh, my goodness.

KATHY: You know, to the voter that doesn't look very professional.

DR. MARIA RYAN: Have you called the media?

KATHY: Well, you know, down here we're just documenting what's going on. You know, I'm in the rural part of Georgia, so it's not like we can just pick up the phone and call Fox News or OAN or anybody like that.

DR. MARIA RYAN: Right, right.

KATHY: So hopefully these larger counties are calling the media, but is the media really paying attention to what's going on?

RUDY GIULIANI: No, they're covering it up.

So Kathy, is this what happened during the presidential election?

KATHY: Oh, this is the stuff we had going on even during the primaries, you know, when we were doing the presidential primary, just equipment failure overall.

RUDY GIULIANI: How good are these Dominion machines?

KATHY: There's a lot of kinks in them. They're just not a very good standard machine. They weren't tested out very well, and so you've got not a lot of training for our county personnel. They were really sure of the old system, and then they just bring them in in a rush job during the primary, and then the questions weren't answered. You know, when we pointed out to the secretary of state we had problems, they ignored us, and so we had the same problems. Then we couldn't certify. And then we know what happened in Coppee County when we couldn't certify.

RUDY GIULIANI: Yeah. Tell us that. So when you couldn't certify because you could never get the vote to balance, right?

KATHY: Correct. We could never get the same results.

RUDY GIULIANI: From the machines.

KATHY: From the machine, yes, from the scanners.

RUDY GIULIANI: The machines kept changing the vote?

KATHY: Yes. We could not get the same result within a margin of error that our board felt comfortable certifying, and so when we called the --

DR. MARIA RYAN: Sorry. I didn't mean to interrupt you, Kathy. Coppee County is a role model to all of our children to do what is right. You could not certify those votes at all. There was too much going on and you guys did the right thing.

RUDY GIULIANI: You got pressured, didn't you, Kathy?

KATHY: Several counties did, yes. Luckily our attorney here just basically advised not to certify.

DR. MARIA RYAN: You're a hero, Preston.

KATHY: I think Preston was trying to say something, so.

RUDY GIULIANI: Preston?

PRESTON HALIBURTON: Yes. That's consistent with what we saw in adjoining counties. My understanding is Kathy and others down in these rural counties made calls to the secretary of state even directly, to the secretary of state and agents of the

secretary of state. Apparently they were told to go ahead and certify, not knowing the actual numbers yet is my understanding; is that correct, Kathy?

KATHY: Yes. We had counties that were 106 votes off. We had a smaller county that was 2.3 percent off and they were trying to reconcile it and they just said they didn't want to certify it. They wanted to try to fix it and try to figure it out, and they were forced to certify.

DR. MARIA RYAN: That's terrible.

THE COURT: We had several counties that were told they had to certify.

RUDY GIULIANI: So they had to certify a false number? They had to certify a false number?

KATHY: Yes.

DR. MARIA RYAN: Secretary State Raffensperger, I hope you're listening. You belong in jail. This is part of our democracy. Our freedom is voter integrity. I am mad. If anybody has a plane to fly me down there, I want to meet this guy in the alley.

RUDY GIULIANI: You want to meet him in the alley?

DR. MARIA RYAN: All right. Maybe not in the alley, but I'm mad. I am so mad about this whole presidential election, I am mad at the politicians who

went with the company. Look at how brave Texas was. Texas rejected Dominion.

RUDY GIULIANI: Crooked Dominion machines.

DR. MARIA RYAN: Yep.

RUDY GIULIANI: Kathy, what's going to happen? How much will this affect the result in the race. I mean, how hurt are Pence, not Pence, Perdue and Loeffler?

KATHY: We worry about these counties where there was problems and it took awhile to vote. What about the voter who came in early that morning and now they didn't vote. We know we had some people walk away. Are they going to come back?

DR. MARIA RYAN: Probably not. We all have busy lives.

KATHY: Yeah.

RUDY GIULIANI: Is this happening in Fulton County?

KATHY: That I don't know.

RUDY GIULIANI: We'll go find out.

KATHY: I do know we had a problem in Houston County of a voter, when they went to go vote they said you've already voted in Fulton County, and they said I've never lived in Fulton County. Come to find out, their residence was changed on November 30, 2020. And

so somebody went in, changed their residence to Fulton County and voted for them in Fulton County, and they lived in Houston.

RUDY GIULIANI: Would it be fair to say that the president is correct that the election in Georgia on the third was a mess, a crooked mess?

KATHY: It was a mess, yes.

RUDY GIULIANI: And the attorney general won't let us look at the machines, he won't let us look at the ballots. He's covering it all up as if it contains incriminating evidence. I mean, it's amazing.

KATHY: I've always been told that the ballots belong to the people. They are public evidence.

RUDY GIULIANI: No. They belong to Raffensperger and the fat guy, I forgot his name.

DR. MARIA RYAN: Gabriel Sterling.

RUDY GIULIANI: Is Gabriel Sterling that little fat guy who lies? The whole thing was a bunch of lies. He said there were no ballots that were being destroyed. We've got pictures of ballots being destroyed. I guess these guys either sleep all day or they're lying, one or the other, right?

KATHY: Something's going on.

RUDY GIULIANI: Yep.

KATHY: When they publicly call, for example,

when they talk about Coppee County, they say that our supervisor kept scanning the same 50 over and over and that was a lie. That was a lie.

DR. MARIA RYAN: They're ruining her reputation to cover up their crimes.

KATHY: Some people here in our town were worried she was going to get arrested. We just were like no, we've got her back. She's protected. She's good, you know.

RUDY GIULIANI: Well, I've been in court with Preston Haliburton, and you've got a good lawyer, Kathy.

PRESTON HALIBURTON: Thank you very much.

RUDY GIULIANI: You are a good woman and you keep us posted. Somehow together the good people of America are going to straighten this out. When we've got people like you, I've got hope.

DR. MARIA RYAN: Yep, that's right. Get this out, get it everywhere and we've got to make a change.

RUDY GIULIANI: We're in it together. They're not just cheating in Atlanta. These Democrats are cheating wherever they can get away with it, wherever they can get away with it.

DR. MARIA RYAN: But Georgians, we believe you and we're listening.

KATHY: Thank you very much.

RUDY GIULIANI: And keep coming out in the voting. We can't let them get the Senate. We can't, we can't, we can't.

KATHY: And tell people to keep out and save our country. Vote. We need all our Georgians to get out there and vote.

DR. MARIA RYAN: Yeah.

KATHY: As we keep saying, we have to out vote the fraud.

RUDY GIULIANI: Absolutely.

DR. MARIA RYAN: That's right. That's right. Rudy was taught that when he was running for mayor.

RUDY GIULIANI: Absolutely. So we'll go to John right nearby in New Jersey.

JOHN: Rudy.

RUDY GIULIANI: Hey, John.

JOHN: I'm asking you, Rudy, when you talk to Donald Trump tonight.

RUDY GIULIANI: Yeah.

JOHN: You should advise him that he has to declare marshal law. He's got to temporarily suspend our Constitution and then have our military supervise another presidential election in the seven disputed states with the heavy vote fraud. I'm talking about Georgia, Pennsylvania, Michigan, Wisconsin, Nevada,

Arizona.

RUDY GIULIANI: John, I know you and I are on the same side and I have the same strong feelings about that as you do, but I'm his lawyer and I can't really advise him to do that. He can't bring the military into this. We've got to try to do it with domestic law enforcement even though they're not cooperating the way they should. I agree there's a real temptation to do it because I don't know where the FBI is. They may be working in China or something, I don't know. But we've got to try to do it with the tools that we are allowed to have under the Constitution.

DR. MARIA RYAN: You know, you're the voice of reason, Rudy, you really are.

RUDY GIULIANI: I agree with the sentiments, so.

DR. MARIA RYAN: I am totally with you, John.

RUDY GIULIANI: Dr. Maria knows how much this hurts me.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: This is like personally painful to watch this happening.

DR. MARIA RYAN: Our country.

RUDY GIULIANI: To my country and to my justice system. My justice system, your justice system,

our justice system. I'm Rudy Giuliani and with Common Sense we'll uncover the truth and we'll get to a solution on Talk Radio 77 WABC.

RUDY GIULIANI: For over 40 years Delta Rescue has provided dedication and everlasting love to animals that are left behind. Delta is the largest no kill and care for and right to life animal sanctuary in the world. This super sanctuary is home to up to 1500 animals that have been abandoned or born in the wilderness and care for every animal for the entirety of their life. Every animal receives the very best of care, and Delta relies solely on donor contributions from people like you who care.

By being a part of the Delta mission you know the difference between life and death. Donate today at DeltaRescue.org. But for information on Delta's tax saving estate planning go directly to DeltaRescue.org/Rudy, me.

DR. MARIA RYAN: Rudy.

RUDY GIULIANI: And ask for Rudy's free estate package. It lays out all you need to know about growing your estate while letting your compassion for animal live well into the future. It's only available at Deltarescue.org/Rudy. Show your dedication and everlasting love and make your legacy last for the

animals. Visit DeltaRescue.org/Rudy today.

ANNOUNCER: We are New York talking about what matters to you. Now it's former New York City Mayor Rudy Giuliani on New York's Talk Radio 77 WABC.

RUDY GIULIANI: Rudy Giuliani's back again it. It's quite interesting what Kathy and Preston had to tell us about the ongoing fraud in Georgia.

So much for what happened in the election on November 3rd that we know the secretary of state lied to the president about, the sniveling weasel who was tape recording the conversation without telling anyone. But, you know, they pulled this thing on the President before, tape recording conversations. No one will accept he's an honest guy.

DR. MARIA RYAN: Exactly. Raffenspooper came out -- I mean Raffensperger came out today and said this is the most efficient election and we just heard from eyewitnesses, eyewitnesses.

RUDY GIULIANI: It doesn't seem like Kathy and Preston feel like it's the most efficient election ever, or the 50 witnesses that testified or the 400 affidavits we had or all the women and men who came in and were told you voted already, you voted already, you voted already, you voted already. Do you know where they comes from. That comes from cheating. That comes from

taking their names and using their names for phoney voters.

They also, if I have the number correct, they had something like 65,000 underage voters in Georgia. This is no like speculation. They're under age. So you say to yourself why did all these kids show up to vote? Kids don't like to vote.

DR. MARIA RYAN: Right. And what was the number again, 65?

RUDY GIULIANI: 65,000. The margin of victory was 11,000.

DR. MARIA RYAN: What?

RUDY GIULIANI: Those votes probably broke eight to two, nine to one for Biden, which would mean that Trump actually won if you just use that by 30,000 votes. Now, everybody says well, all those kids voted. Okay, grow up. Use your common sense. Those are phoney votes.

DR. MARIA RYAN: Yeah. What do they, do they pull their name?

RUDY GIULIANI: They write up ballots. They've got to assign a number to the ballot. They go to whatever list they have. Maybe this is the DMV list, and these are kids with licenses or provisional license, whatever you call it. They're working so fast and so

quickly because they've got to pump in 5,000 votes, 10,000 votes, 50,000 votes. They don't notice if the person's underage and they just register them, and then later when you do an audit and you go back and look you see 15 years old voting, uh-uh. And then you go back and find the guy. I'm sorry. I didn't vote. I didn't vote. That's the sign of a very typical voter fraud that's been going on in Chicago and Philadelphia for about a hundred years and Atlanta, which is a crooked Democrat city where half the mayors go to jail just adopted it.

DR. MARIA RYAN: And such a big number. It's not like two people they used underage names. Sixty-five, 66,000 people.

RUDY GIULIANI: And the margin of victory is 11,000. And then I told you the other number from before when you can see the voting at the Fulton County center, that was 30,000 vote that we can see. That gets translated into 138,000, 130 for Biden and a measly 8,000 for Trump. Now you say how did 30,000 become 138,000. Wolves and fishes, right? Wolves and fishes. No, they put the ballots in because nobody's looking. That's why they threw all the people out. They put the ballot in the phoney machine, the phoney Dominion machine one time, two times, three times, four times,

and I can show it to you on tape if you would like to see how big a liar Governor Kemp and Secretary of State Raffensperger and the little fat guy are.

DR. MARIA RYAN: The little fat guy. Raffensperger has all these names for him. Rattenperger, Rattenpoopoo.

RUDY GIULIANI: Don't make him sound like the quarterback for the Pittsburgh Steelers. We got a lot of complaints. I had somebody on the show who pronounced his name like it was Roethlisberger. It is not Roethlisberger. We have no information of Roethlisberger who's a slimy little weasel who would tape record people without telling them. I have the sense that Mr. Roethlisberger would never do that because I think he's a man of honor, and therefore let's be very, very careful that we don't associate the slimy little weasel with a very fine quarterback in the NFL. He may not play for my team, but he's is a very fine quarterback and we have no reason to kind of connect him with this slime bag, right?

DR. MARIA RYAN: That's right.

RUDY GIULIANI: And I bet he would never do something like that because most people wouldn't. You know, even some people that are bad people wouldn't do this because they realize how important our vote is, how

important it is that you have to have a free vote. You have to have a free country.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: And do you realize how these Democrats have assaulted our freedom this year, freedom of speech, freedom of religion, freedom of movement. What are they doing to restaurants. They're destroying restaurants here in Washington. Restaurants are all closed. They lost all the New Year's money.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: New York City the same thing.

DR. MARIA RYAN: Let's fight that, people.

RUDY GIULIANI: Restaurants are closed down and hotels are being held back because they don't want people to come to the rally tomorrow.

DR. MARIA RYAN: Peaceful America.

RUDY GIULIANI: But tomorrow we'll be here for the rally.

DR. MARIA RYAN: Come on out.

RUDY GIULIANI: And the big vote, and we'll describe it to you in great detail. Dr. Ryan, thank you so much form joining me.

DR. MARIA RYAN: Love you, Rudy.

RUDY GIULIANI: Good bless America. God bless America. God bless America. God bless America.

(End of recording.)

CERTIFICATE OF REPORTER

I, Charlotte Crandall, certify that I was authorized to and did transcribe the foregoing audio recorded proceedings and that the transcript is a true and complete record of my stenographic notes from an audio recording and was transcribed to the best of my ability.

Dated this 19th day of January, 2021.

_____
Charlotte Crandall
Registered Professional Reporter

Exhibit 176

RUDY GIULIANI'S COMMON SENSE

PODCAST EPISODE

WATCH this BEFORE January 6th/Rudy Giuliani/Ep. 100

RUDY GIULIANI: Hello and happy New Year. This is Rudy Giuliani with Rudy's Common Sense, another episode delving into, in this case, a very historic occasion. January 6, 2021 will be a day that lives in history. It will be on a par with three prior occasions where a dispute of this magnitude occurred in the selection of our president, in 1800 in the disputed election between Jefferson and Burr where they became tied and it had to be decided in the Congress, the election of 1886 between Rutherford B. Hayes and Samuel Tilden which ended up with the gentleman with the fewer electoral votes, Hayes, becoming the president of the United States based on an ad hoc commission that was put together to help make the decision, and then, of course, the election of 2000 between Bush and Gore which ended up getting decided in the Supreme Court.

So now we have another disputed election of that magnitude, possibly even greater, in which Joseph Biden appeared to receive the most electoral votes within a week or two after the election. It took a long time to count the ballots, but in which the president, the sitting president, Donald Trump, has raised serious questions about six to ten states in which it appears as if there was stealing that went on of a very, very large magnitude. It doesn't

just appear that way. The President has presented in state legislatures, namely in Pennsylvania, in Georgia and in Arizona substantial evidence in the way of witnesses, documents, videotapes, expert analysis of data has presented a very, very strong case that in each one of the states that were mentioned there was significant voter theft to such an extent that it changed the result. In other words, these were states that Trump had won that were changed by various methods of voter fraud, the most frequent of which was to miscount, to secretly count the mail-in ballots, and also to produce fraudulent mail-in ballots to supplement the vote that Biden didn't receive. This evidence is, in the form of, as I said, affidavits from witnesses, a thousand about, probably a hundred of which have testified in legislatures around the country, videotape that we can discuss, and then expert witness examination of statistics, and expert witness examination of the Dominion machines which, at least in the occasion of the 22 machines that have been examined, showed that the machines were not only able to be changed in almost any way you wanted to, but in fact, were changed and switched six thousand votes from Biden to Trump in just one small area. The rest of those

Dominion machines all around that country have not been examined because they're mostly Democrat, although in some cases Republican election officials and governors are for some reason concealing the machines. They're not allowing an examination of them, and they're not allowing an examination of the mail-in ballots which the Trump campaign maintains some of those ballots are false and fraudulent. In fact, thousands and thousands of them are false and fraudulent.

So the disputes are strongest, biggest and of a magnitude that would change the result of the election if the fraudulent votes for Biden were discounted, and the legitimate votes for Trump were recognized. It would change the result in Pennsylvania, Michigan, Arizona, Nevada, Georgia, Wisconsin and New Mexico. So each one of those is being challenged. Each one of those has a separate set of electors. So you have two separate sets of electors, the Democrat electors for Biden, the Trump electors, Republicans for Trump, and both have been sent to the president of the Senate, who happens to be the Vice President. And when the electoral college meets which is what January 6, 2021 is all about, when the electoral college meets, there will

be, I'm certain, a challenge to at least those six slates of electors. And so Arizona would be the first to come up in alphabetical order, and you can expect when that comes up, the objection will be raised by one member of Congress and one member of the Senate, which is what has to be done under the Electoral Count Act of 1877.

But before we get to that, it's not even certain what the procedure should be because the Electoral Count Act of 1877, although it's been there since 1877, is of questionable constitutionality. It's been there forever. Its constitutionality has never been challenged, and it has very serious problems.

There are several law review articles, one in the University of North Carolina's Law Review, then another in the Rutgers Journal of Law and Public Policy and numerous others in which it is very, very strongly argued that the Electoral Count Act of 1877 is unconstitutional.

This would be a good opportunity to take a short break.

My friends, if you want to help preserve America right now while you still can, join AMAC, the Association of Mature American Citizens, the fastest

growing conservative group in America, especially for those age 50 and up. Joining AMAC gives you access to money-saving benefits, cutting edge news, and a great bi-monthly magazine. More importantly, AMAC fights for you. A socialist storm is brewing. Our constitutional republic has rarely faced the perils we do today.

Edmund Burke said it best. All it takes for evil to prevail is for good people to do nothing. If you care about our future like I do, then join AMAC today. Over two million conservatives like you and me have already joined AMAC. Stand with us by joining right now. Just go to AMAC.US/Rudy. That's AMAC.US/Rudy. The benefits of AMAC membership are great, but the cause is even greater. Join today at AMAC US/Rudy.

Thank you and we'll get back to the analysis of these very interesting and somewhat complex options. So here are the options, and I'll try to simplify them and we'll see which one is actually utilized and what the final result is.

So let's say you follow the Electoral Count Act of 1877, the act that has never been tested for constitutionality and the act that has been attacked by many scholars as unconstitutional largely because

it takes power away from the House of Representatives and the state legislatures that have been given by the Constitution to them which can't be taken away just by Congress. That's the short and simplified version of why these professors and law review articles have over the years argued that it's illegal and unconstitutional. But let's assume you follow it. What it says is the electoral college comes together, you call the roll. When the state of Arizona comes up you can expect that there will be an objection from the Republican Congress member and Republican senator.

As soon as that objection is made, the joint body has to separate according to the act, or the Senate's got to go back to the Senate chamber and leave the much larger House of Representatives' chamber, and for two hours they both have to debate Arizona. Was the vote legitimate, wasn't it legitimate, which set of electors are the proper electors. In the case of Arizona, Republicans will raise the number of noncitizens that voted, which go beyond the margin of difference between Biden and Trump. They will raise the number of votes that were entered without observation by Republicans or secretly voted. They will argue the number of

out-of-state people that voted, and they'll also argue about the Dominion machines which are alleged to have an algorythm which gave Biden a distinct advantage. In this case it would be in Maricopa County, which is the largest county, where those machines with used, and there are a series of other objections to Arizona, where if you counted them up you'd have about 130, 140,000 votes that would change from a vote for Biden to a vote for Trump. That's got to be debated.

Then both houses come back and they report to the chairman of -- the president actually. It's called the president of the electoral college, and that is none other than Vice President of the United States, Mike Pence, who then has to decide what to do. And according to the law, unless the two houses vote together, the group of electors sent by the state to the electoral college are seated, which would mean in the case of Arizona the group for Biden. And then that will go on and on until you get to the group of states in each case where an objection is raised by a member of the Senate and a member of the House, any member from any state. So in other words, the state of Georgia comes up and there's an objection to Georgia by two members. Then

the separate debate takes place on Georgia or Michigan or Wisconsin, on and on and on. And there may well be debates on states that I haven't even mentioned. These are the ones that have evidence, substantial evidence of both voter fraud and amounts of voter fraud that go way beyond the margin between Biden and Trump, so that surely will be argued.

A state like Pennsylvania, when you look at all the evidence that the Republicans have obtained, most dramatic of which is the inspectors or the watchers who were excluded so that 680,000 votes were counted secretly in Philadelphia and Pittsburgh. If that evidence is taken into consideration, then that state goes from a loss for Trump of about 85,000 to a win of about four or 500,000. Remember, Pennsylvania was a state that he was winning by 800,000 before they called off the count, and then inserted about 600,000 ballots in the middle of the night, of which all were for Biden. So you can see this evidence is very, very powerful, and it could lead to massive changes in what happens.

Well, once that's all done, you'll be able to determine the electoral vote that's going to be recognized. And if that vote is over 270 for either candidate, and going in Biden has those votes, but

Trump has very, very strong arguments in seven states that would take those votes away from him. But if anyone gets 270, then that person would be the President of the United States if you follow the Electoral Count Act.

If neither candidate is at 270, then immediately, immediately, the Constitution says immediately, which means the next minute, everything breaks down, the House goes back to the House, the Senate goes back to the Senate, the choice of President is given to the House of Representatives and the choice of Vice President is given to the Senate, and that's how you get there. You get there if there is less than a majority in the electoral college, and I just demonstrated to you under the Electoral Count Act how that could happen. That could happen based on the debates, and if three states, let's say just about any three states of this group were taken away from Biden, even if they weren't given Trump, you would go below 270 and you'd have to go to the House of Representatives.

Now, you say that would lead obviously to the election of Biden because the House of Representatives, although the margin has been dramatically decreased to about nine, maybe ten, I

guess it hasn't been decided yet, it would decidedly go to Biden, so it's all over with. Just the opposite. The Constitution creates a different vote or a different type of voting for the House of Representatives. It says in the case of selecting a president this way, they vote as a delegation. In other words, no matter how many congress members you have, you've got one vote. So Wyoming that has only one congressman has one vote. And California, that seems to have thousand congress people gets one vote. Everybody gets one vote. Now if you take a good look, the Republicans have the majority.

Republicans have in the new congress I believe it's 26 to 23, and one is a tie. I believe that's Pennsylvania.

I think this would be a good opportunity now to take a short break.

If you want a good cigar, go to a good cigar shop. If you want the best, go to Famous Smoke Shop. Let Famous Smoke deliver your favorite cigars right to your doorstep at America's lowest prices. Famous opened in 1939 as a small shop in New York City. Today it's the largest, privately held American cigar business in the country. That's 80 years experience in the cigar business, and they're

putting that experience to work for you, making deals on the cigars you love from affordable everyday smokes to high-end luxury cigars for your next special occasion. Go to famous-smoke.com/Rudy and click the activate button to apply the promo code. Pick from more than a thousand cigar brands fresh and ready to ship from Famous Smokes' climate controlled 24,000 square foot humidor. Check out with the promo code Rudy 20. That's Rudy, R-u-d-y 2-0 and get $20 off your order. Every cigar purchase you make is backed by the Famous guarantee. Get real cigars from a real cigar shop shipped to you from Famous Smoke Shop. Go to Famous-smoke.com/Rudy. That's Famous-smoke.com/Rudy.

Let's get back to the discussion of this. I hope this is making it easier for what's going to happen and what you're going to have to follow on January 6th. If they vote by party line, if they vote in a partisan way, then Trump, if it goes to the House, would win, but they don't necessarily have to vote that way, but he would go in with the advantage.

Now, here's another different scenario. That one is a scenario if you follow the Electoral Count Act of 1877, which by the way, just in case you're interested in the history of it, was put into

effect right after the Hayes/Tilden disputed election in which Hayes won even though he had less electoral votes because Tilden could never get to a majority. So they set up this whole procedure for how to do it.

The problem is, from the time it was passed, and it's never been used and it's never been tested by the court, a large number of constitutional law scholars, and I don't put myself in that category as a scholar, but I did get an A in constitutional law in law school, and I argued a case before the Supreme Court, and I spent a great deal of time reading and thinking about the Constitution and debating it, and of course constitutional law involves almost every case you ever prosecute. Questions under the Constitution come up, so I'm a pretty good knowledgeable source on the Constitution. But constitutional scholars have spent all their time looking at this. A very significant number of them believe firmly that the Electoral Count Act of 1877 is absolutely unconstitutional. And I'm not going to spend a lot of time explaining it. It's extremely detailed. The article in the University of North Carolina Law Review, I think it's about 60 or 70 pages, and I kind of wouldn't force it on you, but if you want to it was published in 2002, or you could go

to the shorter version which is the Rutgers Journal of Law and Public Policy on the unenforceability of Electoral Count Act so you get the idea of their conclusion, the unenforceability of the Electoral Count Act. That conclusion is that it was unconstitutional by Chris Land and David Schultz. That's a shorter article, maybe a little easier to read. They come to the same conclusion, slightly different reasons.

The main reason the Electoral Count Act of 1877 is I believe unconstitutional is because it changes the balance of power. It changes the balance of power within the Congress, and it changes the balance of power with the states. The Constitution, as I think we've all learned in the last month and a half, the Constitution gives the choice of electors to the state legislature.

In the Electoral Count Act, if there's a dispute and it's sent back, it's the governor who decides on the electors. Well, there's nothing in the Constitution that says that the state legislature should share its power with anyone, and Congress doesn't have the power to do that without amending the Constitution. So essentially Congress has taken away the exclusive role at the state level of the

state legislature deciding on the electors and it's given it to the executors, which the Constitution and the 12th Amendment deliberately didn't do, which would make that part of the act unconstitutional. Also, the Constitution gives the role of selecting the president, should there be a lack of majority or, you know, there's a dispute, gives it solely to the House of Representatives. It gives the choice of vice president to the Senate. This law, the Electoral Count Act, involves the Senate intimately in the choice for president because the Senate is involved in every objectionable slate. It gets two hours to debate it, and it gets an equal vote with the House of Representatives, which again changes the balance of power between the House and the Senate without changing the Constitution. It's done by the Congress, which is a classic reason why something is unconstitutional.

So let's assume it is unconstitutional. If it is unconstitutional, then we go back to the Constitution, to the 12th Amendment to the Constitution, and when that electoral college meets, the person in charge is the president of the Senate, the Vice President of the United States, and it simply says that the ballots will be open and

counted. It doesn't exactly say who counts them, but the tradition has been that the vice president counts them.

And let me give you one great historical precedent. It was the election of 1800, the first really disputed election, and Jefferson and Burr, although they were running as president and vice president, ended up tied, and Burr was supposed to defer, but he was tied, and the law said he had an equal right to the presidency because they had a tie vote. So in order to get tied because Jefferson could have remained three electoral votes, I believe it was three, but whatever the number of electoral votes behind, the issue came up with the state of Georgia. Very interesting, Georgia again, right, just like the issue is coming up with Georgia this time. And Georgia electoral votes had been awarded to Jefferson. However, there was a dispute, and there was an argument that they should be given to another candidate.

Now, who decided it? The president of the Senate decided it. The president of the Senate at the time was the Vice President of the United States like Mike Pence is. Do you know who that was? Thomas Jefferson, the guy running for president. And

do you know what he did? He decided it for himself. He said I'll look at both. I'll take the electoral votes that selected me.

So that precedent says that the decider on these objections would be the president of the Senate, Mike Pence. And again, if that happens, if he makes decisions, a group of decisions, and the decisions result in no one reaching a majority, then the Constitution again takes over and immediately it's sent to the House of Representatives and the Senate. And I just remind you again, the House of Representative gets to vote in a different way. Instead of everybody voting, it's one vote per delegation, which changes that to an advantage for the Republicans.

So I know this is quite complicated, but I hope it helps you because these are the things you're going to see playing out on January 6, 2021. It could be any of these scenarios, and it's hard to think of any others, but I may not have thought of all of them.

We'll take a brief pause and we'll be right back.

I accomplished a lot in 2020 exposing the truth, establishing the relationship with you,

working tirelessly for America, and I came to know the work and value of the people at American Hartford Gold. You see, you buy gold not only for what you know, but you buy gold for what you don't know.

American Hartford Gold is the company you can trust when it comes to buying gold. They sell physical gold and silver delivered right to your door or inside of your IRA. In the precious metals industry they are the highest rated firm in our country with an A plus from the Better Business Bureau with thousands of satisfied clients. Give them a call and tell them Rudy sent you, and be sure to ask them what I bought. And if you call them right now, they will give you up to $1,500 of free silver on your first order.

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Thank you, and now we'll proceed with a continued analysis of the options that exist on January 6, 2021, a day that will live in history.

In any event, there is a good chance that

this election will end up in the hands of the House of Representatives, and there's a really good chance it will end up in the Supreme Court because if any of these decisions are made that either the Republicans or the Democrats believe are unconstitutional, then they're going to take it right to the Supreme Court, and the Supreme Court is going to be asked to decide if it's constitutional or not, and then the Supreme Court has to decide should it take the case. Is this a political question that should be decided by the political branches of government, or is it kind of a fundamental law question that should be decided by the court, and that probably will be the subject of a different podcast if we get to that point. But don't be surprised if this also ends up in the House of Representatives, but it ends up in the Supreme Court. And the reason you might be surprised is because many of you who just watch sort of the general media maybe don't realize how serious these objections are. These are very, very serious objections with a very substantial amount of evidence behind them, large numbers of affidavits, large numbers of witnesses that have already testified, mostly censored and not presented to you, the public, because the big media, the big press, big tech, big corporations and the

crooked level of the Democratic party are keeping this information from you. You don't see this in the New York Times, the Washington Post, NBC, CBS, ABC so you probably think there isn't all that much in the way of objections. On the other hand, if you're following or you use the internet quite a bit and are picking this up as the hearings in Georgia and Pennsylvania and Arizona took place, you realize there's a videotape of a hundred thousand votes plus being stolen in Georgia. It's on tape live. You can't escape it. It flips the entire state.

So this is going to be a very, very substantial argument, a very substantial dispute. It could go a lot of different ways. I, of course, am very invested because I represent one candidate and one candidate alone, Donald J. Trump, and I'm convinced the election was stolen. But, of course, now you've got to convince other people, and I think we've done a pretty good job of getting our evidence out even though we've been blocked at every turn by courts that wouldn't allow us to present a single witness, by a media that doesn't cover it. So don't be surprised on January 6th of 2021 when you hear all this evidence of voter fraud in which in almost every state the numbers get into the hundreds of thousands

of votes that were stolen. When I say every state, every state that's being questioned. And the flip in votes, in other words if that evidence is credited, it changes from very narrow victories by Biden to very big ones by Trump.

For example, Pennsylvania will switch from 85,000 win by Biden to about a 400,000 win by Trump. Georgia will change from an 11,000 win by Biden to about 120,000 win by Trump. So these are big numbers, it's very compelling evidence like videotape, and analysis of machines by experts, and then witnesses who watched a hundred thousand ballots brought into Michigan in the middle of the night, all for Biden. This is powerful evidence, and the only reason you might not appreciate it is the unprecedented and really disgusting censorship that has taken place, which is another thing we have to solve in this country, but let's get past this election first.

I hope this analysis will help you on January 6th. I hope it's given you kind of an outline you can use to understand the various options, which we still don't know what they're going to be, but it should still fit into these categories.

We'll be back in a day or so with another

episode, and we'll still be in the middle of this, so let's see where we are, and thank you very much for listening in.

(End of recording.)

CERTIFICATE OF REPORTER

I, Charlotte Crandall, certify that I was authorized to and did transcribe the foregoing audio recorded proceedings and that the transcript is a true and complete record of my stenographic notes from an audio recording and was transcribed to the best of my ability.

Dated this 16th day of January, 2021.

_____
Charlotte Crandall
Registered Professional Reporter

Exhibit 177

INTERNET ARCHIVE Wayback Machine
http://twitter.com/realdonaldtrump Go NOV DEC JAN
50,488 captures
20 Apr 2009 - 23 Jan 2021
2019 2020 2021
About this capture



Tweets 59.2K | Following 51 | Followers 88.6M | Likes 6 | Moments 6

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@realDonaldTrump

45th President of the United States of America

Washington, DC
Vote.DonaldJTrump.com
Joined March 2009

Tweets | Tweets & replies | Media

Donald J. Trump @realDonaldTrump · 6h
Peter Navarro releases 36-page report alleging election fraud 'more than sufficient' to swing victory to Trump washex.am/3nwaBCe. A great report by Peter. Statistically impossible to have lost the 2020 Election. Big protest in D.C. on January 6th. Be there, will be wild!

Donald J. Trump @realDonaldTrump · 12h
Congratulations, the Moderna vaccine is now available!

Donald J. Trump @realDonaldTrump · 18h

Donald J. Trump @realDonaldTrump · 20h
THANK YOU to the GREAT men and women of @FedEx and @UPS for driving through the storms this week to deliver millions of doses of the vaccine across the

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INTERNET ARCHIVE Wayback Machine
http://twitter.com/realdonaldtrump Go NOV DEC JAN
50,488 captures 20 Apr 2009 - 23 Jan 2021
Case 1:21-cv-00213 Document 2-112 Filed 01/25/21 Page 3 of 5
2019 2020 2021
About this capture

Donald J. Trump @realDonaldTrump · 20h
THANK YOU to the GREAT men and women of @FedEx and @UPS for driving through the storms this week to deliver millions of doses of the vaccine across the country. Two Great American Companies!

Donald J. Trump @realDonaldTrump · 21h
The Secretary of State and Governor of Georgia, both so-called "Republicans", aren't allowing Fulton County to go through the vital Voter Signature Verification process. Also, they are not allowing Republican "watchers" to be present and verify! @BrianKempGA

Donald J. Trump @realDonaldTrump · 22h
Governor @BrianKempGA of Georgia still has not called a Special Session. So easy to do, why is he not doing it? It will give us the State. MUST ACT NOW!

Donald J. Trump @realDonaldTrump · 22h
Oh, they do this to me every day. When will they apologize?

> **Avi Asher-Schapiro** @AASchapiro
> The New York Times is now reporting that the story advanced in its "Caliphate" podcast has fallen apart; a reporting team "found no corroboration," of claims made by the podcast's protagonist. nytimes.com/2020/12/18/wor…
> Show this thread

Donald J. Trump @realDonaldTrump · 22h
.@senatemajldr and Republican Senators have to get tougher, or you won't have a Republican Party anymore. We won the Presidential Election, by a lot. FIGHT FOR IT. Don't let them take it away!

Donald J. Trump Retweeted
Buck Sexton @BuckSexton · Dec 16
Again, I ask the "experts" this question in earnest: what would this graph of covid cases look like *without* mask mandates?

"Masks work" is the mantra. Not allowed to say anything else on Twitter (seriously, it's not allowed)-

But how well do mandates work?

> **IM** @ianmSC
> While Denmark already had a mask mandate for public transit, they expanded mask requirements on 10/29 to cover all indoor public spaces, so let's see how it's working out for them!

Donald J. Trump Retweeted
Buck Sexton @BuckSexton · Dec 17
How much worse off would California be if it had ordered *none* of the covid lockdowns and just told people to be cautious for the last 9 months?

Gavin Newsom was doing victory laps because they crushed the virus with all their mask wearing this summer. So what changed?

> 
> **The Hill** @thehill
> #BREAKING: California reports daily record of more than 50,000 coronavirus cases, nearly 400 deaths hill.cm/3vPutwu

Donald J. Trump Retweeted
Buck Sexton @BuckSexton · Dec 17
The most dangerous opponents of free speech in America today are mainstream journalists and social media companies, and the irony should be lost on no one

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50,488 captures 20 Apr 2009 - 23 Jan 2021
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2019 2020 2021
About this capture

Donald J. Trump Retweeted

Buck Sexton @BuckSexton · Dec 17
The most dangerous opponents of free speech in America today are mainstream journalists and social media companies, and the irony should be lost on no one

Donald J. Trump @realDonaldTrump · 23h
Well, at least she was happy when I pardoned Scooter Libby. We got a GREAT new Senator from her state, not Liz!

> **Darren J. Beattie** @DarrenJBeattie
> Absolutely blistering piece on Liz Cheney, of the disgraced Cheney family, from REVOLVER
>
> Let's her and her enablers feel this one

Donald J. Trump Retweeted

Donald J. Trump @realDonaldTrump · Dec 17
I will Veto the Defense Bill, which will make China very unhappy. They love it. Must have Section 230 termination, protect our National Monuments and allow for removal of military from far away, and very unappreciative, lands. Thank you!

> **Daily Caller** @DailyCaller
> Lindsey Graham: 'Social Media Companies And Mail-In Voting Will Destroy Conservatism If We Don't Push Back' dailycaller.com/2020/12/15/lin…

Donald J. Trump @realDonaldTrump · 23h
The Russia Hoax becomes an even bigger lie!

> **Sean Davis** @seanmdav
> Surprise! The FBI has been lying for years about when it started investigating Trump in 2016. thefederalist.com/2020/12/17/new…

Donald J. Trump @realDonaldTrump · 24h
Europe and other parts of the World being hit hard by the China Virus - Germany, France, Spain and Italy, in particular. The vaccines are on their way!!!

Donald J. Trump @realDonaldTrump · 24h
Moderna vaccine overwhelmingly approved. Distribution to start immediately.

Donald J. Trump Retweeted

Amy Kremer @AmyKremer · Dec 17
I already liked @TTuberville, but he is about to become a hero.

Donald J. Trump Retweeted

Nick Adams @NickAdamsinUSA · Dec 17
GOD BLESS TOMMY TUBERVILLE!!

Donald J. Trump Retweeted

Amy Kremer @AmyKremer · Dec 17
Looks like Team #Alabama may save the Republic.

Donald J. Trump @realDonaldTrump · Dec 17
I will Veto the Defense Bill, which will make China very unhappy. They love it. Must have Section 230 termination, protect our National Monuments and allow for removal of military from far away, and very unappreciative, lands. Thank you!

> **Daily Caller** @DailyCaller
> Lindsey Graham: 'Social Media Companies And Mail-In Voting Will Destroy Conservatism If We Don't Push Back' dailycaller.com/2020/12/15/lin…

Donald J. Trump @realDonaldTrump · 23h
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> **Sean Davis** @seanmdav
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Donald J. Trump Retweeted
Amy Kremer @AmyKremer · Dec 17
I already liked @TTuberville, but he is about to become a hero.

Donald J. Trump Retweeted
Nick Adams @NickAdamsinUSA · Dec 17
GOD BLESS TOMMY TUBERVILLE!!

Donald J. Trump Retweeted
Amy Kremer @AmyKremer · Dec 17
Looks like Team #Alabama may save the Republic.

Donald J. Trump Retweeted
Jess @jessiprincey · Dec 17
Thank you Senator-Elect @TTuberville!

> **Kyle Morris** @RealKyleMorris
> Sen.-elect @TTuberville: "I'm always going to support President @realDonaldTrump. He's the best president of my lifetime and has done more for the people of this country and the state of Alabama than anybody.

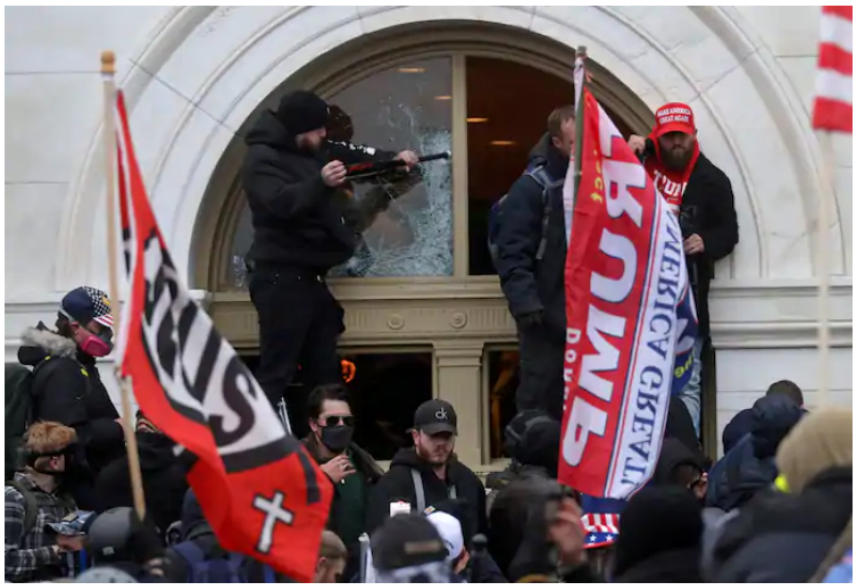
Exhibit 178



Technology

Facebook's Sandberg deflected blame for Capitol riot, but new evidence shows how platform played role

Fliers and hashtags promoting the pro-Trump rally circulated on Facebook and Instagram in the days and weeks beforehand



A man breaks a window as supporters of President Trump storm the U.S. Capitol on Jan. 6. (Leah Millis/Reuters)

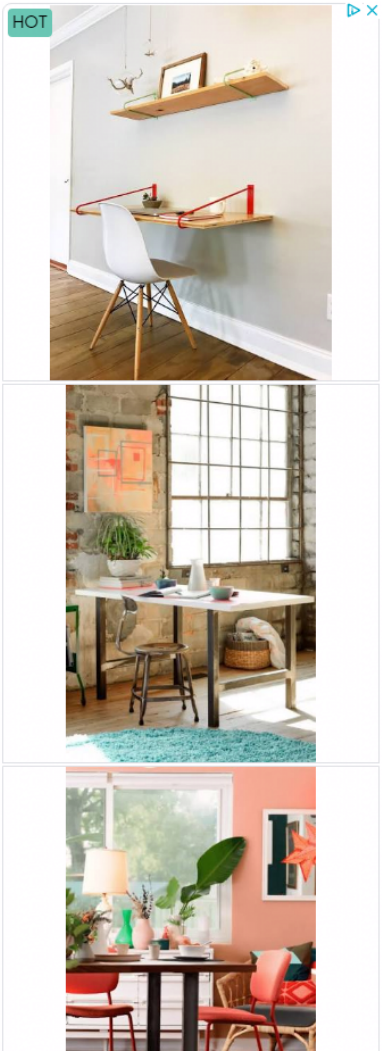
By Elizabeth Dwoskin

Jan. 13, 2021 at 8:27 p.m. GMT

Add to list

In the days leading up to last week's march on the Capitol, supporters of President Trump promoted it extensively on Facebook and Facebook-owned Instagram and used the services to organize bus trips to Washington. More than 100,000 users posted hashtags affiliated with the movement prompted by baseless claims of election fraud, including #StopTheSteal and #FightForTrump.

The details, emerging from researchers who have combed the service in recent days, shed new light on how Facebook services were used to bring attention to and boost



Document title: Sheryl Sandberg downplayed Facebook's blame for Capitol riot, but evidence points to role - The Washington Post
Capture URL: https://www.washingtonpost.com/technology/2021/01/13/facebook-role-in-capitol-protest/
Capture timestamp (UTC): Sat, 23 Jan 2021 04:38:36 GMT

election fraud, including #StopTheSteal and #FightForTrump.

The details, emerging from researchers who have combed the service in recent days, shed new light on how Facebook services were used to bring attention to and boost attendance at the rally, which turned violent when a pro-Trump mob stormed the Capitol while Congress was in session. The attack resulted in the death of a Capitol Police officer and four other people.

Facebook chief operating officer Sheryl Sandberg has sought to deflect blame, noting the role of smaller, right-leaning services such as Parler and Gab.



"I think these events were largely organized on platforms that don't have our abilities to stop hate, don't have our standards and don't have our transparency," Sandberg said in an interview Monday that was live-streamed by Reuters.

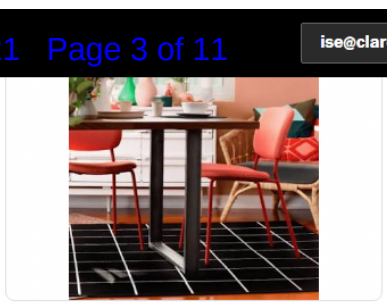
[QAnon reshaped Trump's party and radicalized believers. The Capitol siege may just be the start.]

She noted that last week the company took down content affiliated with the baseless QAnon conspiracy theory and the Proud Boys extremist group, as well as content affiliated with the pro-Trump "Stop the Steal" movement seeking to delegitimize election results. She said there was likely to be some content on Facebook because the company's enforcement was "never perfect."

A growing body of evidence shows Facebook played a much larger role than Sandberg suggested.

The #StopTheSteal hashtag was widely used on the service until Monday, when a search on Facebook reported that 128,000 people were talking about it and in many cases using it to coordinate for the rally, according to Eric Feinberg, a vice president with the Coalition for a Safer Web.

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And two dozen Republican Party officials and organizations in at least 12 states posted on Facebook to coordinate bus trips to the rally, according to research by the left-leaning media watchdog group Media Matters for America, which published screenshots of the fliers and memes.

"BUS TRIP to DC ... #StoptheSteal. If your passions are running hot and you're intending to respond to the President's call for his supporters to descend on DC on Jan 6, LISTEN UP!" wrote the Polk County Republican Party of North Carolina in a Facebook post that is no longer publicly available.

In a statement, Facebook spokeswoman Liz Bourgeois said, "Sheryl began by noting these events were organized online, including on our platforms — with the clear suggestion we have a role here."

"She was making the point, which has been made by many journalists and academics, that our crackdowns on QAnon, militia and hate groups has meant large amounts of activity has migrated to other platforms with fewer rules and enforcement," Bourgeois added. She denied that Sandberg sought to deflect blame.



Facebook has been at the center of controversies over its role in the organizing of far-right events since at least 2017, when the service played a central role in the promotion of a white-supremacist rally in Charlottesville in which a woman was killed.

Throughout 2020, Facebook was a hub for organizers of protests against government restrictions related to the coronavirus — including when armed demonstrators entered the Michigan Capitol — and other pro-Trump rallies calling for election results to be decertified.

Facebook banned several far-right figures from its service after the Charlottesville violence and last year belatedly blocked organizing for protests that opposed government orders related to the pandemic. And immediately after the November election, Facebook said it was banning or labeling misinformation about election results, including taking action against the term "Stop the Steal" and banning a large



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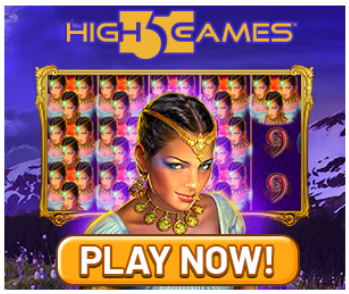

violence and last year belatedly blocked organizing for protests that opposed government orders related to the pandemic. And immediately after the November election, Facebook said it was banning or labeling misinformation about election results, including taking action against the term "Stop the Steal" and banning a large group affiliated with it.



Bourgeois said that the actions taken to limit the reach of the term "Stop the Steal" in the election's immediate aftermath were temporary. She said the hashtag was blocked again Monday, five days after the Capitol event.

The proliferation of such events raises questions about the lines between misinformation and real-world action. The company may act to limit the spread of false information, but has been hesitant to restrict people from organizing events based on their beliefs — even when those beliefs are based on misinformation.

[Parler is offline, but violent posts scraped by hackers will haunt users]

Feinberg's searches for the banned hashtag #StopTheSteal and the affiliated hashtags #DoNotCertify, #WildProtest and #FightForTrump on Facebook and Instagram as recently as Monday revealed hundreds of posts promoting the rally, according to a review by The Washington Post.



Some of that promotion included Instagram posts with detailed maps of the Capitol and a guide to the speakers there.

A meme posted on Facebook on Jan. 5 called for "Operation Occupy the Capitol" and promoted the hashtag #1776Rebel, according to a screenshot posted by Media Matters, referencing the year America freed itself from British rule. The post also included a quote from Abraham Lincoln: "We the people are the rightful masters of

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and promoted the hashtag #1776Rebel, according to a screenshot posted by Media Matters, referencing the year America freed itself from British rule. The post also included a quote from Abraham Lincoln: "We the people are the rightful masters of both Congress and the Courts, not to overthrow the Constitution but to overthrow the men who would pervert the Constitution."

The existence of the post was first reported by NBC News. Media Matters showed that it was circulated by Republican Party officials in Georgia, Texas, North Carolina and Oregon.

On Dec. 28, a Facebook account called Women for America First posted about a march for Trump in Huntington Beach, Calif., with a photo of a bus and a link to a website at *trumpmarch.com*.

And the New Hanover County GOP of North Carolina wrote in a Facebook post advertising bus seats: "This is a call to ALL patriots from Donald J Trump for a BIG protest in Washington DC! TAKE AMERICA BACK! BE THERE, WILL BE WILD!"

Complete coverage: Pro-Trump mob storms Capitol building

Updated January 21, 2021

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Elizabeth Dwoskin
Lizza joined The Washington Post as Silicon Valley correspondent in 2016, becoming the paper's eyes and ears in the region. She focuses on social media and the power of the tech industry in a democratic society. Before that, she was the Wall Street Journal's first full-time beat reporter covering AI and the impact of algorithms on people's lives. Follow

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Opinion

Don't be fooled: Mitch McConnell



Opinion

Don't be fooled: Mitch McConnell will never vote to convict Trump



Criticized by science community and Trump, Deborah Birx said she 'always' considered quitting



Trump extended Secret Service protection to his adult children and three top officials as he left office



Self-styled militia members planned on storming the U.S. Capitol days in advance of Jan. 6 attack, court documents say



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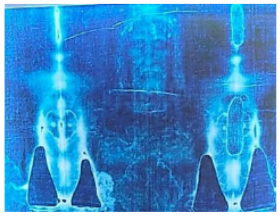
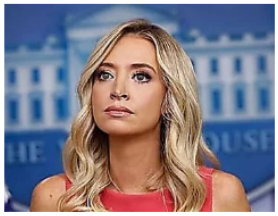


[Pics] Shroud Of Turin Is Not A Mystery Anymore After A New DNA Test
AmoMedia



[Photos] Kayleigh McEnany's Salary Disclosed And Supporters Are Not Happy
Boredom Therapy



Sign Joe and Kamala's Welcome Card
Paid for by the Democratic National Committee

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Comments

This conversation is moderated according to The Post's community rules. Please read the rules before joining the discussion. Send feedback about the comments section here.

All Comments (250) Viewing Options

Will Swarts 2 days ago
She's a hideous shill for everything that increases corporate power. Lean in to screwing over regular people. Put her up against an artisanal wall made of reclaimed bowling alley boards.

Like Reply Link Report

DM from NJ 4 days ago
Sheryl Sandberg is part of the problem, consistent in insisting that she supported Facebook users first amendment rights, despite evidence that some of that speech is prosecutable, obstructing government efforts to investigate, and other obstructionist efforts. If Facebook suffers the consequences of its actions, you can expect Facebook to act more responsibly. Immunity from prosecution is an invitation for bad behavior.

Like Reply Link Report

AllCAR 6 days ago
Sandberg's net worth is now about $2 Billion. How many reasons would you need to defend the indefensible?

Like Reply Link Report

MartinAnderson 1 week ago
Re: the Polk County NC Republican Party involvement: Nearby Asheville TV station WLOS reported on it shortly after the siege, but it was taken down shortly thereafter. WLOS is owned by the Sinclair Broadcast Group, a big Republican supporter. The Webcache Google doc is no longer up, but someone fortunately saved the transcript:



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Part 1: TRANSCRIPT: ASHEVILLE, N.C. (WLOS) — The shock and outrage after Wednesday's violence at the Capitol turned to skepticism among some Trump supporters who traveled to Washington, D.C. from Western North Carolina for the "Save America" rally. Now that the dust has somewhat settled, Gene Comiskey, of Polk County, wonders what really happened. "About how it occurred and who are the people that actually started it – I don't think we have enough information to confirm that right now," he said. Comiskey was there in D.C. Wednesday with a bus full of 54 Republicans from Polk, Henderson and Transylvania counties. Ray Brookfield, of Polk County, organized the trip with Comiskey. "99.9 percent of Trump supporters there were just boisterous and patriotic and singing songs," he said, recalling the patriotic groundswell before the chaos later ensued. “We did not see any violence whatsoever," Comiskey said. "We only saw people who were enthusiastic and well-behaved and looking after each other, actually.” "The enthusiasm level," he said, as to what stood out to him during the rally. "And the understanding of the importance of the day everything that’s going on after everything that’s going on."
(Continued in next post...)

Like Reply Link Report

MartinAnderson 1 week ago

Part 2 of TRANSCRIPT: ASHEVILLE, N.C. (WLOS) — Now, some Republicans are questioning whether Antifa was responsible for inciting the violence at the Capitol, along with other Trump supporters. "It's all a big setup as far as I'm concerned," Brookfield said. "It's all a big setup to make us 'deplorables' look like we were violent." Comiskey said he thinks the violence had a real political ripple effect. "Unfortunately, we feel that's some of the Republicans we counted on use that use that violence as an excuse not to object to the electoral vote count," Comiskey said. "These negative consequences are going to hurt the country.” Much of America has vocalized that it sees Wednesday as a dark chapter when it comes to the smooth transition of power Americans have grown accustomed to every four to eight years. But many in the Trump camp also believe there's something more to the story that Americans – and the world – may never know. "I don't know if the truth will really come out to be honest with you, because I no longer trust the FBI to investigate truthfully," said Brookfield. — Comiskey is treasurer of the Polk County GOP. Brookfield heads its building committee.

Like Reply Link Report

Fairness-justice 1 week ago

How convenient of Putin loyalists and dictator worshipers to want to blame the Facebook and Twitters of the world (where everyone is allowed to express free speech,) but totally choose to ignore the major instigators and agitators at Putin news aka Fox-news, Parler, and the actual actors themselves, the president (Putin’s B) and the goputins in the senate and Congress.
Have you tried to interview them or highlight their roles in the treasonous acts lately?

Like 2 Reply Link Report

Gordon Baltimore 1 week ago

Like blaming the media for bad weather. You want to blame the messenger? Pay attention, gov. Do your jobs or do something easier. The storm was coming and you ignored it.

Like 3 Reply Link Report

PoliticalPunster 1 week ago

Once again “social” media is exposed as “anti-social” media.
When will we ever learn?

Like Reply Link Report



PoliticalPunster 1 week ago

Once again “social” media is exposed as “anti-social” media.
When will we ever learn?

Like Reply Link Report

Jeffrey A Byrd 1 week ago

The Polk County North Carolina Republican Party post on Christmas Eve inviting folks to join in the bus pool has not been taken down, and clearly called for insurrection by posting an incendiary letter from the founder of TrumpsArmy.

Like 2 Reply Link Report

NYopolis 1 week ago

My sister and I can't even discuss FB anymore. She's pro-FB, I'm anti-Zuckerberg. I "deleted" my account a few years ago. It was constantly hacked. Then to keep up with younger and far flung family, revived it with a much smaller footprint. Anyhow, sis feels monitoring FB posts are too much, I feel he doesn't want to do it. I recall reading Zuckerberg was among the first callers to congratulate 45 in 2016. That told me all I needed to know about him. He sucks.

Like 5 Reply Link Report

AbsenteeBallotman 1 week ago

The media platforms need to be investigated and where found guilty prosecuted and fined, heavily. Very, very heavily along with protections to keep them from abetting terrorists in the future.

Like 3 Reply Link Report

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Exhibit 179

screenshot-twitter.com-2021.01.18-15_51_43
https://twitter.com/RudyGiuliani/status/1346601024149188609
18.01.2021



Rudy W. Giuliani
@RudyGiuliani

WATCH This BEFORE January 6th!

Rudy Giuliani HERE: youtu.be/FT_zTMdD2wM



6:34 PM · Jan 5, 2021 · Twitter for iPhone

6.2K Retweets **387** Quote Tweets **16.8K** Likes

Exhibit 180

screenshot-twitter.com-2021.01.22-22_15_16
https://twitter.com/RudyGiuliani/status/1346618559108165633
22.01.2021



Rudy W. Giuliani
@RudyGiuliani

President Trump will be joining us tomorrow on The Ellipse in Washington, DC! SEE YOU THERE! 🇺🇸
twitter.com/realDonaldTrum...

This Tweet is unavailable.

7:44 PM · Jan 5, 2021 · Twitter for iPhone

6.6K Retweets **165** Quote Tweets **25.8K** Likes

Exhibit 181

screenshot-twitter.com-2021.01.18-15_54_45
https://twitter.com/RudyGiuliani/status/1346772109327032320
18.01.2021



Rudy W. Giuliani
@RudyGiuliani

Hope to see you twitter.com/iheartmindy/st...

This Tweet is unavailable.

5:54 AM · Jan 6, 2021 · Twitter for iPad

1.2K Retweets **19** Quote Tweets **8.2K** Likes

screenshot-twitter.com-2021.01.23-15_08_54
https://twitter.com/RudyGiuliani/status/1346841161349132289
23.01.2021

Rudy W. Giuliani Retweeted

Jason Miller
@JasonMillerinDC

WOW!!!

> **Jenn Pellegrino OAN** @JennPellegrino · Jan 6
> #HappeningNow: Historic crowds in Washington DC in support of President Trump and honest elections. @OANN



9:21 AM · Jan 6, 2021 · Twitter for iPhone

2K Retweets **65** Quote Tweets **10.1K** Likes

screenshot-twitter.com-2021.01.23-15_15_50
https://twitter.com/RudyGiuliani
23.01.2021



screenshot-twitter.com-2021.01.18-15_55_30
https://twitter.com/RudyGiuliani/status/1346841734345592832
18.01.2021

Rudy W. Giuliani
@RudyGiuliani

🚨🚨

> **Rudy W. Giuliani** @RudyGiuliani · Jan 5
> WATCH This BEFORE January 6th!
>
> Rudy Giuliani HERE: youtu.be/FT_zTMdD2wM



10:31 AM · Jan 6, 2021 · Twitter for iPhone

2K Retweets **41** Quote Tweets **8.6K** Likes

screenshot-twitter.com-2021.01.18-17_15_52
https://twitter.com/RudyGiuliani/status/1346857965563817986
18.01.2021

← **Tweet**



Rudy W. Giuliani
@RudyGiuliani

Our GOP future-farmer, pharmacist, mother of 7 and 1, grandmother, 19 and patriots. America will be in great hands with members of Congress like Mary Miller, IL-15and Diana Harshbarger, TN-1zx





11:35 AM · Jan 6, 2021 · Twitter for iPhone

2.3K Retweets **81** Quote Tweets **15.3K** Likes

screenshot-twitter.com-2021.01.23-15_10_18
https://twitter.com/RudyGiuliani/status/1346868458030571521
23.01.2021



Rudy W. Giuliani
@RudyGiuliani

The truly elected President!

12:17 PM · Jan 6, 2021 · Twitter for iPhone

10.2K Retweets **432** Quote Tweets **44.8K** Likes

screenshot-twitter.com-2021.01.18-17_17_24
https://twitter.com/RudyGiuliani/status/1346876415476715524
18.01.2021



Rudy W. Giuliani
@RudyGiuliani

The Save America March is to demand an examination of the machines and the ballots the crooks are concealing.

If it was a clean election why are they hiding the proof? In 6 days we can get the answer.

12:48 PM · Jan 6, 2021 · Twitter Web App

10.5K Retweets **332** Quote Tweets **37.3K** Likes

screenshot-twitter.com-2021.01.23-15_17_25
https://twitter.com/RudyGiuliani
23.01.2021

Rudy W. Giuliani Retweeted

Rudy W. Giuliani @RudyGiuliani · Jan 6

🚨🚨

> **Rudy W. Giuliani** @RudyGiuliani · Jan 5
> WATCH This BEFORE January 6th!
>
> Rudy Giuliani HERE: youtu.be/FT_zTMdD2wM



521 2K 8.2K

Rudy W. Giuliani Retweeted

Liz Harrington @realLizUSA · Jan 6

"This was the worst election in American history. This election was stolen.

"It has to be vindicated to save our country.

"This is bigger than Donald Trump. This is bigger than you and me. This is about these monuments and what they stand for." - @RudyGiuliani

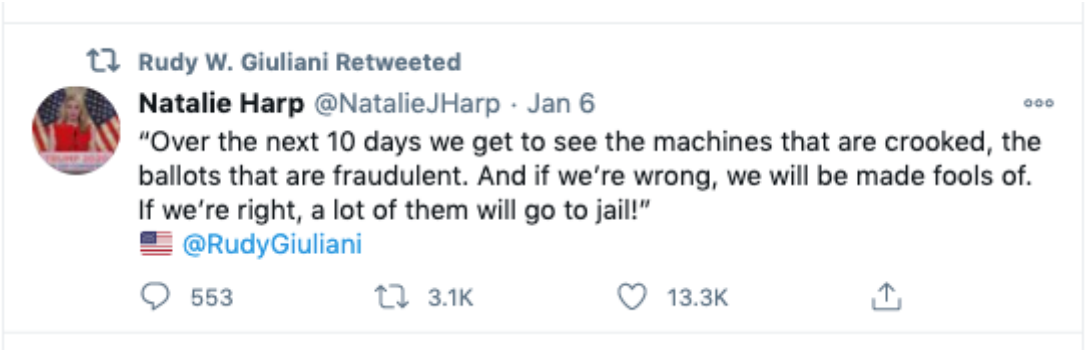


326 2.1K 7.2K

screenshot-twitter.com-2021.01.23-15_12_37
https://twitter.com/RudyGiuliani
23.01.2021



screenshot-twitter.com-2021.01.23-15_19_42
https://twitter.com/RudyGiuliani
23.01.2021



screenshot-twitter.com-2021.01.23-15_20_01
https://twitter.com/RudyGiuliani
23.01.2021



screenshot-twitter.com-2021.01.18-17_31_04
https://twitter.com/RudyGiuliani/status/1346907496875757575
18.01.2021



Rudy W. Giuliani
@RudyGiuliani

To all those patriots challenging the fraudulent election ,

POTUS wants you to EXPRESS YOUR OPINION PEACEFULLY,

We are the law and order party,

You are on the right side of the law and history.

Act with respect for all.

2:52 PM · Jan 6, 2021 · Twitter for iPad

10.6K Retweets **2.9K** Quote Tweets **38.9K** Likes

screenshot-twitter.com-2021.01.23-15_20_55
https://twitter.com/RudyGiuliani
23.01.2021

Rudy W. Giuliani Retweeted

Kyle Morris @RealKyleMorris · Jan 6

Attorney @RudyGiuliani: If We're Right About Election Fraud, People Will Go to Jail



Rudy Giuliani: If We're Right About Election Fraud, People Will Go to ...

Former Mayor Rudy Giuliani called for "trial by combat" during a speech at the Save America march in Washington, DC.

breitbart.com

1.2K 1.8K 6.1K

screenshot-twitter.com-2021.01.23-15_21_34
https://twitter.com/RudyGiuliani
23.01.2021

Rudy W. Giuliani Retweeted

Rudy W. Giuliani @RudyGiuliani · Jan 5

WATCH This BEFORE January 6th!

Rudy Giuliani HERE: youtu.be/FT_zTMdD2wM



3.7K 6.4K 16.1K

Exhibit 182

File 22 Rudy Giuliani

FILE NAME:

22.

Https://www.youtube.com/watch?v=IvJVZAxJE8Y&amp%3Bfeature=youtube

SAVE AMERICA MARCH

(1:41:07 - 1:46:56)

TRANSCRIPT OF VIDEO RECORDING

RUDY GIULIANI

Transcribed By:
TERRI NESTORE
CSR No. 5614, RPR, CRR

RUDY GIULIANI: Hello. Hello, everyone.

We're here just very briefly to make a very important two points.

Number one, every single thing that has been outlined as the plan for today is perfectly legal.

I have Professor Eastman here with me to say a few words about that. He's one of the preeminent constitutional scholars in the United States.

It is perfectly appropriate, given the questionable constitutionality of the Election Counting Act of 1887, that the vice president can cast it aside and he can do what a president called Jefferson did when he was vice president. He can decide -- he can decide on the validity of these crooked ballots or he can send it back to the legislatures, give them five to 10 days to finally finish the work. We now have letters from five legislatures begging us to do that. They're asking us.

Georgia, Pennsylvania, Arizona, Wisconsin, and one other coming in.

So it seems to me we don't want to find out three weeks from now, even more proof that this election was stolen, do we? So it is perfectly reasonable and fair to get ten days -- and you should know this -- the democrats and their allies have not allowed us to see one machine or one paper ballot.

Now, if they ran such a clean election, why wouldn't they make all the machines available immediately?

If they ran such a clean election, they'd have you come in and look at the paper ballots. Who hides evidence? Criminals hide evidence, not honest people.

So, over the next ten days, we get to see the machines that are crooked, the ballots that are fraudulent and if we're wrong, we will be made fools of; but if we're right, a lot of them will go to jail.

So let's have trial by combat. I'm willing to stake -- I'm willing to stake my reputation, the president is willing to stake his reputation, on the fact that we're going to find criminality there. Is Joe Biden willing to stake his reputation that there's no crime there? No.

Also, last night, one of the experts that has examined these crooked Dominion machines has absolutely what he believes is conclusive proof that in the last ten percent, 15 percent of the vote counted, the votes were deliberately changed by the same algorithm that was used in cheating President Trump and Vice President Pence; same algorithm, same system, same thing was done with the same machines. You noticed they were ahead until the very end, right? Then you noticed there was a little gap, one was ahead by three percent, the other was ahead by two percent and gone, gone, they were even.

He can take you through that and show you how they programmed that machine from the outside to accomplish that, and they've been doing it for years to favor the democrats. It is a matter of scientific proof.

We need two days to establish that. It would be a shame if that gets established after it's over, wouldn't it be? This was the worst election in American history. This election was stolen, and in seven states they picked states where they had crooked democratic cities where they could push everybody around, and it has to be vindicated to save our republican.

This is bigger than Donald Trump, it's bigger than you and me. It's about these monuments and what they stand for. This has been a year in which they have invaded our freedom of speech, our freedom of religion, our freedom to move, our freedom to live.

I'll be darned if they're going to take away our free and fair vote, and we're going to fight to the very end to make sure that doesn't happen.

Let me ask Professor Eastman to explain, as easily as we can -- I know this is complicated -- but what happened last night, how they cheated and how it was exactly the same as what they did on November 3rd.

(End of transcription.)

C E R T I F I C A T E

I, TERRI NESTORE, Certified Shorthand Reporter/ Transcriptionist, do hereby certify that I was authorized to transcribe the foregoing recorded proceeding, and that the transcript is a true and accurate transcription of my shorthand notes, to the best of my ability, taken while listening to the provided recording.

I further certify that I am not of counsel or attorney for either or any of the parties to said proceedings, nor in any way interested in the events of this cause, and that I am not related to any of the parties thereto.

Dated this 13th day of January, 2021.

Terri Nestore

TERRI NESTORE, CSR 5614, RPR, CRR

Exhibit 183

This transcript was exported on Jan 23, 2021 - view latest version here.

Donald Trump (00:02:44):

The media will not show the magnitude of this crowd. Even I, when I turned on today, I looked, and I saw thousands of people here, but you don't see hundreds of thousands of people behind you because they don't want to show that. We have hundreds of thousands of people here, and I just want them to be recognized by the fake news media. Turn your cameras please and show what's really happening out here because these people are not going to take it any longer. They're not going to take it any longer. Go ahead. Turn your cameras, please. Would you show? They came from all over the world, actually, but they came from all over our country. I just really want to see what they do. I just want to see how they covered. I've never seen anything like it. But it would be really great if we could be covered fairly by the media. The media is the biggest problem we have as far as I'm concerned, single biggest problem, the fake news and the big tech. Big tech is now coming into their own. We beat them four years ago. We surprised them. We took them by surprise and this year, they rigged an election. They rigged it like they've never rigged an election before. By the way, last night, they didn't do a bad job either, if you notice. I'm honest. I just, again, I want to thank you. It's just a great honor to have this kind of crowd and to be before you. Hundreds of thousands of American patriots are committed to the honesty of our elections and the integrity of our glorious Republic. All of us here today do not want to see our election victory stolen by emboldened radical left Democrats, which is what they're doing and stolen by the fake news media. That's what they've done and what they're doing. We will never give up. We will never concede, it doesn't happen. You don't concede when there's theft involved.

Donald Trump (00:04:42):

Our country has had enough. We will not take it anymore and that's what this is all about. To use a favorite term that all of you people really came up with, we will stop the steal. Today I will lay out just some of the evidence proving that we won this election, and we won it by a landslide. This was not a close election. I say sometimes jokingly, but there's no joke about it, I've been in two elections. I won them both and the second one, I won much bigger than the first. Almost 75 million people voted for our campaign, the most of any incumbent president by far in the history of our country, 12 million more people than four years ago. I was told by the real pollsters, we do have real pollsters. They know that we were going to do well, and we were going to win. What I was told, if I went from 63 million, which we had four years ago to 66 million, there was no chance of losing. Well, we didn't go to 66. We went to 75 million and they say we lost. We didn't lose.

Donald Trump (00:06:08):

By the way, does anybody believe that Joe had 80 million votes? Does anybody believe that? He had 80 million computer votes. It's a disgrace. There's never been anything like that. You could take third world countries. Just take a look, take third world countries. Their elections are more honest than what we've been going through in this country. It's a disgrace. It's a disgrace. Even when you look at last night, they're all running around like chickens with their heads cut off with boxes. Nobody knows what the hell is going on. There's never been anything like this. We will not let them silence your voices. We're not going to let it happen. Not going to let it happen.

Crowd (00:07:11):

Fight for Trump! Fight for Trump! Fight for Trump!

Donald Trump (00:07:11):

This transcript was exported on Jan 23, 2021 - view latest version here.

Thank you. I'd love to have, if those tens of thousands of people would be allowed, the military, the secret service, and we want to thank you, and the police law enforcement. Great. You're doing a great job, but I'd love it if they could be allowed to come up here with us. Is that possible? Can you just let them come up, please? Rudy, you did a great job. He's got guts. You know what? He's got guts, unlike a lot of people in the Republican party. He's got guts, he fights. He fights, and I'll tell you. Thank you very much, John. Fantastic job. I watched. That's a tough act to follow, those two. John is one of the most brilliant lawyers in the country, and he looked at this and he said, " What an absolute disgrace, that this could be happening to our constitution." He looked at Mike Pence, and I hope Mike is going to do the right thing.

Donald Trump (00:08:09):

I hope so. I hope so because if Mike Pence does the right thing, we win the election. All he has to do. This is from the number one or certainly one of the top constitutional lawyers in our country. He has the absolute right to do it. We're supposed to protect our country, support our country, support our constitution, and protect our constitution. States want to revote. The States got defrauded. They were given false information. They voted on it. Now they want to recertify. They want it back. All Vice-President Pence has to do is send it back to the States to recertify, and we become president, and you are the happiest people.

Donald Trump (00:09:08):

I just spoke to Mike. I said, "Mike, that doesn't take courage. What takes courage is to do nothing. That takes courage," and then we're stuck with a president who lost the election by a lot, and we have to live with that for four more years. We're just not going to let that happen. Many of you have traveled from all across the nation to be here, and I want to thank you for the extraordinary love. That's what it is. There's never been a movement like this ever, ever for the extraordinary love for this amazing country and this amazing movement. Thank you.

Crowd (00:09:44):

We love Trump! We love Trump! We love Trump!

Donald Trump (00:09:59):

By the way, this goes all the way back past the Washington monument. Do you believe this? Look at this. Unfortunately, they gave the press the prime seats. I can't stand that. No, but you look at that behind. I wish they'd flip those cameras and look behind you. That is the most amazing sight. When they make a mistake, you get to see it on television. Amazing, amazing, all the way back. Don't worry. We will not take the name off the Washington monument. We will not. Cancel culture. They wanted to get rid of the Jefferson Memorial, either take it down or just put somebody else in there. I don't think that's going to happen. It damn well better not. Although with this administration, if this happens, it could happen. You'll see some really bad things happen.

Donald Trump (00:10:54):

They'll knock out Lincoln too, by the way. They've been taking his statue down, but then we signed a little law. You hurt our monuments, you hurt our heroes, you go to jail for 10 years and everything stopped. Did you notice that? It stopped. It all stopped. They could use Rudy back in New York City. Rudy, they could use you. Your city is going to hell. They want Rudy Giuliani back in New York. We'll get a little younger version of Rudy. Is that okay, Rudy?

This transcript was exported on Jan 23, 2021 - view latest version here.

Donald Trump (00:11:25):

We're gathered together in the heart of our nation's Capitol for one very, very basic and simple reason, to save our democracy. Most candidates on election evening, and of course this thing goes on so long, they still don't have any idea what the votes are. We still have congressional seats under review. They have no idea. They've totally lost control. They've used the pandemic as a way of defrauding the people in a proper election. But when you see this and when you see what's happening, number one, they all say, "Sir, we'll never let it happen again." I said, "That's good, but what about eight weeks ago?" They try and get you to go. They say, "Sir, in four years, you're guaranteed." I said, "I'm not interested right now. Do me a favor, go back eight weeks. I want to go back eight weeks. Let's go back eight week." We want to go back, and we want to get this right because we're going to have somebody in there that should not be in there and our country will be destroyed, and we're not going to stand for that.

Donald Trump (00:12:34):

For years, Democrats have gotten away with election fraud and weak Republicans, and that's what they are. There's so many weak Republicans. We have great ones, Jim Jordan, and some of these guys. They're out there fighting the House. Guys are fighting, but it's incredible. Many of the Republicans, I helped them get in. I helped them get elected. I helped Mitch get elected. I could name 24 of them, let's say. I won't bore you with it, and then all of a sudden you have something like this. It's like, "Gee, maybe I'll talk to the president sometime later." No, it's amazing. The weak Republicans, they're pathetic Republicans and that's what happens. If this happened to the Democrats, there'd be hell all over the country going on. There'd be hell all over the country. But just remember this. You're stronger, you're smarter. You've got more going than anybody, and they try and demean everybody having to do with us, and you're the real people. You're the people that built this nation. You're not the people that tore down our nation.

Donald Trump (00:13:45):

The weak Republicans, and that's it. I really believe it. I think I'm going to use the term, the weak Republicans. You got a lot of them, and you got a lot of great ones, but you got a lot of weak ones. They've turned a blind eye even as Democrats enacted policies that chipped away our jobs, weakened our military, threw open our borders and put America last. Did you see the other day where Joe Biden said, "I want to get rid of the America first policy." What's that all about, get rid of ...? How do you say, "I want to get rid of America first?" Even if you're going to do it, don't talk about it. Unbelievable, what we have to go through, what we have to go through and you have to get your people to fight. If they don't fight, we have to primary the hell out of the ones that don't fight. You primary them. We're going to let you know who they are. I can already tell you, frankly.

Donald Trump (00:14:39):

But this year using the pretext of the China virus and the scam of mail-in ballots, Democrats attempted the most brazen and outrageous election theft. There's never been anything like this. It's a pure theft in American history, everybody knows it. That election, our election was over at 10:00 in the evening. We're leading Pennsylvania, Michigan, Georgia by hundreds of thousands of votes, and then late in the evening or early in the morning, boom, these explosions of and bullshit, and all of a sudden. All of a sudden it started to happen.

Crowd (00:15:25):

[inaudible 00:15:25]

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Donald Trump (00:15:35):

Don't forget when Romney got beat. Romney. I wonder if he enjoyed his flight in last night? But when Romney got beaten, he stands up like you're more typical. Well, I'd like to congratulate the victor, the victor. Who was the victor, Mitt? I'd like to congratulate. They don't go and look at the facts. Now I don't know. He got slaughtered probably, maybe it was okay. Maybe it was that's what happened. But we look at the facts and our lecture was so corrupt that in the history of this country, we've never seen anything like it. You can go all the way back. America is blessed with elections all over the world. They talk about our elections. You know what the world says about us now? They said we don't have free and fair elections and you know what else? We don't have a free and fair press.

Donald Trump (00:16:25):

Our media is not free. It's not fair. It suppresses thought. It suppresses speech, and it's become the enemy of the people. It's become the enemy of the people. It's the biggest problem we have in this country. No third world countries would even attempt to do what we caught them doing and you'll hear about that in just a few minutes. Republicans are constantly fighting like a boxer with his hands tied behind his back. It's like a boxer, and we want to be so nice. We want to be so respectful of everybody, including bad people. We're going to have to fight much harder and Mike Pence is going to have to come through for us. If he doesn't, that will be a sad day for our country because you're sworn to uphold our constitution. Now it is up to Congress to confront this egregious assault on our democracy. After this, we're going to walk down and I'll be there with you. We're going to walk down. We're going to walk down any one you want, but I think right here. We're going walk down to the Capitol, and we're going to cheer on our brave senators, and congressmen and women. We're probably not going to be cheering so much for some of them because you'll never take back our country with weakness. You have to show strength, and you have to be strong.

Donald Trump (00:18:16):

We have come to demand that Congress do the right thing and only count the electors who have been lawfully slated, lawfully slated. I know that everyone here will soon be marching over to the Capitol building to peacefully and patriotically make your voices heard. Today we will see whether Republicans stand strong for integrity of our elections, but whether or not they stand strong for our country, our country. Our country has been under siege for a long time, far longer than this four-year period. We've set it on a much straighter course, a much ... I thought four more years. I thought it would be easy. We created-

PART 1 OF 4 ENDS [00:19:04]

Donald Trump (00:19:03):

Four more years, I thought it would be easy. We created the greatest economy in history. We rebuilt our military. We get you the biggest tax cuts in history. We got you the biggest regulation cuts. There's no President, whether it's four years, eight years, or in one case more, got anywhere near the regulation cuts. It used to take 20 years to get a highway approved. now we're down to two. I want to get it down to one, but we're down to two. And it may get rejected for environmental or safety reasons, but we got it down the safety. We created Space Force. Look at what we did. Our military has been totally rebuilt. So we create Space Force, which by in of itself is a major achievement for an administration. And with us, it's one of so many different things.

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Donald Trump (00:19:52):

Right to try. Everybody know about right to try. We did things that nobody ever thought possible. We took care of our vets. Our vets, the VA now has the highest rating, 91%, the highest rating that it's had from the beginning, 91% approval rating. Always you watch the VA, when it was on television. Every night people living in a horrible, horrible manner. We got that done. We got accountability done. We got it so that now in the VA, you don't have to wait for four weeks, six weeks, eight weeks, four months to see a doctor. If you can't get a doctor, you go outside you get the doctor, you have them taken care of. And we pay the doctor. And we've not only made life wonderful for so many people, we've saved tremendous amounts of money, far secondarily, but we've saved a lot of money.

Donald Trump (00:20:49):

And now we have the right to fire bad people in the VA. We had 9000 people that treated our veterans horribly. In primetime, they would not have treated our veterans badly. But they treated our veterans horribly. And we have what's called the VA Accountability Act. And the accountability says if we see somebody in there that doesn't treat our vets well, or they steal, they rob, they do things badly. We say, "Joe, you're fired. Get out of here." Before you couldn't do that. You couldn't do that before.

Donald Trump (00:21:24):

So we've taken care of things. We've done things like nobody's ever thought possible. And that's part of the reason that many people don't like us, because we've done too much, but we've done it quickly. And we were going to sit home and watch a big victory. And everybody had us down for a victory. It was going to be great. And now we're out here fighting. I said to somebody, I was going to take a few days and relax after our big electoral victory. Ten o'clock, it was over. But I was going to take a few days.

Donald Trump (00:21:52):

And I can say this, since our election, I believe, which was a catastrophe when I watch and even these guys knew what happened, they know what happened. They're saying, "Wow, Pennsylvania's insurmountable. Wow, Wisconsin, look at the big leads we had." Even though the press said we were going to lose Wisconsin by 17 points. Even though the press said Ohio is going to be close, we set a record. Florida's going to be close, we set a record. Texas is going to be close. Texas is going to be close, we set a record. And we set a record with Hispanic, with the Black community. We set a record with everybody.

Donald Trump (00:22:36):

Today, we see a very important event though, because right over there, right there, we see the event going to take place. And I'm going to be watching, because history is going to be made. We're going to see whether or not we have great and courageous leaders or whether or not we have leaders that should be ashamed of themselves throughout history, throughout eternity, they'll be ashamed. And you know what? If they do the wrong thing, we should never ever forget that they did. Never forget. We should never ever forget. With only three of the seven states in question, we win the presidency of the United States.

Donald Trump (00:23:21):

And by the way, it's much more important today than it was 24 hours ago. Because I spoke to David Perdue, what a great person, and Kelly Loeffler, two great people, but it was a setup. And I said, "We

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have no back line anymore." The only back line, the only line of demarcation, the only line that we have is the veto of the president of the United States. So this is now what we're doing, a far more important election than it was two days ago.

Donald Trump (00:23:59):

I want to thank the more than 140 members of the House. Those are warriors. They're over there working like you've never seen before, studying, talking, actually going all the way back, studying the roots of the Constitution, because they know we have the right to send a bad vote that was illegally got, they gave these people bad things to vote for and they voted, because what did they know? And then when they found out a few weeks later... Again, it took them four years to devise history. And the only unhappy person in the United States, single most unhappy, is Hillary Clinton because she said, "Why didn't you do this for me four years ago? Why didn't you do this for me four years ago? Change the votes! 10,000 in Michigan. You could have changed the whole thing!" But she's not too happy. You notice you don't see her anymore. What happened? Where is Hillary? Where is she?

Donald Trump (00:24:57):

But I want to thank all of those congressmen and women. I also want to thank our 13 most courageous members of the US Senate, Senator Ted Cruz, Senator Ron Johnson, Senator Shadowless, Kelly Loeffler. And Kelly Loeffler, I'll tell you, she's been so great. She works so hard. So let's give her and David a little special head, because it was rigged against them. Let's give her and David. Kelly Loeffler, David Perdue. They fought a good race. They never had a shot. That equipment should never have been allowed to be used, and I was telling these people don't let them use this stuff. Marsha Blackburn, terrific person. Mike Braun, Indiana. Disinvested, great guy. Bill Hagerty, John Kennedy, James Lankford, Cynthia Lummis. Tommy Tuberville, to the coach. And Roger Marshall. We want to thank them, senators that stepped up, we want to thank them.

Donald Trump (00:26:04):

I actually think though it takes, again, more courage not to step up. And I think a lot of those people are going to find that out, and you better start looking at your leadership because the leadership has led you down the tubes. "We don't want to give $2000 to people. We want to give them $600." Oh, great. How does that play politically? Pretty good? And this has nothing to do with politics. But how does it play politically? China destroyed these people. We didn't destroy. China destroyed them, totally destroyed them. We want to give them $600, and they just wouldn't change. I said, "Give them $2000. We'll pay it back. We'll pay it back fast. You already owe 26 trillion. Give them a couple of bucks. Let them live. Give them a couple of bucks!"

Donald Trump (00:26:57):

And some of the people here disagree with me on that. But I just say, look, you got to let people live. And how does that play though? Okay, number one, it's the right thing to do. But how does that play politically? I think it's the primary reason, one of the primary reasons, the other was just pure cheating. That was the super primary reason. But you can't do that. You got to use your head.

Donald Trump (00:27:19):

As you know the media is constantly asserted the outrageous lie that there was no evidence of widespread fraud. You ever see these people? "While there is no evidence of fraud..." Oh, really? Well, I'm going to read you pages. I hope you don't get bored listening to it. Promise? Don't get bored

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listening to it, all those hundreds of thousands of people back there. Move them up, please. Yeah. All these people don't get bored. Don't get angry at me because you're going to get bored because it's so much. The American people do not believe the corrupt fake news anymore. They have ruined their reputation.

Donald Trump (00:27:57):

But it used to be that they'd argue with me, I'd fight. So I'd fight, they'd fight. I'd fight, they'd fight. Boop-boop. You'd believe me, you'd believe them. Somebody comes out. They had their point of view, I had my point of view. But you'd have an argument. Now what they do is they go silent. It's called suppression. And that's what happens in a communist country. That's what they do. They suppress. You don't fight with them anymore, unless it's a bad. They have a little bad story about me, they'll make it 10 times worse and it's a major headline. But Hunter Biden, they don't talk about him. What happened to Hunter? Where's Hunter? Where is Hunter? They don't talk about him.

Donald Trump (00:28:34):

Now watch all the sets will go off. Well, they can't do that because they get good ratings. The ratings are too good. Now where is Hunter? And how come Joe was allowed to give a billion dollars of money to get rid of the prosecutor in Ukraine? How does that happen? I'd ask you that question. How does that happen? Can you imagine if I said that? If I said that it would be a whole different ball game. And how come Hunter gets three and a half million dollars from the Mayor of Moscow's wife, and gets hundreds of thousands of dollars to sit on an energy board even though he admits he has no knowledge of energy, and millions of dollars up front, and how come they go into China and they leave with billions of dollars to manage? "Have you managed money before?" "No, I haven't." "Oh, that's good. Here's about 3 billion."

Donald Trump (00:29:29):

No, they don't talk about that. No, we have a corrupt media. They've gone silent. They've gone dead. I now realize how good it was if you go back 10 years. I realized how good, even though I didn't necessarily love him, I realized how good it was like a cleansing motion. But we don't have that anymore. We don't have a fair media anymore. It's suppression and you have to be very careful with that. And they've lost all credibility in this country. We will not be intimidated into accepting the hoaxes and the lies that we've been forced to believe over the past several weeks. We've amassed overwhelming evidence about a fake election. This is the presidential election. Last night was a little bit better because of the fact that we had a lot of eyes watching one specific state, but they cheated like hell anyway.

Donald Trump (00:30:27):

You have one of the dumbest governors in the United States. And when I endorsed him, I didn't know this guy. At the request of David Perdue. He said, "A friend of mine is running for Governor, what's his name." And you know the rest. He was in fourth place, fifth place. I don't know. He was way... He was doing poorly. I endorsed him. He went like a rocket ship and he won. And then I had to beat Stacey Abrams with this guy, Brian Kemp. I had to beat Stacey Abrams and I had to beat Oprah, used to be a friend of mine. I was on her last show. Her last week she picked the five outstanding people. I don't think she thinks that anymore. Once I ran for president, I didn't notice there were too many calls coming in from Oprah. Believe it or not, she used to like me, but I was one of the five outstanding people.

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Donald Trump (00:31:17):

And I had a campaign against Michelle Obama and Barack Hussein Obama against Stacey. And I had Brian Kemp, he weighs 130 pounds. He said he played offensive line in football. I'm trying to figure that. I'm still trying to figure that out. He said that the other night, "I was an offensive lineman." I'm saying, "Really? That must've been a really small team." But I look at that and I look at what's happened, and he turned out to be a disaster. This stuff happens.

Donald Trump (00:31:50):

Look, I'm not happy with the Supreme Court. They love to rule against me. I picked three people. I fought like hell for them, one in particular I fought. They all said, "Sir, cut him loose. He's killing us." The senators, very loyal senators. They're very loyal people. "Sir, cut him loose. He's killing us, sir. Cut him loose, sir." I must've gotten half of the senators. I said, "No, I can't do that. It's unfair to him. And it's unfair to the family. He didn't do anything wrong. They're made up stories." They were all made up stories. He didn't do anything wrong. "Cut him loose, sir." I said, "No, I won't do that." We got him through. And you know what? They couldn't give a damn. They couldn't give a damn. Let them rule the right way, but it almost seems that they're all going out of their way to hurt all of us, and to hurt our country. To hurt our country.

Donald Trump (00:32:40):

I read a story in one of the newspapers recently how I control the three Supreme Court justices. I control them. They're puppets. I read it about Bill Barr, that he's my personal attorney. That he'll do anything for me. And I said, "It really is genius," because what they do is that, and it makes it really impossible for them to ever give you a victory, because all of a sudden Bill Barr changed, if you hadn't noticed. I like Bill Barr, but he changed, because he didn't want to be considered my personal attorney. And the Supreme Court, they rule against me so much. You know why? Because the story is I haven't spoken to any of them, any of them, since virtually they got in. But the story is that they're my puppet. That they're puppets. And now that the only way they can get out of that, because they hate that, it's not good on the social circuit. And the only way they get out is to rule against Trump. So let's rule against Trump, and they do that. So I want to congratulate them.

Donald Trump (00:33:41):

But it shows you the media's genius. In fact, probably, if I was the media, I'd do it the same way. I hate to say it. But we got to get them straightened out. Today, for the sake of our democracy, for the sake of our Constitution, and for the sake of our children, we lay out the case for the entire world to hear. You want to hear it?

Crowd (00:34:04):

Yes!

Donald Trump (00:34:06):

In every single swing state, local officials, state officials, almost all Democrats made illegal and unconstitutional changes to election procedures without the mandated approvals by the state legislatures, that these changes paved the way for fraud on a scale never seen before. And I think we'd go a long way outside of our country when I say that.

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Donald Trump (00:34:34):

So just in a nutshell, you can't make a change on voting for a federal election unless the state legislature approves it. No judge can do it. Nobody can do it, only a legislature. So as an example in Pennsylvania or whatever, you have a Republican legislature, you have a Democrat mayor, and you have a lot of Democrats all over the place. They go to the legislature, the legislature laughs at them. Says, "We're not going to do that." They say, "Thank you very much." And they go and make the changes themselves. They do it anyway. And that's totally illegal. That's totally illegal. You can't do that.

Donald Trump (00:35:13):

In Pennsylvania, the Democrat Secretary of State and the Democrat State Supreme Court justices illegally abolished the signature verification requirements just 11 days prior to the election. So think of what they did. No longer is there signature verification. Oh, that's okay. We want voter ID by the way. But no longer is their signature verification, 11 days before the election! They say, "We don't want it." You know why they don't want it? Because they want to cheat. That's the only reason. Who would even think of that? We don't want to verify a signature? There were over 205,000 more ballots counted in Pennsylvania. Now think of this. You had 205,000 more ballots than you had voters. That means you had 200... Where did they come from? You know where they came from? Somebody's imagination. Whatever they needed. So in Pennsylvania you had 205,000 more votes than you had voters! And it's the number is actually much greater than that now. That was as of a week ago. And this is a mathematical impossibility, unless you want to say it's a total fraud. So Pennsylvania was defrauded.

Donald Trump (00:36:35):

Over 8000 ballots in Pennsylvania were cast by people whose names and dates of birth match individuals who died in 2020 and prior to the election. Think of that. Dead people! Lots of dead people, thousands. And some dead people actually requested an application. That bothers me even more. Not only are they voting, they want an application to vote. One of them was 29 years ago died. It's incredible.

Donald Trump (00:37:05):

Over 14,000 ballots were cast by out-of-state voters. So these are voters that don't live in the state. And by the way, these numbers are what they call outcome determinative. Meaning these numbers far surpass... I lost by a very little bit. These numbers are massive. Massive. More than 10,000 votes in Pennsylvania were illegally counted, even though they were received after Election Day. In other words, "They were received after Election Day, let's count them anyway!" And what they did in many cases is they did fraud. They took the date and they moved it back, so that it no longer is after Election Day. And more than 60,000 ballots in Pennsylvania were reported received back. They got back before they were ever supposedly mailed out. In other words, you got the ballot back before you mailed it!

PART 2 OF 4 ENDS [00:38:04]

Donald Trump (00:38:03):

... they were supposedly mailed out, in other words, you got the ballot back before you mailed it, which is also logically and logistically impossible. Think of that one. You got the ballot back. Let's send the ballots. Oh, they've already been sent. But we got the ballot back before they were sent. I don't think that's too good.

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Donald Trump (00:38:23):

Twenty-five thousand ballots in Pennsylvania were requested by nursing home residents, all in a single giant batch, not legal. Indicating an enormous illegal ballot harvesting operation. You're not allowed to do it. It's against the law. The day before the election, the State of Pennsylvania reported the number of absentee ballots that had been sent out. Yet this number was suddenly and drastically increased by 400,000 people. It was increased. Nobody knows where it came from by 400,000 ballots. One day after the election, it remains totally unexplained. They said, "Well, we can't figure that." Now that's many, many times what it would take to overthrow the state. Just that one element. 400,000 ballots appeared from nowhere, right after the election.

Donald Trump (00:39:16):

By the way, Pennsylvania has now seen all of this. They didn't know because it was so quick. They had a vote, they voted, but now they see all this stuff. It's all come to light. Doesn't happen that fast. And they want to re certify their votes. They want to re certify. But the only way that can happen is if Mike Pence agrees to send it back.

Donald Trump (00:39:43):

Mike Pence has to agree to send it back. And many people in Congress want it sent back, and take of what you're doing. Let's say you don't do it. Somebody says, "Well, we have to obey the constitution." And you are, because you're protecting our country and you're protecting the constitution, so you are. But think of what happens. Let's say they're stiffs and they're stupid people. And they say, "Well, we really have no choice." Even though Pennsylvania and other states want to redo their votes, they want to see the numbers. They already have the numbers. Go very quickly and they want to redo their legislature because many of these votes were taken as I said, because it wasn't approved by their legislature. That in itself is illegal and then you have the scam and that's all of the things that we're talking about. But think of this: if you don't do that, that means you will have a president of the United States for four years, with his wonderful son.

Donald Trump (00:40:50):

You will have a president who lost all of these states, or you will have a president to put it another way, who was voted on by a bunch of stupid people who lost all of these things. You will have an illegitimate president, that's what you'll have. And we can't let that happen. These are the facts that you won't hear from the fake news media. It's all part of the suppression effort. They don't want to talk about it. They don't want to talk about it. In fact, when I started talking about that, I guarantee you a lot of the television sets and a lot of those cameras went off and that's how a lot of cameras back there. But a lot of them went off, but these are the things you don't hear about. You don't hear what you just heard. And I'm going to go over a few more states. But you don't hear it by the people who want to deceive you and demoralize you and control you, big tech, media.

Donald Trump (00:41:48):

Just like the suppression polls that said, we're going to lose Wisconsin by 17 points, well we won Wisconsin. They don't have it that way because they lose just by a little sliver. But they had me down the day before Washington Post, ABC poll, down 17 points. I called up a real pollster. I said, "What is that?" "Sir, that's called a suppression poll. I think you're going to win Wisconsin, sir." I said, "But why do they make it four or five points?" "Because then people vote. But when you're down 17, they say, 'Hey, I'm not going to waste my time. I love the president, but there's no way.'" Despite that, we won Wisconsin,

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you'll see. But that's called suppression because a lot of people, when they see that, it's very interesting. This pollster said, "Sir, if you're down three, four or five people vote. When you go down 17, they say, 'Let's save, let's go and have dinner, and let's watch the presidential defeat tonight on television darling.'"

Donald Trump (00:42:49):

And just like the radical left tries to blacklist you on social media, every time I put out a tweet, even if it's totally correct, totally correct. I get a flag. I get a flag. And they also don't let you get out. On Twitter, it's very hard to come on to my account. It's very hard to get out a message. They don't let the message get out nearly like they should, but I've had many people say, "I can't get on your Twitter." I don't care about Twitter. Twitter is bad news. They're all bad news. But you know what? If you want to get out of message. And if you want to go through big tech, social media, they are really, if you're a conservative, if you're a Republican, if you have a big voice, I guess they call it shadow ban. Shadow ban. They shadow ban you and it should be illegal. I've been telling these Republicans get rid of Section 230.

Donald Trump (00:43:47):

And for some reason, Mitch and the group, they don't want to put it in there. And they don't realize that that's going to be the end of the Republican party as we know it, but it's never going to be the end of us, never. Let them get out. Let the weak ones get out. This is a time for strength. They also want to indoctrinate your children in school by teaching them things that aren't so. They want to indoctrinate your children. It's all part of the comprehensive assault on our democracy and the American people to finally standing up and saying, "No." This crowd is again a testament to it. I did no advertising. I did nothing. You do have some groups that are big supporters. I want to thank that Amy and everybody, we have some incredible supporters, incredible, but we didn't do anything. This just happened.

Donald Trump (00:44:39):

Two months ago, we had a massive crowd come down to Washington. I said, "What are they there for." "Sir, they're there for you." We have nothing to do with it. These groups, they're forming all over the United States. And we got to remember, in a year from now, you're going to start working on Congress. And we got to get rid of the weak congresspeople, the ones that aren't any good, the Liz Cheneys of the world, we got to get rid of them. We got to get rid of them. She never wants a soldier brought home. I've brought a lot of our soldiers home. I don't know, some like it. They're in countries that nobody even knows the name. Nobody knows where they are. They're dying. They're great, but they're dying. They're losing their arms, their legs, their face. I brought them back home, largely back home, Afghanistan, Iraq. Remember I used to say in the old days, "Don't go into Iraq. But if you go in, keep the oil." We didn't keep the oil. So stupid. So stupid, these people. And Iraq has billions and billions of dollars now in the bank. And what did we do? We get nothing. We never get. But we do actually, we kept the oil here. We did good. We got rid of the ISIS caliphate. We got rid of plenty of different things that everybody knows and the rebuilding of our military in three years, people said it couldn't be done. And it was all made in the USA, all made in the USA. Best equipment in the world. In Wisconsin, corrupt Democrat run cities deployed more than 500 illegal unmanned, unsecured drop boxes, which collected a minimum of 91,000 unlawful votes. It was razor thin the loss. This one thing alone is much more than we would need, but there are many things.

Donald Trump (00:46:29):

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They have these lockboxes and they pick them up and they disappear for two days. People would say, "Where's that box?" They disappeared. Nobody even knew where the hell it was. In addition, over 170,000 absentee votes were counted in Wisconsin without a valid absentee ballot application. So they had a vote, but they had no application. And that's illegal in Wisconsin. Meaning those votes were blatantly done in opposition to state law. And they came 100% from Democrat areas, such as Milwaukee and Madison, 100%. In Madison, 17,000 votes were deposited in so-called human drop boxes. You know what that is, right? Where operatives stuff thousands of unsecured ballots into duffel bags on park benches across the city in complete defiance of cease and desist letters from state legislature. The state legislature said, "Don't do it." They're the only ones that could approve it. They gave tens of thousands of votes.

Donald Trump (00:47:37):

They came in in duffel bags. Where the hell did they come from? According to eyewitness testimony, postal service workers in Wisconsin were also instructed to illegally backdate approximately 100,000 ballots. The margin of difference in Wisconsin was less than 20,000 votes. Each one of these things alone wins us the state. Great state, we love the state, we won the state. In Georgia, your secretary of state, I can't believe this guy's a Republican. He loves recording telephone conversations. I thought it was a great conversation personally, so did a lot of other ... people love that conversation, because it says what's going on. These people are crooked. They're 100% in my opinion, one of the most corrupt. Between your governor and your secretary of state. And now you have it again last night, just take a look at what happened, what a mess and the Democrat party operatives entered into an illegal and unconstitutional settlement agreement that drastically weakened signature verification and other election security procedures.

Donald Trump (00:48:53):

Stacey Abrams, she took them to lunch and I beat her two years ago with a bad candidate, Brian Kemp. But the Democrats, took the Republicans to lunch because the secretary of state had no clue what the hell was happening, unless he did have a clue. That's interesting. Maybe he was with the other side, but we've been trying to get verifications of signatures in Fulton County. They won't let us do it. The only reason they won't is because we'll find things in the hundreds of thousands. Why wouldn't they let us verify signatures and Fulton County? Which is known for being very corrupt. They won't do it. They go to some other county where you would live. I said, "That's not the problem. The problem is Fulton County." Home of Stacey Abrams. She did a good job. I congratulate her, but it was done in such a way that we can't let this stuff happen.

Donald Trump (00:49:53):

We won't have a country of it happens. As a result Georgia's absentee ballot rejection rate was more than 10 times lower than previous levels, because the criteria was so off, 48 counties in Georgia with thousands and thousands of votes rejected zero ballots. There wasn't one ballot. In other words, in a year in which more mail-in ballots were sent than ever before, and more people were voting by mail for the first time, the rejection rate was drastically lower than it had ever been before. The only way this can be explained is if tens of thousands of illegitimate votes were added to the tally, that's the only way you could explain it. By the way, you're talking about tens of thousands. If Georgia had merely rejected the same number of unlawful ballots, as in other years, there should have been approximately 45,000 ballots rejected, far more than what we needed to win, just over 11,000.

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Donald Trump (00:50:59):

They should find those votes. They should absolutely find that just over 11,000 votes, that's all we need. They defrauded us out of a win in Georgia, and we're not going to forget it. There's only one reason the Democrats could possibly want to eliminate signature matching, oppose voter ID and stop citizenship confirmation. Are you in citizenship? You're not allowed to ask that question. Because they want to steal the election. The radical left knows exactly what they're doing. They're ruthless and it's time that somebody did something about it. And Mike Pence, I hope you're going to stand up for the good of our constitution and for the good of our country. And if you're not, I'm going to be very disappointed in you. I will tell you right now. I'm not hearing good stories. In Fulton County, republican poll Watchers were rejected in some cases, physically from the room under the false pretense of a pipe burst.

Donald Trump (00:52:03):

Water main burst, everybody leave. Which we now know was a total lie. Then election officials pull boxes, Democrats and suitcases of ballots out from under a table. You all saw it on television, totally fraudulent. And illegally scanned them for nearly two hours totally unsupervised. Tens of thousands of votes, as that coincided with a mysterious vote dump of up to 100,000 votes for Joe Biden, almost none for Trump. Oh, that sounds fair. That was at 1:34 AM. The Georgia secretary of state and pathetic governor of Georgia ... although he says, I'm a great president. I sort of maybe have to change. He said the other day, "Yes, I disagree with president, but he's been a great president." Oh, good. Thanks. Thank you very much. Because of him and others. Brian Kemp, vote him the hell out of office, please.

Donald Trump (00:53:05):

Well, his rates are so low, his approval rating now, I think it just reached a record low. They've rejected five separate appeals for an independent and comprehensive audit of signatures in Fulton County. Even without an audit, the number of fraudulent ballots that we've identified across the state is staggering. Over 10,300 ballots in Georgia were cast by individuals whose names and dates of birth match Georgia residents who died in 2020 and prior to the election. More than 2,500 ballots were cast by individuals whose names and dates of birth match incarcerated felons in Georgia prison. People who are not allowed to vote. More than 4,500 illegal ballots were cast by individuals who do not appear on the state's own voter rolls. Over 18,000 illegal ballots were cast by individuals who registered to vote using an address listed as vacant, according to the postal service. At least 88,000 ballots in Georgia were cast by people whose registrations were illegally backdated.

Donald Trump (00:54:18):

Each one of these is far more than we need. 66,000 votes in Georgia were cast by individuals under the legal voting age. And at least 15,000 ballots were cast by individuals who moved out of the state prior to November 3rd election. They say they moved right back. They move right back. Oh, they moved out. They moved right back. Okay. They miss Georgia that much. I do. I love Georgia, but it's a corrupt system. Despite all of this, the margin in Georgia is only 11,779 votes. Each and every one of these issues is enough to give us a victory in Georgia, a big, beautiful victory. Make no mistake, this selection stolen from you, from me and from the country. And not a single swing state has conducted a comprehensive audit to remove the illegal ballots. This should absolutely occur in every single contestant state before the election is certified.

Donald Trump (00:55:21):

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In the State of Arizona, over 36,000 ballots were illegally cast by non-citizens. 2000 ballots were returned with no address. More than 22,000 ballots were returned before they were ever supposedly mailed out. They returned, but we haven't mailed them yet. 11,600 more ballots and votes were counted more than there were actual voters. You see that? So you have more votes again than you have voters.

Donald Trump (00:55:51):

150,000 people registered in Maya Copa County after the registration deadline. 103,000 ballots in the county were sent for electronic adjudication with no Republican observers. In Clark County, Nevada, the accuracy settings on signature verification machines were purposely lowered before they were used to count over 130,000 ballots. If you signed your name as Santa Claus, it would go through. There were also more than 42,000 double votes in Nevada. Over 150, 000 people were hurt so badly by what took place. And 1500 ballots were cast by individuals whose names and dates of birth match Nevada residents who died in 2020, prior to November 3rd election. More than 8,000 votes were cast by individuals who had no address and probably didn't live there. The margin in Nevada is down at a very low number. Any of these things would have taken care of the situation. We would have won-

PART 3 OF 4 ENDS [00:57:04]

Donald Trump (00:57:03):

Any of these things would have taken care of the situation. We would have won Nevada also. Every one of these we're going over, we win. In Michigan quickly, the secretary of state, a real great one, flooded the state with unsolicited mail-in ballot applications, sent to every person on the rolls, in direct violation of state law. More than 17,000 Michigan ballots were cast by individuals whose names and dates of birth matched people who were deceased. In Wayne County, that's a great one. That's Detroit. 174,000 ballots were counted without being tied to an actual registered voter. Nobody knows where they came from. Also in Wayne County, poll watches observed canvassers re-scanning batches of ballots over and over again, up to three or four or five times. In Detroit, turnout was 139% of registered voters. Think of that. So you had 139% of the people in Detroit voting. This is in Michigan, Detroit, Michigan.

Donald Trump (00:58:08):

A career employee of the Detroit, City of Detroit, testified under penalty of perjury that she witnessed city workers coaching voters to vote straight Democrat, while accompanying them to watch who they voted for. When a Republican came in, they wouldn't talk to him. The same worker was instructed not to ask for any voter ID and not to attempt to validate any signatures if they were Democrats. She also told to illegally, and was told backdate ballots received after the deadline and reports that thousands and thousands of ballots were improperly backdated. That's Michigan. Four witnesses have testified under penalty of perjury that after officials in Detroit announced the last votes had been counted, tens of thousands of additional ballots arrived without required envelopes. Every single one was for a Democrat. I got no votes.

Donald Trump (00:59:10):

At 6:31 AM, in the early morning hours after voting had ended, Michigan suddenly reported 147,000 votes. An astounding 94% went to Joe Biden, who campaigned brilliantly from his basement. Only a couple of percentage points went to Trump. Such gigantic and one-sided vote dumps were only observed in a few swing states and they were observed in the states where it was necessary. You know

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what's interesting, President Obama beat Biden in every state other than the swing states where Biden killed him. But the swing States were the ones that mattered. There were always just enough to push Joe Biden barely into the lead. We were ahead by a lot and within the number of hours we were losing by a little.

Donald Trump (01:00:03):

In addition, there is the highly troubling matter of Dominion voting systems. In one Michigan County alone, 6,000 votes were switched from Trump to Biden and the same systems are used in the majority of states in our country. Senator William Ligon, a great gentleman, chairman of Georgia Senate Judiciary Subcommittee, Senator Ligon, highly respected on elections has written a letter describing his concerns with Dominion in Georgia.

Donald Trump (01:00:40):

He wrote, and I quote, "The Dominion voting machines employed in Fulton County had an astronomical and astounding 93.67% error rate." It's only wrong 93% of the time. "In the scanning of ballots requiring a review panel to adjudicate or determine the voter's interest, in over 106,000 ballots out of a total of 113,000." Think of it, you go in and you vote and then they tell people who you're supposed to be voting for. They make up whatever they want. Nobody's ever even heard. They adjudicate your vote. They say, "Well, we don't think Trump wants to vote for Trump. We think he wants to vote for Biden. Put it down for Biden." The national average for such an error rate is far less than 1% and yet you're at 93%. " The source of this astronomical error rate must be identified to determine if these machines were set up or destroyed to allow for a third party to disregard the actual ballot cast by the registered voter."

Donald Trump (01:01:44):

The letter continues, "There is clear evidence that tens of thousands of votes were switched from President Trump to former Vice President Biden in several counties in Georgia. For example, in Bibb County, President Trump was reported to have 29, 391 votes at 9:11 PM Eastern time. While simultaneously Vice President Joe Biden was reported to have 17,213. Minutes later, just minutes, at the next update, these vote numbers switched with President Trump going way down to 17,000 and Biden going way up to 29,391." And that was very quick, a 12,000 vote switch, all in Mr. Biden's favor.

Donald Trump (01:02:31):

So, I mean, I could go on and on about this fraud that took place in every state and all of these legislatures want this back. I don't want to do it to you because I love you and it's freezing out here, but I could just go on forever. I can tell you this...

Speaker 1 (01:02:52):

We love you. We love you. We love you. We love you. We love you. We love you. We love you. We love you.

Donald Trump (01:03:03):

So when you hear, when you hear, "While there is no evidence to prove any wrongdoing," this is the most fraudulent thing anybody's... This is a criminal enterprise. This is a criminal enterprise and the press will say, and I'm sure they won't put any of that on there because that's no good, do you ever see, "While there is no evidence to back President Trump's assertion," I could go on for another hour reading

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this stuff to you and telling you about it. There's never been anything like it. Think about it, Detroit had more votes than it had voters. Pennsylvania had 205,000 more votes than it had more, but you don't have to go any... Between that, I think that's almost better than dead people, if you think, right? More votes than they had voters, and many other States are also.

Donald Trump (01:03:56):

It's a disgrace that the United States of America, tens of millions of people are allowed to go vote without so much as even showing identification. In no state is there any question or effort made to verify the identity, citizenship, residency, or eligibility of the votes cast. The Republicans have to get tougher. You're not going to have a Republican party if you don't get tougher. They want to play so straight, they want to play so, "Sir, yes, the United States, the constitution doesn't allow me to send them back to the States." Well, I say, "Yes, it does because the constitution says you have to protect our country and you have to protect our constitution and you can't vote on fraud," and fraud breaks up everything, doesn't it? When you catch somebody in a fraud, you're allowed to go by very different rules. So I hope Mike has the courage to do what he has to do. And I hope he doesn't listen to the RINOs and the stupid people that he's listening to. It is also widely understood that the voter rolls are crammed full of non-citizens, felons and people who have moved out of state and individuals who are otherwise ineligible to vote. Yet Democrats oppose every effort to clean up their voter rolls. They don't want to clean them up, they are loaded. And how many people here know other people that when the hundreds of thousands and then millions of ballots got sent out, got three, four, five, six, and I heard one who got seven ballots. And then they say, "You didn't quite make it, sir." We won. We won in a landslide. This was a landslide.

Donald Trump (01:05:43):

They said, "It's not American to challenge the election." This is the most corrupt election in the history, maybe of the world. You know, you could go third world countries, but I don't think they had hundreds of thousands of votes and they don't have voters for them. I mean, no matter where you go, nobody would think this. In fact, it's so egregious, it's so bad, that a lot of people don't even believe it. It's so crazy that people don't even believe it. It can't be true. So they don't believe it. This is not just a matter of domestic politics, this is a matter of national security. So today, in addition to challenging the certification of the election, I'm calling on Congress and the state legislatures to quickly pass sweeping election reforms, and you better do it before we have no country left. Today is not the end. It's just the beginning.

Donald Trump (01:06:37):

With your help over the last four years, we built the greatest political movement in the history of our country and nobody even challenges that. I say that over and over, and I never get challenged by the fake news, and they challenge almost everything we say. But our fight against the big donors, big media, big tech and others is just getting started. This is the greatest in history. There's never been a movement like that. You look back there all the way to the Washington Monument. It's hard to believe. We must stop the steal and then we must ensure that such outrageous election fraud never happens again, can never be allowed to happen again, but we're going forward. We'll take care of going forward. We got to take care of going back. Don't let them talk, "Okay, well we promise," I've had a lot of people, "Sir, you're at 96% for four years." I said, "I'm not interested right now. I'm interested in right there."

Donald Trump (01:07:33):

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With your help we will finally pass powerful requirements for voter ID. You need an ID to cash your check. You need an ID to go to a bank, to buy alcohol, to drive a car. Every person should need to show an ID in order to cast your most important thing, a vote. We will also require proof of American citizenship in order to vote in American elections. We just had a good victory in court on that one, actually. We will ban ballot harvesting and prohibit the use of unsecured drop boxes to commit rampant fraud. These drop boxes are fraudulent. There for, they get... They disappear and then all of a sudden they show up. It's fraudulent. We will stop the practice of universal, unsolicited mail-in balloting. We will clean up the voter rolls that ensure that every single person who cast a vote is a citizen of our country, a resident of the state in which they vote and their vote is cast in a lawful and honest manner. We will restore the vital civic tradition of in-person voting on election day so that voters can be fully informed when they make their choice. We will finally hold big tech accountable and if these people had courage and guts, they would get rid of Section 230, something that no other company, no other person in America, in the world, has.

Donald Trump (01:09:10):

All of these tech monopolies are going to abuse their power and interfere in our elections and it has to be stopped and the Republicans have to get a lot tougher and so should the Democrats. They should be regulated, investigated and brought to justice under the fullest extent of the law. They're totally breaking the law. Together we will drain the Washington swamp and we will clean up the corruption in our nation's capital. We have done a big job on it, but you think it's easy, it's a dirty business. It's a dirty business. You have a lot of bad people out there. Despite everything we've been through, looking out all over this country and seeing fantastic crowds, although this I think is our all time record. I think you have 250, 000 people. 250,000.

Donald Trump (01:10:05):

Looking out at all the amazing patriots here today, I have never been more confident in our nation's future. Well, I have to say we have to be a little bit careful. That's a nice statement, but we have to be a little careful with that statement. If we allow this group of people to illegally take over our country, because it's illegal when the votes are illegal, when the way they got there is illegal, when the States that vote are given false and fraudulent information. We are the greatest country on earth and we are headed, and were headed, in the right direction. You know, the wall is built, we're doing record numbers at the wall. Now they want to take down the wall. Let's let everyone flow in. Let's let everybody flow in.

Donald Trump (01:10:52):

We did a great job in the wall. Remember the wall? They said it could never be done. One of the largest infrastructure projects we've ever had in this country and it's had a tremendous impact and we got rid of catch and release, we got rid of all of the stuff that we had to live with. But now the caravans, they think Biden's getting in, the caravans are forming again. They want to come in again and rip off our country. Can't let it happen. As this enormous crowd shows, we have truth and justice on our side. We have a deep and enduring love for America in our hearts. We love our country. We have overwhelming pride in this great country, and we have it deep in our souls. Together we are determined to defend and preserve government of the people, by the people and for the people.

Donald Trump (01:11:44):

Our brightest days are before us, our greatest achievements still wait. I think one of our great achievements will be election security because nobody until I came along, had any idea how corrupt our

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elections were. And again, most people would stand there at 9:00 in the evening and say, "I want to thank you very much," and they go off to some other life, but I said, "Something's wrong here. Something's really wrong. Can't have happened." And we fight. We fight like Hell and if you don't fight like Hell, you're not going to have a country anymore.

Donald Trump (01:12:21):

Our exciting adventures and boldest endeavors have not yet begun. My fellow Americans for our movement, for our children and for our beloved country and I say this, despite all that's happened, the best is yet to come.

Donald Trump (01:12:43):

So we're going to, we're going to walk down Pennsylvania Avenue, I love Pennsylvania Avenue, and we're going to the Capitol and we're going to try and give... The Democrats are hopeless. They're never voting for anything, not even one vote. But we're going to try and give our Republicans, the weak ones, because the strong ones don't need any of our help, we're going to try and give them the kind of pride and boldness that they need to take back our country.

Donald Trump (01:13:19):

So let's walk down Pennsylvania Avenue. I want to thank you all. God bless you and God bless America. Thank you all for being here, this is incredible. Thank you very much. Thank you.

PART 4 OF 4 ENDS [01:14:24]

Exhibit 184

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Politics

‘Trump said to do so’: Accounts of rioters who say the president spurred them to rush the Capitol could be pivotal testimony



Trump supporters gather for a rally on Jan. 6 before marching on the Capitol. (John Minchillo/AP)

By Rosalind S. Helderman, Spencer S. Hsu and Rachel Weiner

Jan. 16, 2021 at 7:48 p.m. GMT

Add to list

A man from Kentucky told the FBI that he and his cousin began marching toward the U.S. Capitol on Jan. 6 because “President Trump said to do so.” Chanting “Stop the steal,” the two men tramped through the building and snapped a photo of themselves with their middle fingers raised, according to court documents.

A video clip of another group of rioters mobbing the steps of the Capitol caught one man screaming at a police officer: “We were invited here! We were invited by the president of the United States!”

A retired firefighter from Pennsylvania who has been charged with throwing a fire extinguisher at police officers felt he was “instructed” to go to the Capitol by the



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Capture timestamp (UTC): Mon, 18 Jan 2021 22:29:31 GMT

president of the United States!"

A retired firefighter from Pennsylvania who has been charged with throwing a fire extinguisher at police officers felt he was "instructed" to go to the Capitol by the president, a tipster told the FBI, according to court documents.

The accounts of people who said they were inspired by the president to take part in the melee inside the Capitol vividly show the impact of Trump's months-long attack on the integrity of the 2020 election and his exhortations to supporters to "fight" the results.


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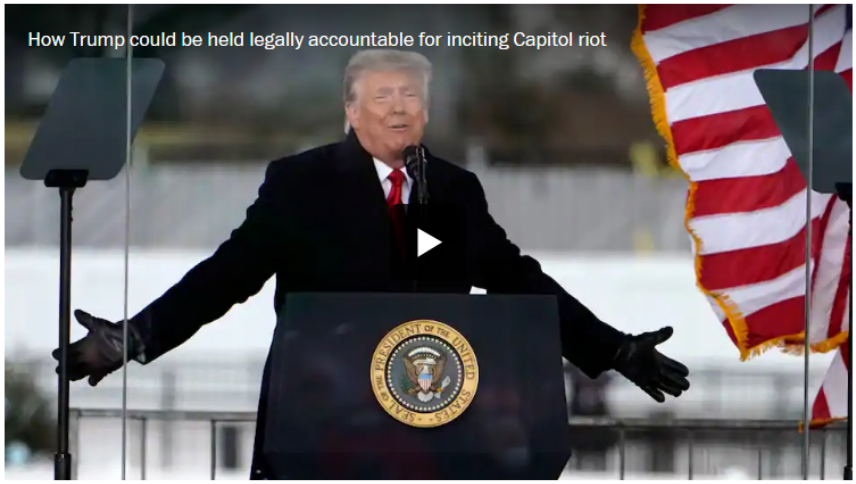
Some have said they felt called to Washington by Trump and his false message that the election had been stolen, as well as by his efforts to pressure Congress and Vice President Pence to overturn the result.

But others drew an even more direct link — telling the FBI or news organizations that they headed to the Capitol on what they believed were direct orders from the president issued at a rally that day.



The Post's Devlin Barrett outlines the potential charges President Trump and his legal team may face for inciting a mob to breach the U.S. Capitol on Jan. 6. (The Washington Post)

While legal experts are split on whether Trump could face criminal liability for his role in the events of Jan. 6, testimony from rioters who felt directed to take part in illegal acts by his speech could inform a decision by prosecutors about whether to attempt to build a case. Short of that, the testimony from rioters is likely to be cited in Trump's upcoming impeachment trial in the Senate and could become evidence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illegal acts by his speech could inform a decision by prosecutors about whether to attempt to build a case. Short of that, the testimony from rioters is likely to be cited in Trump's upcoming impeachment trial in the Senate and could become evidence should people injured in the Capitol attack seek to file lawsuits against Trump.

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Disturbing details of what happened inside the building have already emerged in court documents — including one witness who told the FBI that the rioters intended to kill any member of Congress they encountered. Officials have said they are still investigating whether the siege was planned and whether those involved intended to take hostages or otherwise harm elected leaders.

[How the rioters who stormed the Capitol came dangerously close to Pence]

Some accused of taking part in the mayhem may be invoking the president as a way to duck blame for their own actions. Already, several rioters charged with crimes have said they hope Trump will pardon them before he leaves office since they believed they were following his instructions.

Jenna Ryan, a real estate agent from Dallas who has been charged with illegally entering the building, appeared on local television Friday to beg Trump for clemency.

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"I thought I was following my president," she said. "I thought I was following what we were called to do. . . . He asked us to fly there. He asked us to be there. So I was doing what he asked us to do."

Trump's call to action to his supporters came after he had already tried and failed to overturn the election results in the courts and by pressuring Republican state legislators and GOP election officials in swing states that backed President-elect Joe

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Trump's call to action to his supporters came after he had already tried and failed to overturn the election results in the courts and by pressuring Republican state legislators and GOP election officials in swing states that backed President-elect Joe Biden.

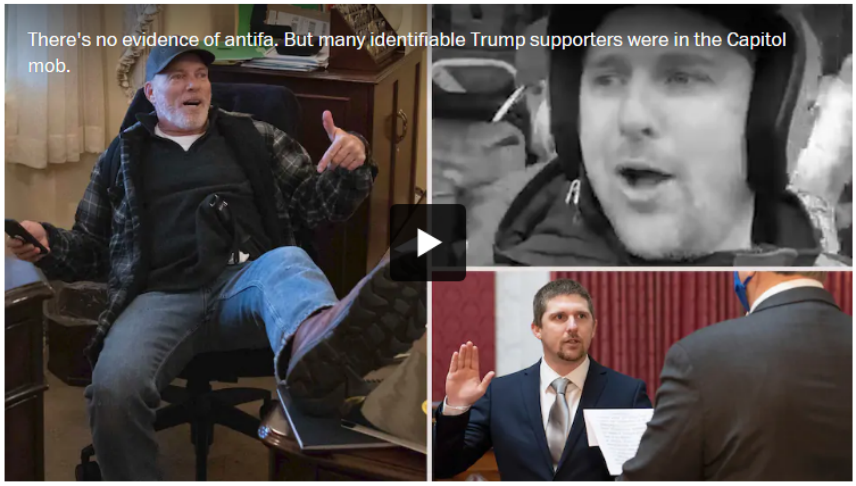
By December, Trump had turned his focus to the upcoming joint session of Congress on Jan. 6, when lawmakers were set to count the electoral college votes and formalize Biden's win.

On multiple occasions, he urged his supporters to come to Washington and to apply public pressure on Congress to change the election results.

"Big protest in D.C. on January 6th. Be there, will be wild!" he tweeted on Dec. 19.



"The BIG Protest Rally in Washington, D.C., will take place at 11.00 A.M. on January 6th. Locational details to follow. StopTheSteal!" he wrote on New Year's Day.



Some Trump allies have speculated that antifa was responsible for inciting violence and storming the U.S. Capitol on Jan. 6. No evidence supports this claim. (The Washington Post)

On the morning of Jan. 6, as Congress prepared to convene in the Capitol, Trump's son Donald Trump Jr. delivered a fiery speech to the thousands of Trump supporters assembled on the Ellipse. Trump's personal attorney, Rudolph W. Giuliani, called for "trial by combat."

In his address to the crowd, Trump did not overtly call for them to try to enter the building or commit violence. But he emphasized the need for strength and repeatedly called for the crowd to fight on his behalf

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In his address to the crowd, Trump did not overtly call for them to try to enter the building or commit violence. But he emphasized the need for strength and repeatedly called for the crowd to fight on his behalf.

"Our country has had enough," he said. "We will not take it anymore, and that's what this is all about. To use a favorite term that all of you people really came up with, we will stop the steal."

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He falsely claimed that "all Vice President Pence has to do is send it back to the states to recertify, and we become president, and you are the happiest people." And he said that if Pence allowed the vote to move forward, Biden would become president.

"We're just not going to let that happen," he said.

As the crowd periodically chanted, "Fight for Trump," he continued, "So we are going to walk down Pennsylvania Avenue — I love Pennsylvania Avenue — and we are going to the Capitol."

Trump, in fact, returned to the White House. But thousands of his supporters turned and began marching toward the Capitol, where lawmakers were just starting to meet in joint session.

[Inside the Capitol siege: How barricaded lawmakers and aides sounded urgent pleas for help as police lost control]

In the crowd was Trump fan Robert L. Bauer, who later told an FBI agent that he had driven from Kentucky with his wife to join his cousin Edward Hemenway for the rally.



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According to court documents, Bauer said the three started moving with a crowd toward the building after hearing Trump tell rally participants to march down Pennsylvania Avenue to the Capitol.

Bauer's wife peeled off, but he and Hemenway both told the FBI they entered the building, where they encountered a police officer, who grabbed Bauer's hand and told him: "It's your house now." Bauer told the FBI that he believed the police officer was acting out of fear. Both men have been charged with crimes related to the riot.



A pro-Trump mob confronts U.S. Capitol Police officers during the riot. (Win McNamee/Getty Images)

Also in the mob was Robert Lee Sanford Jr., 55, a recently retired firefighter from Chester, Pa.

A tipster told the FBI that Sanford said he traveled on a bus with a group to Washington, according to court documents. "The group had gone to the White House and listened to President Donald J. Trump's speech and then had followed the President's instructions and gone to the Capitol," an FBI agent wrote in an affidavit.



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Investigators allege Sanford can be seen in video footage hurling a fire extinguisher at a group of police officers on the West Terrace of the Capitol. The extinguisher struck one officer in the head, then ricocheted and hit two other officers — one of whom was not wearing a helmet.

Sanford has been charged with knowingly entering a restricted building, disorderly conduct on the Capitol grounds and assaulting an officer.

In an interview, Sanford's attorney, Enrique A. Latoison, said Sanford is not part of any extremist group but was caught up in the moment — and that Trump bore responsibility.

"You have a 55-year-old man, retired from firefighting for 26 years. He's never been arrested. A family man with three kids, law-abiding guy who barbecues and has a nice smoker. He doesn't just get up and say, 'I am going to go and get arrested, I'm going to go to the Capitol,' " Latoison said, adding that Sanford is remorseful for his actions.



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"Trump and his allies encouraged people to run down to the Capitol building — none of them were out front, leading anybody," he said. "They told everyone else to go there, and then went home."

The day after the riot, the brother-in-law of Roseanne Boyland, 34, one of four rioters who died that day, told reporters he also blamed Trump for the events.

"I've never tried to be a political person, but it's my own personal belief that the president's words incited a riot that killed four of his biggest fans last night," Justin Cave said.

Across the Capitol complex, thousands of people wearing Trump gear, carrying banners bearing his name and wearing hats with his slogan, "Make America Great Again," clashed with police, broke windows and rampaged through congressional offices. Some in the crowd chanted, "Hang Mike Pence."

Larry Rendell Brock, a retired Air Force lieutenant colonel from Dallas who was photographed holding zip-tie handcuffs and wearing a helmet in the well of the

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offices. Some in the crowd chanted, “Hang Mike Pence.”

Larry Rendell Brock, a retired Air Force lieutenant colonel from Dallas who was photographed holding zip-tie handcuffs and wearing a helmet in the well of the Senate, cited the president’s rhetoric in a series of Facebook posts that have been excerpted in court documents related to his charges.

“This is not a President that sounds like he is giving up on the White House,” he wrote on Jan. 5, the day before the riot. “I truly believe that if we let them complete the steal we will never have a free election again. I really believe we are going to take back what they did on November 3.”

Brock’s lawyer did not respond to requests for comment.

In court filings charging Nicholas Ochs, the founder of the Hawaii chapter of the extremist group the Proud Boys, with unlawful entry into a restricted building, an FBI agent wrote that the group “has been vocal in calling for action over the false claims that President Trump lost the election due to widespread voter fraud. Some members have advocated for violent action to achieve these end.”

Ochs’s attorney, Myles Briener, said Ochs had no criminal record and was holding journalist credentials on Jan. 6. He said Ochs looks forward to his day in court.

Court documents for another alleged member of the Proud Boys charged with storming the Capitol, Daniel Goodwyn, included a tweet Goodwyn posted on Nov. 7, days after Biden’s victory.

“Stand back and stand by!” Goodwyn wrote, quoting Trump’s controversial response to a question during a presidential debate with Biden about whether he would condemn the extremist group.

Goodwyn added: “Await orders from our Commander in Chief. #StopTheSteal!”

While the president’s claims have been cited various times in court documents, legal experts said prosecutors may be wary of attempting to charge Trump with criminal incitement. Such a crime can be difficult to prove because it requires showing that speech that would normally be protected under the Constitution has crossed a line into criminal activity.

The day after the riot, acting U.S. attorney Michael Sherwin of Washington told reporters that investigators might examine incendiary statements by the president and other speakers at his rally.

“Yes, we are looking at all actors here, not only the people that went into the building, but . . . were there others that maybe assisted or facilitated or played some ancillary role in this,” Sherwin said.

The next day, his deputy, Kenneth C. Kohl, appeared to back away from those comments, telling reporters: “We don’t expect any charges of that nature.”

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The next day, his deputy, Kenneth C. Kohl, appeared to back away from those comments, telling reporters: "We don't expect any charges of that nature."

But Justice Department officials have said the case is complex and the investigation ongoing.

[Off-duty police were part of the Capitol mob. Now police are turning in their own.]

In a landmark 1969 case, the Supreme Court held that speech could only be criminal if it could be proved to be "directed to inciting or producing imminent lawless action." In that case, the court overturned the conviction of a Ku Klux Klan member who delivered a racist and anti-Semitic speech to Klan members gathered in a field in Ohio, finding that the speech's vague call for "revengeance" and an announcement of a future march on Washington were not calls for immediate criminal behavior.

Eugene Volokh, a constitutional law professor at UCLA School of Law, said the precedent has generally protected rousing or fiery political speech that does not specifically call for violence — even if some people who hear it might be inspired to break the law.

In the case of Trump's speech, Volokh said he did not believe it would be possible to prove beyond a reasonable doubt that Trump intended to direct the crowd to commit illegal acts.

He noted that Trump did not ask people to break into the Capitol or to assault police officers but instead called for them to "march" to the Capitol — an act of protest protected in the Constitution. At one point, Trump specifically said the people should march "peacefully."

"One reason why we have a high bar for incitement is because it applies to everyone. It doesn't just apply to the president. It applies to organizers, labor activists, private citizens. It's important to keep that bar high," he said.

But Leonard M. Niehoff, a First Amendment expert at the University of Michigan Law School, said the courts have held that potentially inciting speech must be examined in context.

In this case, Trump called for his supporters not just to march to the Capitol but to "stop the steal," to act with strength and to "fight like hell." He said the only way protesters would have been able to stop the electoral college process was through violence.

"The clear instruction was you are going to the Capitol to stop the steal. You are going there to show strength. You are going there to take the country back and not to let this happen," Niehoff said. "Is it conceivable that you would listen to that speech and say to yourself, 'All the president wants us to do is go to the Capitol and then go home?' I just don't think so."

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to let this happen," Niehoff said. "Is it conceivable that you would listen to that speech and say to yourself, 'All the president wants us to do is go to the Capitol and then go home?' I just don't think so."

The two scholars agreed, however, the public should examine whether the president's words and actions were immoral, not just whether they broke the law.

Volokh said Trump's actions may amount more to a "dereliction of duty" than a crime — a failure to protect the public that might be better addressed through the impeachment process underway in Congress.

Niehoff added, "Whether he behaved properly, as an ethical matter, that's not something the law will answer."

An earlier version of this story misstated the date of the Capitol riot.

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Complete coverage: Pro-Trump mob storms Capitol building

Updated January 17, 2021

Security

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Attacked with bear spray and their own batons: D.C. police describe brutal and chaotic moments

Trump's second impeachment

Unprecedented: House hands Trump a second impeachment, this time with GOP support

Senate impeachment whip count: Where Democrats and Republicans stand



Rosalind Helderman
Rosalind Helderman is a political enterprise and investigations reporter for The Washington Post. She joined The Post in 2001. Follow



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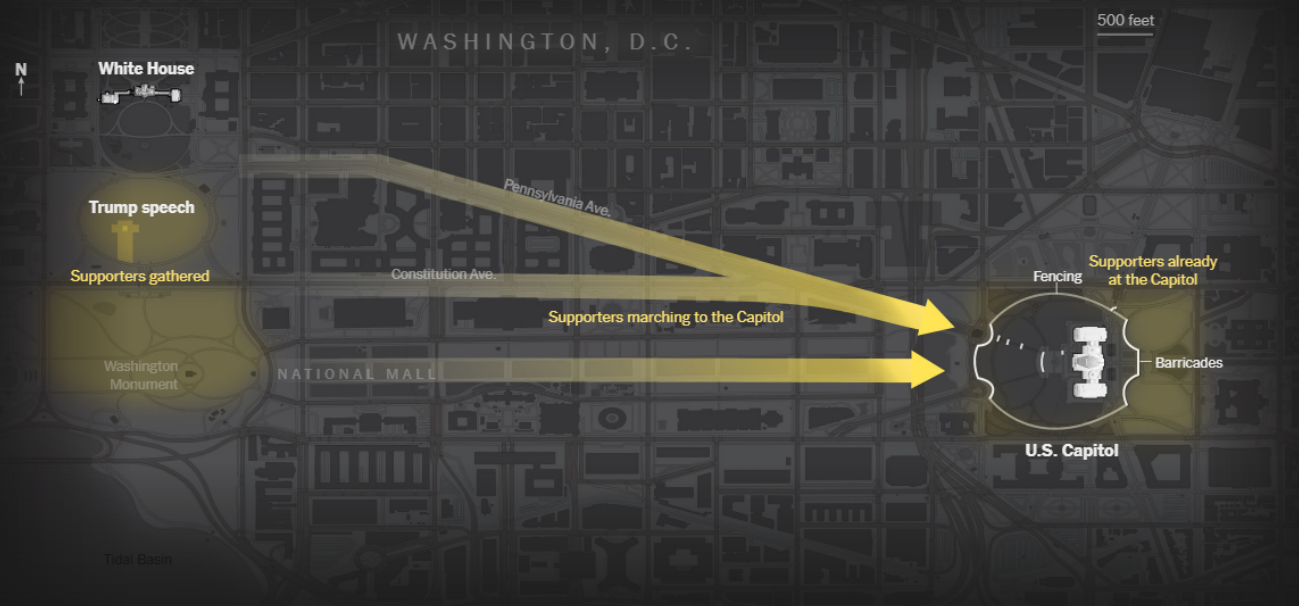
Exhibit 185

VISUAL INVESTIGATIONS

How a Presidential Rally Turned Into a Capitol Rampage

By Lauren Leatherby, Arielle Ray, Anjali Singhvi, Christiaan Triebert, Derek Watkins and Haley Willis Jan. 12, 2021

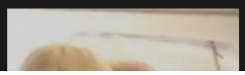
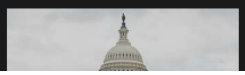
When President Trump railed against the election results from a stage near the White House on Wednesday, his loyalists were already gathering at the Capitol. Soon, they would storm it. We analyzed a crucial two-hour period to reconstruct how a rally gave way to a mob that nearly came face to face with Congress.



The day's events were captured by protesters and witnesses who live-streamed the action or posted the scenes on social media. The footage shows the simultaneous and alternating perspectives of Mr. Trump at the podium, the lawmakers inside the Capitol and the swelling numbers — and growing violence — of the rioters on the ground.

Before Noon

A Brewing Storm

Document title: Insurrection at the Capitol: A Timeline of How It Happened - The New York Times
Capture URL: https://www.nytimes.com/interactive/2021/01/12/us/capitol-mob-timeline.html
Capture timestamp (UTC): Mon, 18 Jan 2021 22:25:08 GMT

Before Noon

A Brewing Storm



President Trump prepares to go onstage.



Supporters gather at the Capitol.

For weeks, Mr. Trump had urged his supporters to go to Washington to stop the certification of the election results, and several simultaneous rallies were planned for Wednesday.

As the morning arrives, hundreds assemble on the Capitol lawn, more than a mile away from where Trump will soon speak near the White House. Among them are the Proud Boys, a far-right group, identifiable here by their orange hats.

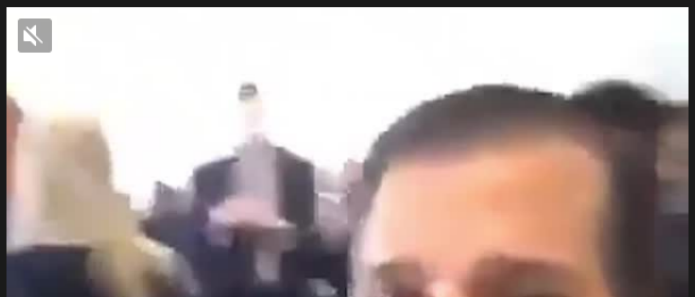
11:50 a.m. East side of Capitol



Amanda Andrade-Rhoades/For The Washington Post via Getty Images

At the same time, near the White House, Donald Trump Jr. films the president and his inner circle backstage before his father's speech. In a video uploaded to his Facebook page, they are listening to the song "Gloria" and marveling at the size of the crowd.

11:54 a.m. South of White House





Donald Trump Jr. via Facebook

12:15 p.m.–12:50 p.m.

Capitol Crowds Grow



Trump calls for march on Capitol.



A large crowd heads in that direction.

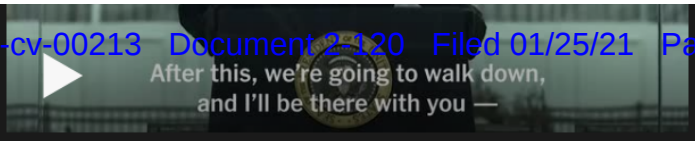
About 15 minutes into his speech, Mr. Trump tells rally attendees to walk to the Capitol. "You have to show strength," he says.

At this moment, the Capitol grounds are protected by temporary perimeter fences, and there are few officers equipped to defend them.

12:17 p.m. South of White House



U.S. Network Pool



U.S. Network Pool

Supporters leave the rally in a steady stream before Mr. Trump's speech ends, and they head toward the Capitol.

12:29 p.m. Constitution Ave.



Talia Jane via Twitter

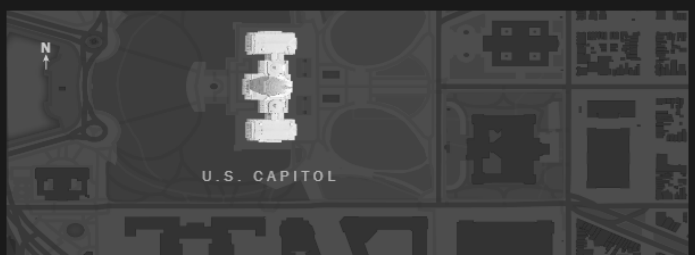
As they arrive, another crowd of Trump supporters that has already gathered along the west perimeter fence becomes more agitated.

12:49 p.m. West of the Capitol grounds



Status Coup via Storyful

Around this time, a pipe bomb is reported at the Republican National Committee building, just a block away from the Capitol. Not long after, another device is discovered nearby at the Democratic National Committee headquarters.





12:53 p.m.–1:03 p.m.

First Barriers Breached



Trump continues speaking.



Rioters topple a fence to the Capitol's west.



Congress begins joint session.

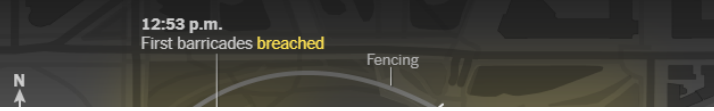
About 20 minutes before Trump's speech ends, some people in the Capitol crowd harass officers posted at the barricades and start to get physical. Others follow suit, until they violently overwhelm the police and breach the building's outer perimeter.

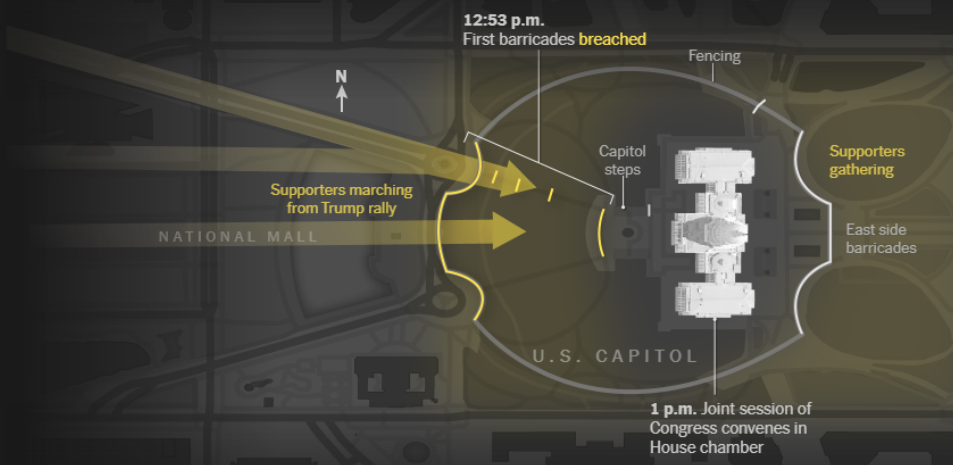
12:53 p.m. Northwest side of the Capitol



Elijah Schaffer via Twitter

The mob quickly breaks through three additional barricades, forcing officers back onto the west Capitol steps.





Once at the steps, the group clashes with a small contingent of officers. After a few minutes, Capitol Police officers in riot gear arrive to help control the crowd.

12:58 p.m. West side of Capitol



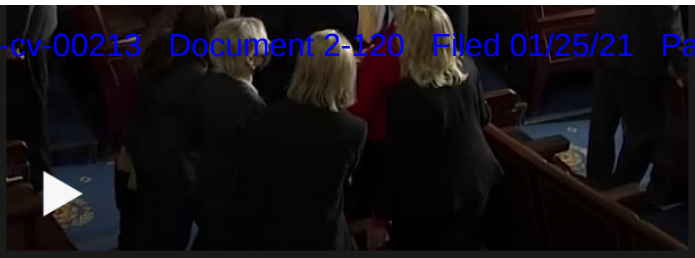
Status Coup via Storyful

At this time, the speaker of the House, Nancy Pelosi, begins the proceedings to certify the Electoral College vote at a joint session of Congress, alongside Vice President Mike Pence.

Outside, the chants begin: “Whose house? Our house!”

1:03 p.m. House Chamber





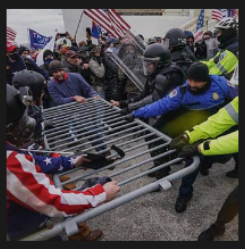
C-SPAN

1:12 p.m.–2:00 p.m.

Trump's Call to Action



Trump again calls for a march on the Capitol.



Mob continues to clash with police.



Ted Cruz objects to certification.

As Mr. Trump's speech comes to an end, he calls on his supporters to "walk down Pennsylvania Avenue" toward the Capitol. Rioters there continue to violently clash with officers, including reinforcements from the local police department who have arrived on the scene. Both sides spray chemical agents.

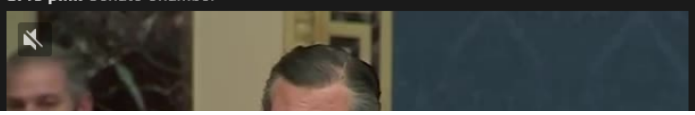
1:15 p.m. West side of Capitol



Status Coup via Storyful

Inside the Capitol, members of Congress seem unaware of the extent of the violence outside. The House and Senate have moved to their separate chambers to debate certifying the vote. Senator Ted Cruz, Republican of Texas, argues that the Senate should not certify Arizona's electoral votes.

1:48 p.m. Senate Chamber



certify Arizona's electoral votes.

1:48 p.m. Senate Chamber



C-SPAN

A minute later, Chief Steven Sund of the Capitol Police makes the request for immediate assistance from the D.C. National Guard. Outside, rioters tear through scaffolding in front of the Capitol's northwest steps and make their way closer to the building.

1:50 p.m. West side of Capitol



Lev Radin/Pacific Press/LightRocket via Getty Images

Around 2 p.m.

Assault on the East Side



Groups breach police barricades.



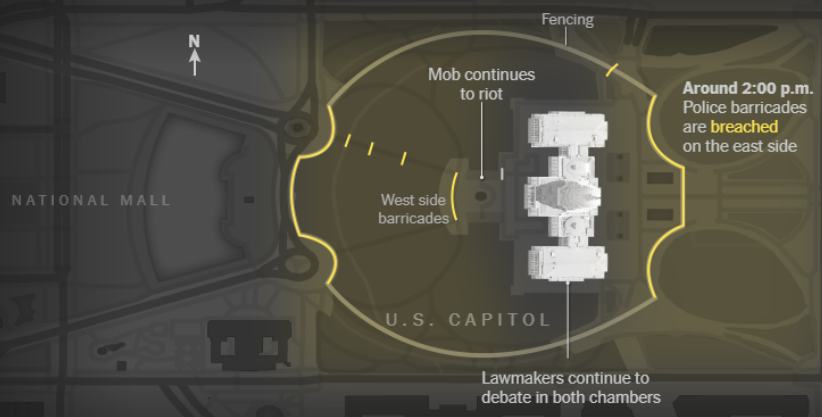
Amy Klobuchar and other legislators debate.

On the east side of the Capitol, where the police presence is much smaller, another mob is about to reach the doors of the building

Groups breach police barricades.

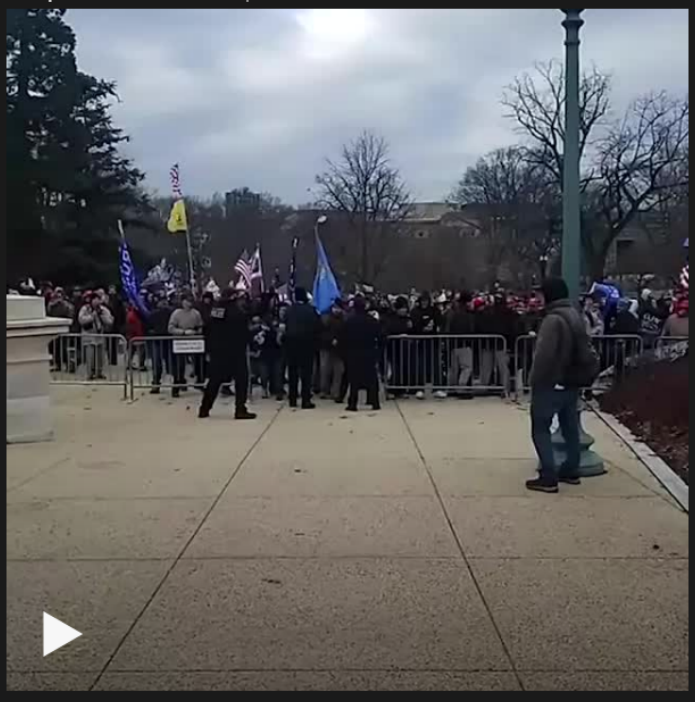
Army Reserve bar and other legislators debate.

On the east side of the Capitol, where the police presence is much smaller, another mob is about to reach the doors of the building.



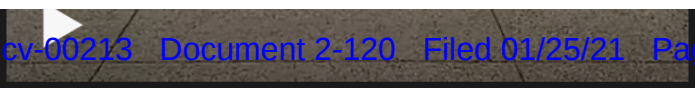
The police remove a barricade at the northeast corner of the building after violent confrontations between officers and the crowd.

1:58 p.m. Northeast side of Capitol



Marcus DiPaola via TikTok

A YouTube live stream captures the exact moment a massive



Marcus DiPaola via TikTok

A YouTube live stream captures the exact moment a massive crowd also breaches a separate, larger barricade on the east side. This is the last physical barrier protecting that side of the Capitol.

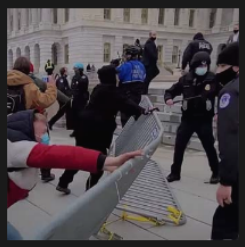
2:00 p.m. East side of Capitol



Stephen Ignoramus via YouTube

2:10 p.m.

Mob Reaches Doors on West Side



Group breaches west side barricades.



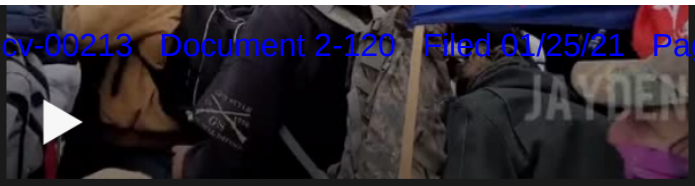
Legislators continue debate.

Back on the northwest side of the Capitol, another YouTube livestream captures the mob chasing officers up the steps and breaching the final barrier on that side.

2:10 p.m. Northwest side of Capitol



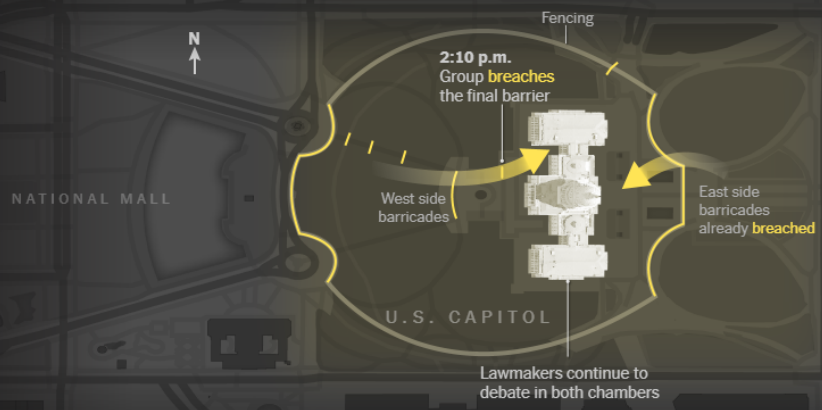
John Sullivan via YouTube



John Sullivan via YouTube

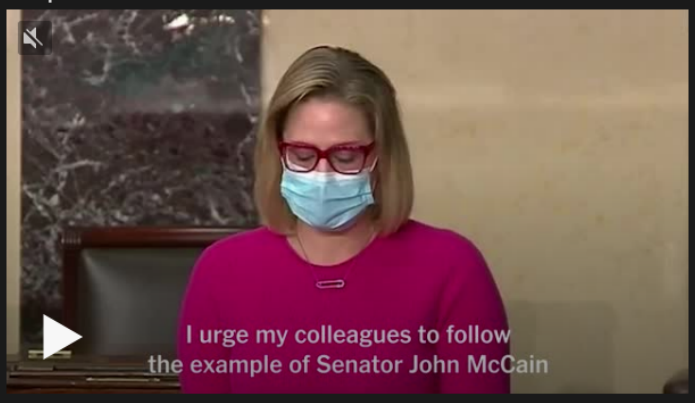
Violent clashes with the police have been ongoing for more than an hour by the time the mob finally breaks through.

The mob approaches an entrance near the Senate chamber, one floor below where senators continue to debate.

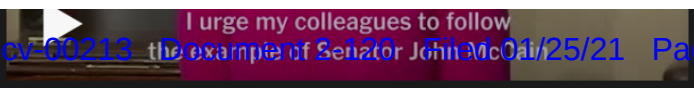


Rioters surround the building on both sides, but there's no indication that the lawmakers inside know the extent of the breach. As the mob approaches the doors of the Senate wing, Senator Kyrsten Sinema, Democrat of Arizona, urges her colleagues to "reject this meritless challenge and uphold the will of Arizona's voters."

2:10 p.m. Senate Chamber



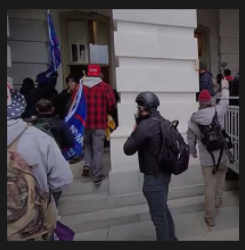
C-SPAN



C-SPAN

Around 2:11 p.m. to 2:16 p.m.

Rioters Break Into the Building



Mob enters the building.



Senators continue debate just steps away.

Rioters on the west side break into the building around 2:11 p.m. Two minutes later, as they reach the stairs next to the Senate chamber, the Senate is called into recess.

2:13 p.m. Senate Chamber



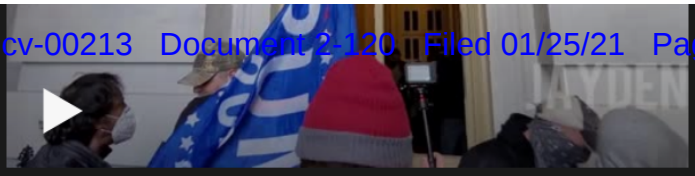
C-SPAN

Rioters continue to stream into the building. They enter through a door and a broken window on the northwest side.

2:15 p.m. Northwest side of Capitol



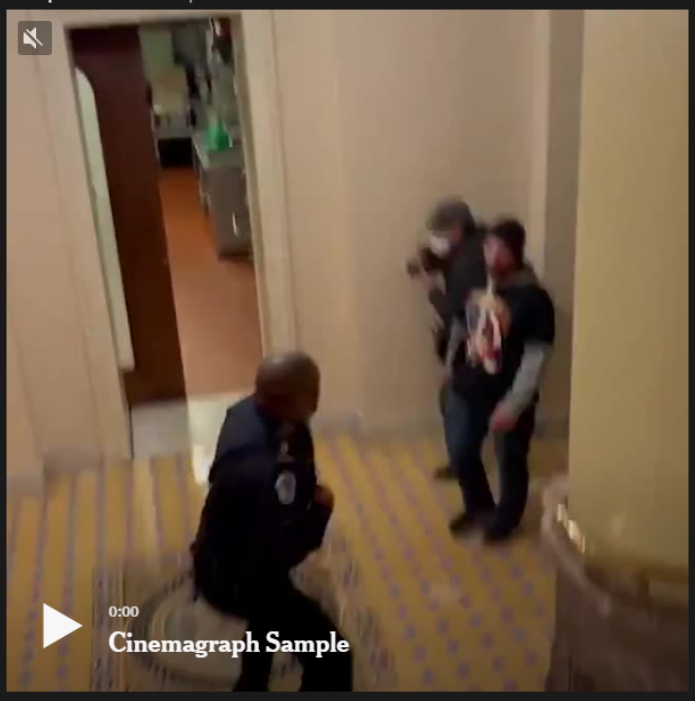
John Sullivan via YouTube



John Sullivan via YouTube

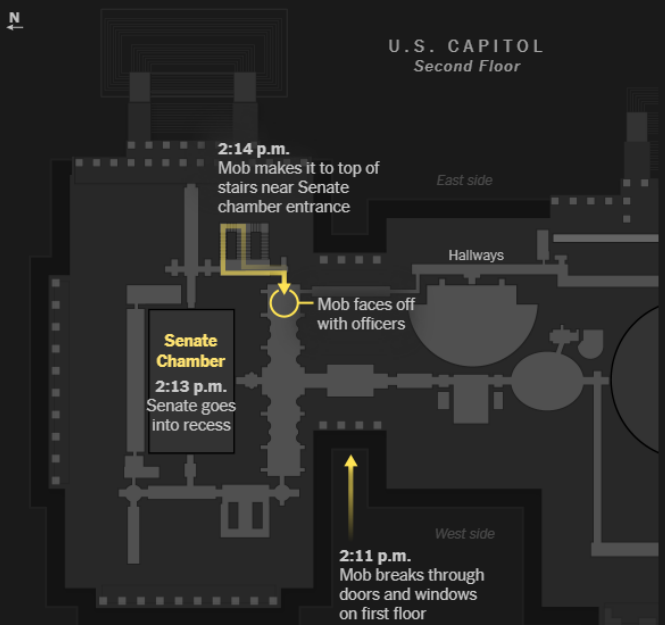
Rioters chase an officer to the top of a staircase where there are entrances to the Senate chamber in both directions.

2:14 p.m. Inside the Capitol



Igor Bobic/HuffPost via Storyful

The officer leads the rioters one way, and backup arrives — while the police inside the chamber are still trying to lock the doors.





Now rioters stand off with the police in the hall, feet away from the entrance to the Senate chamber. Senators are still milling about inside.

2:16 p.m. Hall outside Senate chamber



Win Mcnamee/Getty Images

After the breach

The Siege Continues



Thousands reach the Capitol.



Congress is halted.

More than five minutes after the first rioters break into the building, the House also goes into recess. Now, the police are clashing with the mob inside the building as some members of Congress are able to evacuate. Others are trapped inside while rioters pound on the doors.

Outside the building, the crowd grows as attendees from President Trump's rally continue to stream in. The mob becomes more violent, dragging and beating officers.

Congress are able to evacuate. Officers are trapped inside while rioters pound on the doors.

Outside the building, the crowd grows as attendees from President Trump's rally continue to stream in. The mob becomes more violent, dragging and beating officers.

Three hours will pass before the sergeant-at-arms declares the building secure.

2:19 p.m. Near Capitol grounds on the west side



Jim Lo Scalzo/EPA, via Shutterstock

Photo credits: John Minchillo/Associated Press; Andrew Harnik/Associated Press; Olivier Douliery/Agence France-Presse; Greg Nash/Pool via Reuters

Reporting was contributed by Stella Cooper, Cora Engelbrecht, Evan Hill, Robin Stein, Ben Decker and Malachy Browne. Additional production by Meg Felling, Dave Horn, Whitney Hurst, Christina Kelso and Scott Reinhard.

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screenshot-twitter.com-2021.01.18-17_25_27
https://twitter.com/drewharwell/status/1349436733889404928?s=20
18.01.2021



Drew Harwell @drewharwell · Jan 13

Very telling video of rioters outside the Capitol shouting at police: "We were invited here. We were invited by the president of the United States"



1.4K 19.3K 32.1K

Exhibit 187

The New York Times

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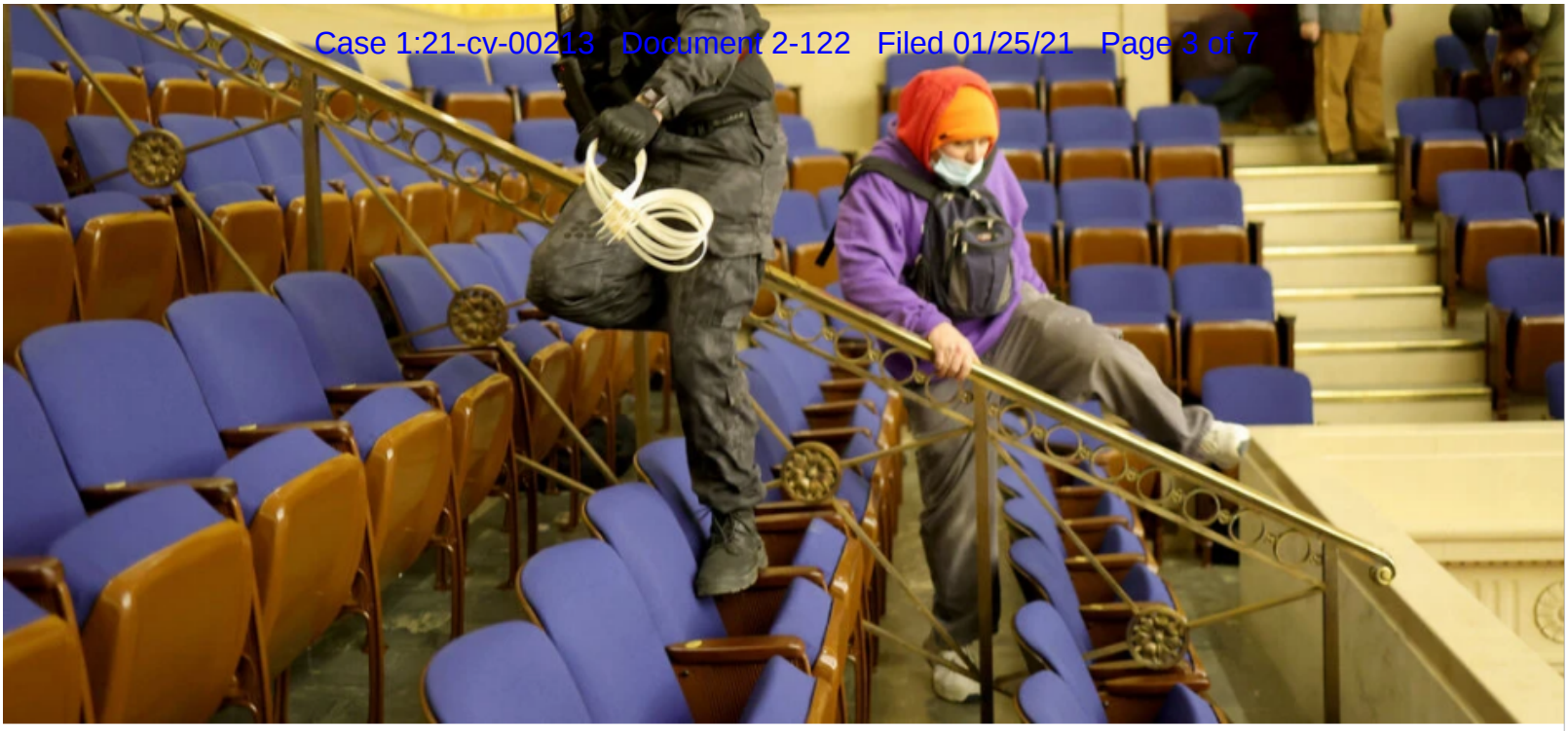
Presidential Transition Highlights: House Says It Will Move Swiftly With Impeachment if Pence Won't Act

The F.B.I. arrests two men who had carried plastic restraints into the Capitol.

Jan. 10, 2021
By Adam Goldman and Katie Benner



Document title: FBI Arrests Man Who Carried Zip Ties Into Capitol - The New York Times
Capture URL: https://www.nytimes.com/2021/01/10/us/politics/capitol-zip-ties-arrest.html
Capture timestamp (UTC): Sat, 23 Jan 2021 04:14:50 GMT



Eric Gavelek Munchel, left, was taken into federal custody on Sunday for his role in the storming of the Capitol last week. Win Mcnamee/Getty Images

The F.B.I. arrested two men on Sunday who were photographed in the Senate chamber clad in military-style clothing and holding zip ties, according to a statement issued by the Justice Department.

One of the men, Eric Gavelek Munchel, 30, was taken into custody in Nashville on one count of unlawfully entering a restricted building and one count of violent entry and disorderly conduct on Capitol grounds, the department said. One of the officials involved in the case said authorities also recovered several weapons at the time of his arrest.

The department also said that photographs of a person who appeared to be Mr. Munchel showed him "carrying plastic restraints, an item in a holster on his right hip, and a cell phone mounted on his chest with the camera facing outward, ostensibly to record events that day."

Efforts to reach Mr. Munchel before his arrest were unsuccessful.

The other man, Larry Rendell Brock, was arrested in Texas on the same charges after he was allegedly identified as one of the people who broke into the Capitol. The department said in its statement

Efforts to reach Mr. Munchel before his arrest were unsuccessful.

The other man, Larry Rendell Brock, was arrested in Texas on the same charges after he was allegedly identified as one of the people who broke into the Capitol. The department said in its statement that images of a person who appeared to be him showed Mr. Brock clad in "a green helmet, green tactical vest with patches, black and camo jacket, and beige pants holding a white flex cuff, which is used by law enforcement to restrain and/or detain subjects."

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Mr. Brock's ex-wife contacted the F.B.I. on Friday to say that she recognized him in a photograph taken inside the Capitol building during the riot, according to an F.B.I. affidavit.

"When I saw this was happening, I was afraid he would be there," she told investigators, according to the affidavit. "It is such a good picture of him and I recognize his patch."

A second witness who identified Mr. Brock in photographs taken inside the building noted that the suspect had pilot wings on his chest in the picture, and that Mr. Brock was an Air Force pilot, the affidavit said. The witness also said that Mr. Brock worked at L3 Technologies, a defense contractor, and that his contacts at the company "knew he was flying to Washington, D.C.," the witness

chest in the picture, and that Mr. Brock was an Air Force pilot, the affidavit said. The witness also said that Mr. Brock worked at L3 Technologies, a defense contractor, and that his contacts at the company "knew he was flying to Washington, D.C.," the witness told investigators.

The two men are among the more than a dozen people charged by federal authorities in connection with the attack on Congress. Internet researchers pieced together what was thought to be their identities in the days after the siege. Investigators in Washington, Tennessee and Texas are working on the cases; and the cases will be prosecuted by the U.S. Attorney's Office in Washington and the counterterrorism section of the Justice Department's National Security Division.

Mr. Munchel traveled to Washington with his mother, Lisa Eisenhart, and the pair said in an interview with The Times of London that they broke into the Capitol to observe the action, and that they left after rioters talked about stealing electronics and government papers.

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But Mr. Munchel also said that he and his mother "wanted to show that we're willing to rise up, band together and fight if necessary,"

But Mr. Munchel also said that he and his mother "wanted to show that we're willing to rise up, band together and fight if necessary," and he compared himself and his mother to the Founding Fathers.

"I'd rather die as a 57-year-old woman than live under oppression," Ms. Eisenhart told The Times of London. "I'd rather die and would rather fight."

Adam Goldman reports on the F.B.I. from Washington and is a two-time Pulitzer Prize winner. @adamgoldmanNYT

Katie Benner covers the Justice Department. She was part of a team that won a Pulitzer Prize in 2018 for public service for reporting on workplace sexual harassment issues. @ktbenner

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Here's the latest from **Presidential Transition Highlights: House Says It Will Move Swiftly With Impeachment if Pence Won't Act**

- The House barrels forward on its effort to remove Trump from office, placing pressure on Pence and vowing swift action on impeachment.
- The House could vote as soon as Tuesday on an impeachment article, the chamber's No. 3 Democrat said.
- D.C.'s mayor asks the Trump administration to enhance security around the inauguration.

See all

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Here's the latest from **Presidential Transition Highlights: House Says It Will Move Swiftly With Impeachment if Pence Won't Act**

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screenshot-twitter.com-2021.01.18-17_26_27
https://twitter.com/adamgoldmanNYT/status/1348402331327598592
18.01.2021

← **Thread**

Adam Goldman ✓
@adamgoldmanNYT

Replying to @adamgoldmanNYT

From Munchel's Facebook account:





5:52 PM · Jan 10, 2021 · Twitter Web App

52 Retweets **14** Quote Tweets **212** Likes






Exhibit 189

The Washington Post
Democracy Dies in Darkness

Beaten, sprayed with mace and hit with stun guns: police describe injuries to dozens of officers during assault on U.S. Capitol

By **Peter Hermann** and **Julie Zauzmer**

Jan. 11, 2021 at 7:22 p.m. EST

An officer was hit with a bat. Another was struck with a flagpole. A third was pinned against a statue. A fourth was clobbered with a wrench. One became stuck between two doors amid a frenzied mob. Many were hit with bear spray.

The number of injuries suffered by police as they attempted to fend off supporters of President Trump who seized the U.S. Capitol last week runs long. They include swollen ankles and wrists, bruised arms and legs, concussions and irritated lungs.

How those injuries occurred is varied: pushed down stairs, trampled by rioters, run over in a stampede, punched with fists.

More than 58 D.C. police officers and an unknown number of U.S. Capitol Police officers were injured in the hours-long riot and assault on Wednesday as lawmakers were formalizing the election victory for Joe Biden as president. It was a battle in which police were outnumbered. One Capitol Police officer died in circumstances that remain unclear.

“I’ve talked to officers who have done two tours in Iraq, who said this was scarier to them than their time in combat,” acting D.C. police chief Robert J. Contee III said Monday after speaking to an officer who was discharged from the hospital after being beaten and injured with a stun gun.

“He’s obviously very shaken, very appalled, very angry,” Contee said, adding that rioters stole items from the officer and, he thinks, tried to get his firearm.

Videos circulating on the Internet show horrific scenes, including one of an officer, identified by the police union as from the D.C. force, being dragged down stairs outside the Capitol and beaten by people with clubs, a crutch and a pole with an American flag attached. The officer was rescued by other officers swinging batons.

Another video, first shown on CNN, shows a D.C. officer pinned between two doors in a Capitol vestibule, screaming in pain as rioters try to push his gas mask over his head as he was being crushed between colleagues and demonstrators in the narrow entryway. Some rioters wrested away the officers’ shields and used them to push back against the police.

It was not a brief moment. A longer version of that video shows hundreds of rioters pushing for more than 30 minutes against D.C. police officers, who had rushed to help their colleagues on the Capitol force. Rioters shouted en masse, “Heave ho,” as they pushed in coordinated waves, screaming and cheering.

“It makes me sick to my stomach to see that video,” Contee said. “That officer, obviously, he was afraid for his life.”

D.C. police said Monday that one District officer remained hospitalized. They described many of the injuries as sprains and bruised arms and legs, but many others appear far more serious and caused by repeated blows from sticks, poles and clubs and laser pointers shined into officers' eyes.

The Capitol Police, which had 1,400 officers at the building, also have members who suffered injuries. A number was not available, but Eva M. Malecki, a spokeswoman for the agency, said injuries ranged from concussions to scrapes and bruises. She said no Capitol Police officers remain hospitalized.

In a statement the day after the riot, then-Capitol Police Chief Steven Sund, who resigned Friday, said officers were attacked with metal pipes, chemical irritants and other types of weapons. Several Capitol Police officers were hospitalized with serious injuries.

Three people among the demonstrators died during what police have described as "medical emergencies." Authorities said a Capitol Police officer, Brian D. Sicknick, died of injuries sustained in the assault. Another Capitol Police officer who had been at the Capitol during the riot took his own life Saturday.

Greggory Pemberton, head of the D.C. police union, called the riot "a nightmare." He said one officer suffered an apparent heart attack after he was hit six times with a stun gun, and another lost the tip of his right index finger, possibly when it was crushed.

He said many rioters came prepared, with enhanced versions of munitions carried by police. Bear spray, for example, is a highly concentrated version of OC spray, also referred to as tear gas, that is stronger than the version police use to tame violent demonstrations.

"It has a really nasty effect," Pemberton said, noting it can burn lungs. He said that although all but one injured D.C. officer are out of the hospital, many face an extended recovery period.

Justin Jouvenal and Katie Mettler contributed to this report.

Updated January 21, 2021

Complete coverage: Pro-Trump mob storms Capitol building

What happened on Jan. 6

Video timeline: 41 minutes of fear from inside the Capitol siege

Arrests: Here are some of the people charged

Trump's second impeachment

Latest: Top Senate Republicans push to delay Trump impeachment trial

Senate impeachment whip count: Where Democrats and Republicans stand

Exhibit 190

screenshot-twitter.com-2021.01.23-18_41_41
https://twitter.com/drantbradley/status/1348663754549030913/photo/1
23.01.2021



Donald J. Trump
@realDonaldTrump

Mike Pence didn't have the courage to do what should have been done to protect our Country and our Constitution, giving States a chance to certify a corrected set of facts, not the fraudulent or inaccurate ones which they were asked to previously certify. USA demands the truth!

14:24 · 1/6/21 · Twitter for iPhone

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MEDIA

< After Deadly Capitol Riot, Fox News Stays Silent On Stars' Incendiary Rhetoric

January 13, 2021 · 6:30 AM ET

3-Minute Listen + PLAYLIST

Transcript

AILSA CHANG, HOST:

Across America and within the Republican Party, a reckoning has erupted over rhetoric leading up to the attack on the U.S. Capitol. Not so at the Fox News Channel, where people repeatedly claimed - falsely - that President Trump was cheated out of a victory in November. NPR's David Folkenflik reports.

DAVID FOLKENFLIK, BYLINE: The Fox News Channel was the first network to call the pivotal state of Arizona for Joe Biden on election night. Yet some of the network's most popular figures have done something very different ever since.

(SOUNDBITE OF ARCHIVED RECORDING)

MARIA BARTIROMO: ...An intel source telling me that President Trump did, in fact, win the election.

FOLKENFLIK: That was Maria Bartiromo. Fox has deluged viewers with false claims, even allegations of betrayal and treason. And in the days preceding Congress's certification of Biden's win, exhortations for citizens and lawmakers to do something about it. Here's Jeanine Pirro invoking the Revolutionary War, followed by Mark Levin and Lou Dobbs.

(SOUNDBITE OF MONTAGE)

JEANINE PIRRO: As we are all being told to simply shut up and move on, January 6 will tell us whether there are any in Congress willing to battle for the America that those soldiers fought for.

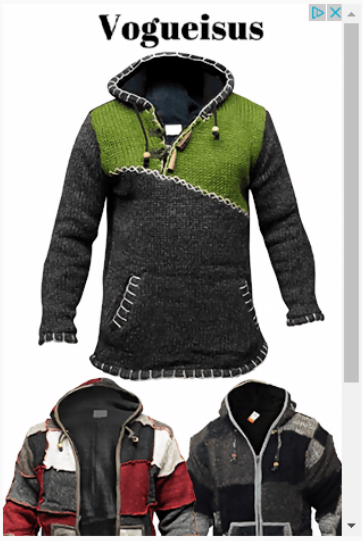
MARK LEVIN: On January 6, we learned whether our Constitution will hold and whether the Republicans care.

LOU DOBBS: Wouldn't it be criminal for these Republicans and, particularly, Republican senators who are saying that they will not step forward?

FOLKENFLIK: Among those watching Fox was an Air Force veteran named Ashli Babbitt. Babbitt was shot and killed last week as she participated in the pro-Trump mob trying to enter the U.S. House speaker's lobby. Here's a video she posted to social media two years ago.

(SOUNDBITE OF ARCHIVED RECORDING)

ASHLI BABBITT: You guys refuse to choose America - America - over your stupid political party. I am so tired of it.



Document title: Fox News Stays Silent On Stars' Incendiary Rhetoric Following Capitol Riot : NPR
Capture URL: https://www.npr.org/transcripts/955694096
Capture timestamp (UTC): Mon, 18 Jan 2021 22:32:30 GMT

media two years ago.

(SOUNDBITE OF ARCHIVED RECORDING)

ASHLI BABBITT: You guys refuse to choose America - America - over your stupid political party. I am so tired of it.

FOLKENFLIK: NPR reviewed Babbitt's Twitter feed, and here's what we found. She shared conspiracy theories of QAnon. She watched Fox, sometimes complained about it, but she also took inspiration from its hosts, commentators and frequent talking heads, retweeting them scores of times in the past year. Right after the election, she retweeted this video of Fox host Tucker Carlson.

(SOUNDBITE OF ARCHIVED RECORDING)

TUCKER CARLSON: You can't simply tell people to accept an outcome because force doesn't work in a democracy - that's dictatorship.

FOLKENFLIK: The commercial radio giant Cumulus Media has ordered its radio hosts to accept the legitimacy of President-elect Biden's win. Social media companies have frozen accounts, including that of President Trump, that it says have incited violence. Fox News staffers tell NPR the network has not had any such reckoning.

NICOLE HEMMER: Well, one responsibility that Fox News has is not to spread false conspiracy theories. By doing so, they are fueling a movement that they actually, at the end of the day, can't control.

FOLKENFLIK: The Columbia University historian Nicole Hemmer is a scholar of conservative media. She also writes columns for CNN's website. She says it's not enough that sometimes Tucker Carlson and others urged Trump to accept the verdict or denounce violence, as many did.

HEMMER: In the aftermath of the Capitol insurrection, what you would like to see is Fox News come forward and not only say that we are not going to spread these conspiracies anymore on our network, but we take responsibility for platforming these ideas and for spreading them.

FOLKENFLIK: Instead, if you turn on Fox News now, hosts and personalities are focusing on what they say is an ominous new threat - social media acting against pro-Trump voices. Here's Fox News anchor Bill Hemmer - no relation to Nicole.

(SOUNDBITE OF ARCHIVED RECORDING)

BILL HEMMER: The events of last Wednesday notwithstanding, the ultimate cancel culture - would you not agree - is when you can cancel a sitting U.S. president?

FOLKENFLIK: As his question suggests, much of Fox's coverage involves moving focus away from the deadly attack of last week.

David Folkenflik, NPR News.

(SOUNDBITE OF TRENTEMOLLER'S "MISS YOU")

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President Trump tweets out video statement "Go Home in Peace"

That video has been removed



Photo by: Twitter: @DonaldJTrump

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By: KATC News

Posted at 3:29 PM, Jan 06, 2021 and last updated 12:57 AM, Jan 07, 2021

President Trump released a video at around 4:20 pm CST telling protesters to go home and go in peace.

Document title: President Trump tweets out video statement "Go Home in Peace"
Capture URL: https://www.katc.com/news/national-news/president-trump-tweets-out-video-statement-go-home-in-peace
Capture timestamp (UTC): Sat, 23 Jan 2021 04:18:23 GMT

Posted at 3:29 PM, Jan 06, 2021 and last updated 12:57 AM, Jan 07, 2021

President Trump released a video at around 4:20 pm CST telling protesters to go home and go in peace.

In the video he reiterated his claims that the election was fraudulent and stolen.

That video was removed by Twitter on Wednesday evening.

> *pic.twitter.com/Pm2PKVoFp3*
>
> *— Donald J. Trump (@realDonaldTrump) January 6, 2021*

> *I know your pain. I know you're hurt. We had an election that was stolen from us. It was a landslide election, and everyone knows it, especially the other side. But you have to go home now. We have to have peace.*
>
> *We have to have law and order. We have to have to respect our great people in law and order. We don't want anybody hurt. It's a very tough period of time. There's never been a period of time like this where such a thing happened where they could take it a way from all of us: from me, from you, from our country.*
>
> *This was a fraudulent election, but we can't play into the hands of these people. We have to have peace. So go home. We love you. You're very special. You've seen what happens. You see the way others are treated that are so bad and so evil. I know how you feel, but go home and go home in peace.*

President Donald Trump

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Exhibit 193

Video file
available online at:
https://www.youtube.com/watch?v=7rDIE2xpuAE; also available from counsel upon request.

Exhibit 194

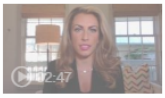


Former Trump communications director says President lied about 2020 election and should consider resigning



By Veronica Stracqualursi, CNN
Updated 10:32 AM ET, Fri January 8, 2021





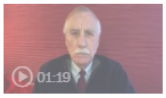
Former WH official on Trump: We can't stand by the man



Lawmaker slams riot: 'Damned if I'll let it' shake faith in democracy



Raskin: I'm not losing my son in 2020 and my country in 2021



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Washington (CNN) — Former White House communications director Alyssa Farah said Friday that President Donald Trump lied to the American people about the 2020 presidential election results and said that he should "seriously consider" resigning from office after Wednesday's deadly insurrection at the US Capitol.

Farah said on CNN's "New Day" that she holds Trump responsible for inciting the mob that stormed the US Capitol in an attempt to stop Congress' certification of President-elect Joe Biden's Electoral College win and allowing this "lie to take a life of its own that the election might be overturned."

Asked by CNN's John Berman if she would feel safer today if Trump resigned and Vice President Mike Pence took over, Farah replied, "I would."

"I think that it's something (Trump) should seriously consider," she said. "I don't think that -- when you've got just a number of days left -- there's any need to carry on kind of the charade of an impeachment."



Farah's statement joins former White House chief of

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"I think that it's something (Trump) should seriously consider," she said. "I don't think that -- when you've got just a number of days left -- there's any need to carry on kind of the charade of an impeachment."



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Farah's statement joins former White House chief of staff John Kelly in calling for Trump to either step down or be removed from office in his final days, an extraordinary rebuke of a sitting President from once high-ranking administration officials.

In a speech Wednesday, Trump ginned up the crowd of his supporters gathered on the National Mall, telling them "we're going to walk down to the Capitol" and that "you'll never take back our country with weakness, you have to show strength."

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His supporters left the speech and headed to the US Capitol, breached the barriers and stormed the building, assaulted police officers and members of the media, and vandalized and stole from lawmakers' offices. The violence has so far resulted in five deaths -- including a US Capitol police officer -- and more than 50 injured.

Hours later, the President offered only mild rebukes in social media posts that have since been removed. He told rioters to "go home now," but added "we love you" and "you are special" while still pushing his unfounded claims about the election. He later appeared to justify their actions in a tweet Wednesday.

Farah on CNN Friday argued that the President should've issued a "forceful denunciation" of the riots and urged his supporters to "stand down."

"When the moment called for leadership, he did not do the right thing and lives were lost because of it," she said.

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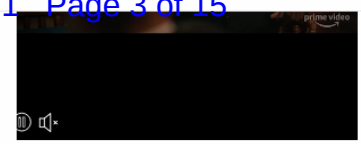
Farah resigned from the Trump administration in December. At the time, her statement made no reference to any concerns or hesitations about either the message coming from the White House about the 2020 election or Trump's conduct in spreading misinformation about the election results.

She told CNN that she left the administration because she had "growing concerns about the fact that I felt like we were misleading the public with this endeavor to say that the election was stolen."

"It became abundantly clear we just didn't win," she said, adding that Trump's repeated lies to his supporters "does a tremendous disservice to them, and it worked up this frenzy and this sort of mob that we saw at the Capitol, and it's just unacceptable."

Pressed by CNN on why it took her so long to speak out, Farah said she believed in Trump's policy agenda, but knew "I couldn't influence outcomes when this runaway train of the 'election was stolen' got wind underneath it."



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of mob that we saw at the Capitol, and it's just unacceptable."

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Asked by CNN if she would support Trump again for election, Farah said, "I wouldn't."

"We can stand by the policies, but at this point we cannot stand by the man," she said.



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An increasing number of former Trump administration officials have blamed Trump's rhetoric for the violence that broke out. Two of Trump's Cabinet secretaries have resigned, along with a number of White House and Trump administration officials, in the wake of Wednesday's riot.

House Democrats, furious at Trump, are quickly building momentum to move on impeachment of Trump in the next several days -- as soon as the middle of next week -- despite Trump having less than two weeks remaining in office.

Farah argued on CNN that the House should be focused on the coronavirus pandemic and getting aid to millions of Americans.

"Pence has stepped in as the real leader," she said.

This story has been updated with additional comment and background information.

CNN's Betsy Klein, Kevin Liptak, Jeremy Diamond and Maegan Vazquez contributed to this report.

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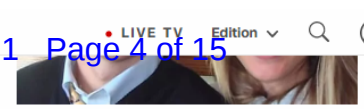

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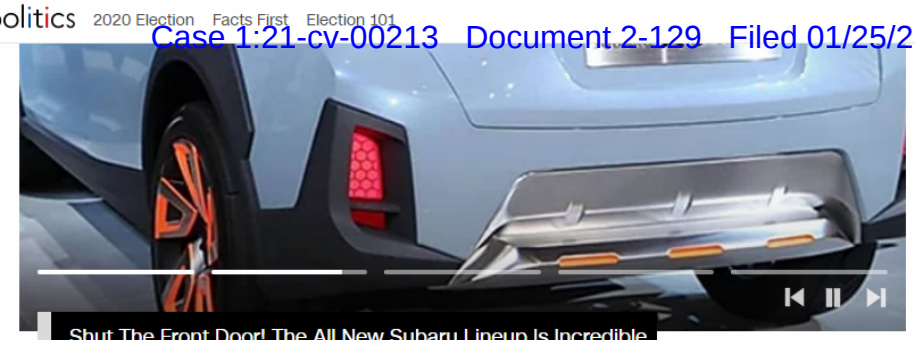

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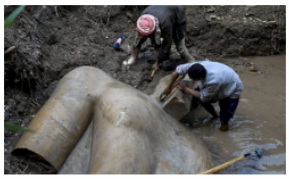
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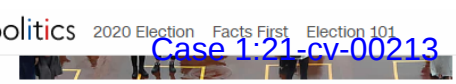

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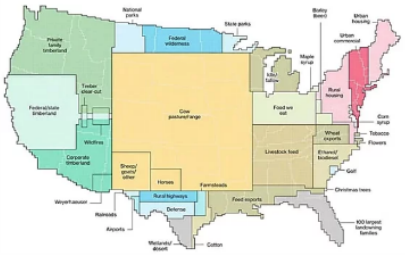

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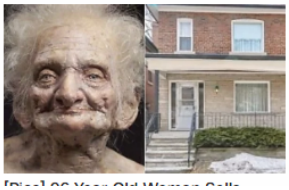



FORMER TRUMP COMMUNICATIONS DIRECTOR SAYS PRESIDENT LIED ABOUT 2020 ELECTION AND SHOULD CONSIDER RESIGNING - CNN POLITICS

JOHN BERMAN: Sicknick is dead this morning, died overnight from his injuries suffered during the insurrection. How responsible is the President for that?

ALYSSA FARAH: First and foremost, it's heartbreaking. My heart goes out to his family again. As somebody who served in the Capitol, just like at the White House you become friends with the secret service. I knew many of the Capitol police. They are good law enforcement officers who put their lives on the line to protect our nation's leaders, and it's awful. This all could have been avoided. That would be my message.

But the other message I want to make sure that the American people understand, like I said, the 74 million people who supported this president, we lost, but that is okay. Get out and vote for Republicans if that's what you believe in. We can stand by the policies, but at this point we cannot stand by the man. When the moment called for leadership he did not do the right thing, and lives were lost because of it.

JOHN BERMAN: Can I just ask you to be declarative about this? Will you say that the President of the United States, Donald J. Trump, lied to the American people?

ALYSSA FARAH: He did on the election, and people around him know better. We know that the results were not going to be overturned. We knew that it was a stunt to carry this on for days longer, and I have to commend my former boss, Vice President Pence, who is a man of conviction and just the highest level of integrity. He did what his constitutional duty was. He wasn't going to rewrite the Constitution to get the outcome that he wanted.

JOHN BERMAN: So Alyssa, you quit the first week of December because you say it was then that you began to realize what might happen, and you do know that there are those asking this morning what took you so long. What took you so long?

ALYSSA FARAH: Something I want to be clear about is I believed in the policy agenda and much of what we accomplished and I'm proud of much of it. You know, creating the most inclusive economy in American history, we're at good low black unemployment, Hispanic unemployment, female unemployment. I'm somebody who believes in economic opportunity. And I was willing to serve, and I also believe any time you're asked to serve your nation you should seriously consider saying yes. But when I lost the -- I knew I couldn't influence outcomes when the runaway train of the election was

stolen got wind underneath it, and that's when it was time for me to step down. I wasn't going to mislead people. People I love, people I care about were believing it. They were saying no, Alyssa. I think he's still going to pull it off, and I would plead with people personally and privately, please know he's not going to. We lost the election and that is okay. That is what happens in a democracy. Politics is cyclical.

But this was bound -- if you tell people their vote was stolen, so foundational to who we are as a country, of course it's going to end in violence and in riots. It's awful.

(End of recording.)

CERTIFICATE OF REPORTER

I, Charlotte Crandall, certify that I was authorized to and did transcribe the foregoing audio recorded proceedings and that the transcript is a true and complete record of my stenographic notes from an audio recording and was transcribed to the best of my ability.

Dated this 21st day of January, 2021.



Charlotte Crandall
Registered Professional Reporter

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Exhibit 195

FILE 21: FILE RIOTERS MUST BE CONDEMNED

01-07-21

ANNOUNCER: Now on 77 WABC it's time for the former Mayor of New York City, America's Mayor, Rudy Giuliani?

RUDY GIULIANI: Good afternoon, America. This is Rudy Giuliani live from Washington, DC on 77 WABC, and thank you very much for tuning in.

In a short while I'm position to get to speak with you on Chat with the Mayor. Call me on the Tunnel to Towers Foundation hotline at 1-800-848WABC. 1-800-848-9222. Help Tunnel to Towers to do good. Donate $11 a month at T2T.org. That's T, the number 2, T dot org. And our number is 1-800-8489222.

Of course, what I want to talk to you about is well, really the future of the country in light of yesterday, both the decision that was made by the Vice President and the joint session, as well as the assault on the Capitol that took place yesterday afternoon. Let's first go to the assault on the Capitol because obviously that's getting a lot more attention, and it's being very much portrayed as somehow caused by Donald Trump.

That's outrageous and it's manipulated, and it was probably planned in advance. To call what happened there spontaneous is the same way they

called the Ben Ghazi attack spontaneous.

The people that I addressed, and obviously I couldn't see all of them, there were thousands and thousands of people, the people I addressed, first of all, did not seem capable of scaling walls. Second, they didn't have hammers, they didn't have rope, they didn't have bats, they weren't dressed up like an assault team as many of these people were.

This was planned. The people, if they were at the actual speech at all, certainly had planned to do this before that speech took place because they didn't, between the speech and the time they tried to scale the walls and break the windows, they didn't go to some kind of store and buy all this stuff. And they're people who seemed to be quite skilled in smashing windows, scaling walls, getting through small spaces. What I'm telling you is these were professional rioters. Yeah, professional rioters. I can't tell you exactly, you know, all their political persuasion. Were some white supremacists, I don't know. Were some of them Trump supporters, don't know, but I can tell you that Antifa was involved. I can tell you Antifa was involved because there are Antifa people identified by photo already as having been involved. I can tell you that because there's

one particularly fascinating clip not being played by the cover up media that makes it clear that the vast majority of Trump people that were in the area were very much against this.

It's unfortunate. It's unfortunate that we're not on TV but listen.

(Crowd chanting Antifa.)

RUDY GIULIANI: Now, you couldn't see the video, but you can see the video if you go on my podcast which will be published tomorrow, RudyGiulianiCommonSense.com. I'll also try to put it on my Web site, Rudy'sCommonSense.com so you can see it. So the video is pretty simple. There's a whole crowd of people. There's one guy in black looking like the usual Antifa outfit. He does have a Trump hat I've never recognized before. It looks like it was made up that way. It's a black skull cap with sort of Trump written on the back, but everything else about him says Antifa. There are a group of people around him. It looks like his own allies, and then there are apparently some Trump people further back yelling for these people to stop doing what they were doing, yelling at them.

He starting trying to smash a window open, and he has to be lifted up to do it, so they lift him up. He's smashing the window. You could actually

hear that. You'll be able to see it. And then lo and behold, an obvious Trump supporter with a red MAGA hat on grabs him and pushes him to the ground. He tries to get up again and he holds him down and he effectively does a better job than the police did in stopping him from getting in.

Now, nobody's telling you that. Nobody's showing you that, and I'm telling you that. They're doing that because this was a setup, and they've been doing that to this man, Donald J. Trump for four, four and a half years, constant frame ups, constant setups, Russian collusion, some kind of a conversation with the Ukranian president that was wrong except the real conversation that was wrong was the bribe that Biden offered to the Ukranian president, all kinds of phoney charges against him, hysterical charges. And now, you know, now he's responsible for a riot. And there have been a hundred riots this year, a lot of them following Democrat speeches, none of them really condemned effectively by any of the Democrats.

Biden and Harris' staff contributed to the bail to get looters out of prison. Nobody cared. It would be like if some of these people got arrested and Trump's staff got them out of jail. Cut out the

double standard.

We have free speech in this country, and these rioters didn't get all incited by President Trump on by Donald Jr. or by me or by Professor Eastman or by anyone else because they came to the scene, they came to the show with the implements to break in like burglars. They came there with bats, they came there with hammers, they came there with rope. And when you watch them scaling the wall, it looks like a scene out of Game of Thrones or something. These are well-trained people, the people who broke in.

And then the other people were let in by the police, and that often is the case. The police are out numbered, so they give ground. I don't agree with that. I think it's very bad policing. I think any permissiveness with regard to demonstrations that then can turn into riots creates the riot, and this is not a position I'm taking now. It's a position I took for the first time when I was Mayor of New York, and I turned a city that had had several major riots into a city that didn't have riots for 20 years. In fact, it only had riots again when the Democrat mayor came back. So this riot would never have occurred when I was mayor of New York, would not have happened

at city hall. They wouldn't have gotten in. If I had to call in the national guard, the DC police, the marines. They wouldn't have gotten in. Sorry. And then if they did get in, I would have gotten the marines to get them out, so don't tell me this was well policed. They should never have been let in the Capitol. No excuse. And the people breaking into the Capitol, the people who were breaking in, who I guess didn't realize that the police would allow them in. I mean, had they walked a few steps over the police would have let them come through the gate, and they're trying to break the window open.

in the one scene that we see, the Trump people are yelling at them. They're yelling at them identifying them as Antifa. And then, in fact, one brave guy who should be singled out, should be singled out for his bravery with his red hat on surrounded by Antifa people. You know what happens when that happens. They beat the hell out of you. He pulls the guy down and he keeps him down.

There's a reason you haven't seen that video because this is a setup. It's tragic what we're allowing to happen in our country, and I'm going to say it and I'm going to keep saying it until the day I die. I have uncontradicted proof that this

election was stolen. I have videotape proving it was stolen. I have computer analysis proving it was stolen. I have one thousand affidavits proving it was stolen. I can show you in many cases the precise number of votes that were stolen and the margin by which the minimum margin by which Trump won six, really seven states including Nevada. %

So nothing condones violence. Whoever did that or participated in that should be arrested. Now, unlike most of the BLM and Antifa marchs where very few people were arrested, and then when they were arrested they were let out immediately, and when they needed bail the Biden and Harris people paid the bail for the rioters who destroyed stores without any criticism from the press. And now that it happens in which you cannot connect Donald Trump to this in any way, in which it's quite clear that these people had come there planning to do this, so whatever he said in his speech wasn't going to affect them one way or the other, they want him impeached again. They want him taken out of office because he's incompetent. My goodness. They're trying to put something in office who's in incompetent. We're going to see if Biden can get through the oath, I mean, if he can remember it. He can't remember the Pledge of Allegiance.

I mean, they've got a guy they can totally control, a puppet that they're putting in who has trouble with the Pledge of Allegiance, the preamble to the Constitution of the United States, recognizing his wife, thinking he was in the Senate for 187 years. Maybe he was, I don't know. But let's face it, we continue the dishonesty, and all that's going to do is split America more and more because there are many people in this country, millions who don't buy it, many people who see through it completely, one hundred percent.

Coming up I get to speak with you on Chat with the Mayor. Call me on the Tunnel to Towers Foundation hotline at 1-800-848-WABC. That's 1-8-848-9222. Help Tunnel to Towers to do good. Donate $11 a month at T2T.org. That's T, the number 2, T dot org. T2T.org. See, you can remember that. That's 1-800-848-9222.

To hear further discussion of this in great detail, including the procedural things that happened yesterday, well, you go to my podcast at Rudy'sCommonSense.com and we will go through it. It takes a little more time to go through the details of it, and then tomorrow we'll put one out in which we identify as many of the people as we can who

really -- the professionals who organized this setup. So to listen to us on Alexa simply say very nicely because she's sensitive, Alexa, enable the 77 WABC skill.

ANNOUNCER: We are New York talking about what matters to you. Now, it's former New York City Mayor, Rudy Giuliani on New York's talk radio, 77 WABC.

RUDY GIULIANI: This is Rudy Giuliani back again on WABC, 77 WABC, and pretty soon I'm going to get to talk to you on the Tunnel to Towers Foundation hotline, 1-800-848-9222 and make sure you donate $11 a month to the Tunnel to Towers Foundation at T2T.org.

I also want to express my deepest condolences to the woman who was shot yesterday, Ashley Babbitt. She was from Ocean Beach, California. From everything we can tell she was a pro Trump supporter, a very strong one. She has a very distinguished record of serving our country in the Armed Forces. She, I believe, was in the air force, and she was there basically because she was upset about what does appear to be a stolen election. What she was exactly doing or how she was doing it or whatever, our heart goes out to her and her family. Yes, she was an air force veteran who served multiple tours in the Middle East.

Her Twitter feed includes several pro Trump posts and pictures of her at local pro Trump rallies. She has a husband and family and our heart goes out to them, and we're praying for them. But I really want you, the members of the audience, which I think is the most intelligent audience in radio judging by your calls, and I don't mind those of you who may disagree with me, I want you to take a really -- this require as very close look. We've had so many distorted stories, and this one may be one of the most vicious that I've seen. Trying to link what happened to the Trump speech or speeches is really, really outrageous. And then to try to invoke the removal from office or once again impeachment. I mean, I look at this I see they have chemicals with them, they have rope with them, they have hammers and pick axes with them, they have baseball bats with them. When you watch some of the scaling of the wall, these are professionals doing this. These were not the people who were at the Trump rally.

You'd have to believe this if you say well, he caused this in some way, that a group of people, however many this was, a hundred people or whatever, 200, I don't know the number, between the rally and the time they went to the Capitol, they went to a

store in the district and they bought the rope, they got the baseball bats, they got the chemicals, they got the pick axes, they got the hammers, and they got quick training in rock climbing, and they just happened to find along the way people that are being identified as Antifa rioters who have been in other riots with pictures of them in the other riots.

So here is the real conclusion if you're being fair. This was planned well in advance to take advantage of a peaceful gathering of Trump supporters so that the left could immediately turn it into Trump caused it, Trump caused it, Trump caused it. Come on. Please. I know we live in propaganda land and we live behind an iron curtain of censorship, but please pay attention to this carefully so we can blow this myth up.

The fact is they were really worried that three state legislatures over the course of that night had sent letters to Pence, including the most prominent one being from Pennsylvania written by the president pro tem and the majority leader asking for the whole thing to be sent back to the Pennsylvania legislature for reconsideration because they were convinced that what they had submitted was false, basically saying they were going to decertify Biden,

not saying they would select Trump, but they were going to analyze the vote again, and I can guarantee you upon analysis of the vote they would find that Trump won 400, 500, conservatively three to four hundred thousand.

At the same time they received a letter from William Ligon, who was the chairman of the judiciary committee in the senate, Georgia, similar, exactly the same, please return this to us because we found overwhelming evidence of voter fraud. And they had a letter from Senator Finchem, I believe, and I also believe the majority leader of the senate in Arizona. I want to be certain of that because I saw the letter but I didn't go through every name, but essentially the same thing because they asked for time to do forensic audits of the phoney Dominion machines. And then they had a letter from the Wisconsin legislature of similar effect. So there are four letters from four legislatures -- legislatures, I'm sorry. I don't pronounce that properly. I should. They're the actual organization that's supposed to decide this under the Constitution of the United States, and these four letters would indicate that not only did they want it back, but they're going to make changes based on evidence they

accumulated from the time the vote took place and now that makes the vote they submitted to the Congress false.

Now, we know the vote's false. We know the vote's false by just be looking at the videotape of the Freeman women who stole about 30,000 votes to a magnified 130,000 votes. We know it's false because we know in Arizona, Arizona didn't have no noncitizens voting, and the margin was only 20,000. We know it because we've got 65,000 underage people who voted in Atlanta. And when you say underage people, those were phoney votes. I can explain to you.

It's not like all these young people went and voted. It means these young people's identities were used for phoney ballots. And the senate the other night, same, same theft. Almost exactly the same Dominion plan that was outlined for me this morning by experts in the way the vote changed. And strange, I've being such an expert of this, I saw exactly when the vote changed, exactly when it happened.

We are now beginning a practice of stealing elections. We're letting Democrats do it, just like we let Joe Biden steal millions and millions of

dollars for 30 years and get away with it. We've got to go back to being a country of justice. I'm sorry, we do, even if it hurts.

I'm Rudy Giuliani with Common Sense. We'll uncover the truth and get to a solution on Talk Radio 77 WABC.

For over 40 years Delta Rescue has provided dedication and everlasting love to animals that have been left abandoned. Delta is the largest no kill and care for and right to life sanctuary in the world. This super sanctuary is home to up to 1500 animals that have been abandoned or born in the wilderness and cares for every animal for the entirety of their life. Every animal receives the very best of care, and Delta relies solely on donor contributions from people like you for that care.

By being a part of the Delta mission you're the difference between life and death for many, many animals. Donate today at DeltaRescue.org or for information on Delta's tax saving estate planning go directly to DeltaRescue.org/Rudy and ask for Rudy's free estate package. That's me. It lays out all you need to know about growing your estate while letting your compassion for animals live well into the future. It's only available at DeltaRescue.org/Rudy.

Show your dedication at everlasting love and make your legacy work for the animals. Visit DeltaRescue.org/Rudy today.

ANNOUNCER: Mayor Rudy Giuliani on 77 WABC.

RUDY GIULIANI: Now I get to talk with you on Chat with the Mayor. Let's head to the Tunnel of the Towers Foundation hotline, 1-800-848-9222. Help the Tunnel to Towers Foundation do good at T2N.org, and we are going to start with Scott who's way down in Florida.

SCOTT: Yes. Hello, Mayor Giuliani.

RUDY GIULIANI: How are you, Scott?

SCOTT: Yeah, going through the motions. I'm very upset with this nation and I'll elaborate.

Thomas Jefferson said, Mayor Giuliani, a famous statement. He said when the people fear their government there is anarchy, but when the government fear the people there is democracy. That's what happened yesterday. The people fear their government and there is anarchy, tirany, whatever you want to call it.

Look, these protesters have legitimate grievance,s and I jotted some down. Evil COVID-19 laws that has destroyed their livelihoods, they can't make a living, destroyed the restaurant industry. Two, stole an election. Three, no stimulus unless

you consider $600 chump change as any compensation. Four, destroyed middle class. There is no middle class in the United States. It's led to a great depression, second great depression.

RUDY GIULIANI: Scott, go ahead. What you are laying out I completely agree with in terms of extremely legitimate grievances against the government and particularly against the Democrats who blocked all that, and the stealing of an election is just unthinkable, but there's no excuse for violence, none on our side, on their side or in the middle. This is like the people who lay out this grievances of BLM or of Antifa.

Now, if you want to lay out to grievances because they're real grievances, that's one thing, but just don't do it to defend violence. Now, second thing, it's my belief, although we still have a ways to go so this is an open hypothesis, that a lot of this so-called riot was orchestrated, so I don't know if it's really about those grievances. I think the people in the crowd were there because of those grievances, s and I saw those people. These are very lawful people. These are not people who scale walls.

People who are actually doing this, I think they were anarchists, to tell you the truth. So I agree with you, the grievances are very, very big

ones. I don't think you meant it to defend violence though, right?

SCOTT: No. I have a few more, Mayor. I'll make it short and sweet.

RUDY GIULIANI: You have some pretty good ones. I don't disagree with anything you just said except if we offer it as a defense for violence. We can offer it as an explanation, but not a defense.

SCOTT: I'm not let me be clear. I'm not advocating violence at all, but there are legitimate grievances that need to be destroyed. So destroyed middle class, greedy Wall Street, evil Federal Reserve, seven, phoney news, eight, perverted Hollywood, nine dangerous APAC, ten, racial injustice. And you know, I heard you. I was listening on the phone yesterday.

George Soros. George Soros is stirring the pot, and let's call out George Soros for what he is. He's an anarchist. He's an evil man, and he's also an international Jewish financier and international Jewish communist who was destroyed -- hell bent on --

RUDY GIULIANI: Well, I don't know. Here's where I'm going to take issue with you. I mean, I think George Soros is a terrible person, but why do we say Jewish? You know, there's a real feeling any time you criticize Soros you're being anti-Semitic, and if you

insert the word Jewish into an analysis of Soros, it kind of suggests that. I mean, I see people -- I don't see them as Jewish financiers or Catholic financiers. I see them as financiers.

George Soros is a bad man because George Soros does support anarchists because he does put cooked DAs in all over the country who let criminals go free, because he has put crooked prosecutors in Eastern Europe, and his connection Judaism is questionable, there's no question about that, but that's his personal matter. I don't like that. Tell me why you put the Jewish thing in. Hello?

Sure hope he didn't get off. I really want an answer to that because I'm confounded by the fact that when you criticize Soros, you're immediately criticized for being anti-Semitic, which is really unfair because there's a lot of reasons to criticize Soros, has nothing to do with the fact that he's Jewish. He could be Italian, he could be German, he could be French, he would be martian. The guy's a bad guy, but certainly not because he's Jewish. And I didn't -- I mean, this is the first time I've heard that, and it really does disturb me that it's being done that way. There's nothing about George Soros being Jewish that makes George Soros a bad man,

nothing. There are a lot of things about George Soros to make him a bad man, but not that, like the DAs that he stuck all around the country that let criminals go free constantly. That has a lot more to do with it.

So let's go to the next one who was Bridget in Jersey Shore.

BRIDGET: Yes. Good afternoon, Mayor. It's an honor to speak with you.

I'm a little dismayed. I'm an African-American young woman. My entire family did vote for President Trump, and right now my heart is really broken in many places.

RUDY GIULIANI: Please tell me.

BRIDGET: Yeah. It's really disturbing to know that right now it seems as though the rule of law doesn't apply only to those that want to uphold the law. And our president right now, you might as well say is basically being held hostage in DC. I mean, Mayor Bowser has put him basically now wants to leave the National Guard there for the next 15 days until the illegitimate president is sworn in, and then on top of that they won't even let him speak to the American people, being the president of the free world.

RUDY GIULIANI: They're imposing kind of a

communist or Nazi regime on us, an occupation.

BRIDGET: That's what they're doing.

RUDY GIULIANI: We're being occupied by big tech who will not allow us to speak. And then the networks turn it around to anger at Trump, and sometimes call him a fascist, which he's not, and the tactics we're talking about are fascist tactics.

BRIDGET: Yes, they are, Mayor. And the thing that's disturbing to me is that I was up until 6:00 watching what happened in our Congress and Senate yesterday evening. My entire family was up actually watching it.

RUDY GIULIANI: Until 6:00 in the morning?

BRIDGET: Until 6:00 in the morning, yes, yes, that is correct.

RUDY GIULIANI: Wow. I applaud you for your interest in our great country.

BRIDGET: Because right now we understand that our country is not just on the line, it was hung last night.

RUDY GIULIANI: Wow.

BRIDGET: And I hate to use that terminology.

RUDY GIULIANI: I don't think you're off base at all.

BRIDGET: But it was. And my question to you,

sir, and I know you have done extensive -- I followed your background for many years. It's just amazing how you're such a legal mind, is to find out from you. There was something that was published yesterday. I don't know if you heard about it or not, but it was published by the Nations in Action Organization regarding Italy's involvement in the stealing of the election from our president. Have you heard anything in regards to that at all?

RUDY GIULIANI: No. What's the name of it? I'd like to look at it. Nations?

BRIDGET: It's NationsinAction.org, and the one that's running it is Maria Zack. She just did a full interview --

RUDY GIULIANI: I know this. This is the situation involving Italy, right?

BRIDGET: Yes, exactly, yes. And regarding -- this is supposed to be -- there was a gentleman supposedly -- he's put out an affidavit stating that his involvement was to upload, and when we saw those votes disappear, the American people saw it right in front of their eyes, you know, right there at around 10:00 0r 10:30 on November 3, 2020, that they just completely disappeared, and at that point is when she said that that was when that was uploaded.

Now, she has a clear affidavit from this gentleman in Italy that is stating that this truly did happen, and she said she gave it to many Congressmen. It was released yesterday. She named some of the Congressmen and Senate that she did give this information, valuable information to. Why was that not ever mentioned? It's as though this never happened.

RUDY GIULIANI: Well, I can -- what I can tell you about that is that it is under investigation.

BRIDGET: Okay.

RUDY GIULIANI: And that the time that the investigation is taking is annoying me. I shouldn't even say that, is outraging me because I'm not even sure. We just don't have law enforcement in this country like we used to, at least when it comes to allegations like this, which may be totally untrue, but really, really serious. Instead, you know, we make what happened yesterday a world incident. It's a terrible thing what happened, the violence, but I don't know. If this is true that an election was stolen, it's just as bad or worse. Both of them should be treated with a lot of attention and with speed. And then how about all those other riots that took place that nobody ever paid attention to, right?

BRIDGET: Yes, exactly.

RUDY GIULIANI: So the double standard, I think what you're illustrating, Bridget, is the double standard that exists in this country, and I really do think until it's solved there's going to be a divided country. You can do all that you want about condemning riots and condemning this and condemning that. But when people feel that, you know, basic fundamental justice doesn't exist, people are outraged.

Thank you. That was an extremely articulate presentation which only goes to underscore the fact that we have the most intelligent audience and callers in radio.

And Mike in Orange County, you're going to be next.

MIKE: Hi. How are you, Mr. Mayor?

RUDY GIULIANI: How are you, Mike?

MIKE: How are you? I followed you when you were mayor in the city. I was that time in the city. I loved you.

RUDY GIULIANI: Thank you. Thank you very much.

MIKE: Okay. Mr. Mayor, my question is like this. I know that we went through all the fraud and this everything. Is there any chance still that the

Supreme Court might push off the inauguration date on the 20th? Is there any chance on that?

RUDY GIULIANI: Well, there are several cases. I don't want to give false hope. You know, it's like -- God Almighty, I don't want to analogize it to dying, but I want to keep you realistic.

There are several cases in front of the Supreme Court that could still be taken and decided. There are still several state legislatures that could pull -- that I believe would like to pull their designation and they're a vote or two short.

In the case of Pennsylvania it was very, very dramatic. This may have led to some of the things they did yesterday. It was very dramatic that the leaders of the state senate meaning the president pro tem and the majority leader have signed a letter that basically says they have asked the Vice President to return the ballot to them because it's false. They want to correct a false statement made to the United States Government.

Well, seven states at least have submitted materially false statements to the government. The one where they rejected the challenge in Arizona, that's a false statement. I mean, that statement says that no noncitizen in Arizona voted. Do you

believe that? Do you believe in Arizona that is overwhelmed with noncitizens, illegal immigrants, illegal aliens, do you believe not one of them voted?

I mean, our survey shows bare minimum 32,000 voted, bare minimum, and they are hiding the records from us. I have to emphasize this, ladies and gentlemen, because this is an outrage. In every one of those seven states they are covering up. They will not let us look at the Dominion machines because we have seen 22 Dominion machines that fixed the vote. These machines moved 6,000 votes from Trump to Biden. They can be invaded at any time. They can move votes at any time. They have algorithms for moving votes. I saw that algorythm actually happen on Tuesday night between 93 and 95 percent. They were at 93 percent. Perdue was ahead by three percent and Loeffler was ahead by two percent. It then goes to 95 and at zero. Think about the arithmetic for a moment.

Well, thank you for your calls on the Tunnel to Towers Foundation hotline. Help Tunnel to Towers to do good. Donate $11 a month at T2T.org. That's T., the number two, T .org. I'm Rudy Giuliani with Common Sense. We'll uncover the truth and get to a solution on Talk Radio 77 WABC.

ANNOUNCER: We are New York talking about what matters to you. Now it's former New York City Mayor Rudy Giuliani on New York's Talk Radio 77 WABC.

RUDY GIULIANI: So ladies and gentlemen, I am going very, very careful analysis of those videos that I'm collecting of that so-called riot or riot, terrible riot that took place, so-called in the sense of being blamed on President Trump which I believe is totally outrageous and false. I condemn the violence no matter who it is. That should never happen, you know that. I never had a riot when I was Mayor. That riot would not have taken place if I were the mayor of this city because I know how to stop riots.

You don't open the door of the Capitol to stop riots, guys, you know? You get what I mean? And then you never have not enough resources. Not enough resources means you're not enough of a mayor. I mean it's your job to have enough resources. And boy, in the District of Columbia they exist. That's a gigantic metropolitan police force you can call on. There's a national guard you can call on and they'll be there in a few minutes. What's wrong with you letting them in? And then what's wrong with the media not showing the Antifa people involved, not showing the Frump person stopping the Antifa person

from breaking open the window. Show some of the contrary facts. What's wrong with the media that doesn't point out this was not a spontaneous riot.

There were people there who were planning, who came, whether they went to the actual rally or not who knows. But if they went to the rally, they came to the rally with their ropes and their bats and their chemicals and their hammers and their picks, you know, for climbing walls, and they brought people with them who are skilled rock climbers.

This was planned in advance so it could not have been instigated. It was going to happen no matter what happened. So let's -- can we in the last few days of this administration, whatever happens with the vote, can we stop torturing this man and making these false accusations against him which have never been made against anyone else. And this was a terrible riot, and I condemn it. But where were the Democrats when the other hundred riots took place, when people's stores were destroyed, when people were killed.

My heart goes out to the veteran who was killed and her husband who were Trump supporters. And whatever she was doing, following people or not, she didn't deserved to be killed. God bless her, God

bless America. And once again, pray for our country. We're going through a difficult time, and ask God to help us, and then thank God because with everything else, it's still the greatest country on effort.

God bless America. I will see you tomorrow from the District of Columbia. Thank you.

(End of recording.)

CERTIFICATE OF REPORTER

I, Charlotte Crandall, certify that I was authorized to and did transcribe the foregoing audio recorded proceedings and that the transcript is a true and complete record of my stenographic notes from an audio recording and was transcribed to the best of my ability.

Dated this 19th day of January, 2021.

_____
Charlotte Crandall
Registered Professional Reporter

Exhibit 196

screenshot-web.archive.org-2021.01.23-18_42_58
https://web.archive.org/web/20210115152314if_/https://twitter.com/rudygiuliani/status/1350100097296691204
23.01.2021



Exhibit 197



THOMAS A. CLARE, P.C. CLARE LOCKE LLP MEGAN L. MEIER

January 10, 2021

Via Email

Rudolph Giuliani
1085 Park Avenue, PH1
New York, NY 10128
Email: rudolphgiuliani@icloud.com

Re: Recent Violence and Your Continued Defamatory Claims About Dominion

Mr. Giuliani:

We write again on behalf of Dominion.

As you have long known, there is no evidence to support the farfetched false claims that Dominion rigged the 2020 United States presidential election. Shortly after Election Day, Patrick Byrne approached you and Sidney Powell and started peddling that false claim. Apparently, Powell "was totally super receptive" to the Dominion fraud claim, but you and others in Washington knew the claim was "farfetched." A couple of days after your meeting with Byrne, Powell showed up at Trump Campaign headquarters and began pressing the campaign to focus suspicion on Dominion, saying that the Dominion strategy was ideal because it would draw into question the accuracy of voting in so many states. When Trump Campaign attorneys Justin Clark and Matt Morgan sought evidence from Powell, she produced none. They then said they should not present the Dominion theory because there was no evidence.

Indeed, you and the Trump Campaign ***never*** made the ludicrous Dominion fraud claim in court precisely because ***you knew there was no evidence for it*** and because you did not want to risk being sanctioned or disbarred for knowingly making baseless claims in violation of Rule 11. In the Pennsylvania case, for example, you stressed that the Trump Campaign "doesn't plead fraud" and admitted, "this is not a fraud case." *Donald J. Trump for President v. Sec'y Commonwealth of Pennsylvania*, No. 20-3371 (3d. Cir. Nov. 27, 2020) (available online at https://www2.ca3.uscourts.gov/opinarch/203371np.pdf) Mot. to Dismiss Hr'g Tr. 118:19–20, 137:18.

Despite being unwilling to make the Dominion fraud claim in court because you knew it was baseless, you and your allies nevertheless found it useful in your efforts to overturn the results of the election by generating political pressure through a sustained disinformation campaign. For example, on November 19, 2020, you held a televised press conference at the Republican National Committee headquarters, where you stated that Powell was representing President Trump and the Trump Campaign. You then gave her a globally televised platform to

make false and defamatory accusations about Dominion. A few days after Tucker Carlson reported that neither Powell nor anyone from the Trump Campaign had produced any evidence to support those wild accusations, the Trump Campaign issued a statement distancing itself from Powell, now claiming—contrary to what you had represented at the press conference—that Powell was not a member of the Trump Legal Team and was not representing Trump in his personal capacity.

On December 1, 2020, Trump loyalist Attorney General Bill Barr explained that the Department of Justice had uncovered "no evidence of widespread voter fraud." And by the next week, Powell's four sham litigations had been dismissed; the Eastern District of Michigan described her "evidence" as "nothing but speculation and conjecture," and the District Court of Arizona found it was (1) "largely based on anonymous witnesses, hearsay, and irrelevant analysis of unrelated elections," and (2) included reports from "experts" that "reach implausible conclusions, often because they are derived from ***wholly unreliable sources***."

As you are already well aware, we sent Powell a retraction demand letter on December 16, explaining that, as a result of the false accusations about Dominion, our client's employees had been stalked and harassed and had received death threats.[1] We also wrote to you directly on December 22, 2020, formally demanding retraction of the false claims that you yourself had made about the company. Even though you knew the accusations against Dominion were baseless and had already led to threats of violence, you doubled down and made them again, repeatedly, to the broadest possible audience.

For example, on December 29, 2020, during an appearance on One America News Network ("OAN"), you rehashed fictional accounts of voting irregularities that had already been conclusively disproven. You returned to the network a few days later, falsely claiming that "Dominion machines" are "built to cheat." And you made similar comments on your YouTube channel on January 5. In addition to accusing Dominion of being involved in "significant voter theft," you said that "Dominion machines [] are alleged to have an algorithm that gave Biden a distinct advantage."[2]

Then, on January 6, 2021, during the "Save America Rally" outside the White House, you falsely accused Dominion of having "crooked" machines that stole the election, stating: "Over the next 10 days, we get to see ***the machines that are crooked***, the ballots that are fraudulent, and if we're wrong, we will be made fools of. But if we're right, a lot of them will go to jail. ***Let's have trial by combat***."[3] Shortly after your false and wildly reckless words, members of your audience confronted police at the United States Capitol. They marched from the White House to the Capitol, overran security, pushed over barricades, broke windows, and broke into the House and Senate

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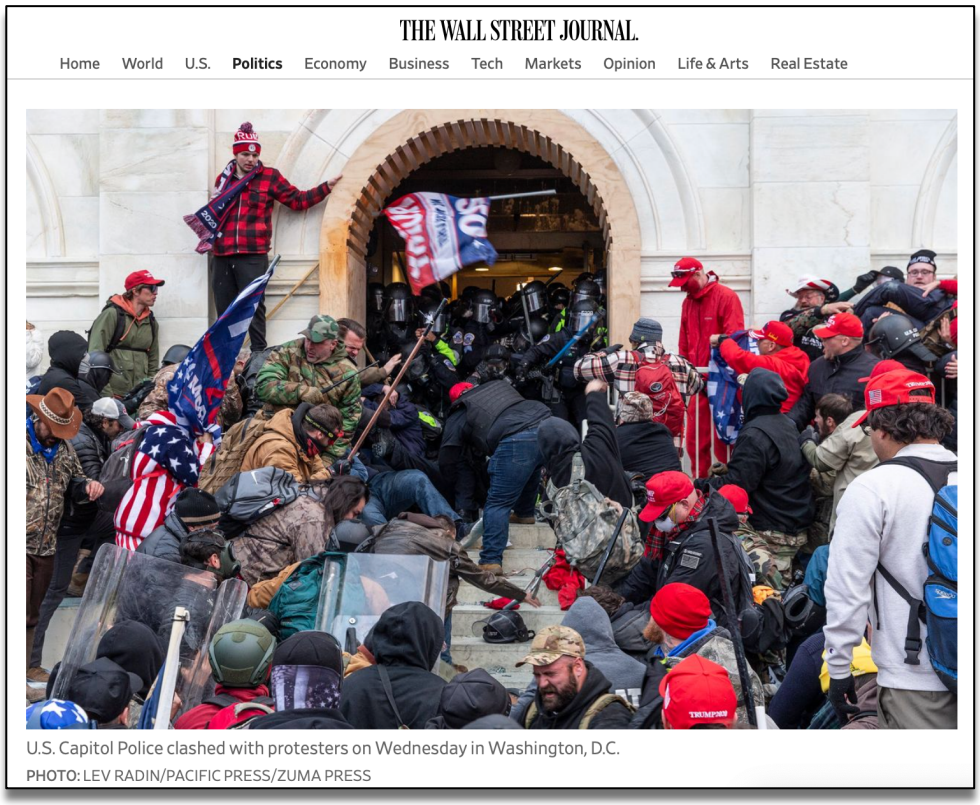
[1] *See* Ex. 1.

[2] Rudy Giuliani's Common Sense, Jan. 4, 2021, available at https://www.youtube.com/watch?v=FT_zTMdD2wM. You also posted a link to this broadcast on your Parler account: https://parler.com/post/515277e0f90f46e1be12e96f15ee284a.

[3] '*Let's have trial by combat' over election – Giuliani*, Yahoo! News (Jan. 6, 2021), available at, http://news.yahoo.com/lets-trial-combat-over-election-164935300.html.

chambers, shouting "STOP THE STEAL!", a battle cry that you helped popularize.[4] Tear gas was released in the Rotunda.[5] The mob destroyed property, trashed offices, and looted. Five people died, including a police officer who had been beaten with a fire extinguisher.



While tragic, the violence at the Capitol was the entirely foreseeable result of your false, but widely publicized claims that the election was stolen by Dominion's corrupt vote-flipping machines. The coordinated disinformation campaign that you launched and sustained—in concert with Sidney Powell, other allies, and media outlets determined to promote a false preconceived narrative—have irreparably damaged American democracy, have destroyed Dominion's reputation, and have caused Dominion hundreds of millions of dollars in harm. As you know, we have already filed suit against your ally, Sidney Powell. We enclose a copy of that complaint and its exhibits, so that there is no doubt that you were fully aware of them no later than today.

In light of the information that has long been known to you and is additionally set forth in the attached complaint and its exhibits, the only responsible thing for you to do at this point is to

[4] *Trump supporters storm the Capitol to block the transfer of power*, The Economist (Jan. 6, 2021), available at, https://www.economist.com/united-states/2021/01/06/trumps-supporters-storm-the-capitol-to-block-the-transfer-of-power.

[5] Justyn Melrose, *House members told to don gas masks at Capitol*, Fox 8 (Jan. 6, 2021), available at, https://myfox8.com/news/washington-dc-bureau/house-members-told-to-don-gas-masks-at-capitol/.

publicly and forcefully retract your false claims about Dominion and apologize for inciting the sacking of the United States Capitol by deliberately misleading the American public.

But let us be perfectly clear. There is nothing you can say or do at this point to undo the hundreds of millions of dollars in damage that you and your allies have caused Dominion. The company must therefore expressly reserve all legal rights against you and remind you of your ongoing obligation to preserve all materials that relate in any way to these matters.

Regards,

Thomas A. Clare, P.C.

Thomas A. Clare, P.C.

Megan L. Meier

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Enclosures

Exhibit 1

THOMAS A. CLARE, P.C.

CLARE LOCKE LLP

MEGAN L. MEIER

December 16, 2020

Via Email, Federal Express, & Hand Delivery

Sidney Powell, P.C.
2911 Turtle Creek Blvd, Suite 300
Dallas, Texas 75219
Email: sidneypowell@federalappeals.com

Sidney Powell
Defending the Republic
10130 Northlake Blvd. #214342
West Palm Beach, Florida 34412

Re: Defamatory Falsehoods About Dominion

Dear Ms. Powell:

We represent US Dominion Inc. and its wholly owned subsidiaries, Dominion Voting Systems, Inc. and Dominion Voting Systems Corporation (collectively, "Dominion"). We write regarding your wild, knowingly baseless, and false accusations about Dominion, which you made on behalf of the Trump Campaign as part of a coordinated media circus and fundraising scheme featuring your November 19 press conference in Washington, D.C. and including your "Stop the Steal" rally and numerous television and radio appearances on—and statements to—Fox News, Fox Business, Newsmax, and the Rush Limbaugh Radio Show, among others.



I. Your reckless disinformation campaign is predicated on lies that have endangered Dominion's business and the lives of its employees.

Given the sheer volume and ever-expanding set of lies that you have told and are continuing to tell about Dominion as part of your multi-media disinformation "Kraken" fundraising campaign, it would be impractical to address every one of your falsehoods in this letter. Without conceding the truth of any of your claims about Dominion, we write to demand that you retract your most serious false accusations, which have put Dominion's employees' lives at risk and caused enormous harm to the company.

For example, you falsely claimed that Dominion and its software were created in Venezuela for the purpose of rigging elections for the now-deceased Venezuelan dictator Hugo Chavez, that Dominion paid kickbacks to Georgia officials in return for a "no-bid" contract to use Dominion systems in the 2020 election, and that Dominion rigged the 2020 U.S. Presidential Election by manipulating votes, shifting votes, installing and using an algorithm to modify or "weight" votes such that a vote for Biden counted more than a vote for Trump, trashing Trump votes, adding Biden votes, and training election workers to dispose of Trump votes and to add Biden votes.

By way of example only, just last week, you made the following false assertions about Dominion to Jan Jekielek at *The Epoch Times*:[1]

> Effectively what they did with the machine fraud was to, they did everything from injecting massive quantities of votes into the system that they just made up, to running counterfeit ballots through multiple times in multiple batches to create the appearance of votes that weren't really there. They trashed votes.

These statements are just the tip of the iceberg, which includes similar and other false claims you made at your Washington, D.C. press conference and to other media outlets with global internet audiences.

Your outlandish accusations are demonstrably false. While soliciting people to send you "millions of dollars"[2] and holding yourself out as a beacon of truth, you have purposefully avoided naming Dominion as a defendant in your sham litigations—effectively denying Dominion the opportunity to disprove your false accusations in court. Dominion values freedom of speech and respects the right of all Americans—of all political persuasions—to exercise their First Amendment rights and to disagree with each other. But while you are entitled to your own opinions, Ms. Powell, you are not entitled to your own facts. Defamatory falsehoods are actionable in court and the U.S.

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[1] The Epoch Times, *American Thought Leaders* (Dec. 13, 2020), available at, https://www.theepochtimes.com/exclusive-sidney-powell-on-election-lawsuits-supreme-court-decision-and-the-flynn-case_3617067.html.

[2] *Sidney Powell's Legal Defense Fund*, Defending the Republic, https://defendingtherepublic.org/.

Supreme Court has made clear that "there is no constitutional value in false statements of fact." *Gertz v. Welch, Inc.*, 418 U.S. 323, 340 (1974). Dominion welcomes transparency and a full investigation of the relevant facts in a court of law, where it is confident the truth will prevail. Here are the facts:

1. Dominion's vote counts have been repeatedly verified by paper ballot recounts and independent audits.

Dominion is a non-partisan company that has proudly partnered with public officials from both parties in accurately tabulating the votes of the American people in both "red" and "blue" states and counties. Far from being created to rig elections for a now-deceased Venezuelan dictator, Dominion's voting systems are certified under standards promulgated by the U.S. Election Assistance Commission ("EAC"), reviewed and tested by independent testing laboratories accredited by the EAC, and were designed to be auditable and include a paper ballot backup to verify results. Indeed, paper ballot recounts and independent audits have repeatedly and conclusively debunked your election-rigging claims, and on November 12, 2020, the Elections Infrastructure Government Coordinating Council and the Election Infrastructure Sector Coordinating Executive Committees released a joint statement confirming that there is "***no evidence*** that any voting system deleted or lost votes, changed votes, or was in any way compromised" and that the 2020 election was the most secure in American history.[3] The Joint Statement was signed and endorsed by, among others, the National Association of State Election Directors, National Association of Secretaries of State, and the U.S. Cybersecurity & Infrastructure Security Agency ("CISA")—then led by a Trump appointee, Chris Krebs.

In addition, your false accusation that Dominion rigged the 2020 election is based on a demonstrably false premise that wildly overstates Dominion's very limited role in elections. Dominion provides tools such as voting machines that accurately tabulate votes for the bipartisan poll workers, poll watchers, and local election officials who work tirelessly to run elections and ensure accurate results. Dominion's machines count votes from county-verified voters using a durable paper ballot. Those paper ballots are the hard evidence proving the accuracy of the vote counts from Dominion's machines. If Dominion had manipulated the votes, the paper ballots would not match the machine totals. In fact, they do match. Recounts and audits have proven that Dominion did what it was designed and hired to do: accurately tabulate votes.

[3] Cybersecurity & Infrastructure Security Agency, *Joint Statement From Elections Infrastructure Government Coordinating Council & The Election Infrastructure Sector Coordinating Executive Committees* (Nov. 12, 2020), available at, https://www.cisa.gov/news/2020/11/12/joint-statement-elections-infrastructure-government-coordinating-council-election.

2. Dominion has no connection to Hugo Chavez, Venezuela, or China.

As you are well aware from documents in the public domain and attached to your court filings, ***Hugo Chavez's elections were not handled by Dominion***, but by an entirely different company—Smartmatic. This is a critical fact because you have premised your defamatory falsehoods on your intentionally false claim that Dominion and Smartmatic are the same company even though you know that they are entirely separate companies who compete with each other. Dominion was not created in or for Venezuela, has never been located there, and is not owned by Smartmatic or Venezuelan or Chinese investors. Dominion has never provided machines or any of its software or technology to Venezuela, nor has it ever participated in any elections in Venezuela. It did not receive $400 million from the Chinese in the weeks before the 2020 election or otherwise. It has no ties to the Chinese government, the Venezuelan government, Hugo Chavez, Malloch Brown, George Soros, Bigfoot, or the Loch Ness Monster. Dominion does not use Smartmatic's software or machines, and there was no Smartmatic technology in any of Dominion's voting machines in the 2020 election.

3. You falsely claimed that Dominion's founder admitted he "can change a million votes, no problem at all" and that you would "tweet out the video later"—but you never did so because no such video exists.

During at least one of your many media appearances, you promised to "tweet out [a] video" of Dominion's founder admitting that he "can change a million votes, no problem at all." Your assertion—to a global internet audience—that you had such damning video evidence bolstered your false accusations that Dominion had rigged the election. Yet you have never produced that video because, as you know, it does not exist. Dominion's founder never made such a claim because Dominion cannot change votes. Its machines simply tabulate the paper ballots that remain the custody of the local election officials—nothing more, nothing less.

4. You falsely claimed that you have a Dominion employee "on tape" saying he "rigged the election for Biden"—but you know that no such tape exists.

In peddling your defamatory accusations, you also falsely told a national audience that you had a Dominion employee "on tape" saying that "he rigged the election for Biden." Your own court filings prove that no such tape exists. In them, you cited an interview of Joe Oltmann, a Twitter-banned "political activist" who—far from claiming he had that shocking alleged confession "on tape"—claimed he took "notes" during a conference call he supposedly joined after "infiltrating Antifa." This is a facially ludicrous claim for a number of reasons, including the fact that he lives in Colorado, where it would have been perfectly legal to record such a call if it had actually happened. As a result of your false accusations, that Dominion employee received death threats.

II. Because there is no reliable evidence supporting your defamatory falsehoods, you actively manufactured and misrepresented evidence to support them.

Despite repeatedly touting the overwhelming "evidence" of your assertions during your media campaign, every court to which you submitted that so-called "evidence" has dismissed each of your sham litigations, and even Trump appointees and supporters have acknowledged—including ***after*** you filed your "evidence" in court, posted it on your fundraising website, and touted it in the media—that there is ***no evidence*** that actually supports your assertions about Dominion. Indeed:

- One federal judge observed that you submitted "nothing but speculation and conjecture that votes for President Trump were destroyed, discarded or switched to votes for Vice President Biden." Op. & Order Den. Pl.'s Emer. Motion. for Decl., Emer., and Inj. Relief at 34, *Whitmer v. City of Detroit*, No. 20-cv-12134 (E.D. Mich. Dec. 7, 2020) [Dkt. 62].

- Another federal judge commented that the attachments to your complaint were "only impressive for their volume," are "largely based on anonymous witnesses, hearsay, and irrelevant analysis of unrelated elections," and include "expert reports" that "reach implausible conclusions, often because they are derived from wholly unreliable sources." Order at 24-25, *Bowyer v. Ducey*, No. 2-20-cv-02321 (D. Ariz. Dec. 9, 2020) [Dkt. 84].

- Despite your claim that you have so much "evidence" that it feels as if you are drinking from a "fire hose," when asked by your interviewers and other media outlets to provide that evidence, you have failed to do so each and every time. Conservative television host Tucker Carlson even called you out for failing to provide any evidence to support your assertions.[4]

- After you put the purported "evidence" in your court filings, Trump loyalist and U.S. Attorney General Bill Barr stated, "There's been one assertion that would be systemic fraud and that would be the claim that machines were programmed essentially to skew the election results. And the DHS and DOJ have looked into that, and so far, ***we haven't seen anything to substantiate that.***"[5]

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[4] *Tucker Carlson SLAMS Sidney Powell for not Providing Evidence Election was Taken from Trump*, YouTube (Nov. 19, 2020), available at, https://www.youtube.com/watch?v=57156J47xhk.

[5] Michael Malsmo, *Disputing Trump, Barr says no widespread election fraud*, Associated Press (Dec. 1, 2020), available at, https://apnews.com/article/barr-no-widespread-election-fraud-b1f1488796c9a98c4b1a9061a6c7f49d.

- Long-time Trump ally Chris Christie said your claims were a "national embarrassment."[6]

- Trump appointee Chris Krebs, then the director of CISA, determined that the "Hammer and Scorecard" conspiracy theory advanced by your so-called cybersecurity expert, Navid Keshavarz-Nia, was "nonsense."[7] And Mr. Keshavarz-Nia's "expert" declaration alleges a pattern of improbable vote reporting in "Edison County, Michigan," even though no county by that name exists in Michigan.

- Similarly, another one of your so-called "experts," Russell Ramsland, in alleging fraud in Michigan, discussed places in Minnesota. He also falsely claimed that voter turnout in Detroit was 139.29% and that turnout in North Muskegon was an eye-popping 781.97%; in reality, the turnout in those places was 50.88% and 78.11%, respectively.[8] But Mr. Ramsland did not just make sloppy and inexcusable mistakes. He is also a notorious conspiracy theorist, having given a presentation in 2018 in which he claimed that the "Deep State" was formed when the Muslim Brotherhood, President George H.W. Bush's father, leftists, and George Soros came together in Nazi Germany in the 1930s—notwithstanding the fact that Mr. Soros was born in 1930.[9]

- Another one of your "experts" relied on a list of allegedly ineligible Georgia voters who allegedly voted illegally; but that data included voters who were, in fact, eligible to vote and was rejected by a federal judge for its "sheer unreliability."[10]

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[6] Paul Kane and Felicia Sonmez, *Chris Christie calls the conduct of Trump's legal team a 'national embarrassment'*, Washington Post (Nov. 22, 2020), available at, https://www.washingtonpost.com/politics/republicans-christie-trump-concede/2020/11/22/05c280e6-2cda-11eb-bae0-50bb17126614_story.html.

[7] Zach Montellaro and Kyle Cheney, *Pro-Trump legal crusade peppered with bizarre blunders*, Politico (Dec. 3, 2020), available at https://www.politico.com/news/2020/12/03/sidney-powell-trump-election-lawsuit-442472.

[8] Clara Hendrickson, *Affidavit in Michigan lawsuit seeking to overturn election makes wildly inaccurate claims about vote*, PolitiFact (Dec. 4, 2020), available at, https://www.politifact.com/factchecks/2020/dec/04/russell-james-ramsland-jr/affidavit-michigan-lawsuit-seeking-overturn-electi/.

[9] John Savage, *Texas Tea Partiers Are Freaking Out Over 'Deep State' Conspiracy Theories*, Vice (Sept. 30, 2018), available at, https://www.vice.com/en/article/mbwgxx/texas-tea-partiers-are-freaking-out-over-deep-state-conspiracy-theories.

[10] Order at 26, *Bowyer v. Ducey*, No. 2-20-cv-02321 (D. Ariz. Dec. 9, 2020) [Dkt. 84]; Michelle Ye Hee Lee, *Here's what happened when a Georgia lawmaker scrutinized the Trump campaign's list of allegedly illegal votes*, Washington Post (Dec. 10, 2020), available at, https://www.washingtonpost.com/politics/heres-what-happened-when-a-georgia-lawmaker-

- Although you cherry-picked statements by Princeton professor Andrew W. Appel in support of your election-rigging claims, he and 58 other specialists in election security have forcefully rebutted your claims, explaining that they "have never claimed that technical vulnerabilities have actually been exploited to alter the outcome of any US election."[11] They further explained that "***no credible evidence*** has been put forth that supports a conclusion that the 2020 election outcome in any state has been altered through technical compromise."[12]

Recognizing the obvious deficiencies and credibility problems of your "evidence," you actively misrepresented and manufactured evidence to support your defamatory falsehoods. For example:

- You deliberately misrepresented that you had a top secret "military intelligence expert" code-named "Spyder" supporting your defamatory accusations about Dominion. But your purported "military intelligence expert" has now admitted that he never actually worked in military intelligence and that the declaration your team wrote for him to sign is misleading.[13] This was no good faith mistake. He has confirmed that the original paperwork he sent to you didn't say that, and that your clerks wrote the misleading statement even though he "was trying to backtrack" on it.[14]

- Two of the Venezuelan declarations attached to your court filings contain nearly identical explanations for why the "witnesses" purportedly claim they came forward, proving that those witnesses did not each write their declarations independently and strongly suggesting that the below manifestos and allegations of a decade-old international conspiracy were written or edited by you or your team—not by the witnesses themselves.

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scrutinized-the-trump-campaigns-list-of-allegedly-illegal-votes/2020/12/10/1400d628-3b06-11eb-bc68-96af0daae728_story.html.

[11] *See Scientists say no credible evidence of computer fraud in the 2020 election outcome, but policymakers must work with experts to improve confidence* (Nov. 16, 2020), available at, https://www.mattblaze.org/papers/election2020.pdf.

[12] *Id.*

[13] Emma Brown, Aaron C. Davis & Alice Crites, *Sidney Powell's secret 'military intelligence expert,' key to fraud claims in election lawsuits, never worked in military intelligence*, Washington Post (Dec. 11, 2020), available at, https://www.washingtonpost.com/investigations/sidney-powell-spider-spyder-witness/2020/12/11/0cd567e6-3b2a-11eb-98c4-25dc9f4987e8_story.html.

[14] *Id.*

Declaration of an anonymous source claiming to have been selected for the "national security guard detail of the President of Venezuela." *Pearson v. Kemp*, No. 1:20-cv-04809 (N.D. Ga. Nov. 25, 2020) [Dkt. 1-2 at ¶ 4].	Statement by Ana Mercedes Diaz Cardozo, *Pearson v. Kemp*, No. 1:20-cv-04809 (N.D. Ga. Nov. 25, 2020) [Dkt. 1-3 at ¶ 3].
"I want to alert the public and let the world know the truth about the corruption, manipulation, and lies being committed by a conspiracy of people and companies intent upon betraying the honest people of the United States and their legally constituted institutions and fundamental rights as citizens. This conspiracy began more than a decade ago in Venezuela and has spread to countries all over the world. It is a conspiracy to wrongfully gain and keep power and wealth. It involves political leaders, powerful companies, and other persons whose purpose is to gain and keep power by changing the free will of the people and subverting the proper course of governing."	"I want to alert the public and let the world know the truth about corruption, manipulation, and lies being committed through a conspiracy of individuals and businesses with the intention of betraying the honest people of the United States and its legally constituted institutions and fundamental rights as citizens. This conspiracy began more than a decade ago in Venezuela and has spread to countries all over the world. It is a conspiracy to unjustly gain and maintain power and wealth. It involves political leaders, powerful companies, and other persons whose purpose is to gain and maintain power by changing people's free will and subverting the proper course of governing."

- It also appears that you or your team doctored and misrepresented at least one government document in support of your defamatory accusations about Dominion, attaching and citing an "undated" copy of a certificate from Georgia's Secretary of State and insinuating that the fact that it was undated supported your defamatory falsehoods. That too was false. In reality, the authentic certificate is both dated and publicly available online.[15]

In sum, knowing that you had no reliable evidence, you were actively involved in creating and misrepresenting the so-called "evidence" that you touted during your defamatory media campaign.

[15] Georgia Secretary of State, *Dominion Certification* (Aug. 9, 2019), available at, https://sos.ga.gov/admin/uploads/Dominion_Certification.pdf.

III. You have intentionally disregarded the reliable evidence conclusively debunking your claims and have manufactured defamatory accusations in an effort to discredit the Republican state officials who confirmed the validity of Georgia's election results.

Your falsehoods have been repeatedly and conclusively debunked by the real evidence—*i.e.*, the independent audits and hand recounts of paper ballots that have verified the election results, as confirmed by both Democratic and Republican state officials. For example:

- A spokesperson for the Michigan Secretary of State confirmed, "We have not seen any evidence of fraud or foul play in the actual administration of the election. What we have seen is that it was smooth, transparent, secure and accurate."[16]

- In Arizona, the Chairman of the Maricopa County Board of Supervisors released a statement explaining, "The evidence overwhelmingly shows the system used in Maricopa County is accurate and provided voters with a reliable election ... The Dominion tabulation equipment met mandatory requirements during logic and accuracy testing before the Presidential Preference Election, the Primary Election and the General Election. And after each of these 2020 elections, the hand count audit showed the machines generated an accurate count."[17]

- And in Georgia, the Trump-supporting Republican Secretary of State Brad Raffensperger explained that "Georgia's historic first statewide audit reaffirmed that the state's new secure paper ballot voting system accurately counted and reported results."[18] And, Georgia's Trump-supporting Republican Governor Brian Kemp likewise refused to overturn the state's election results.

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[16] Nick Corasaniti, Reid J. Epstein & Jim Rutenberg, *The Times Called Officials in Every State: No Evidence of Voter Fraud*, The N. Y. Times (Nov. 10, 2020), available at, https://www.nytimes.com/2020/11/10/us/politics/voting-fraud.html.

[17] Letter from Clint Hickman to Maricopa Cty. Voters (Nov. 17, 2020), available at, https://www.maricopa.gov/DocumentCenter/View/64676/PR69-11-17-20-Letter-to-Voters#:~:text=Here%20are%20the%20facts%3A&text=The%20evidence%20overwhelmingly%20shows%20the,voters%20with%20a%20reliable%20election.&text=As%20required%20by%20law%20(A.R.S.,used%20in%20any%20Arizona%20elections.

[18] Georgia Secretary of State, *Historic First Statewide Audit of Paper Ballots Upholds Result of Presidential Race*, available at, https://sos.ga.gov/index.php/elections/historic_first_statewide_audit_of_paper_ballots_upholds_result_of_presidential_race#:~:text=2020%20Qualifying%20Packet-,Historic%20First%20Statewide%20Audit%20of%20Paper%20Ballots%20Upholds%20Result%20of,machine%20tally%20of%20votes%20cast.



In order to punish and discredit these "disloyal" Republicans for daring to debunk your false accusations, you falsely accused Dominion of paying them kickbacks to get a "no-bid" contract for the use of its systems in the 2020 election. You have never put forward even a shred of evidence—except perhaps for the doctored Secretary of State certificate—in support of these false bribery accusations. No such evidence exists because your accusations are categorically false. Indeed, public records show that, contrary to your false accusations, there was a bid process for the contract in Georgia and that Dominion offered Georgia the lowest-cost system among three companies that submitted bids.[19] Notably, publicly-available records on the Georgia Secretary of State's website also reflect that ***Smartmatic*** was one of the other companies that competed with Dominion for that contract, further debunking your false assertions that Dominion and Smartmatic are the same company. *Id.*

IV. There is clear and convincing evidence that you acted with actual malice in making your false and defamatory accusations about Dominion.

While there is no reliable evidence supporting your wild accusations—and compelling reliable evidence debunking them—there is clear and convincing evidence that you knowingly or recklessly disregarded that your claims about Dominion were false and made them anyway, and therefore acted with actual malice. In addition to the direct evidence that you deliberately misrepresented and manufactured purported "evidence" to support your claims, there is also a wealth of circumstantial evidence that you acted with actual malice.

First, your accusations—essentially that Dominion conspired with Republican state officials and thousands of local election workers across the country to perpetrate the greatest fraud in human history—are inherently improbable. You need look no further than the incontrovertible facts that numerous counties in Wisconsin and Pennsylvania that used Dominion systems went for Trump[20] and that some states that used Dominion systems were projected to go for Biden, but actually ended up going for Trump. For example, in the final polls, Florida, which uses Dominion systems,[21] was

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[19] Georgia Secretary of State, *Elections Security Is Our Top Priority: Security-Focused Tech Company, Dominion Voting to Implement New Verified Paper Ballot System*, available at, https://sos.ga.gov/securevoting/.

[20] *See Wisconsin presidential results*, Politico, available at, https://www.politico.com/2020-election/results/wisconsin/; *Pennsylvania presidential results*, Politico, available at, https://www.politico.com/2020-election/results/pennsylvania/; Verified Voting, available at https://verifiedvoting.org/verifier/#mode/search/year/2020/state/55/make/Dominion%20Voting%20Systems; Verified Voting, available at https://verifiedvoting.org/verifier/#mode/search/year/2020/state/42/make/Dominion%20Voting%20Systems.

[21] *See* Verified Voting, available at https://verifiedvoting.org/election-system/dominion-imagecast-evolution/; Verified Voting, available at https://verifiedvoting.org/election-system/dominion-imagecast-central/.

projected to be a Biden win. Instead, Trump won the state by over 3%.[22] Similarly, Ohio was projected to be extremely close, with some polls even showing Biden in the lead. Yet, on election day, Ohio, which also used Dominion systems,[23] went for Trump by over 8%.[24] Indeed, across the board in all of the swing states, Trump greatly outperformed the polling averages and final polls.[25]

Even if we entertain your fantasy for just a moment, why would Dominion have rigged the election for the Democratic nominee for President, but let Democrats lose ground in the House and let the Georgia Senate races proceed to a run-off, rather than handing the Senate majority to the Democrats on November 3?[26] Indeed, Dominion systems were used in Iowa,[27] Alaska,[28] and Georgia[29]—and yet, none of the four Democratic candidates in those races won the election even though just two wins would have secured the Senate for the Democrats.

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[22] *See* RealClear Politics, *Florida: Trump vs. Biden*, available at, https://www.realclearpolitics.com/epolls/2020/president/fl/florida_trump_vs_biden-6841.html (final RCP polling average in Florida was Biden +0.9 and the final result was Trump +3.3).

[23] *See* Verified Voting, *ImageCast X*, available at, https://verifiedvoting.org/election-system/dominion-imagecast-x/; Verified Voting, *ImageCast Evolution*, available at, https://verifiedvoting.org/election-system/dominion-imagecast-evolution/; Verified Voting, *ImageCast Central*, available at https://verifiedvoting.org/election-system/dominion-imagecast-central/.

[24] *See* RealClear Politics, *Ohio: Trump vs. Biden*, available at, https://www.realclearpolitics.com/epolls/2020/president/oh/ohio_trump_vs_biden-6765.html (final RCP polling average for Ohio was Trump +1.0 and final result was Trump +8.2).

[25] *See* RealClear Politics, *Top Battlegrounds: Wisconsin, Michigan, Pennsylvania, North Carolina Florida, Arizona*, available at, https://www.realclearpolitics.com/elections/trump-vs-biden-top-battleground-states/. Trump beat the polling average in Michigan by 1.5%, Wisconsin by 6%, and Arizona by 0.6%.

[26] *See* Fox News, *Presidential Election Results*, available at, https://www.foxnews.com/elections/2020/general-results. At present, Republicans have gained at least 8 House seats with 2 races still too close to call.

[27] *See* Verified Voting, *ImageCast X*, available at, https://verifiedvoting.org/election-system/dominion-imagecast-x/; Verified Voting, *ImageCast Precinct*, available at, https://verifiedvoting.org/election-system/dominion-imagecast-precinct/.

[28] *See* Verified Voting, *ImageCast X*, available at, https://verifiedvoting.org/election-system/dominion-imagecast-x/; Verified Voting, *ImageCast Remote*, available at, https://verifiedvoting.org/election-system/dominion-imagecast-remote/; Verified Voting, *ImageCast Precinct*, available at, https://verifiedvoting.org/election-system/dominion-imagecast-precinct/.

[29] *See* Verified Voting, *ImageCast X*, available at, https://verifiedvoting.org/election-system/dominion-imagecast-x/; Verified Voting, *ImageCast Precinct*, available at, https://verifiedvoting.org/election-system/dominion-imagecast-precinct/.



Although the indisputable facts all point to the conclusion that this was a free and fair election, you launched a media circus and fundraising campaign that undermined confidence in American democracy and peddled false, inherently improbable, and defamatory claims about Dominion participating in an international conspiracy to rig the election, deeply damaging Dominion's hard-earned reputation and business in the process. Your conduct is evidence of actual malice. *See St. Amant v. Thompson*, 390 U.S. 727, 732 (1968) (the publication of allegations that are "inherently improbable" is strong evidence of actual malice); *Lohrenz v. Donnelly*, 223 F. Supp. 2d 25, 46 (D.D.C. 2002), *aff'd*, 350 F.3d 1272 (D.C. Cir. 2003) ("evidence that the story was so inherently improbable that only a reckless person would have put it in circulation" is "likely [to] support a finding of actual malice").

Second, as set forth above, you had multiple reasons to know that your sources were not reliable, including their lack of relevant credentials, sloppy work product (*e.g.*, confusing Michigan and Minnesota and relying on unreliable data claiming that eligible Georgia voters were not eligible), and unwillingness to be identified publicly. In addition, you had Joe Oltmann's interview making it clear that he does ***not*** have any recording to substantiate his ludicrous claim that he infiltrated Antifa and heard a Dominion employee saying he rigged the election. Your reliance on these facially unreliable sources—and your ***knowing*** lie that there was a recording substantiating Mr. Oltmann's claim—is evidence that you acted with actual malice. *See St. Amant*, 390 U.S. at 732 ("[R]ecklessness may be found where there are obvious reasons to doubt the veracity of the informant."); *Wells v. Liddy*, 186 F.3d 505, 542-43 (4th Cir. 1999) (actual malice may be shown where publisher had reason to believe a source might not be credible); *Jankovic v. Int'l Crisis Grp.*, 822 F.3d 576, 590 (D.C. Cir. 2016) (relying on a facially unreliable source is evidence of actual malice); *Celle v. Filipino Rep. Enters., Inc.*, 209 F.3d 163, 190 (2d Cir. 2000) (same).

Third, you intentionally disregarded the key sources who have forcefully, publicly, and repeatedly debunked your dubious claims—namely, the state officials, including respected Republicans like Secretary of State Brad Raffensperger and Governor Brian Kemp, who have confirmed the validity of the election results after hand recounts of paper ballots. Your intentional disregard of these sources is evidence of actual malice. *See e.g.*, *Dongguk Univ. v. Yale Univ.*, 734 F.3d 113, 124 (2d Cir. 2013) ("'evidence of an intent to avoid the truth ... [can be] sufficient to satisfy the [actual malice standard]'") (quoting *Harte-Hanks Commc'ns, Inc. v. Connaughton*, 491 U.S. 657, 693 (1989)); *Parsi v. Daioleslam*, 595 F. Supp. 2d 99, 106 (D.D.C. 2009) ("Purposeful avoidance of truth can constitute actual malice").

Fourth, you made these false accusations because they conformed to your preconceived storyline—despite the inherent improbability of your accusations, the unreliability of your sources, and the credibility of the sources debunking your assertions. This too is evidence of actual malice. *Harris v. City of Seattle*, 152 F. App'x 565, 568 (9th Cir. 2005) (quoting 1 Rodney Smolla, Law of Defamation § 3:71 (2d ed.)); *Gertz v. Robert Welch, Inc.*, 680 F.2d 527, 539 (7th Cir. 1982) ("'[E]vidence that a defendant conceived a story line in advance of an investigation and then consciously set out to make the evidence conform to the preconceived story is evidence of actual



malice, and may often prove to be quite powerful evidence.'"). Indeed, you were peddling your false and preconceived storyline before the polls closed on election day.[30]

Fifth, you had a financial incentive in making the defamatory accusations. Your own conduct and statements at the press conference, media tour, and on your websites make it clear that you were publicizing your wild accusations as part of a fundraising scheme and in order to drum up additional business and notoriety for yourself. Your financial incentive and motive to make the defamatory accusations is further evidence of actual malice. *See Brown v. Petrolite Corp.*, 965 F.2d 38, 47 (5th Cir. 1992); *Enigma Software Grp. USA, LLC v. Bleeping Computer LLC*, 194 F. Supp. 3d 263, 288 (S.D.N.Y. 2016).

Sixth, you cannot simply claim ignorance of the facts. As a licensed attorney, you were obligated to investigate the factual basis for your claims before making them in court.[31] There is no factual basis for your defamatory accusations against Dominion and numerous reliable sources and documents in the public domain have repeatedly debunked your accusations. As such, you either conducted the inquiry required of you as a licensed attorney and violated your ethical obligations by knowingly making false assertions rebutted by the information you found, or you violated your ethical obligations by purposefully avoiding undertaking the reasonable inquiry required of you as a member of the bar. Either is additional evidence of actual malice.

Taken together, your deliberate misrepresentation and manufacturing of evidence, the inherent improbability of your accusations, your reliance on facially unreliable sources, your intentional disregard of reliable sources, your preconceived storyline, your financial incentive, and your ethical violations are clear and convincing evidence of actual malice. *See Eramo v. Rolling Stone*, 209 F. Supp. 3d 862, 872 (W.D. Va. 2016) (denying defendant's motion for summary judgment and finding "[a]lthough failure to adequately investigate, a departure from journalistic standards, or ill

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[30] *See* OAN, *Sidney Powell: Dems will use 'lawfare' to alter election*, YouTube (Nov. 3, 2020), available at, https://www.youtube.com/watch?v=Vh5U_6apzvI&feature=emb_logo.

[31] *See, e.g.*, Fed. R. Civ. P. 11(b) ("By presenting to the court a pleading, written motion, or other paper ... an attorney ... certifies that to the best of that person's knowledge, information, and belief, formed after an inquiry reasonable under the circumstances ... the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery"); Texas Disciplinary Rules of Professional Conduct 3.01 ("A lawyer shall not bring or defend a proceeding, or assert or controvert an issue therein, unless the lawyer reasonably believes that there is a basis for doing so that is not frivolous."); *id.*, Comment 2 ("All judicial systems prohibit, at a minimum, the filing of frivolous or knowingly false pleadings, motions or other papers with the court or the assertion in an adjudicatory proceeding of a knowingly false claim or defense."); *id.*, Comment 3 (prohibiting a filing "if it contains knowingly false statements of fact.").



will or intent to injure will not singularly provide evidence of actual malice, the court believes that proof of all three is sufficient to create a genuine issue of material fact").

V. Your false and defamatory accusations must be retracted.

Your false accusations about Dominion are defamatory *per se* and have exposed you, the entities you control, and the Trump Campaign to substantial legal risk for defamation. As a result of your false accusations, Dominion has suffered enormous harm, and its employees have been stalked, have been harassed, and have received death threats. For the safety of Dominion's employees and for the sake of the truth and confidence in American democracy, we demand that you immediately and publicly retract your false accusations and set the record straight. If you refuse to do so and instead choose to stand by your defamatory falsehoods, that will be viewed as additional evidence of actual malice. *See Zerangue v. TSP Newspapers, Inc.*, 814 F.2d 1066, 1071 (5th Cir. 1987) ("[r]efusal to retract an exposed error tends to support a finding of actual malice.").

Until these claims are resolved, please ensure that you, your principals, and all your sources are preserving and retaining all emails, text messages, audiovisual recordings, voice mails, drafts, notes, communications, documents, data, and electronically stored information of any kind that relates in any way to these matters. Without limitation, this requires you to preserve all financial and corporate records of your "legal defense fund" Defending the Republic, all versions of all documents attached to any of your lawsuits relating to the election, including the undoctored and doctored version of the Secretary of State certificate referenced above, all drafts of and comments to all declarations attached to your complaints, and all communications with:

- Any member, volunteer, staff, or employee of the Trump Campaign;
- Your associates, clerks, and paralegals; and Rudy Giuliani, Jenna Ellis, Lin Wood, and each of their associates and paralegals;
- Every individual who submitted a declaration attached to any of your complaints relating to the election;
- Every reporter, editor, blogger, host, or other member of the media with whom you communicated about Dominion or the 2020 election, regardless of whether they published any of your claims; and
- Donors to your "legal defense fund," Defending the Republic.

Your document preservation obligations apply both to you individually, as well as to any entities you control, including but not limited to your law firm and your "legal defense fund," Defending the Republic. Please confirm receipt of this letter and that you intend to adhere to our request to retain documents as set forth above. This is not a complete recitation of our client's rights and remedies, all of which are expressly reserved.

We look forward to your prompt response.

Regards,

Thomas A. Clare, P.C.

Thomas. A. Clare, P.C.

Megan L. Meier

Megan L. Meier

Exhibit 198

screenshot-twitter.com-2021.01.22-23_21_45
https://twitter.com/RudyGiuliani/status/1327372367111335937
22.01.2021



Rudy W. Giuliani ✓
@RudyGiuliani

REVEALED: Sworn Evidence Of Pervasive Voter Fraud #Affidavits

Rudy Giuliani breaks it down here: youtu.be/sd-5Xm5PFmg



5:06 PM · Nov 13, 2020 · Twitter Web App

20K Retweets **1.9K** Quote Tweets **60.9K** Likes

Exhibit 199

screenshot-twitter.com-2021.01.22-23_22_38
https://twitter.com/RudyGiuliani/status/1330907010477535239
22.01.2021

Rudy W. Giuliani
@RudyGiuliani

LEGAL STRATEGY: Multiple Pathways To Victory!

Rudy Giuliani analyzes it here: youtu.be/H0h6sRuC8bQ



11:12 AM · Nov 23, 2020 · Twitter Web App

9.2K Retweets **936** Quote Tweets **34.6K** Likes

Exhibit 200

File 9

Rudy Giuliani, Chat with the Mayor

Nov. 23, 2020

https://wabcradio.com/podcast/rudy-giuliani/

Now, on 77WABC it is time for the former Mayor of New York City America's Mayor Rudy Giuliani.

RUDY GIULIANI: Good afternoon. This is Rudy Giuliani broadcasting to you from Washington D.C. from, as you know, the Swamp. And we are still, of course, in the middle of this very extended, very protracted and very important election dispute because the very integrity of our election system is at stake. And although you, the American public, only get a small, small portion of the facts, you're -- this is an extraordinarily complex and difficult situation because election fraud took place in more than one state, at least seven or eight, in which there was a concerted effort to change the vote and successful effort to change the vote.

And it has yet been presented to you in a way that you can understand it because of the censorship that is imposed by Big Tech, Big Broadcast and the Democrat Party. And we will go into that in more detail, you know, in a short while.

Tunnel 2 Towers, you know, is one of my absolute favorite organizations. It is marking a season of hope. And they need your help. The foundation is honoring American's heros by donating 36 homes in 36 days. That is one home a day from Thanksgiving through New Years.

Tunnel the Towers is gifting homes in more than 2 dozen states across our nation. They are bringing hope to great Americans and basically our catastrophically injured veterans. Also our gold star and first responder families.

The foundation is giving thanks to all of those who sacrificed so much. And to the many people like you all across this county who supported their efforts to honor our nations heros. So you join Tunnel the Towers' mission to do good. Thanksgiving season is a perfect time to do it. Donate $11 a month by going to T2T.org. That is T2T.org. T2T.org. Help bring hope to America's heros and their families and that is a way of saying thank you and offering Thanksgiving for all of the wonderful things we have in this country.

So let me see if I can bring you up to date on what is going on here. It is quite -- quite a fascinating and awful thing to see. As we gather more and more evidence everyday that is state after state engaged in what I would call focused but very broad and pervasive wire fraud -- well, wire fraud is a different subject. I'm sorry. They may have done that, too. Broad and pervasive voter fraud, the censorship gets greater and greater.

So I just reviewed an affidavit with a woman who

worked for the Democrat Party. And she observed every manner of cheating possible in the State of Michigan. Every manner of cheating possible from helping people to vote Democrat when they were not sure who they were going to vote for to not paying attention to addresses when there were no addresses, to registering people who were not voters, sometimes people who are not citizens who all got vote.

Letting people who had filed absentee ballots vote again. And then, of course, she observed part of, although there were others who observed all of, that massive lockout of Republicans from the inspection process for the mail ballots, the mail-in ballots. The reason for that being that the mail-in ballots are the most susceptible to fraud. The easiest to defraud. You don't have to show up and pretend to be a different person at the polling booth and, therefore, get caught. You can do it, you know, in the confines of your basement.

Fill out the ballot, send it in, claim a foreign name, strange name, and if you know that the crooked Democrats aren't going to look or check or look it over, you can feel very, very comfortable that you are going to get away with it. So I want to make sure that you understand that when we talk about evidence of voter

fraud, it is not as the crooked Democrats say and the crooked media "some desperate attempt to hold onto the President" or anything like that. It is very, very damaging information about the way in which this election was conducted.

And if we don't do something about it, if we don't do something about the way in which this election was conducted, I don't know when and if we are going to have another fair election in this country. And I'm not getting into, at this point, all of the issues with the company that was selected to count the votes on election day. That is almost unthinkable and indefensible. And it is even more indefensible that our newspapers and our networks haven't gone crazy over it.

It is an absolutely insane fact that we have a large portion of our votes calculated outside the United States of America and that the ultimate calculator of our votes is a company owned by two Venezuelans, who founded that company for the specific purpose of fixing votes for Hugo Chavez. And have done so and have a record of doing so.

I imagine in the one application that I saw, that when Dominion applies they do not explain that they send the ballots to Frankfurt, Germany to Smartmatic. They don't explain that there are very, very left wing

company employing a Antifa lover nor do they explain they do business with a company regularly and particularly with regard to these ballots that is owned and run by two Venezuelans who supported Chavez, support Maduro and, therefore, are mortal enemies of the United States of America.

Now, I can't tell you at this point because this is only starting, and this is a very -- this part of the investigation is very complex. And we don't want to make irresponsible charges. I can't tell you exactly how it affected the election. I can tell you that Trump won Pennsylvania. I can tell you he won Michigan. I can show you how he won Wisconsin without that. I can show you he won Wisconsin because in Wisconsin you have to keep applications for the absentee ballots, and they didn't keep those applications in direct violation of law.

And you say, "Oh, this is all technical, they didn't keep violations, they didn't let you inspect ballots, big deal. We are going to overturn an election because of all that?" I don't know. I guess if they did it one, two or three times, and it happened a little bit here, a little there, you would say it is, kind of, a draconian penalty.

Suppose it happened in eight or ten major crooked

Democrat cities. And they kept hundreds of thousands of poll watchers out, not just one or two. I'm going over this very carefully, but I don't think we got to see a ballot in Philadelphia or Pittsburgh. 682,770 absentee ballots supposed to be reviewed by both sides, Republicans never got see one. It could have been as fraudulent as you know what.

And it sounds like they were because Biden made a come back in Pennsylvania that appears incredible. He came back from 800,000 vote deficit. Same thing in Michigan. He had a comeback from a big deficit. We have testimony that in the middle of the night 100,000 ballots were brought in. They counted up. They counted almost all for Biden. And that brought him back from the brink of defeat.

And we can go on and on and on in other states. You have to know this information. You have to know it because we have to stop it. If the crooked Democratic Party gets away with this, they are going to get away with it in the future. We let Clinton get away with things and it got worse under Obama. We let Obama get away with things and Biden basically sold himself out to the world.

It has to stop if we want to go back to being a country of laws, a country of fairness, a country

where Republicans are treated the same as Democrats. A country in which we don't have to board up our stores just in case we elect or reelect Donald Trump. They think that Biden was elected. You see any violence? No.

Give you a hint of where the violence comes from with all the nonsense about white radicals and -- I don't see any violence. There is plenty of violence going on with Black Lives Matter. They are dedicated to killing police. Plenty of violence going on with Antifa. They are dedicated to beating the living daylights out of people.

Who is rioting right now because President Trump his supporters believe was treated vary unfairly. In fact they feel he was unjustly tortured for four years of his presidency and they feel that this voter fraud is something which is a carry forward of the Peter Strzok plan, the Comey plan, the Pelosi Strzok plan, the many, many false theories and ridiculous impeachments, the coup that was attempted, the lying Whistleblower. I don't know. If you do all of that stuff, why wouldn't you fix an election?

In fact, Democrats have a grand history of fixing elections. Going back to at east 1960. So there is a lot of proof and my major objection is it is outrageous

it is being cut off from the American people, and it is being done on purpose. It is being done deliberately, and it is being done in a way that is eroding our freedom of speech and is doing great, great damage to free and fair elections in this country.

If we don't get this one right, I'm not sure when we fix it. We will be back with you with Chat with the Mayor on the Tunnel 2 Towers hotline very, very shortly.

(Commercial break.)

We are New York talking about what matters to you. Now, it is former New York City Mayor Rudy Giuliani on New York's Talk Radio 77WABC.

BY RUDY GIULIANI:

Q. Hi, this is Rudy Giuliani back with you, and we are going to be getting ready to go on the phone in just a moment. 1(800) 848-9222. That is 1(800) 848-WABC. You can call in from all over. If you have the WABCradio.com, and you've just hit "live" and you will hear us, you will be able to call in, which is why we get people sometimes from who knows where. Israel?

So now we get Peter from New York.

Hey, Peter.

A. Hello.

Q. How are you?

A. I'm good, Mayor. How are you?

Q. I'm good.

A. I want to say you did a good job as Mayor and cleaning up the City and everything else and with 9/11 but that is where my compliments stop today.

Q. Go ahead.

A. I think you're wrong about what you're saying about the fact there is a huge conspiracy between the Biden Administration and ten different states and all the people that in charge of the elections. And if you have all this evidence as if you say you have as you have been alleging for the past several days, when are you going to take it to court? And do you think it will stand up in court against -- with a judge because you didn't do well in Pennsylvania. You had to admit to the judge under oath it wasn't about fraud and he threw that case out.

Q. Well, I got to tell you the judge was appointed by President Obama. I didn't expect we were going to win that case. It is very difficult litigating election cases in front of a Democrat judges. And the Democrats selected cities in which they have tremendous control. They didn't do the cheating in Indiana. They did the cheating Philadelphia, which has a history of 60 years of cheating. If they didn't cheat in this election, my friend, they wouldn't have -- it would have been

impossible. They couldn't have missed this election. They cheated in every election up until now. The evidence is there in the lawsuit if people would go read the affidavits in the Michigan lawsuit they are there.

The courts are doing everything they can to prevent us from having hearings. The reason the judge dismisses the cases is the judge doesn't want us to call our 40 witnesses who can prove that they were stealing votes in Pennsylvania to the extent of almost 600,000 votes.

The court in Michigan also Democrat judge is doing everything he can to prevent a hearing in which we have a woman, who is a long-term employee of the Democrat Party, who tells us that she was trained to cheat. So what I'm telling you is not me. It comes from witnesses who have affidavits over a thousand of them. About 200 of them are public. About 200 of them could be read by a press that was unreasonably competent.

I held a press conference last week, and I read from them, and I was accused of being too general. Well, I read from the affidavits of people who say that they saw massive cheating going on. So you can disagree with me. You have every right to, but the fact is these facts are being hidden from the American people.

And we are going to have to fight and fight and fight, and they will eventually find a court that allows us to do it or a legislature. We may have, in fact, have found a legislature that will let us do it, but I can point you to Castatino versus the City of Detroit. It is filed in the Detroit local court. You can get it online. It has got nine affidavits. The affidavits come from regular American citizens.

There is a whole seen there that three affiants, meaning they swear to it under oath, say that 100,000 ballots were brought in in the middle of the night and counted surreptitiously by the Democrats all for Biden in order to catch him up because he was losing. I did not make that up. Those are in the affidavits.

If we had a responsible press I wouldn't have to be trying to spoon feed this to you. You would know it, but we do have a censorship going on, and it is difficult to get people to get this information. And I hope we find a way to solve that problem. I know we will as soon as we get a hearing. And all I can ask of you now is go look for yourself a little bit because you're in the hands of a completely corrupt media.

Well, we will be back very, very shortly with the Tunnel 2 Towers hotline where you get to talk to me and you get to challenge me, like that gentleman just did or

whatever information you want and need.

(Commercial break.)

Mayor Rudy Giuliani on 77WABC. This is Rudy Giuliani back again on the Tunnel 2 Towers hotline. We are going to get a chance to talk over whatever the major issues of the day are for you. I know also we might want to talk about mini Thanksgiving, which I'm not -- you know I'm not really sure what the mini Thanksgiving rules are. How many people are you allowed to have at your Thanksgiving feast? It various state by state.

I think in the dictorial Democrat states you are allowed to have Thanksgiving. It is being permitted, but I think there is an hourly limit on how long you can celebrate. I think you celebrate -- you can celebrate for three or four -- you can't go more than four hours because that would be too much time. I'm all confused. I just don't remember.

I think they said if you're socially distanced, you can have 12 people. But to be socially distanced and have 12 people you would have to have a grand ballroom, right? Like, many of you can't afford a grand ballroom. Promo can. De Blasio has a grand ballroom where he lives. I used to live there. Quite a grand ballroom. Bloomberg has a grand ballroom. Seven of the

billionaires in New York can celebrate Thanksgiving, but, like, if you have a normal nice dining room you can't have 12 people. I'm sorry.

I'm going to see -- I'm going to seek an exemption for a children's table. What do you think about that? Have a little children's table. And children don't get COVID really. And they don't die from it. So what we will do in my house, we will take the real old people who can die, and we will lock them in a closet and not let them come out. Kind of like what Quomo did with the people he put in the nursing homes.

And then we will, like, throw chicken to them and turkey. And we will allow them to open their mask inside the closet. And then the few people that allowed to stay out will say "thank you." Problem is they are not going to know what to say thank you for.

Isn't this ridiculous? It is totally ridiculous. This illness is now curable. It is an illness. It is not the end of the world. It is not the second coming of the plague. The is not the second coming of the destruction of the world, the apocalypse.

It is a very serious disease to be treated serious by everyone but not to drive us into paralysis and destroying Thanksgiving and doing away with a

parade. I don't know what they are going to do to Christmas. Nobody will be -- nobody will be able to sit on Santa's lap, right? The beard isn't enough to protect Santa from being a super spreader.

I mean, Santa could be a super spreader. Just think of that. Well, I'm still trying to figure, you know, Thanksgiving out. Maybe -- maybe you could have a virtual Thanksgiving but how do you get the turkey around?

BY RUDY GIULIANI:

Q. Let's go to Kevin in Staten Island.

A. Yes, sir. Mr. Rudy G. You da man.

Q. That is very nice. I like the way you said that. That was, like, cool.

A. Yeah, man.

Q. Are you a disk jockey or something?

A. Huh?

Q. Are you a disk jockey or something?

A. You know what? I should be in voiceovers. I'm going to call you again. I'm going to explain to you why I'm not. There is a little thing with that. I should be doing voiceovers. I will call you again another time. Real quick. I know you got a lot of people so I want to say this real quick.

To your testament you, the Mayor's job, you did

in New York City, I really felt it, as a former homeless person who started homelessness in 1986 into the 1990s, you came out with operation alternative.

Now, we weren't just getting tickets. We were going to jail for sleeping the way they rolled us for trespassing or some of it was, you know, open containers, but, I was part of the homeless crowd. So you made a difference in that, and we used to talk "Man, because of Giuliani, because of him I can't sleep at Penn Station at grand station in central anymore," but I bet I'm the first person whoever had that conversation with you. I thought I'd throw that in.

Q. Yeah. And you appreciate that?

A. Yeah.

Q. You appreciate that I did that?

A. Yes. Yes. Yes.

Q. You are a remarkable man.

A. It made us get ourselves together, you know.

Q. Well, thank you. You're the guy I was aiming for. Do you know that? I was aiming for the guy I can push a little bit to start taking response -- a little more responsibility for their lives. I figured if you get a little push maybe we can bring a lot of people back. You know, just don't make it so easy to live on the street because you can tell people this you

deteriorate living on the street. And the more you're there, the worse, it gets. The faster I can get you off the street, the better it is, I think, right? Hello? Oh, too bad. I wanted to have a long conversation with him.

I mean, when you make policy -- this is what I hate about liberals. When you make policy, for them it is all about numbers and statistics and graphs and this and that. For me it is all about people. I, sort of, envision people. Let me tell you how I envision homelessness. I think of it as my brother. I say to myself what would I do if I got a call from my mother, now gone, but just assume not, if I got a call from my mother and she said, "Your brother" -- I don't have one so that is also a hypothetical. "Your brother is on the street. He has been on the street for about five weeks, and we can't get him off the street."

Now, what would I do? Would I go and give him, like, some money so he could stay on the street? Like people who passed by the homeless and they just give them money or bring them a couple bottles of liquor or another blanket so he can stay on the street? Would you do that? No, you wouldn't. You would go see your brother and you would say, "Hey, pal, what is going on?" What are you doing on the street?"

And he would give you a reason and then if you're fairly intelligent and fairly educated you would realize the reason fits into probably one of three or four categories. He may be drinking too much. He maybe an addict. He may unbeknownst to you have a mental illness that you didn't know he had. Usually paranoid schizophrenia is what lead to homelessness or it is just as possible that things have gone bad in his life. It is temporary.

Needs to get straightened up. Problem with a wife. Problem with a girlfriend. Problem with kids. Problem at work. That fits into about ten to 15 percent of the categories. The others make up all the rest. So now what do you have to do for your brother? You have to get him help. You don't leave him on the street. You don't -- leaving him on the street is just going to get worse.

If he drinks, he can become a much bigger drunk. And if he is a drug addict he is going to become a bigger drug addict. If he is a paranoid schizophrenic, he is going to become much worse almost irreversible and possibly go violent or become the victim of violence himself. And if he just can't find a home, well then he is going to fall into one of the other things.

This is an inhuman thing to do for the person on

the street not to mention the damage it does to society. So here is my rule. When I see a city with homeless people, I see a city with a Mayor who doesn't give a damn. Simple as that. Doesn't give a damn. No conscious. Never looks out of the windows of his or her limousine. Homelessness should not exist at all. And when it does, it should be -- it should be confronted, encountered.

And now we go to Mike from Hoboken.

A. Hey, Rudy, Mr. Mayor, appreciate you taking my call, sir, how are you today?

Q. I'm good. I'm good. I'm good.

A. I -- first of all, they are taking away a lot of your time on here. The ads are getting longer, and I wanted more Rudy. You have only been on for 15 minutes out of the first 45 minutes of the hour.

Q. I'm just like one big ad.

A. Yeah, I know. Exactly. We want more Rudy, but, yeah, my question for you -- I was curious --

Q. I have to say, though, this is a line from the Godfather, which you will notice I use a lot. "After all we are capitalists."

A. Sure. That is a good one.

Q. You remember that line? You remember that line?

A. Of course I do.

Q. When they tell the old man, the Godfather, they tell Veto, "Of course you will" -- "Of course everyone will share in the money. After all, we are not cap" -- "after all we are not communists." That is what he says. "After all we are not communists."

A. That is right. That is right. And sorry if you've covered this already, Mayor, but what was the black stuff that was seeping out of your head there when you were doing that --

Q. Oh, my, God. It was some of my brains. It was some of my brains. I was thinking so hard, God, it was like, you know -- this is a very rough press conference. You got to get everything across. You got to think really hard. I had a brain -- I was able to take a rag and stuff it back in. And you know what happened what my doctor said? Because of that by putting it back in it rejuvenated my brain power, and I'm twice as smart.

It was a very, very fortuitus occasion and you can check with my doctor, Dr. Fadugal. He is a very, very, very famous brain surgeon. Hard to find, and he likes to remain private, but Dr. Fadugal is very well known and every once in a while he gets a case like that. I was very nervous, and he put my brains right back. Man, he put my brains right back in.

So now we are going to go to Joel from Jerusalem.

Oh, I love it when you call me Joel. I love it.

A. Thank you, Mr. Mayor. It is a big honor.

Q. How is my second favorite city?

A. You have been funny and compassionate. I know you're going through a lot. So I'm glad you're keeping your sense of human.

Q. Oh, my gosh. When you lose that -- my father used to say, "When you lose your sense of humor, time to cash in." That is how I got through 9/11, my friend.

A. Amazing, yeah. You were exceptionally patient diplomatic with that, and I hope your son is okay.

Q. My son is fine. My son is so strong. I feel sorry for the disease.

A. I called about the multi billion dollar stock hustle. I knew you were in D.C. so I did e-mail the documents to Mr. Castella today.

Q. Oh, good, I'm glad you did. I'm glad you did. Thank you. Thank you. I mean, the Chinese -- you know we got to put a lot of emphasis on the Chinese now with these Biden people around because he is filled with Chinese sellouts.

A. Right.

My question was, you know, right after the laptop evidence got presented on October 14th, right away you had John Radcliff saying, you know, it is verified

within 24 hours and Adam Shiff saying it is a Russian off and Devon Cooney and Tony Bobulinski came out and corroborated it, I mean, I understand that first caller because until you pry into it for 15 minutes or half hour and get to the truth, people are filled with so much narratives. Why can't --

Q. Honestly, that is why I wasn't mad at them. I don't even understand how as many people as do understand it. I don't understand how they understand it because you can come up with, like, we put in these affidavits in the Michigan case. I thought we had a witness that blew it wide open. This woman who works for the Democrat party. She said back in September they started teaching her how to cheat.

She explained all the cheating in detail. There is no way this lady is lying. And then it is backed up by eight other affidavits. And I said, okay, this is going to breakthrough. They ignore it. They ignore it. Then you go on television and explain it. And the minute you're off, it goes away. They never repeat it. They never say "Breaking news: Affidavit saying Democrat party in Detroit teaches woman how to cheat." If it was Republican they would do that.

So I know, I guess from representing him in the impeachment, I know -- I know the problem. It is a

completely -- it isn't even -- it isn't even adequate to say "unfair process." There has got to be a stronger word and during the break I will try to think of what it is and not make it is a curse word, okay, but now we will take a short break.

(Commercial break.)

We are New York talking about what matters to you. Now, it is former New York City Mayor Rudy Giuliani on New York's Talk Radio 77WABC.

BY RUDY GIULIANI:

Q. This is Rudy Giuliani back on WABC. Let's see. What do we have left here? We have Valerie from Brooklyn.

Valerie lets talk to you for a minute.

A. Hello, hi, Mr. Mayor. It is an honor to speak to you. And I just want to be very thankful that you are the President's representative because you -- I don't know if you remember in 1989 you said Grand Rabbi (inaudible) and he told you that God almighty is on your side, and I really hope that he is on your side and you will see victory after victory and after victory and you will win and Donald Trump will be the president for four more years.

Q. Well, thank you very much. And I remember that occasion with the Grand Rabbi. Someone today I should

tell you who it is. Dr. Zalinco sent me a video of that back in 1989. Gosh, it was so nice that he did that when the Rabbi gave me his blessing. I remember it as if it was yesterday except I don't look the same. That was a little frightening, but the Rabbi was a great man, and we have do ask him all to pray for us.

Robert from Brooklyn.

A. Yes, Mayor, thank you very much. God bless you for trying to defend the wonderful President --

Q. Thank you.

A. -- and the whole election process and, you know, the Russia hoax, which is proven it was a hoax, it was a frame up. At it's worst, it was nothing compared to what is going on now. And, you know, the only resolution that would be acceptable for this to be the country that we once thought it was is if the President becomes President and all the conspirators are held responsible for what they did wrong. And the FBI and DOJ, they clean house over there.

And, you know, the failure is no option. The President has to take the oath of office again. And one question for you is what happened at Sidney Powell, you guys separated from Sidney Powell, what is the story behind that?

Q. Well, I think it is two different lawsuits that

the lawsuit and the investigation Sidney is doing is quite long-term. It -- there is very little prospect that can get resolved with a week or two, which is what we need, but it needs to be investigated so hopefully Sidney will carry on that investigation for some time, and we will find out just how deep the intrusion of Dominion and Smartmatic was into our election.

The simple fact is they should not have been involved in our election. After all they are allied with Chavez and Maduro, but to prove specific situations, we probably don't have the time to do that. And we have any much to do in this period of all time to show the precise number of fraudulent ballots, which we were able to do in Pennsylvania and in Michigan and we have quite an uphill battle because of the Democrat courts and because of all of the -- all of the, you know, critics and people who censor what is going on and people who misunderstand on purpose.

It is hard -- we got to stay on a consistent theory. We can't be going off on other theories. And the consistent theory is that the states, particularly the seven or eight in question using the Democrat cities that exist there where corruption can be done without any notice, fixed the election.

They did it in large part by the mail ballots.

They used the mail ballots as an ability to stuff the ballot box but they also -- they also backdated documents, backdated ballots, had dead people voting, we've got things to just prove it absolutely like in the City of Detroit more people voted than were registered.

Well, you got to be cheating if that is going on, but we don't allow cheating in America. American elections shouldn't be any kind of cheating because we are a free country. And our freedom rests on numerous things but one of the most important is our right to vote freely and fairly.

We are going to vindicate that because this is America. And when you wake up tomorrow morning say, "God bless America."

(End of recording.)

C E R T I F I C A T E

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Dated this 19th day of January, 2021

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SHAWNEE WILBORN, CSR 13361

Exhibit 201

File 10

Uncovering the Truth with Rudy Giuliani & Dr. Maria Ryan

Nov. 29, 2020

https://wabcradio.com/podcast/uncovering-the-truth-with-rudy-giuliani-maria-ryan/

Hoaxes and other fake news stories. This is Uncovering the Truth with Dr. Maria Ryan and Rudy Giuliani. Guarding against misinformation, fake news, and it doesn't seem to be making a difference. Using common sense thinking with New York street smarts. Now, with Dr. Maria Ryan, here is Rudy Giuliani.

DR. MARIA RYAN: Welcome to Uncovering the Truth. It is November 29th. The last week you had a guest replacing me because I was on vacation.

Did you miss me?

RUDY GIULIANI: Of course. You're the best. Borris did a good job but nobody replaces Dr. Maria Ryan. Absolutely.

DR. MARIA RYAN: Okay. Thank you. I did fish for that a little bit.

RUDY GIULIANI: No, you didn't. You deserve it.

DR. MARIA RYAN: I want everybody to know your opinion matters to us. So call us at 1(800) 848-9222. That is 1(800) 848-WABC. So last weeks question was is there evidence of wide spread fraud. Again, the people have spoken. Yes. 89.62 percent of you said, "Yes, indeed." "No" 10.82.

RUDY GIULIANI: That is amazing because the propaganda machine, which is gosh much more powerful than I ever thought it would be. The propaganda machine

just keeps putting out everyday, every new show, even Fox. "There is no significant evidence of fraud."

DR. MARIA RYAN: What about the people speaking out?

RUDY GIULIANI: There so much evidence of the fraud I can't contain it in my room, hundreds. Approaching thousands affidavits. Each of them alleging fraud.

DR. MARIA RYAN: This is what makes me sad is the people are taking a risk because a lot of people have been threatened and they want to do the right thing in life. And it is very important we have voter integrity and they are speaking up and they are swearing to it, affidavits. That is a witness. You've taught me that. You're the best lawyer in the United States. You taught me that a witness's testimony is evidence.

RUDY GIULIANI: We are a little prejudice toward each other. That is good. And you're the best medical expert ever.

DR. MARIA RYAN: This is definitely the Maria and Rudy show today. We did a show on voter fraud August 23rd --

RUDY GIULIANI: I thought that was your idea, and that was a good idea. We did it to warn people about fraud.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: It was your idea to do it. And we warned them about -- well, do you remember -- harvesting and stuff like that?

DR. MARIA RYAN: The different ways, you know, we have always had some voter fraud. I just want to make sure Americans know that. And it could tilt the scale on mayors, governors, but the thought was in a presidential race, you know, the dead people voting, the ballot harvesting couldn't really affect it, but this time we are seeing something very, very different. We are seeing multi-factorial ways to cheat, but we are also seeing a coordinated systemic effort, right?

RUDY GIULIANI: Yeah. And that is the danger. That is the real, real danger.

DR. MARIA RYAN: Yep.

RUDY GIULIANI: You know, a lot of people feel the 1960 election was stolen by Mayor Daily in Chicago holding votes back in Chicago so that he could overcome Nixon's lead in the southern part of the State. But that --

DR. MARIA RYAN: How did they do that?

RUDY GIULIANI: That was a very, very, very close election. And the way they always did it, they always did it a lot with absentee ballots, but it was a limit

to what they could do because there were only a certain number of absentee ballots. What they, I think devised on purpose, was to have this big mail-in ballot thing take place.

So instead of 450,000 absentee ballots in Pennsylvania. There were something like that 2.5 million. Well, with 2.5 million you can do a lot more stealing than 450,000 particularly if you don't let anybody inspect them, and that is what they did. That is -- that was their scheme to defraud.

They produced phony absentee ballots, mail-in ballots, and then when little Ms. Johnson went to vote in Pittsburgh, Pennsylvania, they said, "Oh, Ms. Johnson, you voted already." "Well, I didn't vote already." "But, yes, you did here. See. You put in a mail-in ballot." She said, "I don't even know what mail-in ballots are."

DR. MARIA RYAN: What I found different, you know, when we did the research --

RUDY GIULIANI: 7,000 of them.

DR. MARIA RYAN: -- in August --

RUDY GIULIANI: I'm sorry. 17,000 just in Pittsburgh. So we are not talking about a few votes. 17,000 people had their vote taken away from them. Stolen by the Democrats.

DR. MARIA RYAN: They have rights. And they have rights, but they are being suppressed.

RUDY GIULIANI: Yeah, and then we have -- so I almost don't believe it. We have 872,770 mail-in ballots that were examined only by a Democrat office --

DR. MARIA RYAN: Democrat.

RUDY GIULIANI: And hidden from the Republican. They could all be fraudulent. All of them. That is ridiculous. This is American.

DR. MARIA RYAN: This is the first time I saw that. Yeah, when we did research we learned about ballot harvesting being illegal in several states. We learned about the dead people voting. And a lot of the prosecutions happen to be Democrats. I mean, Republicans can cheat, too, but we just saw an explosion of more prosecutions for fraud with Democrats, but this is the first time I've heard -- well, of course, it is the first time this widespread mail-in ballots in the cover with COVID, but the first time I heard about systematically refusing either to let the Republicans observer either enter the building or they let them enter, "Hey, I let them come in" but they kept them in a corner.

How can you legitimately observe with whether the signatures matched? You couldn't 20 feet away not even

six feet away. You needed to literally be by the side of that person counting ballots.

RUDY GIULIANI: I wish people would understand how significant that is because mail-in voting is considered the most dangerous form of voting from the point of view of fraud. And the reason for that is the purpose never has to appear. So when we vote --

DR. MARIA RYAN: Right.

RUDY GIULIANI: -- we appear.

DR. MARIA RYAN: Yep.

RUDY GIULIANI: And they can look at our signature. They can look at our face. They can ask us questions. A ballot you don't get to ask any questions. The only thing you can look at is the stuff on the envelope and you can compare the signatures. If you don't do that, one person could submit 1,000 votes. And you wouldn't know it if the guy was a Democratic official willing to cheat.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: So that is why inspection becomes so important. Now, just think about this. In seven or eight cities, all of whom are Democrat controlled crooked, dishonest cities, Republicans were uniformly thrown out of the inspection process for the first time ever. And they were put in corals like cattle.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: They weren't allowed to see a single ballot. And in many cases Democratic inspectors weren't allowed to see a single ballot because if they saw the single ballots, the whole plan would explode because the single ballots were all in the same handwriting many times. The single ballots were sometimes being entered into their counting machine four and five times.

DR. MARIA RYAN: Yes. We've had multiple people testify to that.

RUDY GIULIANI: And when they say there's no evidence of it, Maria, there is affidavit. I don't know what you have to do to produce evidence. There is affidavits of people under oath saying I saw a Democrat person stuff that ballot in eight times.

DR. MARIA RYAN: Yep.

RUDY GIULIANI: Taking one ballot making it count for eight. I saw them throwing away Trump ballots. This isn't one person --

DR. MARIA RYAN: In Georgia --

RUDY GIULIANI: It was hundreds of people.

DR. MARIA RYAN: Yes. And --

RUDY GIULIANI: And there is no evidence.

DR. MARIA RYAN: Including both sides. I want to

point out that in Georgia a Democrat observer, whose an honest person, and she did an affidavit saying I saw a lot of things going on including pristine ballots, a stack of them, so they weren't folded in an envelope just being run through all 100 percent for Biden. That is evidence. That is eye witness testimony.

RUDY GIULIANI: So just to sum it up in Pennsylvania there are over 800,000 of those. In Michigan there are over 300,000 including one that was done at 4:30 in the morning with 100,000 ballots when they thought nobody was around. Three witnesses including a Dominion employee that say they were all for Biden. Wisconsin, they are missing something like, oh, my goodness, maybe 100,000 applications for absentee ballots, which are required.

In Arizona they have seven or eight thousand but the margin in Arizona is very, very small plus we are going to find out tomorrow at our hearing that there is significant problems with the Dominion machines in Arizona as there are in Michigan.

DR. MARIA RYAN: I've heard. Yep.

RUDY GIULIANI: And in Georgia very similar.

DR. MARIA RYAN: Sorry.

RUDY GIULIANI: The machines were loaded beforehand. And in Nevada they used a machine to check

the signatures that didn't work, didn't work. So this was a plan. See, this was a plan or scheme that we got to get to the bottom of.

DR. MARIA RYAN: We saw Rudy online, a very smart young man told me that, Eric, but let's talk about the constitution. Where is this going to lead us to? What is next? What needs to happen?

RUDY GIULIANI: Article 1 of the constitution provides for the State legislature overseeing the elections of Senators and of congressmen, federal elections, but it gives congress the right to make changes; however, Article 2, Section 1, Clause 2 gives what is called plenary power to the State legislature to run elections. They are in charge.

The State legislature is in large here. Not the courts. Not the governor. Not the congress. And if they see cheating and fraud, they are allowed to take back their delegated power that has already been decided by the Supreme Court in 1892 reiterated in Bush v. Gore.

And with the kind of cheating they are seeing, the State legislatures in Pennsylvania, Michigan, Wisconsin, Arizona, Nevada and Georgia should immediately take control of these elections through their own audit and determine who won the election and then certify the right person.

That is what the constitutional remedy is for this. They -- when they give away their right --

DR. MARIA RYAN: That is what they need to do.

RUDY GIULIANI: -- and there are Supreme Court decisions right on point that say exactly that. And when we come back, we will remind people of that and then we will see what they have to say.

The Tunnel 2 Tower Foundation is marking it's season of hope. And they need your help. The foundation is honoring American heros by donating 36 homes in 36 days. That is an ambitious goal. That is one home a day from Thanksgiving through New Year's ever. Tunnel 2 Towers is gifting homes in more than two dozen states across our nation. They are bringing hope to great Americans, our catastrophically injured warriors, gold star and fallen first responder families.

These are our real heros. The foundation is giving thanks to all of those who have sacrificed so much to keep us safe and to the many people like you across the country who have supported their efforts to honor our nations heros. Join Tunnel 2 Towers on its mission to do good. Donate $11 a month to T2T.org. That is T2T.org. T2T.org. Help bring hope to Americas heros and their families. Thank you.

(Commercial break.)

This is Uncovering the Truth with Dr. Maria Ryan and Rudy Giuliani regarding misinformation, fake news and it doesn't seem to be making a difference. Now, with Dr. Maria Ryan, here is Rudy Giuliani.

DR. MARIA RYAN: Welcome back --

RUDY GIULIANI: Well, come back.

DR. MARIA RYAN: -- to our --

RUDY GIULIANI: Oh, okay.

DR. MARIA RYAN: This is what happens when we are in two separate places.

RUDY GIULIANI: Okay. Maria, you get started.

DR. MARIA RYAN: All right.

Welcome back --

RUDY GIULIANI: Ladies first.

DR. MARIA RYAN: -- to Uncovering the Truth. Please give us a call at 1(800) 848-9222 or 1(800) 848-WABC.

RUDY GIULIANI: So the Tunnel 2 Towers Foundation is honoring America's heros through its season of hope. Donate at T2T.org. That is T2T.org. And when we go on the phone. It will be the Tunnel 2 Towers hotline. I think the only point I wanted to make clear because I think it is a little surprising to the American people --

DR. MARIA RYAN: I agree.

RUDY GIULIANI: -- the reality is that the constitution gives the regulation of elections, mainly presidential elections, this selection of electors, it gives it to the legislatures in the various states. They can conduct it themselves or they can delegate it to the other people like the governor and the election commissions, but they never give it away completely. You cannot give away a constitutional power completely.

DR. MARIA RYAN: No. It is too --

RUDY GIULIANI: And the Supreme Court has said they can rescind it any time they want.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: But --

DR. MARIA RYAN: And especially if they see irregularities.

RUDY GIULIANI: Absolutely.

DR. MARIA RYAN: If it is a fair election, you let the process go in the electors, you know, in the state. Normally they are going to go with who won popular votes. And in some states it is the law to do that, but if there are irregularities, you don't want that elector to necessarily go with the popular vote. You want that state legislature to take control, to do audits. My question, though, Rudy, is how long can that go on? So say the state's legislatures, obviously they

see the irregularities in more states that you even mentioned, but let's just talk about the states you mentioned. So say in Pennsylvania, I'm a state legislature, and I'm very, very concerned about what the people are saying in the affidavits.

So I and my colleagues want to do an audit. Can that go on another month?

RUDY GIULIANI: Sure. And very, very quickly. It doesn't even have to take months. Right now the legislature has enough evidence to take over and completely reanalyze the election. They have testimony. When we did the hearing on Wednesday we actually added it. We found another 120,000 ballots, but we were going in with 782,770 ballots that had been cast and they were hidden from any Republican observer, and they were mail-in ballots.

And that in and of itself is not only in violation of their law, it is completely unconstitutional. And those ballots alone should be taken out of the democratic count because it is the Democrats who did it. And if you take those ballots out, Trump wins the state by pretty close to the margin he was winning it the night we went to sleep. And while they --

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: -- while we were sleeping, they were cheating. He won by about 700,000. And they have the power to do that. It is not going to be -- it is going to be bloody. There is going to be blood on the floor. Everybody is going to be complaining and yelling.

DR. MARIA RYAN: Yes.

RUDY GIULIANI: But it is actually the constitutional remedy. It is the constitutional remedy, if you believe --

DR. MARIA RYAN: Yep.

RUDY GIULIANI: -- that votes were stolen. Same thing in Michigan. Michigan is maybe stronger case. In Michigan there is evidence of 100,000 votes being brought in in the middle of the night all for Biden. All for Biden. And then there are another 250,000 votes hidden again.

And they are now emerging some serious problems with the Dominion machines, which we will be bringing out in more detail tomorrow, the studies being done, but we had a chance to examine a Dominion machine yesterday and it was quite illuminating as to the cheating you can do with these machines. I'm sure they were brought in just for the purpose of cheating.

DR. MARIA RYAN: Well, Amy Klobuchar and other

Democrats were concerned about Dominion prior to this election. So where are their voices now?

RUDY GIULIANI: Now they won't be. Now they will be on the other side like they were with the wall, right?

DR. MARIA RYAN: Yeah. Exactly.

RUDY GIULIANI: So let's see if we can get a couple of our -- at least one of our callers in and then we will be all callers after we come back.

BY RUDY GIULIANI:

Q. Why don't we go to Judy in Brooklyn.

A. Hey, good morning, guys.

Q. Hey, Judy, how are you?

A. Good. Good. And welcome back, Dr. Ryan, okay, great to have you back.

DR. MARIA RYAN: Thank you.

A. Yeah. So I'm listening to the show, and I'm really upset and let me just say I have a bunch of stuff to say if you allow me to say it. You know, it is interesting, Mayor Giuliani, you have, like, around 1,000 affidavits, which is basically people, brave people that have sworn, you know, with penalty of jail time as evidence that is one, two -- I spoke to a journalist called Dominique Cotter. He substitutes on ABC Thanksgiving time. And basically he accused 73

million Trump voters delusional. Okay. They are delusional. And he didn't allow me to say all the things. So let's put this together. I'm going to say. Let's see. Dead people voted for Biden, right? How could that be? No longer residence voted in places where they weren't residence, illegal. Sharpy pen scandals. We know about that one where they say, "No, don't use your pen. We will give you a sharpy pen." This was in Arizona, I believe.

They knew that would be void. That is illegal. Transparency, hang on, middle of the night all these swing votes all of a sudden they stopped counting at 10:30 at night when President Trump was 67 percent ahead and basically you knew at that point he is the winner and he is the President for another four years. They stopped counting for hours in the middle of the night all of a sudden they bring in these secret ballots, whatever, plus I want to say here we go. The Dominion machines -- oh, and they found ballots hidden and discarded anything for Trump. They found that later, too.

DR. MARIA RYAN: Yep.

A. The Dominion -- Colonel Shaffer -- I heard Colonel Shaffer, he, I think, is the head of cyber hacking.

Q. Yes.

A. He basically said these Dominion machines -- and I got another name -- these Dominion machines were not certified. They weren't certified, which means they are illegal to have been used. It is like taking a car and then putting on the market without having it tested yet to know whether it is going to explode in your face when you're driving. Same concept.

So if they were not certified and they were used in these swing states, they are illegal right off the bat. Plus there is a lawyer you probably know, Dr. -- Mayor Giuliani, Ron Coleman, and he was saying that he has had data experts e-mailing and texting him various experts, data experts saying the numbers do not add up scientifically and statistically it is impossible for Biden to have won.

Plus, think about this and, you know, this, too, how many -- there were so many more votes in a place, let's say, where there weren't that many people. How could that be? Like, the whole thing is completely -- and yet, you know what, Dominick and Cotter and people I can say, well, there is always fraud. In other words, "Get over it. You're delusional. And that is it. Move on." No. We have to fight, okay, and we have to --

DR. MARIA RYAN: We have to fight.

A. I called Mayor Giuliani the David against the wicked Goliath. And you know who won over there, right? Right?

Q. The truth won. You're absolutely right.

DR. MARIA RYAN: Ron Coleman is a great guy. He has been providing us with a lot of data. He is a true patriot. You know, there is people on both sides. Democrats -- not all 100 percent of Democrats like this. They want integrity in the election, too. We as American people should not be covering this up. We should be exposing it, but people are being threatened.

Some lawyers that were helping in Pennsylvania, their lives were threatened. Their children were threatened. Where is the FBI? We can't tolerate this kind of bullying.

RUDY GIULIANI: Some of the legislatives that appeared at the hearing at, believe it or not, Gettysburg were threatened. I mean, that is outrageous, outrageous. We've had -- we have people that are being protected just for testifying. And you know that wouldn't happen the other way around. Look, they have all these building in Washington boarded up for no reason, but if they had thought Trump won, we would have had a riot.

So we are going to take a short break and when we

come back we are going to have plenty of questions. You're all lined up and we want to hear from you.

(Commercial break.)

Hoaxes and other fake news stories. People don't know if the videos that they are watching are real. This is Uncovering the Truth with Dr. Maria Ryan and Rudy Giuliani. These fake news stories affected the election.

Now, with Dr. Maria Ryan, here is Rudy Giuliani.

RUDY GIULIANI: Welcome back. The Tunnel of the Towers Foundation is honoring America's heros through this season of hope. Donate now at T2T.org. That is T2T.org. T2T.org. You can't find a better cause to give your money to than this organization.

So now we can go back to our phone lines, and we can go to the Tunnel the Towers hotline and jury hotline and see what our extraordinarily intelligent audience. They never let us down right, Maria?

DR. MARIA RYAN: Oh, my God, Judy was fantastic. I'm not a lawyer. You're the lawyer representing the President, representing the campaign, but I feel like in my little way, I'm representing the people who are crying out for justice.

RUDY GIULIANI: Well, no. You have a very good feel for how the people react to this. And that have

been very helpful to us. And for dealing with them and getting them to -- some people are embarrassing to explain how they were taken advantage of. They really feel like they were taken advantage of.

DR. MARIA RYAN: They do.

RUDY GIULIANI: There are real victims here. Like the little old lady who can't vote because they stole her vote.

DR. MARIA RYAN: I know.

RUDY GIULIANI: They actually stole her vote for a fictitious vote. The way that happens is that they are making up paper ballots, paper ballots, paper ballots, or they are stuffing it -- or they are stuffing it in the machine. So they take a Biden vote and they count it four. And then they count a Trump one once. Now, you counted four. You got to make up for three ballots. And that is why there is a gap between the number of votes that they sent out, the number of ballots they sent out. And then the much larger number of ballots they counted.

DR. MARIA RYAN: You know, in --

RUDY GIULIANI: A lot of proof here, Maria. A lot of proof. It is so disgusting.

DR. MARIA RYAN: In the future I would hope we have the technology that they could all be barcoded to

your name. So if a -- if somebody tries to run it through an extra time, it beep, beep, beep, already scanned. You know, we need better technology. We are America for crying out loud.

RUDY GIULIANI: You know what we need, Maria? We need better morality.

DR. MARIA RYAN: Yeah, yeah.

RUDY GIULIANI: We got an awful lot of immoral people at the upper end of the democrat Party. They are stealing money like crazy. They don't want to hear it. They don't want to hear about all the money that the Bidens were stealing. They don't want to here how much money the Clintons were stealing. Now, you're stealing that much money, there is nothing to steal in election?

BY RUDY GIULIANI:

Q. So let's go to Joel in Virginia.

DR. MARIA RYAN: Oh, Virginia.

A. Good morning, Dr. Ryan and good morning, Mr. Mayor.

First of all, Dr. Ryan I hope you and the Mayor had a great happy and healthy and a safe Thanksgiving and, yes, indeed we are happy to have you back.

Mr. Mayor, good morning.

Q. Good morning.

A. Here is what I have for you. In considering two

factors. No. 1, in the Supreme Court we know that there is a chief justice that has been boarding specifically with the liberals for a while now. Now, my question is in reference to Justice Kavanaugh, do you feel Justice Kavanaugh will possibly also being doing the same that he might be siding directly with Mr. Roberts as well as with the liberals.

And also how do we check ourselves in reference to the upcoming runoff that is going to be in Georgia because of the fact that all of these things that have been taking place previously cannot they do the same thing considering Stacy Abrams says she has about 700 or 800,000 or possibly more ballots ready to go? I am just wondering what your thoughts on both Justice Kavanaugh and the upcoming runoff in Georgia.

Q. Well, it would seem to me given the fraud they pulled off in Georgia the first time around, those ballots should be subjected to rigorous examination. The ballots they used in order to cheat President Trump got no examination. We twice demanded signatures that we could compare them to. They twice refused it.

So they recounted the same dishonest ballots twice. What a waist of money and time and what fools they must think we are. So this time there should be an absolute requirement that they be examined. Now, you go

to a Georgia local court and you get a Democratic judge. And they say for some specious reason, no, no, no, no. You don't get legal opinions out of these -- out of these judges in these places. They picked Atlanta for a reason. They picked Philadelphia for a reason. They picked Detroit for a reason because they own the place --

DR. MARIA RYAN: Yep.

RUDY GIULIANI: In the worst possible way.

DR. MARIA RYAN: Yep, you know, that is why we have to stand up against it.

RUDY GIULIANI: And that is why they have to stand up against it right now and say this election, this presidential election in Georgia was a sham. All these ballots were never examined. The Democrats don't want to exclude us from inspecting them because the ballots are valid, right? I mean, they really must think we are morons.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: Why would you exclude 700,000 ballot inspections if you -- if the ballots were pristine.

DR. MARIA RYAN: I'm concerned, too, about the runoff, Rudy.

RUDY GIULIANI: So first of all, the State

legislature should take control. Take back it's power as it can do under the constitutional under the United States. No. 2, it should require that every ballot be matched to a signature. You will find if that happens, Trump won Georgia by about 30,000 votes. And that will put the fear of God in them to do it again. Because the next time they should say, "This time we will consider it civil fraud. Next time we will put you in jail for submitting false statements to the federal government," which is a crime.

They had no problem trying to put Trump officials in jail for even when they didn't commit it. So let's stop the two tier system we have in this country. Where everybody is afraid to treat Stacy Abrams the way you would treat a Republican.

If those ballots don't have signatures they are committing fraud. It is a crime. Let's start being fair. Maybe if we get fair in this election, we can straighten out the unfairness in the country.

BY RUDY GIULIANI:

Q. Let's see what Joe has to say in the Bronx. I think we know Joe, and we know he always, always has a pertinent and common if it is the same Joe.

A. It is definitely the same Joe.

Q. All right. Now, we look forward to you, Joe.

DR. MARIA RYAN: I know that voice.

Q. Welcome back.

A. Welcome. I hope you had a wonderful Thanksgiving.

Q. I hope you did, too, Joe.

A. Yeah. Okay. Sure. To give a little from the election and going over to the chaos that ensued after the death of George Floyd in Minneapolis. Now, again, speaking of the lying mass media and the nonstop parade of propaganda that the George Floyd death was a result of police brutality and that he died from blunt force trauma to the neck when, in fact, there is very tangible plausible toxicological proof that he actually had a drug overdose because the man was a methamphetamine addict.

And he had meth in his system at the night that he did.

DR. MARIA RYAN: Wow. Yeah. And Fentanyl as well. I often believed he died of an overdose. Yep.

A. Yes. Indeed. And, you know, with regard to you know the mass media, you know, they are saying, again, it is a racially motivated incident when, in fact, just like George Floyd as many of these black young men when the police encountered them, they were being -- the police were being called to the scene because of

criminal activity on the part of these individuals.

George Floyd, like so many other individuals that were caught in the same situation, had an extensive criminal history. He was a convicted felon. Okay. So again, you know, you're looking at -- you're looking at a very bias contentious view coming from the mass media. We are not getting the full picture.

And, you know, it comes back to the agenda of the mass media of clerical lace theory, cultural marxism, everything white is evil, everything white is racist, everything western is oppressive, and, again, it does -- it pretty much bifurcates population between racial divisions when we should be uniting as a country on the basis of national interest.

Again, the left don't want that. The people in the Democratic Party, they don't want a united country. They want everybody at each other's throats. They want the racial minority restive, hostile toward the white majority. They want open borders immigration to replace American workers. They want to stifle your first amendment freedoms with the -- in collaboration with the Tech Titans in Silcone Valley that you can't go on Twitter. You can't go on Instagram. You can't go on any of these platforms and recite a conservative view point.

They want to take away your guns. They want to take away the second amendment. These people are anti-American.

RUDY GIULIANI: They have gotten -- they have gotten real hold of a lot of our media. They have gotten ahold of our all schools, which is really, really frightening. With the agenda they have in schools now not to teach American history or even worse to teach that America is some kind of monster in the world. And that all our motives, all our police are bad people.

I mean, this election is really about the future of our county. And now the cheating that they are doing -- if we let them get away with this, we are going to have censorship in the future like we have right now.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: And we are going to have crooked elections.

DR. MARIA RYAN: By staying back and people just saying, "Oh, geez, I can't believe it is happening," or "You know what? Let's just move on." That is the wrong thing to do. We've allowed for people to break the law because we don't stand up enough to say that is wrong.

The people who were not led in the buildings to observe, they broke state law. The people who kept them out broke state law. And has anybody been arrested?

No. We have this thing now in this country, "Well, we can pick and choose the laws that we are going to prosecute."

RUDY GIULIANI: Sure. General Flynn forgets that he has a meaningless conversation and they prosecute him for two and a half years. Make him broke. Disgrace him for nothing for answers they already had. And there is a concerted plan to shut out thousands and thousands of Republican inspectors so they can examine the ballots in secret actually only because the ballots are valid. Come on. Why is there a concerted plan or in five places to keep out all the Republicans to create the fear and the anger? Because they are cheating.

DR. MARIA RYAN: They are cheating.

RUDY GIULIANI: You don't want to get caught cheating.

DR. MARIA RYAN: It is a lot of money behind them. There are is Hollywood money. Big Tech money.

RUDY GIULIANI: Soros. Soros. Soros.

DR. MARIA RYAN: George Soros funded half of these riots. People even said on camera, "Hey, I'm just making some money. I don't give a care about what is going on. I'm just making some money by creating destruction and chaos."

RUDY GIULIANI: Soros has got some sort of a

special protection. I mean, did you notice a couple weeks ago when Gingrich mentioned Soros's name on Fox they cut him off.

DR. MARIA RYAN: What is that all about?

RUDY GIULIANI: I don't know what that is about but the guy gets -- like there is plenty of censorship to stops us from saying things, but Soros is like in a very protected -- I mean, I was accused once of being anti systematic because I accused Soros.

DR. MARIA RYAN: Oh, give me a break.

RUDY GIULIANI: I'm -- I'm more pro Jewish than Soros is. I said I'm a better Jew than Soros. Nobody asked me why. They don't want to hear the answer why. I know the answer why.

DR. MARIA RYAN: Exactly.

RUDY GIULIANI: I know the answer why. I know Soros is history. I know what a sick demented history he had. And what horrible things he wants to do to this country. He supports Black Lives Matter. That is kill the police organization. He supports Antifa. That is the destroy America organization. And he supports the Democrat Party and who the heck knows what they are. They are the corrupt America organization. And then he supports weird stuff in Europe.

DR. MARIA RYAN: Yeah. BLM stands for burn,

loot, and murder.

RUDY GIULIANI: Yeah. Burn, loot and murder preferably police officers.

DR. MARIA RYAN: Yeah. In our democracy. But our last two callers talked about an important issue. It is the segregation happening in our nation. Identity politics -- I hate it even that we have to talk about a Republicans or Democrat Supreme Court or a judge.

It should be that they all follow the law, right? They all follow the constitution. But, again, we've allowed people to come in and be activist. Our judge is activist. Some of the DA's are activists. And we've let this election get away from us. We've got to all stand up whether you're a Democrat or Republican. We've got to have voter integrity.

We've got to -- I want to look at what Judy had talked about early with the certification of these voting machines. I know in the hospital world we can't use an electronic health record that isn't certified. We can't. And a lot of that certification is about cyber vulnerability.

RUDY GIULIANI: You're worried about HIPAA and the privacy of those records, and I can tell you --

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: -- just from the first

examination, man, a four-year-old kid can get into a Dominion machine.

DR. MARIA RYAN: That is what I hear.

RUDY GIULIANI: Yep.

DR. MARIA RYAN: That is what I hear.

RUDY GIULIANI: A disgrace, absolute disgrace.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: Well, the Tunnel 2 Towers Foundation is honoring America's heros through it's season of hope. Donate now at T2T.org. That is T2T.org.

(Commercial break.)

This is Uncovering the Truth with Dr. Maria Ryan and Rudy Giuliani. Guarding against misinformation, fake news, and it doesn't seem to be making a difference.

Now with Dr. Maria Ryan, here is Rudy Giuliani.

RUDY GIULIANI: Time now for our closing arguments, which is brought to you by Global Security Solutions for all of your security and investigative needs. When you need results GlobalSecuritySolutions.com

So Maria --

DR. MARIA RYAN: Yes.

RUDY GIULIANI: How are we going to sum this up?

This is a complicated subject, but really not so complicated. Let's see if we can some this up.

DR. MARIA RYAN: All right. The constitutional power to decide on the method for choosing electors remains exclusively with state legislatures. This is very important. The Supreme court has described the constitutional authority of the State legislators to determine the manner of choosing electors as plenary. Right? You said that earlier?

RUDY GIULIANI: Plenary. It belongs to them and them and nobody else. That is what it means.

DR. MARIA RYAN: Yeah. Whatever provisions may be made by the Statute or the State constitution to choose electors by the people, there is no doubt -- no doubt of the right of the legislature to resume power at any time. So if they feel irregularities are too much, they have to -- they have a constitutional obligation to resume power.

Of course it would not be okay to the State legislature to appoint new electors in a fair election just because they didn't like the outcome, but if there are irregularities in concern ance from the people, they have to resume power. In Bush v. Gore it was stated.

And we have to follow that. There are too many statistical anomalies, too many serious questions raised

that we had a fair election. We the people did not. State legislatures take control.

RUDY GIULIANI: Well, I think, you know -- I think there is no choice in these states that are hopelessly mired in evidence upon evidence, evidence upon evidence of irregularities and fraud whether it is the 800,000 ballots in Pennsylvania that were -- that were looked at only by Democrats only for the purpose of hiding the irregularities and the false ballots. Whether it is the 100,000 that were brought in the middle of the night in Michigan, which appeared to be all for Biden.

DR. MARIA RYAN: May I say I heard that in Georgia, too. From the State GOP leader people were told one night around 10:00, 10:30 to go home. "We are done for the night." But the Democrat observers were allowed to stay and bang in the middle of the night. Lots of Biden votes were cast. That happened in Georgia as well.

RUDY GIULIANI: Well, the State legislature in those states specifically Pennsylvania, Michigan, Wisconsin, Nevada, Arizona, and Georgia should take control of their powers. That is -- the constitution doesn't answer to this. Where there is real questions like this, the State takes over and in Wisconsin.

DR. MARIA RYAN: They have to.

RUDY GIULIANI: And the State looks at the evidence and decides is it true? Is it false? If it is false, they discard it. If it is true --

DR. MARIA RYAN: Yep.

RUDY GIULIANI: -- they figure it out. And they decide "Does that turn it to Trump or not?" And if it does, well, that is what the law says.

DR. MARIA RYAN: Yep.

RUDY GIULIANI: And if it is ambiguous, if it is ambiguous, then they can declare no electors, which is also an option.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: But you cannot -- at this point for them to submit these numbers they would be committing really forgery.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: They would right now --

DR. MARIA RYAN: Franchising the people --

RUDY GIULIANI: The one thing that is true is that the numbers for Pennsylvania are wrong.

DR. MARIA RYAN: Uh-huh.

RUDY GIULIANI: When they certify those numbers they say they are true. A State legislature should not be -- could not be defrauding the federal government.

DR. MARIA RYAN: No. Nor the people.

RUDY GIULIANI: There is such problems with this and be so worried about how they are going to be criticized. The one thing we all know is the document that is going to be put in front of them is wrong. The numbers are wrong, and they are wrong in one direction. They are wrong in the direction of too many Biden votes by a lot and too few Trump votes. Because there is not a single iota of evidence that in any place in the country that any Republican cheating even once. Democrats were not excluded from looking at ballots in Republican places. Democrats were let in.

DR. MARIA RYAN: No.

RUDY GIULIANI: They were allowed to look. Now why do we let them look and they shut us out of a couple million? Because we weren't cheating. We had nothing to be afraid of.

DR. MARIA RYAN: Right.

RUDY GIULIANI: It is so simple.

DR. MARIA RYAN: Yeah. And you know what? If this happened to Biden --

RUDY GIULIANI: We are not going to have another fair election.

DR. MARIA RYAN: Right. And if this happened to a Democrat -- I happen to be a conservative and I like

conservative principals -- but if this happened to a Democrat I would be just as passionate for a fair election. Honest to God, my hand on a bible.

RUDY GIULIANI: Yeah. And it wouldn't be just me and you on Sunday talking about it. It would be that silly show. What is it called? Meet the Press, Meet the Propaganda's. Meet the Propaganda's, right?

DR. MARIA RYAN: Meet the Propaganda's. They think people are fools and sheeps.

RUDY GIULIANI: Meet the Propaganda's. You're not going to see it on ABC today. You're not going to see at on CBS. My goodness you're never going to see it on CNN or MSNBC.

DR. MARIA RYAN: Communist News Network, right?

RUDY GIULIANI: We might see a little on Fox. Maria Bartiromo has some of it on.

DR. MARIA RYAN: She is good. She is good.

RUDY GIULIANI: Marias has got a lot of courage, but, I mean, Fox you get half and half now. I mean, it is outrageous the American people are being cut off from the facts just like they were cut off of the facts of the massive amount of crimes committed by the Bidens. I mean, we are putting a guy in the White House, if he gets there, who has spent most of his adult life being a crook. Amazing.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: Amazing. Selling out his office for millions. His family becomes multi-millionaires selling their office. Oh, well.

DR. MARIA RYAN: We need to talk about our questions.

RUDY GIULIANI: There is going to be more to it. Next week I'm going to be traveling and doing hearings in the legislatures that we talked about. Pay attention to them. And then Maria and I will be back next week. Right, Maria?

DR. MARIA RYAN: And our question -- yes. And our question is, "Do you think the State legislatures should appoint new electors if they suspect fraud?" Yes or no? Go to WABCradio.com and you can vote.

RUDY GIULIANI: God bless America. You get to decide. Not the creepy slimy (inaudible).

See you next week.

DR. MARIA RYAN: Keep standing up for justice.

RUDY GIULIANI: God bless America.

(End of recording.)

C E R T I F I C A T E

I, SHAWNEE WILBORN, Certified Shorthand Reporter/ Transcriptionist, do hereby certify that I was authorized to transcribe the foregoing recorded proceeding, and that the transcript is a true and accurate transcription of my shorthand notes, to the best of my ability, taken while listening to the provided recording.

I further certify that I am not of counsel or attorney for either or any of the parties to said proceedings, nor in any way interested in the events of this cause, and that I am not related to any of the parties thereto.

Dated this 19th day of January, 2021

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SHAWNEE WILBORN, CSR 13361

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Exhibit 202

IN RE:

11Rudy Giuliani's Common Sense (Dec. 2, 2020) (Washington, D.C.), available at, https://www.youtube.com/watch?v=81hlgki4hk0&list=PLlMn0a7NgIUZIGjQVofrk1M3Ulqdc7_-4&index=10

FILE#: 11

DATE: December 2, 2020

TRANSCRIBED BY: Lourdes Alvarado, Court Reporter
U.S. Legal Support, Inc.

RUDY GIULIANI: Hello. This is Rudy Giuliani with Rudy's Common Sense. Today we're going to look at what is appearing to be or almost about to become a constitutional crisis. Constitutional crisis is not unknown in our republic. We've had them. They're always very jarring. They're always very difficult. They're always very unnerving, because the Constitution should flow, we believe, very, very easily and without any really problems. There shouldn't be too much dispute about interpretation and, of course, that's a somewhat unrealistic notion. But the one beautiful thing about our republic is that at times of crisis, constitutional crisis, other crises, at times of difficult decision-making, very, very close partisan decision-making, there is a place to go. And it's called the great, the brilliant, the almost sacred, it's not sacred, Constitution of the United States. It will supply the answer. And I believe by the time we finish this major, major dispute over the 2020 election, and the fraud that permeated it, it's the Constitution that will save us. It's the Constitution that will bring us together.

And there are two clauses of the Constitution that come to play here. One in particular. The first cause sets the context. It's article 1, section -- I would

say Article 1, Section 4, I believe, which is called elections. And it's the first clause in Article 1, Section 4. And it relates to senatorial and congressional -- and congressional elections, house elections, but it gives me a sense of the kind of control the state legislature has over federal elections.

Section four, elections, "The times, places and manner of holding elections for senators and representatives shall be prescribed in each state by the legislature thereof. But the Congress may at any time, by law, make or alter such regulations, except as to the places of choosing senators."

So the rules, the laws surrounding the selection of senators and representatives are given to the state legislatures. Not to the Congress, not to the governor in that state, but to the state legislature. And with the proviso that those rules can be altered by the United States Congress.

Now we get to the other major federal election. And, of course, it's the one that's at issue now. And that is the presidential election, which, as you know, is an election, not a direct election, but an election for electors, who then vote for the president. And in Article 2, Section 1, Clause 3, it read as follows:

"Each state shall appoint in such manner as the legislature thereof may direct a number of electors equal to the whole number of senators and representatives to which the state may be entitled in the Congress. But no senator or representative, or person holding an office of trust or profit under the United States, shall be appointed an elector." So, the second part is not really relevant. It's the first part. The first part says, "Each state shall appoint in such manner as the legislature thereof may direct."

So, this has been described by the Supreme Court in McPherson vs. Blacker, 146 United States Code 1, Page 35. Just so you'll want to get this exact. This has been described as a plenary power. Notice this has no exception for Congress varying the rules. It has no mention of the governor, no mention of any other agency of state government, any other agency of federal government. This has been given to the state legislature, plenary power to select the electors, and the manner in which the electors are chosen and, ultimately, the electoral votes are given to the candidate.

Many, many states, if not all at this point, including the states that are at issue here, those will be the states of Pennsylvania, Michigan, Wisconsin,

Arizona, Georgia, Nevada. These states have all passed laws that delegate that power to various bodies to an arching commission, to the secretary of state. Sometimes to the governor. It's the governor who selects the electors.

Over the years those powers have been delegated. But they haven't been permanently given away as some incorrect and ill-informed so-called scholars have written without bothering to do legal research. If they did, they would go back to an (unintelligible) of the Supreme Court, 1892, McPherson vs. Blacker, which says in pertinent part, "Whatever provisions may be made by statute or by state constitution to choose electors by the people, there is no doubt of the right of the legislature to resume the power at any time." That's 146 U.S. at 35, the McPherson case. And it cites Bush v. Gore. Further quote, "The state, of course, after granting the franchise in the special context of Article 2, can take back the power to a point electors." There is no doubt. There is no question about it.

There have been -- there have been very, very pompous commentators, legal scholars who had appeared on television and said, "Oh, once having granted it, they can't take it back retrospectively, just

prospectively." In other words, they can't take it back for the past, but they can for the future. So, it couldn't affect this election. No. No. No. Supreme Court, rather than the pompous professors and talking heads say they can take back the power at any time. Any time means any time.

And it is particularly, particularly relevant, and as Professor Easeman (phonetic) argues in his article entitled "The Constitutional Authority of State Legislators to Choose Electors," as Professor Easeman argues, "It is particularly relevant when the case is a case where the existing procedures were not followed and when significant statistical anomalies raise serious questions about whether the election was fair."

So, let's key in on that language. "Where significant statistical anomalies raise serious questions about whether the election was fair." And in those cases, those would be cases in which it was justified for the state legislature to take back its grant of power. Look at it this way, they granted that power to the governor, to the elections commission, to the county commissioners, to the Secretary of State. They granted it in good faith to be exercised fairly. If it's not exercised fairly, and it is certified on the basis of a false count, a vote or based on

exceedingly unfair or fraudulent practices, the state under the constitutional authority of the legislature is issuing a false and fraudulent statement to the federal government. Now, don't we penalize those? Haven't we put single individual, not so important as legislators, Americans, in jail for false statements on matters significantly less important than this? Of course we have. So, these words are very important. And these powers are very important. And we don't too often have fraud at this level.

This is a major fraud that permeated this election. I won't say that it permeated every state. As we gather the evidence, it's becoming abundantly clear that this fraud was perpetrated in certain places where democrats controlled cities in an insidious way, in some cases for half of a century or more, where those cities have so many corruption convictions of mayors and alderman and selectmen and so many convictions for election fraud, that that alone would fill a book.

I've accomplished a lot in 2020 exposing the truth, establishing the relationship with you, working tirelessly for America. And I came to know the work and value of the people at American Hartford Gold. You see, you buy gold not only for what you know, but you

buy gold for what you don't know. American Hartford Gold is the company that you can trust when it comes to buying gold. They sell physical gold and silver delivered right to your door or inside of your IRA. In the precious metals industry, they are the highest rated firm in our country with an A-plus from the Better Business Bureau and thousands of satisfied clients.

Give them a call and tell them Rudy sent you. And be sure to ask them what I bought. And if you call them right now, they will give you up to $1,500 of free silver on your first order. Folks, these are uncertain times. The one thing you can count on to protect what you have worked so hard for is physical gold and silver. So, don't wait. Call them now. Call 833-GOLD-777. That's 833-GOLD-777. Or text Rudy to 65532. Again, that's 833-GOLD-777 or text Rudy to 65532.

So, they picked places where they could get away with it. They picked places where they could get away it and they could take advantage of a vastly new system that they had been waiting for, for 20 years in order to cheat. It's been 20 years now that we've been debating whether we should have broad mail-in ballots. There have been serious objections bipartisan to broad

mail-in ballots from, none other than, Jimmy Carter and Secretary Baker, I think back in 2005 or so. Where they warned that this is the form of voting that is the most insecure, the most open to fraud and should only be used sparingly. Instead of taking that advice, the democrats, using the excuse of COVID, all of a sudden, oh, my goodness, it was like opening the candy store to the kids or maybe opening Tiffany's to the thieves. And now they got it broadly in many states. I mean, if you only have 500,000 absentee ballots, you can do a certain amount of cheating. But when you had 2.5 million, you can take back an election even where you're losing by 400,000 and 500,000 and 600,000. And that's exactly what they did. And they planned it very very carefully to do it in the places where they felt they had corrupted the administration of those cities so much that either it wouldn't be covered, or if it was discovered, every obstacle would be put in the way of those of us who might raise objections to it. So, if you look at Philadelphia, Wisconsin, Michigan, all these places.

Here's the certainly fraud, mail-in ballots can be only as good as the validity of the signature on the outer envelope of the ballot. It's the only way you can determine whether it's a valid ballot. Walk-in

ballot, you have the human being, you got the card, you got the signature. You've got the actual presence of the person, then you can tie that vote to something in the book. So, there is a lot of different indicia of reliability. They're not always perfect, and there is fraud that way. Voting for dead people, double voting, that happens. There is a margin, however, that you can't exceed. When you get broad mail-in voting, the only thing, the only thing that secures you that this is a valid ballot is when you look at the outside envelope that sent in the ballot and you see the name, the signature, the address and the various identifying numbers for that voter. Those have to be checked. Once they're accepted, you can separate the ballot from the envelope, get rid of the ballot, get rid of the envelope, get rid of the ballot and now they're separated forever. You can never go back and really check them. That's why they have to be subjected to independent scrutiny at the time that that is done.

In the case of absentee ballots, that had been the case from time in memorial. I remember 20 years ago being involved in looking at absentee ballots. Republican on one side, democrat on the other side. You look at it. "I like it." "I don't like it." "I see that objection." You put it aside. "Yes, this one

is okay." It goes in. "This one is okay." "No, this one has an objection." "Signature looks bad, put it over here." "That's the wrong address. Put it over here." "This looks like a three votes from the same person." "Let's take a look at that handwriting." That's what you do. And that's how you prevent cheating. When that's wide open, anything can happen. And this was wide open.

Because not in one, not in two, not in three, not in four, not in five, but in six or more states, at exactly the same time, the democrats executed precisely the same plan. They decided, for the first time ever, "We are going to exclude on mass all republican inspectors in the cities in which we have corrupt control and, therefore, can push them around like they're cows." I say, "cows," because they put them in corrals, put them in corrals. Yup, put them in corrals. They put them in corrals so far away that they couldn't possibly see anything on the ballot. Despite objection, despite anger, despite a little bit of, I wouldn't call it fist to cuff, but physical encounters and pushing and shoving.

Republicans never got close enough to see a single ballot in Philadelphia. Every single mail-in ballot in Philadelphia was put in secretly. Only viewed by one

democrat employee of the very honest democrat administration in Philadelphia. The administration that has more election fraud convictions than any in the country. And you want me to believe they weren't cheating? Do I look like a fool? Do you look like a fool? How many ballots between Philadelphia and Pittsburgh? And then if we want to add in a Delaware County, 882,770. That's what I said, 880,770. And these phony courts want to tell us this wasn't a fraud.

Just exactly why would you go through the trouble of getting corrals and of pushing all the republicans out, and not letting them see a ballot, if this was a good, honest, pristine ballot. Why? Why would you create this problem? Why would you put this cloud over the election? Just because you're stupid? Or why you were doing it, so you can stuff the ballot box?

And, by the way, the proof is in the accomplishment. And let's look at Pennsylvania. When they called off the counting, President Trump was leading by 750,000 to 800,000. The crooks were in a panic. How do you make that up? The only way you make it up is, boom, stop it. Get the republicans out and start pumping in ballots. Start pumping them in, either phony ballots or pumping them in four, five and six times for Biden and one time for Trump.

Now, I'm not telling you that we have what are called affidavits proving it. When you hear we have no evidence, you say, "Liar." We have hundreds and hundreds and hundreds of affidavits and witnesses ready to go to court and swear that they watched this cheating that the media said didn't take place. And we have been stopped by two courts so far because they're practicing see no evil, hear no evil. Keep your eyes closed. We don't want to know the facts. Instead they say, there are no specific allegations. I don't know how specific it can be, we have the name of the person. We've got the exact spot. And we say we saw him furiously putting in one ballot five or 10 times. Ballot is supposed to be put in once. I can't get more specific than that, until we actually get to prove it. And we need a hearing for that, which they have not given us because they don't want you to learn the evidence.

Well, the legislature of Pennsylvania or some of the members took their responsibility under Article 2, Section 1, Clause 3 seriously. They took their responsibility as having the plenary power to judge these elections and to make sure that these election returns don't go into Washington as fraudulent election returns. So, that they're in a position of submitting

a false statement to Washington DC. And at that hearing we produced witness, something democrats don't have. Witnesses, who swore in affidavits under oath. That's another thing democrats don't do. They never swear under oath. I don't know why they don't. They don't get prosecuted. It's such an unfair system.

But, in any event, the legislature of Pennsylvania is perfectly justified. And, in fact, a right constitutional outcome would be for them to take this, have the courage to take it, not be afraid of what the mass media is going to do to them, and stick by the Constitution. Hold the Constitution up as their guard against calumnies and the defamation and the viciousness of the American press, and democrat party. And by doing that, they'll save our Constitution. By not doing it, it's being trashed.

The same thing can be said about Michigan, where 100,000 votes were brought in the middle of the night, and counted all for Biden in order to catch him up from a 300,000 vote deficit.

And in Wisconsin there are thousands and thousands of absentee ballots without applications. Why do you think they don't have applications? Just because they don't want to make out applications? They don't have applications because there is something wrong with the

ballots. These things aren't done across eight or nine states for no purpose, all the same thing.

We go to Arizona, same thing in Maricopa County. Same thing in Pima County, republicans shut out of the process of viewing absentee and mail-in ballots. Same thing all the way across the country thousands of miles apart. Democrats doing the same thing, which has never been done before. "Don't let republicans see the mail-in ballots." Probably millions.

Why? Why? Because the mail-in ballots was the primary method for cheating and catching Biden up. How could it be that Biden was behind by so much in all those states on Tuesday night and he caught up in every single one of them? Every single one? Look at the margins in the absentee ballots and you'll see that his vote was counted three and four times. Compare the ballots and you'll see.

And why is it they won't show us the ballots? Why is it they won't show us the signatures? Why is it they won't show us the envelopes? Because they're hiding the evidence. And, so far, the courts are helping them in covering that up.

My friends, if you want to help preserve America right now, while you still can, join AMAC, the Association of Mature American Citizens. The fastest

growing conservative group in America, especially for those age 50 and up. Joining AMAC gives you access to money-saving benefits, cutting edge news and a great bimonthly magazine. More importantly, AMAC fights for you. A socialist storm is brewing. Our constitutional republic has rarely faced the perils we do today. Edmund Burke said it best, "All it takes for evil to prevail, is for good people to do nothing." If you care about our future like I do, then join AMAC today. Over two million conservatives like you and me have already joined AMAC. Stand with us by joining right now. Just go to AMAC.US forward slash Rudy. That's AMAC.US forward slash Rudy.

The benefits of AMAC membership are great, but the cause is even greater. Join today at AMAC.US forward slash Rudy.

In the State of Nevada, the State of Nevada, very similar, no observations, no observations at all for the ballots. They just went in. Republicans never got a chance to observe. More than the margin of victory at mistake. But also another mistake, instead of under state law examining the ballots physically, they put them in a machine. The machine was set so low it approved any ballot. The machine without any doubt renders those votes completely, absolutely invalid.

They weren't even examined by a democrat official, and they were examined by an incompetent machine, which is not allowed under Nevada law. That one has to be taken by the legislature. And that vote has to be changed.

And then we get to Georgia. And Georgia, again, broadly and widely has mail-in ballot submitted where there is no neutral inspection of any kind. None. Very small margin. A lot of ballots not counted. A lot of illegal ballots. And here's one where the legislature has to have the courage to stand up to what will be a torrent of criticism to do the right thing. When did that become something that didn't drive us in American politics?

You know how many legislators I've dealt with in the last two weeks, explaining this to them. I said, "This is terrible. This is terrible for our country. Yes, I can see this. Yes, I can see this evidence." But, gosh, I'd be harassed. I'd be seen as some kind of right-wing nut. I'd be -- yes, the right thing to do, but I don't know. We got a group together at each state. Idealistic, strong, tough, honest, who were willing to support this. And in each state we have the reluctance.

When our liberty is at stake, when our rights are being taken up from us, this is when this has to end.

That's how we became a free country. This ended. There are times to be afraid, and there are times to overcome your fear. Look, these democrats are not the democrats of old, and they're not most democrats. They're a bunch of sick people. Sickness goes back to Clinton and it continues to today. They're crooks on a scale that we've never seen before. They made millions and millions selling our country out to foreign countries, whether it was the Clintons, with the Clinton Foundation, or the Biden crime family in Ukraine and in Russia and in China. They made, not little gifts, millions and millions of dollars. And made agreements that were detrimental to the United States. They sold you out.

You don't think people like this are capable of stealing an election. You know, it looks like they stole it. It smells like they stole it. It sounds like they stole it. And we can prove they stole it. They just have the entire media on their side. Big tech and the big corps, who are licking their chops for all the money they're going to make in China. While you, the American, people once again get screwed. And for this kind of power and this kind of greed, they'll go to any length possible. This was a scam they thought we couldn't catch. Well, they made mistakes

with it, they over did it. Unfortunately, for them, Trump got too far ahead in a couple of these states and they had to get sloppy in catching up. Particularly, in Pennsylvania and in Michigan. And he's too close in other states, so that the margin is overcome very, very easily based on the fraudulent ballots.

Let's see if we can have the courage to do this, because our freedom is at stake. During the pandemic these democrat governors took away our right to practice our religion. They have taken away a lot of our freedom of speech with the censorship they imposed on the Biden hard drive that proved a multitude of crimes on the part of the Biden crime family. You never got to really see that because they covered it up. And now they are imposing a moratorium on the many, many -- many, many pieces of evidence of all kinds that show the fraud they engaged in across the country.

And now that the evidence about the Dominion machines that are well-known for being faulty machines used to steel elections, now that's even being covered up.

So, I know it takes a little extra courage for some of the legislators, who aren't the bravest, and aren't the strongest, to stand up to this. And maybe

some careers will get ruined, I don't know. I remember a book that I read when I was very young by Robert F. Kennedy called "Profiles In Courage." And he lists there some very, very famous Americans, who, in fact, ruined their careers by doing the right thing. And he makes them heroes. Some of them ruined their careers and came back. Like when John Adams took up a very unpopular cause against the British soldiers. That used to be a value in our country, having courage. It's the most important virtue. The most important virtue to protect a Democracy. It's needed at time of war. And it's needed at times when people are trying to steel a democracy from us right under our nose. That's what the perverted leadership of the democratic Party is doing right now. And big tech. And big corporations. And big media. And George Soros, who is the primary funder of the democrat party: Joe Biden, Hilary Clinton, Black Lives Matter, ANTIFA. And is involved in one of these companies through a co-investigator of his, who is chairman of the board of Smartmatic, which is a company started in Venezuela and built for the purpose of stealing elections.

Check it out. It's all true. It's frightening. An American can do something to change it. We can stand up. Use our Constitution the way it was meant to

be used, and not be intimidated by those, who for selfish motives, are going to destroy the greatest democracy in the history of the world. Do not let them do it.

We'll be back in a couple of days. And we'll have even more proof about this. Probably going into the machines or some other area of fraud that was also involved. Thank you very much.

(Thereupon, the recording concluded.)

REPORTER'S CERTIFICATE

I, LOURDES ALVARADO, Professional Reporter, certify that I was authorized to and did stenographically transcribe said recording; and that the foregoing pages are a true and complete record; and that this computer-assisted transcript was prepared under my supervision.

Dated this 18th day of January, 2021.

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LOURDES ALVARADO, Professional Reporter

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Exhibit 203

screenshot-twitter.com-2021.01.22-23_23_26
https://twitter.com/RudyGiuliani/status/1334286767080558592
22.01.2021



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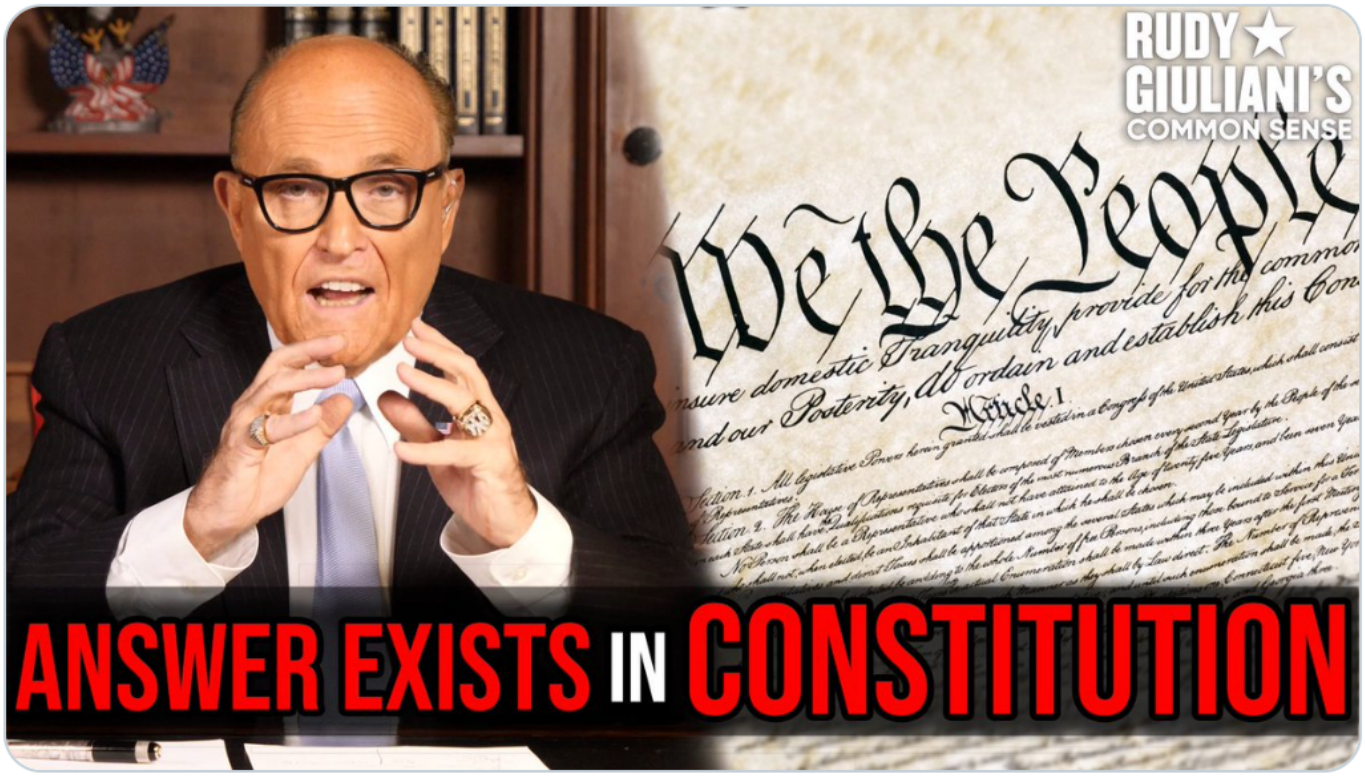

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Exhibit 204

FILE NAME:

9.

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TRANSCRIPT OF VIDEO-RECORDED INTERVIEW

RUDY GIULIANI

STEPHANIE HAMILL

Transcribed By:
TERRI NESTORE
CSR No. 5614, RPR, CRR

STEPHANIE HAMILL: Approximately 6,000 ballots, for a total of about 24,000 potential votes. Meantime, members of the house Freedom Caucus are putting pressure on the Department of Justice to investigate the growing claims of voting irregularities in the 2020 election.

Joining me now from Washington, D.C., former mayor of New York City and attorney for President Trump, Rudy Giuliani. Mayor, it's great to see you.

I have to ask you, I keep hearing this narrative over and over again that there was no voter fraud in this election, yet we're being slapped in the face with evidence of voter fraud. I mean, these aren't just random people that are just saying things, these people signed affidavits, and they have a lot to lose if they're lying.

RUDY GIULIANI: I'd say right now, Stephanie, there are 700 affidavits from five states that involve eyewitness testimony to acts of fraud played out by the Biden people and the democrats, and 300 more that raise very, very substantial doubts; five very, very well regarded studies that prove that the machines were misused and that the vote was miscounted; and now an eyewitness -- remarkable tape that you don't get in most cases. I mean, this is like a bank robbery case, where all of a sudden, at 3:00 o'clock in the morning, when they get rid of the republicans and everybody else, the ballots get taken out

from under a table that was there all day, hidden there all day, and then they furiously start counting it and they come up with at least -- I did a calculation of it -- they come up with at least 60,000 new votes, which is more than the margin of victory.

STEPHANIE HAMILL: So Mayor, you're saying that they didn't just have some vacation clothes in those suitcases and they weren't going to just take off on a jet on a trip somewhere?

RUDY GIULIANI: Not unless they wear paper.

STEPHANIE HAMILL: Yeah, exactly.

So Mayor, we were told that this was like the most secure election in U.S. history, by officials.

What do you say to that?

RUDY GIULIANI: Either they are the most incompetent officials we've ever had or they're in bed with Dominion and the phony companies who were involved, and getting paid millions to help Biden win.

STEPHANIE HAMILL: Yeah. I guess my question --

RUDY GIULIANI: This was by far, without any doubt, the election that was -- had the most fraud involved in it than any that I can recall in American history. And now with the tape, I mean I've never seen anything like that before. There you have it. I mean they're counting the votes all day.

First of all, if you look at the room, the observers are a football field away from what they're supposed to be observing. So all day they weren't able to observe any of the ballots. So there could have been 200,000 phony ballots put in during the day.

Then they got everybody out, they told them it was closed down, you can see it closed down and all of a sudden the lady who originally brought the ballots in at 8:30 in the morning and put them under this table with the black cloth under it, which looks like a hearse, by the way -- she and this other guy start pulling out reams and reams of ballots and furiously handing it to the counters, and pointing at them, like get that counted quickly, get that counted quickly.

So we figure there are 3,000 per hour, there were five machines doing it and that would give you a bare minimum 30,000 illegal votes, which is way over the 10,000 that Biden won by.

There's also 196,000 votes, mail-in votes, for which there's no evidence they were ever received. In other words, when a mail-in vote comes in, you note the serial number. Well, these votes did not come in that way, they came in over the transom, I guess, or they were handed to somebody on the highway or maybe those are the ones that were under the table, being hidden all day.

You know, Stephanie, that they're not going to count legitimate votes by what you see on that video.

That's -- you're counting totally blatantly false votes, if you're going through the trouble of doing it at 1:30 in the morning and throwing everybody out.

STEPHANIE HAMILL: Mayor, explain how you guys got the video, because it just came out the other day and I know people had been requesting it. So why was it so difficult for you guys to get your hands on these videos?

RUDY GIULIANI: Because they're being covered up. Everything's being covered up. They want to know why we haven't made progress. We've made unbelievable progress, given the fact that we have no subpoena power, we have everybody covering this up, the networks cover it up, a lot of law enforcement covers it up.

We can't find a law enforcement agency that will really do its job. I mean, this should have involved a raid this morning on the Fulton County office.

Gosh almighty, that's what they did to Manafort. That's what they did to Roger Cohen. That's what they did to Roger Cohen, months after the crime was committed.

And then at 4:00 o'clock this morning they should have been in the Fulton County office, taking every darn machine they had.

STEPHANIE HAMILL: Roger Stone, and the raid that

happened at his house, I believe it was in Florida. I looked at the tapes of that, and it was like worse than the raid they did on El Chapo many years ago. It's really incredible how they treat people in the Trump orbit. And you're right, Mayor, the question is where is the DOJ?

RUDY GIULIANI: Look what happens when they have a bank heist. This looks like a bank heist. If you don't move immediately on this, I don't know why you're the FBI.

I mean, this -- there's no doubt about this.

There's no doubt they're counting phony ballots.

You don't do it at 2:30 in the morning and throw everybody out. You would have to be foolish to think there's any other purpose to it.

STEPHANIE HAMILL: Yeah.

RUDY GIULIANI: So now go get those -- they waited too long already but you never know, they may have left something behind. Everything should have been confiscated. Everything should have been seized.

Of course it should have been done two weeks ago.

But we don't have an FBI.

STEPHANIE HAMILL: So the FBI is not doing anything looking into voter fraud right now, is what you're saying?

RUDY GIULIANI: I just don't know. I did this work for 17 years. I can't imagine not jumping on that

within two minutes of seeing it.

STEPHANIE HAMILL: It must be really frustrating --

RUDY GIULIANI: It is.

STEPHANIE HAMILL: -- to have all of this evidence and witnesses that are willing to come forward or have come forward, and nothing's really being done -- and you've been around from state to state. I watched the Michigan hearing, I watched the Arizona hearing, I watched the Georgia hearing. Many, many hours.

What do you think are the biggest takeaways, and then what are the next steps?

Will you continue to do election hearings?

It feels like we're running out of time.

RUDY GIULIANI: The next step is to pray to God to give some of our republican members courage; to have courage to respond to the chicanery and stealing by the democrat party. The democrat party takes advantage of us because they feel we're suckers.

And I sat there in Michigan and I watched these republican legislators so pained, finding it so difficult to do what they have to do.

You know, sometimes in this government, you're the one that's called upon to make the difficult decision. The Constitution of the United States puts the finger on

the State legislature, under Article II, Section 1, Clause 2 of the Constitution.

There's evidence now that every one of these State legislatures should have a special session, call these witnesses, put 'em under oath. Each one of them could make a finding that Biden lost that vote by well over hundreds of thousands of votes.

I mean, Georgia is just a -- it's a one-day hearing. Those votes alone disqualify Biden. Right there, that's it, gone, he didn't win Georgia.

STEPHANIE HAMILL: How concerned are you about the Georgia Senate runoff? So there was a "Stop the Steal" rally the other day and attorney Lin Wood, who is one of President Trump's attorneys, he's been a Trump supporter, if you will, he was under fire for suggesting people shouldn't even -- republicans shouldn't even go out to vote. I think that's a bad move, but I can see where he's coming from, is that there's frustration that there was voter fraud in Georgia, nothing's being done, a lot of the republicans have abandoned President Trump in this, and a lot of people are wondering if their vote is going to count. What's your reaction to what he said at the "Stop the Steal" rally?

RUDY GIULIANI: I don't think Lin should have said that. I think people should vote for the two

republicans in that race, to save us from the devastation of what the democrats want to do to us, which is to make us a socialist country and to increase our taxes to 70 or 80 percent, to give money away to Iran, to endanger our security in north Korea and to put a total incompetent in the Whitehouse, a man who probably is going to be out within two years, based on dementia. Of course they should vote for these two republicans.

On the other hand, I can understand the frustration of the republicans. They feel they're being double-crossed by the professional republicans. They feel, and they know now, they voted for Donald Trump and the professional republicans don't have the guts to stand up and say that. And Professor Eastman told them last night bluntly, you've got the power to do it, you've got the evidence to do it, the ball is in your court and now the question is, do you have the will to do it?

STEPHANIE HAMILL: Yeah.

RUDY GIULIANI: I am praying that they do.

I'm praying that they have the will to do it.

I mean, courage is a rare commodity but it's probably the thing that God rewards the most.

STEPHANIE HAMILL: Yeah, and you know a lot about courage because you took down the mob, and now we have you here exposing the voter fraud happening.

(End of recording.)

C E R T I F I C A T E

I, TERRI NESTORE, Certified Shorthand Reporter/ Transcriptionist, do hereby certify that I was authorized to transcribe the foregoing recorded proceeding, and that the transcript is a true and accurate transcription of my shorthand notes, to the best of my ability, taken while listening to the provided recording.

I further certify that I am not of counsel or attorney for either or any of the parties to said proceedings, nor in any way interested in the events of this cause, and that I am not related to any of the parties thereto.

Dated this 12th day of January, 2021.

_____
TERRI NESTORE, CSR 5614, RPR, CRR

Exhibit 205

IN RE:

12 Rudy Giuliani, Uncovering the Truth

With Rudy Giuliani and Dr. Maria Ryan,

77WABC (Dec. 6, 2020) (Washington, D.C.), available at,

https://wabcradio.com/podcast/

Uncovering-the-truth-with-rudy-giuliani-maria-ryan/

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U.S. Legal Support, Inc.

MALE VOICE: Hoaxes and other fake news stories. This is Uncovering the Truth with Dr. Maria Ryan and Rudy Giuliani.

FEMALE VOICE: Guarding against misinformation.

MALE VOICE: Fake news.

FEMALE VOICE: And it doesn't seem to be making a difference.

MALE VOICE: Using common sense thinking with New York's street smarts. Now with Dr. Maria Ryan, here's Rudy Giuliani.

DR. MARIA RYAN: Good morning, everyone. How are you doing?

Good morning, Mr. Giuliani.

RUDY GIULIANI: Good morning, Dr. Ryan. Good to see you. We're together in DC on a cool, but nice day, in Washington DC. Although the atmosphere -- weather wise it's beautiful. The mood here, um, a great deal of consternation, a great deal of worry, a great deal of fear about what's going to happen. And maybe we can shed some light on it for people.

DR. MARIA RYAN: Yeah, it's really interesting. People who don't get involved in politics and really haven't been following any of the news. Of course if they're watching certain channels they don't know what's going on. But all of a sudden, there is a --

people are realizing, wow, there is a lot of -- everybody is calling it irregularities. Hey, let's call a spade a spade, fraud. People are recognizing that there is a lot of fraud in many states. And we're actually going to talk about that today.

Our episode is called Stop the Steel. But I just want to go over last week's question, which was should state legislators appoint new electors if they suspect fraud. 91.86 percent of you said yes and 8.14 percent said no. Last week we did talk about the -- who has control, who really can look at these fraud allegations and do something about it. And, clearly, the Constitution says it is the state legislators. So, certainly people want them to stand up and do what is right.

But, Rudy, we were going to talk about, there is a video going on. There is many videos out there. But there is a video that's on your Twitter, which is at Rudy Giuliani. And I would like you to describe it to the people.

RUDY GIULIANI: If you have Twitter available, I would ask you to go to Twitter and you'll see the very top thing on Twitter is a podcast about this. And I invite you to listen to it later. It will describe the whole heist, and the way it happened. But if you go

down about 10 -- no, 12, a little further, there we are, it looks like a bunch of little ants walking around. And then a little further down there is a split screen that has four --

DR. MARIA RYAN: Boxes like, yes.

RUDY GIULIANI: So what is it? It's a camera. It's a security camera. Four security cameras, which they didn't know were in the ballot counting room. So these very, very crooked democrats --

DR. MARIA RYAN: In Georgia.

RUDY GIULIANI: In Georgia. And they began before 8:30 in the morning. At 8:30 in the morning, the woman who you will see take the ballot out originally at 11:30 at night, at 8:30 in the morning she put all the ballots in under a table which has a black covering over it. It has a black covering right over it. And the ballots were hidden under there for the whole day, the whole day the ballots were hidden under there, when the reporters and the inspectors were all in the room.

When the reporters and inspectors were thrown out, they waited about a half hour. They checked the room carefully. They locked the doors. And then immediately she went to the black table that was covered with a cloth, went under it, and pulled the tray out. And the tray seemed to have a guide on it to

what was under it. And then immediately she came over, the two woman are involved. The second woman came over and took a basket of -- or a tray full of ballots. Looks like about 2000, 3000 ballots, and brings them to the back where they can be counted with nobody around. Then another woman comes and takes another basket, brings it to another place to be counted. Then another woman and then a man. They do it all within four minutes. Nobody there. Nobody watching. Done secretly. You can see at times that ballots are being double counted, being put in a few times.

When they tell you there is no evidence of fraud, please, please, take this and shove it down their throat. I mean, this is about -- I've never seen anything as clear as -- at stealing votes than this and the FBI hasn't arrested anybody, hasn't raided anybody, hasn't -- these two women also, there is another tape with them.

DR. MARIA RYAN: Yeah, if you go to -

RUDY GIULIANI: Involving -- using USBs to invade the Dominion machines, which is also illegal. I mean, these woman are serial criminals. And they just walk around free. They got a new election coming up. They're planning on cheating in that election. The stupid governor won't call a special session. What do

they like, to be cheated? I mean --

DR. MARIA RYAN: This is so egregious. And more and more videos are coming out. And this is by a security film. And we have heard this repeatedly through many states, that the GOP or republicans, they don't even have to be republican, but if they were definitely not a democrat observer, they were kicked out. They were relegated to a corner. If they asked questions, sometimes they would be escorted out in handcuffs where the democrat observers would cheer.

But this video that Rudy described is so egregious. So, again, just to recap. They kicked out the republican observers. Waited 'til the media left, some supervisors, and they go under this table. And this is all around. Remember, we were hearing there was a big leak, some kind of pipe burst in Georgia and they had to stop, you know, counting? That was total fabrication. Like there was a little something with a toilet. But they did that so everybody would shut down. It was reported on air. They were shut down. But, clearly, these people stayed. Hidden ballots were taken out, run through -- some were run through again.

Listen, and I mean this to the bottom of my heart, if this happened to Biden, even though I am a conservative, I would be deeply concerned. We should

all want voter integrity. Joe Biden should be standing up and saying, "Okay. Let's investigate everything. We need voter integrity. We really do."

I do not have a Twitter feed like Rudy. Rudy's got over a million followers and I'm fairly new to it. But if you go to @mariaryannh, which stands for the great State of New Hampshire, I too hosted yesterday two videos, again, from Georgia, but looking at these people who seem to be conspiring to run more ballots over and over again. Why is that?

Many great people have stood up and have testified and told what they've seen. And data analysts have come forward with all the irregularities. And the reason why we believe this is a conspiracy is because it happened over multiple states. We've always had some fraud in our elections, but never --

RUDY GIULIANI: Nothing like this.

DR. MARIA RYAN: Never like this, where it seems in multiple states certain people were told to back date ballots. If it came in on the 5th or 6th, oh, no, right this second and they would be threaten. Where we've had mega, or as the President would say, huge, ballot harvesting, which is illegal in most states, where you go out to nursing homes and you say, "Oh, I can help you with your ballot. I'll take it in for

you." And oftentimes those ballots are changed.

We have the data analysis telling us -- what is that term, Rudy, "downward" --

RUDY GIULIANI: Spiral?

DR. MARIA RYAN: No, with -- usually if -- so, President Trump is pretty darn popular and so if people usually vote for the --

RUDY GIULIANI: Down ballot.

DR. MARIA RYAN: -- for the president. Down ballot, yes, yes, that's it. So down ballot. There were so many people who alleged voted for Biden, but republican all throughout the rest of the ticket. And, again, happening in multiple states, which seems very, very odd.

So, we have people trying to fight for justice in all these --

RUDY GIULIANI: And they're getting their heads kicked in.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: They're getting their heads kicked in and the media is ignoring it. And in places like Fox, it's been debunked. Nobody's debunked this.

DR. MARIA RYAN: Nobody's debunked really any part of it.

RUDY GIULIANI: The minute it was shown in the

Georgia legislature, one of the democrats said it's been debunked. They had never seen it before.

DR. MARIA RYAN: That's the new word to try to fool the American public.

RUDY GIULIANI: There is no way you can debunk this. They are literally taking ballots out from under a table in the middle of the night, with the doors closed, with the inspectors gone, and counting the ballots. You don't do that if it's something honest. You don't throw the inspectors out and do it in the middle of the night if it's honest. Do they think we're stupid? Yes, we are stupid.

So, the republican legislature in Georgia, thank God, has awakened. Yesterday they began a petition to have a special session of the Georgia legislature, December 8th or 10th, I think, in order to vote.

DR. MARIA RYAN: Yeah. And that's great. Because they need to come in and really look at what's happening. And, my God, I've never seen anything like it. I helped the legal team right after the election for a week just fielding the call from you, American citizens, who were so concerned. Stories how I went to vote and they told me I already did. Or they learned that their dead grandfather voted. Or they saw -- they were an observer and they saw pristine ballots with

just one thing on it, one thing, nothing else circled, just for Biden. Pristine.

RUDY GIULIANI: I think when you see this, what you are looking at are professional, professional, vote thieves. These are people who make it a profession to steal votes and to steal elections. These votes, just in that period of time that you see in this video, are enough to turn the election from Trump -- from Biden to Trump. Just this alone.

DR. MARIA RYAN: Yeah. Never mind the illegals --

RUDY GIULIANI: Never mind 200,000 others. The illegals that voted. The dead people that voted.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: The out of state people that voted. People who voted three times.

DR. MARIA RYAN: Yeah. And the allegations --

RUDY GIULIANI: The Georgia election was completely out of control and their governor -- and their secretary of state, I don't know what he is, and the governor is frightened. So, the state legislature has stood up and said, "under the Constitution we have the power. We're taking over."

DR. MARIA RYAN: Got bless them.

RUDY GIULIANI: So, let's see what they do. Et's see what they do.

So you hang on and you get ready to give us a call at --

DR. MARIA RYAN: 1-800-848-9222. Or 1-800-848-WABC.

MALE VOICE: This is Uncovering the Truth with Dr. Maria Ryan and Rudy Giuliani.

FEMALE VOICE: Guarding against misinformation.

MALE VOICE: Fake news.

FEMALE VOICE: And it doesn't seem to be making a difference.

MALE VOICE: Now, with Dr. Maria Ryan, here's Rudy Giuliani.

RUDY GIULIANI: This is Rudy Giuliani back with Dr. Maria Ryan. And we're going to go to the Tunnels to Towers Foundation hotline. The Tunnels for Towers Foundation is honoring America's heroes through the season of hope. Donate now at T2T.org. That's T, the number 2, T.org. T2T.org.

So, why don't we start? Maria, who do you want to pick?

DR. MARIA RYAN: Let's pick Judy from Brooklyn.

RUDY GIULIANI: Okay.

JUDY FROM BROOKLYN: Hey, good morning, guys. Thank you so much for taking my call.

Okay. I want to say that the social and

mainstream media and press suppression is a huge problem in getting the truth out to the American people. And, Rudy, you're doing a fabulous job. And I really hope with divine intervention we're going to get through better than ever and that President Trump will be our president for another four years now, right now.

So, I have two questions. I have two questions. I hope you can answer them. I'm sure you could. First question is, regarding the Dominion voting machines, now we know they were designed to cheat with Hugo Chavez and Maduro in Venezuela. We know that they can flip votes, because they did flip on one machine from Trump to Biden 6,000 votes in one county or something.

RUDY GIULIANI: Correct.

DR. MARIA RYAN: In Antrim County in Michigan.

JUDY FROM BROOKLYN: And they're also able to be cyber hacked. Okay. So, my question is, how many machines were there in all of these democratic states all together, plus is Georgia going to use these machines? Which I hope they don't. That's one question.

Two, and this question is because I want to educate Bill O'Reilly. Okay. He needs to be educated, because with friends like him you really don't need enemies. Okay.

DR. MARIA RYAN: Okay.

JUDY FROM BROOKLYN: I heard him say, "Wow, Biden has like a few million votes more than Trump. He'll never catch up." And I'm thinking, but that's the point, Bill O'Reilly, there is a problem here because the numbers don't add. So, please help me.

Okay. Let's go to Donald Trump winning 67 percent, but how many votes, probably two million a head, on the night of the 3rd. Okay. By the morning, all of a sudden, in the same four swing states, I'm talking about those four swing states that he was ahead everywhere.

RUDY GIULIANI: Right.

JUDY FROM BROOKLYN: All of a sudden, according to Bill O'Reilly Biden has like, what, a few million more. How did that happen? And it doesn't make sense because these four swing states, according to the fraud, Biden was ahead by, you know, a little bit more. So, how do the millions come in there? It doesn't add up, Mayor Giuliani and, Dr. Ryan. Could you help me on these two questions?

RUDY GIULIANI: Sure. I think the videotape can help you more than me. The videotape shows you and O'Reilly how the ballots were made up. They were phony ballots hidden under tables brought in in sanitation

trucks, brought in in other trucks. That's what they did in Michigan, Philadelphia. Here they hid it under tables. They just stuffed the ballot boxes.

DR. MARIA RYAN: Yeah, they're so many ways this has been accomplished, Judy. And you're so right about this Dominion software. It's never been a good software. Texas refused to use it. I don't know why it was pushed on the American people, but I think it's multi-factorial. You know, the dead voted again. We see that in every election, dead people voting. The ballot harvesting. Some people directly cheating putting in extra ballots. I don't know if people were paid or why they did it. And then there is the Dominion software. And, I guess, you can design it or you can hack it. But you can design algorithms to change votes or suppress votes.

The minute we knew that the democrats were trying to steal this election, I was so concerned that we were just going to go with recounts. Recounts weren't going to tell us anything. So, the same fraudulent ballots for Biden would be counted again. And I believe Trump ballots were destroyed in some cases. So, just in case, you know, people thinking, wow, if there is an audit, we better really get rid of some of these votes for Trump.

But it is so bad. We need to do something after this -- after all this is done, we need to do something to get rid of those Dominion voting machines and get tighter controls over our elections. I have a lot of people who are first generation Americans or, you know, they themselves have come from other countries. They are bewildered that this can happen in America. And they're very scared that people can buy elections; people can sway elections. And none of us want to see this happen again.

But as far as jumping back to your first question about how many machines in Georgia, I'm not quite sure. We do know 32 states are using the Dominion software.

RUDY GIULIANI: Yes, some of them use it completely. Some of them use it for part of the state. Like Arizona uses it for its biggest county, Maricopa County. Michigan uses it for most of Michigan. That's where the big problem took place.

The Dominion machine is a problem, but the mail-in ballots and the way Dominion counted them is the real, real problem. The mail-in ballots are completely fraud.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: I just saw something here, DeKalb County now can't find receipts for about 200,000

absentee ballots.

DR. MARIA RYAN: That's right. And I'm sure we will never find them.

RUDY GIULIANI: This came across. Yea, what's different, 200,000 ballots? I mean, the state was only 10,000. Those people you see on tape are stealing 50,000 votes. Biden only won by 10,000. I mean, that tape, that tape --

DR. MARIA RYAN: Yup.

RUDY GIULIANI: -- alone changes the election. So, change it. Have the guts to change it. Let the media go crazy. They'll have to deal with the truth. Oh, my God, they'll have to deal with the truth.

DR. MARIA RYAN: Yeah, we got to move forward. But let's go to Joe in the Bronx.

JOE IN THE BRONX: Good morning. I do have an issue with regard to Joe Biden designating to replace Mike Pompeo as Secretary of State. His name is Tony Blinken. And for those who are not familiar with Tony Blinken, he's basically a point man that is to say a conduit for organizations, extremist organizations like APAC, the American Israel Public Affairs Committee and also for the Foundation for the Defense of Democracies, which is the (unintelligible) conservative thinking in Washington DC that's calling for a war with Iran.

Now, the question is, while Israel definitely has an issue with regard to security vis-à-vis Iran, is it in the United States' best interest to pick a fight, a physical fight with the Islamic republic? That's the question. And if so, what are the costs that are to be entailed in such a fight?

Now, with regard to the first question, does the United States have a vested interest in attacking Iran? I would have to say adamantly the answer is no. That while it might be a threat to the national security of Israel, that does not imply that that threat is coterminous with American national interest. It's simply not the case.

And with regard to the, you know, the joint plan of action, the treaty that actually monitored the Iranian Nuclear Program --

DR. MARIA RYAN: Yes.

MALE VOICE: -- you have to remember that -- you have to remember that the United Nations is inspecting all of the nuclear facilities in Iran right now, as we speak. Even though the United States pulled out of the treaty under the Trump administration, their facilities are being monitored.

And our intelligence community, as far back as 2011, stated definitively that the Iranian Nuclear

Program --

RUDY GIULIANI: I think we'll have a disagreement about this, Joe. I don't think much of Tony Blinken either for other reasons. But I don't think APAC is a radical organization in any sense of the word. Nor do I think America's sole interest, national security interest, with regard to Iran is Israel. The Iranians have killed an awful lot of Americans.

DR. MARIA RYAN: Oh, my God, they hate us.

RUDY GIULIANI: They even attempted to kill me twice. I have kind of a personal interest in it. They've killed a lot of Americans over the years. And they've done a tremendous amount of damage to us by sponsoring terrorism all over the world. And I can't believe that you would have supported that agreement that ended up giving over a billion dollars in cash.

DR. MARIA RYAN: Our tax dollars.

RUDY GIULIANI: A billion dollars in cash to a terrorist regime.

DR. MARIA RYAN: That they used on us, weapons on us.

RUDY GIULIANI: That's whacky.

DR. MARIA RYAN: That's John Kerry, Obama. But I can say we, both Rudy and I, know a group of freedom loving Iranians who told us that was all a sham, that

nuclear deal, that things were still happening. It was a piece of paper. That's all it was.

RUDY GIULIANI: We'll be back with the Tunnels of Towers Foundation hotline. And you line up, we got a lot more questions coming.

MALE VOICE: Hoaxes and other fake news stories.

FEMALE VOICE: People don't know if the videos that they're watching are real.

MALE VOICE: This is Uncovering the Truth with Dr. Maria Ryan and Rudy Giuliani.

MALE VOICE: These fake news stories affected the election.

MALE VOICE: Now, with Dr. Maria Ryan, here's Rudy Giuliani.

DR. MARIA RYAN: Welcome back to Uncovering the Truth. We are talking about stopping the steal, the mega evidence. None of it has been debunked on voter fraud in a presidential election.

RUDY GIULIANI: More and more is mounting and people are testifying left and right about ballots stolen, ballots brought in trucks to strange places. Ballots being filled out in the middle of the night. Amounts that clearly implicate the margins between the two candidates. I mean, after all, some of these states are very, very close. Arizona is like 10,000.

Wisconsin is about 10,000. Georgia is about 10,000. You know, you fool around with 20,000 votes on an election and the election changes.

Tunnels of Towers Foundation hotline right now. And the Tunnels of Towers Foundation is honoring America's heroes through its season of hope. Donate now at T2T.org. That's T, the number 2, T.org. T2T.org.

And we'll go to Pat in Buffalo, New York.

PAT IN BUFFALO, NY: Hello.

DR. MARIA RYAN: Good morning, Pat.

PAT IN BUFFALO, NY: Hi. Good morning. Thanks for calling my call. Two things I'd like you to comment on. You know, Rudy, you just said about the trucks in the middle of the night. That's parallel to what we saw with the table with the black cover. It's the same thing. You know, hidden ballots brought in the middle of the night when no one's looking. So, maybe you can connect the dots when you talk about that.

And I know you have affidavits to that effect. And I've seen some witnesses testify in different states about that. But if you can get that out there, just like you did with the -- you know, that trucker who came from New York and this table, the black table

cloth, if you can get that out there, these trucks in the middle of the night and connect the dots and show that it was, in fact, systemic, I think that would be really important. But, of course, the problem is the mainstream media.

DR. MARIA RYAN: Yeah.

JUDY FROM BROOKLYN: So I was thinking maybe you can use Kaylie (phonetic) or I don't know what other means you have to get it out there.

RUDY GIULIANI: Yes, yes.

DR. MARIA RYAN: She's great.

RUDY GIULIANI: She puts it out for us.

We'll connect the two. And the reality is that the ballots that were brought in in Pennsylvania were at about 4:00, 4:30 in the morning. There are 100,000 of them. They were in three or four trucks and there are four witnesses to that. That one is not on videotape, but we have four witnesses. One of whom is a Dominion employee. And who was disgusted at how Dominion cooperated in the fraud. And then, of course, the one in Atlanta, there are witnesses to it. But then, of course, we have the videotape, which kind of seals the deal.

And also there is a similar -- there was a similar infusion of ballots in Pennsylvania that we're trying

to get to the bottom of that may have involved that guy who drove down from New York. But there is something they were doing all over the country. Because they had to furiously catch him up. Because he was so -- Biden was much furtherer behind than they thought he would be. And they had expected to pump in some phony mail ballots vote. They never thought they'd have to pump in seven or 800,000. 300,000.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: 400,000. I mean, Trump really trashed him. And then they trashed us.

DR. MARIA RYAN: There was this great video out there. I think it was actually CNN live the night of the election. And I forget what state it was. It could have been Pennsylvania. And it had Biden's numbers up there. Trump's numbers up there. While we're all watching TV, you saw numbers taken from Trump and given to Biden. Like, that was live on TV. It's crazy.

RUDY GIULIANI: Yeah. I think there was a decision made somewhere. I don't know who runs this, but they weren't going to let Trump win.

DR. MARIA RYAN: No, I know.

RUDY GIULIANI: Big tech, big media.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: Big business. Big democrats.
DR. MARIA RYAN: George Soros.
RUDY GIULIANI: George Soros, who's --
DR. MARIA RYAN: The devil.
RUDY GIULIANI: Who's got a hand in a lot of this. Man, I mean, if you think about it, when I sit there and I show people this evidence and I hear them say it's been debunked, it turns my stomach.
DR. MARIA RYAN: You know, I want to say something. I don't know if it was a caller today or last week talking about the courts. I have to say when Rudy went down to Pennsylvania, those judges didn't allow the witnesses to come in. So, when people keep saying, "Oh, well, you know, there is so much fraud, how come there has not been a win in the courts?"
RUDY GIULIANI: No, judge has heard a witness yet.
DR. MARIA RYAN: Right.
RUDY GIULIANI: The only witnesses that have been heard by the legislatures. That's why we had to go to the legislatures. The courts will not let us put witnesses on.
DR. MARIA RYAN: So we have a problem here in America.
RUDY GIULIANI: So, how do the judges know whether the witnesses are telling the truth or not, when they

don't put them on the witness stand.

DR. MARIA RYAN: That's a big thing that we need to let people know.

RUDY GIULIANI: Well, let's try Joe in Virginia.

JOE IN VIRGINIA: Good morning, Dr. Ryan. And good morning, Mr. Mayor. You're doing an outstanding job, a gentleman's job. Thank you for being the person that's speaking up for America.

I have two questions for you. One of them is we know that, according to the Constitution, these legislatures have the plenary power to be able to do what they have to do, as far as the electors are concerned. But being the fact that we have so many wishy washy republicans that actually hate Donald Trump, will they indeed do what they're required to do by the Constitution, number one.

And number two, given that we have another runoff, we have a runoff coming on January 5th.

DR. MARIA RYAN: Right.

MALE VOICE: Are there enough people that are available that are going to be actual poll watchers that will not be intimated, that will not be chased off so that runoff can actually be seen as being, legal as being proper. And, also, that the American people will have confidence in the fact that that was done

properly.

RUDY GIULIANI: Well, you're right about republicans being afraid. A little bit has to do with the fact that there are some anti-Trump republicans, but that's a very small number. Trump has 96 percent support among republicans. It really comes from the fact that they're not as tough as the democrats. They're just not as tough. They don't like street fights. And, also, they won't do dishonest things, which, of course, I respect. I don't want them to do dishonest things, but I don't want them to walk away from things that are dishonest that they have call out as dishonest and take the heat for being called liars and whatever, traitors and nazis.

I mean, if they call me it's a badge of honor, when they call me that, when people like that call me that. I know why they're doing it. They're doing it because I'm pointing out what crooks they are.

DR. MARIA RYAN: Yeah, and they're trying to discredit through all this chaos.

RUDY GIULIANI: I don't know when we got all these weaklings in the republican party.

DR. MARIA RYAN: You have to stand up for what's right. And I know it's difficult. And I don't want any of your families to be threatened. But if they

are, we need to call the police. We need to call the FBI. We need to fight back for truth and justice.

RUDY GIULIANI: You might as well get the threats over now and not later. Because they only get worse. When you let this fester, if there are going to be threats now in calling them out on being crooks, can you imagine what it's going to be like if they're in power for four years or eight years, what it's going to be like to deal with?

DR. MARIA RYAN: Oh, my God. Yes. Yes. We'll have no rights at all.

RUDY GIULIANI: Read my book, leadership chapter "Stand up to bullies."

DR. MARIA RYAN: Very good.

RUDY GIULIANI: Paula in Queens.

DR. MARIA RYAN: Hello, Paula.

PAULA FROM QUEENS: I have a few points, and I would hope that you'll hear me out. Also I wanted to ask you, Mr. Mayor, is there a way to get in touch with you by email or could I send, if I need to, because I have a lot to say, a letter to you by the station?

RUDY GIULIANI: You can send it to the station, sure.

PAULA FROM QUEENS: One thing I think is that they should go back to the old lever machines. I think they

got rid of those because they wanted to use this current way of voting. Because it allows for all this fraud. I think this was part of a scheme.

Also, I think that regarding -- there should have been in all the swing states there should have been surveillance cameras.

DR. MARIA RYAN: Yes.

JUDY FROM BROOKLYN: We should have made sure to put them in and we wouldn't be in this predicament --

RUDY GIULIANI: You're right.

PAULA FROM QUEENS: -- now because we would have a real footage, which would be proof we could take to court.

And I think for the runoff in Georgia we absolutely have to have surveillance cameras there. We insist on it. There should be a camera. It should be date and time stamped so we can correlate things. And I think there should be a camera in the front of the room so you can see the whole room, the counters and what comes in and out of the door. There should be a camera in the back so you can see the watchers and the counters and whatever irregularities you can see it on tape. And you can see --

DR. MARIA RYAN: Yeah, just like in the casinos, right?

PAULA FROM QUEENS: Yeah, and you can see if someone is putting one ballot into the machine many times. You could actually see, you know, if they're discarding the envelopes with the dates and the postmarks and signatures without checking anything. Which is like discarding evidence, I would say, which is illegal in itself.

And then there should be maybe a camera on overhead, overhead on top of the counters and so you can see the ballots and see what the markings are and you can see if they're tampering with the ballots. If they're doing markings or doing something to make it invalid, especially if it's for Trump.

And I think that there should be maybe people from the Board of Elections, or whoever sends the republicans poll watchers in the room because if any of this happens again, and they can't get help or they're escorted out in handcuffs, which is a disgrace, that something could be done and effective at the moment, on the spot, and not have to wait. You don't take out Binoculars, you go and call for help. You take out a phone. So, somebody needs to be there to oversee all this.

And I think too they should expand the criteria for the absentee ballots to include people who are

afraid to come vote in person, because they're afraid of catching the COVID virus. And then this would lessen the need for mail-in ballots, at least that part of the population wouldn't have that excuse. So, there are extenuating circumstances with the pandemic, so I think that the absentee ballot criteria should be expanded to include them.

RUDY GIULIANI: Well, I agree with everything but probably the last part, expanding the absentee ballot. I think the expansion of the mail-in ballot is part of the problem here. Particularly, it wasn't accompanied by very strict procedures for security so that each one of them -- each ballot was examined by a republican and a democrat. And that actually became the way in which democrats were able to cheat by taking the number of -- for example, in Georgia four years ago there were 450 absentee ballots. This time there were 1.8 million. So, think about that. All right. That's a lot more to cheat with. The 450 there was a 6.5 percent rejection rate. 1.8 million, there was a .2 percent rejection rate. Which means 450,000 ballots they rejected six and a half percent. 18 million they rejected none. None.

So, yeah, you can have absentee ballots, but you better have a heck of a security system because

absentee ballots in the words of every expert on voting, including Jimmy Carter, Baker, Justice Souter, textbooks on voting is the most prone to fraud of any other form of voting. And, boy, we showed it this time. We really, really showed it this time.

DR. MARIA RYAN: I do hope Georgia is taking a lot of precautions and heeds your advice, Paula.

I do know that Stacy Abrams non-profit group, where she has raised a lot of money, is being investigated. She has made statements, like she's got 600,000 ballots ready to go. What does that mean? Some people have interrupted it as that she's encouraging people to move into Georgia for a limited time just to vote. But it is being investigated.

And I call on the FBI, Department of Justice to take a hard look at all these allegations.

RUDY GIULIANI: Yeah. And how about everybody has to have a photo ID when they vote.

DR. MARIA RYAN: Why not? We have to have a photo ID when we fly, everything else.

MALE VOICE: This is Uncovering the Truth with Dr. Maria Ryan and Rudy Giuliani.

FEMALE VOICE: Guarding against misinformation.

MALE VOICE: Fake news.

FEMALE VOICE: And it doesn't seem to be making a

difference.

MALE VOICE: Now, with Dr. Maria Ryan, here's Rudy Giuliani.

RUDY GIULIANI: Well, now it's time for our closing arguments, which is brought to you by Global Security Solutions for all of your security and investigative needs when you need results, Global Security Solutions.come.

Well, this has been a very, very interesting and very important show. I've never seen such evidence of voter fraud. Never believed it was this extensive. I always knew it happened. I always knew the times minimized it. I always knew the times minimized it, but I never realized it was as extensive as this.

Maria, the question for today is, should Georgia award the election, the Georgia legislature, award the election to Trump?

And I'll have Maria give the closing argument. And, you know, then you vote at WABCradio.com up to Wednesday night.

DR. MARIA RYAN: Yes.

Well, let's look at what we have in Georgia, and in many other states, but we're talking about Georgia right now. A state that President Trump has done very well in. He's really popular. And, look, at the

evidence that the people -- this isn't Donald Trump making it up. This isn't Rudy Giuliani making it up. The people are crying out for us to look at what went on in Georgia. There are several videos. Look at Twitter @Rudy Giuliani. Look at that video he described earlier. @MariaRyanNH, look at additional videos all in Georgia. The fact that there was so many pristine ballots, they weren't folded to go in an envelope. Almost like they were brought in in stacks that had Biden only. Look at the rate in some of the analytics that have gone on in the Georgia, and other state elections on the variabilities and where we had spikes.

So, when President Trump was ahead we could see in the middle of the night, 4:00 a.m., a large spike of votes all of a sudden went to Biden. So, there is a multitude of evidence in Georgia. Recounts don't work, as I said earlier. You could be recounting the same fraudulent ballots. And if President Trump ballots were destroyed, we can't find them again. So, there needs to be forensic audits, etcetera. But time is running out. So, who has the power? Who did the Constitution say has the power? And that is the state legislature. So, it is up to you to weigh in on that. Should Georgia award the election to Trump? Yes or no.

WABCradio.com.

RUDY GIULIANI: If you agree with that, write to the Georgia legislature.

DR. MARIA RYAN: We need your help.

RUDY GIULIANI: Yeah. And write to the Arizona legislature. And write to the Michigan legislature.

DR. MARIA RYAN: Yep.

RUDY GIULIANI: And write to the Wisconsin and Pennsylvania legislature. And tell the republicans, you know, wake up. You know, like in the Godfather when the Godfather gets the singer and he slaps him across the face and says --

DR. MARIA RYAN: Yes.

RUDY GIULIANI: And says, "Be a man. Be a man."

Man, I sat there in a couple of these hearings and the democrats were animals. And the republicans were. Man, I don't want us to be like that, I really don't. But I do want us to be not taken advantage of.

DR. MARIA RYAN: Right.

RUDY GIULIANI: And I don't want to see our people taken advantage of. I put witnesses on the stand who had to be protected by the police.

DR. MARIA RYAN: That's terrible, Rudy.

RUDY GIULIANI: The republican party should come to their aid now. Should back them up, not let them

swing out there in the wind.

Man, we got a lot to learn about loyalty.

DR. MARIA RYAN: So encourage your neighbors.

RUDY GIULIANI: If we want to be a great political party.

DR. MARIA RYAN: Yep.

Encourage your neighbors. Write to those legislators.

RUDY GIULIANI: Yes.

DR. MARIA RYAN: Call the FBI. Call the DOJ. We, as the people, have power, but we got to stick together for truth and justice.

RUDY GIULIANI: And we have a big, big, big, big, obstacle to climb with this media censorship and the media iron curtain of silence. And the media lying, the constant propaganda. This thing about debunked, debunked, debunked, debunked. Everything I've ever heard debunked never got investigated.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: How can you debunk something --

DR. MARIA RYAN: It's China fool.

RUDY GIULIANI: How could you debunk a witness if you don't listen to him?

DR. MARIA RYAN: It's trying to fool the American public. Like all the information on Joe Biden getting

money through his son.

RUDY GIULIANI: One judge wrote, "The evidence was debunked." He never saw a witness. How was it debunked? In his mind?

DR. MARIA RYAN: We have big problems.

RUDY GIULIANI: In his mind?

Oh, oh, oh. Well, it's going to be a very, very important week. Georgia hopefully is going to take action. There is a good chance that they'll be action in Michigan and Arizona as well and Wisconsin. So, we may be looking at a somewhat different election next Sunday. Let's see. We're very, very hopeful of that. It's -- you know, it's not -- none of these things are sure. All of these things are very, very close, because people are very, very worried. They get threatened. They get ridiculous things said to them about what's going to happen to their careers. There are some very, very brave people, Burt Jones, William Lipin. In Georgia have been like tremendous, tremendous heroes. They're the ones who started the petition drive. I think they were pointed out last night by President Trump. We have similar heroes all throughout the country. I'll mention them as we move along during the week.

But right now our focus is on Georgia. So, if you

can make a call or write a letter to the Georgia legislature, you'll do yourself and you'll do your country a favor. Right?

DR. MARIA RYAN: Yes. Yes, that's right, Rudy. And you've been on the forefront of standing up for the American people and for truth and justice. I mentioned this last week. You had really put yourself out there. Anyways, very good.

RUDY GIULIANI: Closing arguments have been brought to you by Global Security Solutions for all of our security needs and investigative needs. When you need results, Global Security Solutions. And when you need a closing argument, go to Dr. Maria Ryan, because she's the best.

DR. MARIA RYAN: Very good. Thank you all for joining us.

RUDY GIULIANI: Thank you and have a great week. God bless you and I'll see during the week. We'll take this up during the week. We'll have plenty to talk about I'm sure. God bless America.

(Thereupon, the recording concluded.)

REPORTER'S CERTIFICATE

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Dated this 19th day of January, 2021.

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Exhibit 206

"CHAT WITH THE MAYOR, RUDY GIULIANI"

77WABC TALK RADIO

"PAXTON'S FIGHTING ON"

DECEMBER 11, 2020

FILE 13

"File 13 Rudy Giuliani, Chat with the Mayor, 77WABC (Dec. 11, 2020) (Washington, D.C.), available at, https://wabcradio.com/podcast/rudy-giuliani/"

RUDY GIULIANI: Good afternoon, America. This is Rudy Giuliani live from the District of Columbia, the Capitol of the nation, which is all embroiled in what is a historic period of time, isn't it? We are invoking and involved in provisions of the United States Constitution that rarely -- that rarely are invoked. It is true that a lot of people are somewhat confused, including lawyers and politicians, because this is all new ground to them. They've never seen this before and, therefore, are, I wouldn't say confused, or maybe confused about what's going to happen.

Well, coming up with me today on 77WABC will be my good friend, a good friend of America and a good friend of our heroes, Frank Schiller, who's going to join to discuss the Season of Hope campaign. With everything else going on, we can't remember the importance of this season and what it means, and the importance of the people that Frank helps, who are our most important citizens. And later in the show, we'll get to talk about all of this. It's a lot to talk about. There's a lot to understand. There's a lot we're discovering

about our history, and there are many different points of view on it. And I thought I would start by just kind of bringing you up to date on where we are right now. We'll skip a lot of things that got us there, but where are we and what's the most important thing facing us?

And, obviously, it's the historic case brought by Ken Paxton, the great attorney general of Texas from the great state of Texas to challenge Pennsylvania, Georgia, Michigan and Wisconsin to challenge their conduct of the presidential election on the grounds, let's say most generally, that it was conducted illegally and unconstitutionally in many, many different respects. And that in doing so, in conducting an illegal and unconstitutional presidential election, it deprived their state of the right to an honest vote. So, when dishonest votes are counted, honest votes are wiped out. Honest votes are discounted and you might as well not have voted.

Also, the damage that dishonest voting does to the long-term integrity of our democracy and our representative democracy is incalculable. So they, Texas, undertook the

use of a provision that has been in the Constitution from day one, the original jurisdiction of the Supreme Court of the United States; when one state sues another in an important matter, they can go directly to the Supreme Court because it's so important. Because there's no reason to waste time with the courts below. These decisions are going to be made at the highest levels of the government. So they might as well be made there right away and we not waste time.

Now, remarkably, as soon as Ken Paxton filed it, he was joined by an overwhelming number of states. I've never seen an avalanche quite like this. I'm not even sure I know the exact number. They keep mounting. It was 17 originally that joined filing what we call amicus briefs. Amicus briefs are friends of the court. They could join as petitioners, but that would just kind of make the procedure very, very complex. Really, what they want to do is to express their opinion that Texas is correct. That Texas is correct. That Pennsylvania, Georgia, Michigan and Wisconsin conducted illegal elections. If you read

through the petition, it is a brilliantly written petition no matter what side you're on on this; if you're a fair lawyer, you would say. It's well written, well researched and has to be taken seriously as a document of law. It lays out allegations which, if true, would say the election was stolen.

Now, this is a little -- here's a little education in civil procedure 101. When you bring a complaint and you allege that -- let's say a complaint for assault, and I allege that Mr. Jones poked me in the nose. Mr. Jones can make a motion to dismiss, but he can't make a motion to dismiss and then say -- saying I didn't poke him in the nose, because it's not time to decide the facts. He can make a motion to dismiss saying that my complaint is legally deficient. That poking him in the nose did not constitute the tort or the crime of assault. And the court has to look at it and say, yes, it does, or no, it doesn't. If it does, he has to let the case go forward and then we get to the facts.

Now, this is what's happened in the lower courts here. These courts have been so anxious

to try to run away from this out of fear of the consequences of having to make a decision bigger than them, that they've not given us the opportunity to have a hearing. They've decided without justification that the allegations aren't correct, but they don't have a right to decide it at this stage. They have to decide it this way. The allegations have to be taken as true. If they are true, do they state a legal claim?

Well, the answer is if Texas allegations are true, if, in fact, 882,770 ballots were cast secretly, surreptitiously, in violation of the law of the state legislature of Pennsylvania that they be inspected, then those ballots are illegal and have to be ruled illegal and they have to be taken out of the count from the county from whence they come. And they come from two counties, Pennsylvania -- uh, Philadelphia and Pittsburgh. And the evidence for that? The evidence for that are about 40 or 50 affidavits, video and photographs showing that these ballots were examined anywhere from 20 to 100 feet away from the people who should have

had a chance to examine them, and will categorically state they weren't able to see a single thing.

So presidential elections are conducted under the constitution. I know this gets a little complicated now, but just try to follow this. Presidential elections are conducted under the constitution by the power of Article II, Section I, Clause II. It says that conducted by the rules of the state legislature, not the governor, not the election commissioner, not the congress, not the police commissioner, not anybody else. So you have to follow the rules of the state legislature. The state legislature in Pennsylvania says these ballots have to be examined. The State Election Commissioner, Kathy Boockvar, who completely changed all the rules to favor the Democrats, changed that rule and said they don't have to be examined. They don't have to be examined. And they didn't have to be examined in Democrat counties, but in Republican counties, to make it worse. What's that all about? That's all about a violation of the law. That's all about conducting an

illegal presidential election, because the governor and the state election commissioner have no right to change the rules in the middle of the game.

Plus, now you see how worse it gets, they have no right to treat the Democrat candidate better than the Republican candidate. So in the -- in the Biden part of the state where Biden was winning seven out of eight out of ten votes, nothing was getting examined. These mail-in ballots weren't getting examined, but in the parts of the state where Trump was getting six and seven and eight out of ten percent of the votes, they were being carefully examined and rejected if there was the slightest mistake. So, now we get to not only a violation of the election in the elector's clause, meaning an illegal election, we get to a very fundamental violation of something that is very precious to Americans at all levels, whether you're president or just an ordinary citizen, equal protection of the law.

In Bush v. Gore, it is very clear that you can't count a vote in one part of the state, one way for a Democrat, and another part of the

vote another way for a Republican. Of course, you can't. That's called cheating. We could call it lack of equal protection of the law. We could call it discrimination. How about -- how about you and I, some of whom come from Brooklyn, call it cheating. We call that cheating. And they were cheating 800 and -- 882,770 times, and somehow the crooked -- the crooked Philadelphia system closed its eyes to it. And you say, how could that be? Because the crooked Philadelphia system has been closing its eyes to crime for 60 years. They have a D.A. that's a disgrace. Put in there by Soros, who lets 50 percent of the criminals go free. They run a completely lawless city beset with crime. A disgrace to the people of that city. They wouldn't cheat an election? If they didn't cheat in this election, this would be the first election they didn't cheat in in 60 years. Everyone expected Pennsylvania to cheat. They didn't disappoint. Except they cheated big time this time, because they had to because Trump beat the heck out of Biden in Pennsylvania. The outrage of this is he beat him by hundreds of thousands of votes, which is

why they had to steal 800,000 votes. And a crooked media, and our crooked high tech, and our crooked companies and China sucking lovers are going to overlook this. They're going to overlook it because they want who they want. They don't want who we want. They want who they want so they can make a fortune off China. So they can make a fortune off the United States. And so they can control us. The way they're trying to control us in these states with COVID as well. They've started to feel the power that comes when you become too dictatorial, and you become too socialist and you become too much the government controlling things. We have got to fight back, and it is hard. It's hard because the censorship is big, big, big time. Big time. But you've got to get together. You've got to follow this. A lot -- a lot of states are involved now. The allegations in Michigan, the allegations in Wisconsin, the allegations in Atlanta with a videotape showing the fraud out and out. Showing the entire theft of the election on videotape "Live from Atlanta, stolen presidential election." Let's see that one on

Saturday Night Live, huh? "Live from an election -- Live from Atlanta, here's how we cheat and steal an election and make fools out of the Republicans."

Coming up I get to speak with you on Chat With the Mayor on the Tunnels to Towers guest hotline. The Tunnels to Towers Foundation is honoring America's heroes through its Season of Hope. Donate at T2T.org. That's T, the number 2, T, dot org. T2T.org. To hear me discuss more about the election and listen to my latest podcast visit Rudy's Common Sense.com, or on my YouTube channel to watch. To listen to us on Alexa, simply say "Alexa, enable the 77WABC skill."

Coming up next, I'll be joined by Frank Siller, founder of the Tunnel to Towers Foundation.

ANNOUNCER: We are in New York, talking about what matters to you. Now, it's former New York City Mayor, Rudy Giuliani, on New York's Talk Radio 77WABC.

RUDY GIULIANI: This is Rudy Giuliani, back again so that we can get to the phones and start working on all these issues that are

coming up at this very, very, very historic time of day. I'm going to be joined shortly by the founder of the Tunnel to Towers Foundation, Frank Siller, who joins us to discuss Tunnels to Tower second annual Season of Hope, during which time the foundation will deliver 36 mortgage-free homes in 36 days. One every day between Thanksgiving and New Year's Eve. But before Frank gets here, why don't we go to Phil in the Bronx.

PHIL: Hi, this is Phil from Brooklyn.

RUDY GIULIANI: Oh, from Brooklyn, all right. From Brooklyn, my hometown.

PHIL: Coney Island. Near Coney Island Avenue Works.

RUDY GIULIANI: Okay.

PHIL: I was an election inspector in Florida. Now, also in New York, and I have so much to talk against it. Not only is -- when I ran for office in Florida for the Florida House, being an unknown, challenging incumbent, the early voting the and the mail-in ballots were not giving me enough time. I lose at least two months to get my point across to people. But most -- more importantly, with

respect to the 2020 election, it is a disgrace. There are too many people who are handling the ballots. When you think, as an election inspector, someone comes to my desk, my ward and district and identify who they are, their address, whether they're married or not, and I have to verify that their signature matches what's in the voter registration book. I hand them a ballot and I mark it down manually. Ballot 1 goes to Mary Jones, she lives in so and so. I give her some instructions, how not to make mistakes, and she then pulls it out and puts it in the machine. And that's it. Two people handle it.

When you look at what's happened with this early voting handling, it's a disgrace. First, it goes from the -- it's the superintendent elections office through USPS?

RUDY GIULIANI: Right.

PHIL: It's unbelievable. They make so many mistakes. It's unbelievable. And then when it gets mailed out, and there are people who have moved, who've married and changed their name, people who have died, and a lot of them get mailed in, and people can get a

vote -- every vote and mail that in when they go to the voting poll --

RUDY GIULIANI: So why do you think -- why do you think they do it that way, Phil? Think it was on purpose.

PHIL: You bet they did. They made a deal. (Indiscernible). Of course. If anybody doesn't believe that, they belong in a psychiatric ward. (Indiscernible).

RUDY GIULIANI: Ooh. I don't know what happened. Must be one of those big tech people didn't like our answer. They didn't like our answer. We'll see if we can get Phil back. We'll see if we get Phil back in a little while.

So we'll be joined by -- we'll be joined by Frank shortly after. This is Rudy Giuliani with Common Sense. We'll uncover the truth and get to a solution on Talk Radio 77WABC.

ANNOUNCER: We are New York talking about what matters to you. Now, it's former New York City Mayor Rudy Giuliani on New York's Talk Radio. 77WABC.

RUDY GIULIANI: Here we are, back again on 77WABC, and we have with us our special guest,

one of the special New Yorkers and one of my favorite people, Frank Siller, who's going to join us to discuss the Tunnels to Towers second annual Season of Hope. During which time the foundation will deliver 36 mortgage-free homes in 36 days.

So, Frank, nobody can tell us more about this than you. This is your invention. Tell us about it.

FRANK SILLER: I -- Rudy, thank you so much for having me on today (indiscernible).

RUDY GIULIANI: Thank you for being on, Frank.

FRANK SILLER: You sound terrific, buddy. You sound terrific.

RUDY GIULIANI: I fully -- I fully recovered and thank you for all the good wishes from you and your beautiful family. Your prayers meant a lot, Frank.

FRANK SILLER: Thank you, buddy. Yeah, so we're -- you know, the Tunnel to Towers Foundation, we're delivering 36 mortgage-free homes in 36 days. We'll --

RUDY GIULIANI: 36 in 36 days. How do you do that?

FRANK SILLER: Well, because we have great people that have joined us on our mission. You know, most people that hear about us and see that we give over, like, 94 cents of every dollar to -- to our programs. They know where their money is going. They're donating $11 a month. Go to TunneltoTowers.org and donate $11 a month, and we can deliver more than 36 homes next year in our Season of Hope, but we're very proud of what we're doing.

Thirty-six different cities, Rudy. Thirty-six different cities. These are for gold star families. These are for catastrophically injured veterans who have given two, three, four limbs for our country, and, therefore, fallen first responder families that are left behind after their loved one has died in the line of duty that leave young children behind. So we're very proud of the work we're doing.

RUDY GIULIANI: And did you do this to aim it for the holidays so that, you know, there could be uplift for them going into the holiday season?

FRANK SILLER: Absolutely. So --

RUDY GIULIANI: Yeah, (indiscernible).
(Talking simultaneously.)
FRANK SILLER: So what we do is when something like this happens, we contact the family. We take over their mortgage, and then it takes us a while to raise the money to pay it off. And we -- we surprise them by paying it off in this, once again, what we call a Season of Hope. And they never have to worry about another mortgage payment. Listen, it's the biggest expense anybody has, right, is their mortgages.
RUDY GIULIANI: Of course. I remember. I remember. I remember when Mr. Lou.
FRANK SILLER: Right.
RUDY GIULIANI: It was right near Christmastime. I remember.
FRANK SILLER: December 20th, 2016.
RUDY GIULIANI: Right near Christmas time. It always seems to happen. These things always seem to happen. And I called you, you didn't miss a beat, Mr. Frank, you didn't miss a beat.
FRANK SILLER: No, we went --
RUDY GIULIANI: I just asked you, "Can you do it?"

FRANK SILLER: Lou --

RUDY GIULIANI: You didn't say, "Let me see. Let me check. Let me check with my lawyers. Let me check my accountants. Let me check." You said, "Yes, Mayor."

FRANK SILLER: Right, and we went and we visited them on Christmas Eve, and we told them together that the Tunnel to Towers, we were going to pay off their mortgage. That was the first fallen first responder family that we did, Detectives Lou and Detective Ramos. The two that was assassinated in New York because some crazy person from Baltimore thought it was okay to come up and kill two cops. So, but that's -- that's ...

RUDY GIULIANI: Wow.

FRANK SILLER: Meanwhile, their families are doing great. I was just with them. I speak to them all the time, and soon it will be their sixth anniversary in a few --

RUDY GIULIANI: And they love you, as they should. And you're family. And you're a whole big family. You've got a -- you've got a big organization now, Frank.

FRANK SILLER: Well, we're -- yes, we do,

because, you know, we've got to build all these houses. You know, you know, just we're not -- you know, of course, we pay off the mortgages, but we build Gold Star houses all over the country and smart homes all over the United States. And it's not easy to do, but we love it. We are not afraid of the challenge, and, you know, I always say the goodness of America, those who are --

RUDY GIULIANI: Of course.

FRANK SILLER: -- that can come together to take care of the greatness of America; like these great people are willing to die for you and I, Rudy, we better take care of them. We better take care of them. Like you said, this is not charity. This is not a gift. You said that a long time ago. We owe it to these families.

RUDY GIULIANI: We absolutely. Absolutely. I mean, how -- and how are you finding support? Is support growing, and growing and growing?

FRANK SILLER: Oh, yes. Yes. Well, this is our -- by far and away our -- in 2000 -- 2020 we've done the most work that we've ever done.

RUDY GIULIANI: Thank God.

FRANK SILLER: We're over 50, 55 homes, mortgage free homes this year. And next year, the 20th anniversary we hope to do more than twice that. You know, for next year. And if your listeners come on TunneltoTowers.org, and they do a lousy $11 a month, we could take care of every cop, every firefighter, every Gold Star family across the country every year if they donate $11 a month. We owe it to these great families that have left --

RUDY GIULIANI: How do you get it done at $11 a month? Everybody asks me that, Frank.

FRANK SILLER: I'll tell you how. Because, you know, the fire department has a saying and many families have this, many hands make light work. And if you have a lot of people, we're a grassroots foundation, yes, we have some unbelievable -- you know, we have General Motors, and we have Home Depot, and we have some great corporations that help us, and we have some great families that help us that donate some large amounts. But we count on the $11 a month. So if I get a million people donating $11 a month, we're okay. We could do

this every single year and help all these families because it's --

RUDY GIULIANI: And it keeps -- it keeps growing. It keeps growing and growing.

FRANK SILLER: It has to. It has to because we keep on make a bigger commitment. I keep on opening up my mouth, because when you meet these families, when you meet these families.

RUDY GIULIANI: I know. I know. Of course, Frank. Of course.

FRANK SILLER: You got to do it. You just --

RUDY GIULIANI: Of course, I know. I know you. I know you and your wonderful family. And, Frank, I love you.

FRANK SILLER: I love you too.

RUDY GIULIANI: I got to tell you and America loves you, and you're just what we need. I'm telling you, we're going through a very difficult time for all kinds of reasons, all different things, but this brings out the beauty of what America is all about.

FRANK SILLER: I couldn't agree --

RUDY GIULIANI: Thank you for doing it for

us, Frank.

FRANK SILLER: God bless you.

RUDY GIULIANI: You know ABC just loves being involved with you. It uplifts us.

FRANK SILLER: I appreciate that.

RUDY GIULIANI: It uplifts ABC to be involved with you.

FRANK SILLER: Well --

RUDY GIULIANI: Thank you.

FRANK SILLER: -- I do appreciate it, and God bless --

RUDY GIULIANI: Happy -- happy.

FRANK SILLER: -- and happy holidays.

RUDY GIULIANI: Happy holidays. Merry Christmas. Happy Hanukkah. Happy New Year And anything else. Anything else you need.

FRANK SILLER: I agree.

RUDY GIULIANI: Okay.

FRANK SILLER: God bless you.

RUDY GIULIANI: Love you, Frank.

FRANK SILLER: I love you too. Bye-bye.

RUDY GIULIANI: What a special, special, special man. And I must emphasize, we got to get the rest of his family on some time. What a family. What a family. When you talk about

family and how important family is, you talk about Frank.

So now we're going to go to Alison in New York.

ALISON: Hi, Mr. Giuliani. I'm so glad you have recovered, and I was 100 percent certain that you would. I never doubted it because I think --

RUDY GIULIANI: That's confidence to me too.

ALISON: Oh, well, you -- you know through our personal text exchanges how much -- I knew that -- I knew evil wasn't taking you down. All you ever do is fight evil.

RUDY GIULIANI: Thank you.

ALISON: But I do -- before I got on the topic I would like to talk about, which is Venezuela, I do want to echo your sentiment with the Siller family, because Mr. Siller's brother George is a friend of mine. They were extremely instrumental in assisting some of the grant families that I facilitated grants for. They -- I have a friend on Staten Island whose son was injured in Iraq on Easter Sunday. He lost both arms --

RUDY GIULIANI: You do so much work for our veterans and our police officers.

ALISON: Well --

RUDY GIULIANI: You're a good woman.

ALISON: Their brother had -- their brother had -- I have a family friend whose son and brother was also in squad one with Stephen Siller, and, you know, it's been -- but they are a magnificent family and always, always available to help people. And I hope I can live up to that one day.

RUDY GIULIANI: You do. You do, Alison.

ALISON: Well, I'm trying, but the reason --

RUDY GIULIANI: I see what you do. So what's up, kid?

ALISON: All right. Here's what I want to know. Let me -- let me gauge your feelings on this because I've though from day one when I first found out about Dominion that it's --

RUDY GIULIANI: Ah, Dominion.

ALISON: It's a terror attack. They have connectivity to the Chinese, the Iranians, all of our adversaries. Now, it may not be a conventional act of warfare, but I do believe

it's a terror attack. I don't want them picking my president, my legislators, my governor, my mayor. I don't want them picking the school board in a rural town of 200 people. I feel this is so much bigger than Trump vs. Biden, and that it's evil. And the other fraud with the mail-ins, we did that to ourselves. This is different. I think we're talking about two different things, and I was just curious, how do you feel?

RUDY GIULIANI: We are talking about two different levels of fraud.

ALISON: Yes.

RUDY GIULIANI: The machine fraud and the -- and the mail-in fraud. And this was a situation in which the machine fraud wasn't enough because he won by too much. And that's why they had to go to this heavy -- they had to go to this heavy mail-in cheating. You know when --

ALISON: (Indiscernible) mail.

RUDY GIULIANI: So -- so, they cheated on the Dominion machines like -- like crazy, but no matter how much they were cheating, he was still winning in Pennsylvania by 800,000 votes.

Imagine what he was really winning by. So.

ALISON: Well, what I really want to know is how did they get on the GSA list? That is a very cumbersome process that I thought --

RUDY GIULIANI: How did they? Because nobody checked. Nobody did any due diligence. All you have to do, Alison, is go online, put in Dominion, put in -- put in a couple of keywords and you find out Dominion has a horrible history going back to Smartmatic going back to a Venezuelan company that was built to fix elections. Been involved in eight or ten fixed elections. And then how about just -- just a common sense thing. So if you think of a voting machine, you think that you go in, you put your vote in, it counts the vote and nothing changes that, right? So I go in, I vote for Trump. There's one vote for Trump. Next person comes in, one vote for Biden. In this machine, you can change the vote. You can change the vote after it's cast.

ALISON: The media really (indiscernible).

RUDY GIULIANI: You can change it.

ALISON: Yeah. The media is not reporting it. Here are the two stories I've heard in the

media. First, I hear you're working for free so we can have, you know, safe and secure elections in 30 years. The other thing I'm hearing from the media is that you're only doing it for the money. Now, you're 76. Yeah.

RUDY GIULIANI: I'm doing it for the money?

ALISON: Apparently, so.

RUDY GIULIANI: Oh (indiscernible).

ALISON: According to -- yeah, I don't know. I don't know, but I have a question for you --

RUDY GIULIANI: That's interesting.

ALISON: -- you're 76 years old. Do you anticipate being alive in 30 years so that I can vote in a free and fair election?

RUDY GIULIANI: Oh, I wouldn't mind.

ALISON: Well, I wouldn't mind if you are either.

RUDY GIULIANI: But I'm not getting paid, Alison. I'm lucky I get --

ALISON: I know that.

RUDY GIULIANI: I'm not getting -- I'm not getting paid any ... for this.

ALISON: I know that.

RUDY GIULIANI: You know?

ALISON: And I'll tell you, I am very --

RUDY GIULIANI: But I -- I mean, so what's the difference if I was being paid? People get paid for work. It's ridiculous. I'm getting paid. I'm getting paid what, to cheat? Look, the machine -- the machine is totally ridiculous. A voting machine, you should not be able to change. So here's what they can do with this machine. In fact, there's a videotape online. You can get it on Twitter if they haven't taken it off yet from Coffee County -- Coffee County, Georgia. A woman there operates one of these machines, and she shows you how she can double, triple, quadruple vote.

In other words, she can put in one ballot for Biden and then she can put it in five times. It'll be five votes for Biden. Bup, bup, bup, bup, bup, bup, bup, bup, bup, bup, bup. Did you ever think you could do that with a voting machine? Now, why would you be able to do that with a voting machine? Because you want to cheat. That's the only reason, to cheat. And then you can go in and change the

vote. And then you can connect it to the Internet and you can program it with algorithms. And then we have pictures of people in Flori -- in -- in Georgia putting USBs in and putting votes in. This thing is a total joke. It's a total joke. It's a complete fraud machine. And it's run by -- it's run by two Venezuelans who are close to -- close to Chavez, close to Maduro, fixed elections. It is allied with a company called Smartmatic. The CEO of that is a close business associate and business partner of none other than George Soros. So this is a fix from the -- from day one. This machine is a crooked machine, and the governors who pick this machine are going to have a lot of explaining to do as to what kind of due diligence they did.

And, finally, why are our votes getting counted outside the United States? Why? Why do we let any single vote of ours go outside the United States? What's wrong with us? Do we want to get cheated? Yes. Do we want to have the opportunity to cheat? Do the Democrats want to have -- yes. And did they

cheat? Yes, they did. Plenty of cheating in the machine, only exceeded by the cheating with the mail -- mail-in ballots. Which you've heard -- which you've heard plenty, plenty, plenty about.

Well, I'm Rudy Giuliani and with Common Sense we'll uncover the truth and get to a solution on Talk Radio 77WABC.

ANNOUNCER: We are New York talking about what matters to you. Now, it's former New York City Mayor Rudy Giuliani on New York's Talk Radio 77WABC.

RUDY GIULIANI: This is Rudy Giuliani back. Getting close to the -- for the weekend. I hope all of you are getting ready for a -- for a fine and beautiful weekend. Get some Christmas shopping done. Get some work done for the holidays. Spend some time with your family and hopefully get a chance to concentrate on what's going on. Because this country is going through an enormously important period in its history. Rather, rather, rather unique.

Thought we'd take one more call maybe from Carl in Westhampton.

Oh, Jimmy from Brooklyn. I guess that was Carl -- (indiscernible). Okay, Jimmy.

JIMMY: Yes, I believe this is the most dangerous time ever in America's history. We hope you keep doing a great job. You know, we got to hope that Biden's going to change the tax structure where you can't pass your ranches or farms down to your offspring. It's going to be impossible. We better hope we don't lose control of our farms. China could come in and buy them real cheap. You know, the enemy uses starvation to kill off opposition. They did this in Ukraine, killed 10 million in one year, starved them on the best farms in Europe, and they -- China, the communist, starved millions and millions of people in China who opposed the communist revolution. It was done in Cambodia. It's done several countries in Africa.

We better hope we win this, because if we lose our farms and the distribution, we could be denied -- the regions who didn't support Trump could be denied health care and food if we don't win. Because this is definitely a communist revolution.

RUDY GIULIANI: How deep -- how deep is

the CCP into the Democrat Party?

JIMMY: It's very deep. Years ago, the communists, Chinese in New York, were giving money to three candidates running in a Democrat primary. I only remember one name. I don't want to say because -- three different guys running. Not that they were communists, but the Chinese communists were trying to get control of the mayor's office. They were trying to have inroads in the police department. I don't know if you want me to mention this.

RUDY GIULIANI: Yeah.

JIMMY: (Indiscernible) was -- the guy that was passing money from the communist Chinese to three candidates in a Democrat primary was a police captain in New York. They also wanted to help elevate him to eventually become police commissioner. When I explained this to the FBI, their response was, "What would the communists want with a police commissioner?" I said, "What would John Gotti want with a police commissioner?" They're crazy. They're cra -- Then they said, "The communists could be a good police

commissioner."

Now, they may have been just checking me out for my response, but the communists, it's not just the Chinese, the Soviets, it's all over the place. They got our schools. We have fake news, fake science, fake history, fake election. Let's hope to God we don't have fake judges and fake courts, because this is very crucial time in our history. World War II, Korea War, Vietnam War, Civil War, Revolutionary War, we've never been in the danger we're in now. We got to win in Georgia. We got to turn this election back to reality.

So, we're really --

RUDY GIULIANI: Yeah I -- I have those same feelings that this is a very, very dangerous election. Even more dangerous than maybe we realize, and I Chinese infiltration is much greater. I mean, I knew it was very bad, but I never realized until the last two years exactly the level in which -- and exactly how much they had bought into Biden and how much -- how much they paid him. I mean, they've given the Biden's millions and millions of dollars over the years. It's like a -- it's like a

bought and paid for operation. Very, very frightening, and that's yet to come out. And when that comes out, I don't know, I don't know what's going to happen.

Well, keep paying attention. There's going to be a lot more developments over the weekend. The Supreme Court case is a fascinating case. I think there are 22 now states and dissidence on the other side. It's a very, very strong case. It's really about the future of our country, and watch China carefully. And watch the revelations on the Bidens, it's only going to get worse. I know them real well.

Well, have a great weekend. Thank God you're in America. God bless America.

(End of recording.)

CERTIFICATE

I, ERINN GREEN, Professional Court Reporter/Transcriptionist, do hereby certify that I was authorized to transcribe the foregoing recorded proceeding, and that the transcript is a true and accurate transcription of my shorthand notes, to the best of my ability, taken while listening to the provided recording.

I further certify that I am not of counsel or attorney for any of the parties to said proceedings, nor in any way interested in the events of this cause, and that I am not related to any of the parties thereto.

Dated this 18th day of January, 2021.

_____
ERINN L. GREEN, Court Reporter
Notary Public Commission No.: GG950705
Expires: January 23, 2024

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Exhibit 207

"CHAT WITH THE MAYOR, RUDY GIULIANI"

77WABC TALK RADIO

"WE WILL KEEP FIGHTING"

DECEMBER 15, 2020

FILE 14

"File 14 Rudy Giuliani, Chat with the Mayor, 77WABC (Dec. 15, 2020) (Washington, D.C.), available at, https://wabcradio.com/podcast/rudy-giuliani/"

RUDY GIULIANI: Good afternoon. This is Rudy Giuliani from the District of Columbia, the swamp, on 77WABC, and thank you for tuning in. Coming up, I'm going to get to talk to you on Chat With the Mayor. So you call me on the Tunnel to Towers Foundation hotline at 1-800-848-WABC, 9222. Help the Tunnel to Towers to do good; donate $11 a month at T2T.org. That's T, the Number 2, T, .org.

So, I want to start the show just by mentioning one thing, and then I have a very, very special guest. What I want to mention is all of the revelations yesterday that you might not have absorbed completely about the corrupt Dominion voting system that was examined in Antrim County, Michigan, 22 machines, I still can't believe the error rate of 62 percent. Sixty two percent error rate. They -- they reject 83 percent of the ballots and send them to adjudication. And now we don't know what happened to them in adjudication because the state of Michigan wiped out the adjudication files and all the recovery files. So we will never know what happened to all those votes that were improperly cast in a machine that's

made for cheating. That's -- I mean, that's the whole purpose of the Dominion system is to cheat. And I really am interested in hearing how they lie their way out of it today in front of the -- in front of the Michigan legislature when they come up and try to explain how in 27 different states they have a voting machine that's a calculator. And I wonder if our representatives in Michigan have the IQ level to actually match their questions.

I mean, why would a voting machine calculate. Computers, calculate. Voting machines just register votes; one for Biden, one for Trump, one for Biden, one for Trump. The only calculations you do is add them up; 395 for Trump, 227 for Biden, but, you see, they calculate. So you can get a half a vote for Trump. You can get a third of a vote for Trump. I know. I know. How can you do that? You can do that if you were a machine that was made way back in Venezuela and Cuba in order to help Hugo Chavez steal elections, and you keep that software. You've been thrown out of countries, you keep changing your name, and then crooked politicians hire you. And that's

the way we run elections in America. Hopefully, we're going to get a chance to look at more of these machines, because right now the result in Michigan is an embarrassment to the state of Michigan, and verging on really illegal and criminal.

So, I have with me a very special guest who knows more about the border than anybody in the whole world, Lara Logan. I bet you know Lara from Fox and from many, many years on CBS. She's one of our -- one of our very, very best investigative reporters. Unbelievable history all over the world, but right now, the last couple of years, she's been devoting herself to figuring out what's going on in our southern border, which is much better organized than you think, but for the wrong reasons. So --

LARA LOGAN: Thank you, Rudy.

RUDY GIULIANI: -- can you just kind of explain to people who probably -- you know, most of the people on this show understand illegal immigration. They understand the problems, the pluses, the minuses, all the things, but they probably have no understanding of how complex the border is.

LARA LOGAN: Well, first, thank you. Second, I really don't know more about the border than anyone in the world. Just -- just saying that, what I would say about the southern border is that what makes it most complicated is that we only talk about it as an immigration issue, and we've allowed the immigration issue and the humanitarian issues associated with that to obscure the reason we really have a border, which is national security. And so all the security issues get drowned out and obliterated out of the public conversation. No one wants to talk about it, because if you talk about it, it means you don't care about the family that's trying to come here to, you know, make a better life. I care. I care very much. I mean, it breaks my heart every time, but I also care about understanding the whole context. That's my job as a journalist, and what I can tell you is that in terms of national security, you have right on your southern border the most powerful and violent criminal organizations in the world. The Mexican cartels have transformed from the drug organizations they were, Sinaloa

cartels in more than 50 countries. Cartel Jalisco New Generation CJNG is in more than, you know, 40 countries. And the DEA just a few months ago did a big operation to go after CJNG because they're new, but they're growing fast and they're ultra violent. And they arrested 700 of their people right here in the United States.

RUDY GIULIANI: Where?

LARA LOGAN: In the United States.

RUDY GIULIANI: Where?

LARA LOGAN: All over.

RUDY GIULIANI: You mean in the interior of the United States.

LARA LOGAN: In the interior of the United States.

RUDY GIULIANI: Beyond the border --

LARA LOGAN: The way beyond the border. When you -- you know better than anyone Rudy, right, because you dealt with the mob. If you're a criminal enterprise and you want to distribute narcotics to your market, you need an infrastructure all across the country. If there are narcotics in every single town and every single city in this country, then there

is an -- there's a support infrastructure --

RUDY GIULIANI: Absolutely.

LARA LOGAN: -- and a logistics infrastructure, and a communications infrastructure. Surveillance.

RUDY GIULIANI: Complex business.

LARA LOGAN: Countersurveillance. They're very good on intelligence. They, also, are very good at corrupting people along the way. Right? They subcontract to gangs like all in the Northeast. You're talking about the Dominican gangs who are responsible for most of the drugs. And what most people have no idea about is that the opioid crisis is no longer being fueled by prescription drugs. The cartels, being extraordinarily adept and having more money than God, they can do anything they want. And what they are doing is now producing synthetic opioids that are in a lab in Mexico with the help of China. This is critical for people to understand. You have China supplying precursor chemicals on a massive scale. So what is happening on the southern borders you have a quantum leap in the quantities of methamphetamines and fentanyl coming over that

border.

Fentanyl is the deadliest drug this country has ever seen.

RUDY GIULIANI: Use that with coc -- the heroin, right?

LARA LOGAN: Well, the heroin is the -- you know, slow you down. It's --

RUDY GIULIANI: Right.

LARA LOGAN: Right? And the -- and the fentanyl is -- has a similar kind of effect.

RUDY GIULIANI: Right.

LARA LOGAN: So what they've done is sort of substitute heroin and oxycodone and all these opiates with fentanyl, but fentanyl is so deadly that it literally takes like a couple grains of it to kill you. And they're making these fake opioid pills in labs in Mexico with the help of China, because without the precursor chemicals in those quantities they couldn't do it. And they are flooding the U.S. with these things.

RUDY GIULIANI: So how are they bringing -- how are they getting it in?

LARA LOGAN: Well, they use the ratlines that they've used for decades. Some of these

ratlines, honestly, go back to the -- I mean, the Indian wars.

RUDY GIULIANI: Right.

LARA LOGAN: I mean, they go back to the time of cotton, right, coming over there. And they also used to keep people very separate from narcotics. They don't do that anymore. So, they get it to the southern border. All that land just south of the border on the Mexican side, I mean, that's blood land, right? Every inch of ground there is soaked in blood, because they fight for that with everything they've got.

RUDY GIULIANI: They fight with each other?

LARA LOGAN: Yes, that's why you see so much violence, because it's really about -- well, it's about terror. Terrorizing people below you, not to try to subvert your position in the organization. Right? Terrorize the people that are around so that they don't challenge you. Terrorize the other cartels so that you hold your routes. I mean, everything is about using terror and extreme violence to hold on to power. Because power is fed --

fueled by the massive amounts of money.

RUDY GIULIANI: What areas is concentrated in? Texas? Right -- right below Texas, or ...

LARA LOGAN: Well, if you, you know, if you look in Texas, for example, if you're down in Laredo, right across the border in Nuevo Laredo is cartel CDN. They are the Zeta cartel rebranded. Right across from Igal -- from Roma, Texas there's been a big battle that was Gulf cartel's territory for a long time, and now they're battling with the CDN cartel. There's -- Sinaloa is really still the biggest. They have the biggest footprint in the U.S. They're one of the oldest cartels in Mexico. They have a lot of that California border and and parts of the Texas border. And they -- but all of these cartels move beyond the border. I mean, they have -- I tell you what, there's a video that people can look up online. It's extraordinary. It shows a cartel, a very heavily armed cartel moving a high value passenger 70 miles inside the U.S. They're in the vehicle. You can see their weapons. They've got their they're automatic weapons ready and drawn. The way they would in Mexico, and

they're literally doing a handoff of a high-value passenger 70 miles inside the United States.

RUDY GIULIANI: So how does this -- how does this intersect with the illegal immigration that goes on?

LARA LOGAN: Well --

RUDY GIULIANI: If it still goes on with the COVID and --

LARA LOGAN: Oh, no.

RUDY GIULIANI: Has that calmed it down a little?

LARA LOGAN: Well, interestingly, what COVID did was that the CDC issued under Title 42, they issued a public health mandate that -- that put an obligation on Customs and Border Protection to take anyone who was entering illegally and remove them immediately. So, they've been sending people straight back to Mexico. So that made a big difference.

However, Judge Sullivan, you know, Emmet Sullivan from the Mike Flynn case.

RUDY GIULIANI: Right.

LARA LOGAN: Well, Judge Sullivan just ruled that you cannot -- that Title 42 doesn't

apply to minors. Now, there has been an explosion of unaccompanied minors on the southern border.

RUDY GIULIANI: I've seen --

LARA LOGAN: An absolute explosion. So, what is happening now with this ruling from Judge Sullivan, they can no longer be returned to Mexico. They're being released. It's back to catch and release into the community. And there's a big problem. There are thousands of Border Patrol agents that have contracted COVID. Seventeen of them have died. So, they're having, you know, a big issue. You can see the impact this has always been an issue, but nobody wanted to talk about what diseases were coming over the border, because we've made this a what conversation? An immigration and a, you know, humanitarian conversation. Right? We don't talk about the national security elements of this because it makes us, you know, inhuman, and racist, and xenophobic and all the others.

RUDY GIULIANI: So, now it's being driven really by drug, by drugs. By the money made from drugs?

LARA LOGAN: Oh, it's been driven by money, but narcotics is a huge part of it, but the people --

RUDY GIULIANI: Human trafficking?

LARA LOGAN: People and human smuggling. The people are worth almost as much as the narcotics today. And, also, very important distinction, the cartels are now responsible for the vast majority of narcotics globally. So, even in Europe, for example, they are -- they have meth labs where you've got Mexican -- Mexican cartels making drugs in a lab with Chinese chemicals and proliferating them, you know, across Europe and other markets. And that's given the cartels extraordinary power, because every street gang in the world, what's their main currency, Rudy? It's drugs.

RUDY GIULIANI: Right.

LARA LOGAN: And --

RUDY GIULIANI: That's the big money.

LARA LOGAN: Right. So every street gang in the world wants to be on the right side of the Mexican cartels, and they will do whatever it takes.

RUDY GIULIANI: And are we making any

progress?

LARA LOGAN: Well, we're doing an extraordinary, you know, amount with what we have. Right? I mean, the people who are out there on the ground every day, the people who are leading, they're doing everything they can with what they have, but the reality is that I've asked many of them and they all tell me the border is not secure.

RUDY GIULIANI: Right.

LARA LOGAN: Now, you know, there's different levels of security, but in reality, when you have -- if you can get narcotics in literally any state, any city in this country, then obviously that's getting through your border.

RUDY GIULIANI: Right.

LARA LOGAN: It's not secure.

RUDY GIULIANI: Right.

LARA LOGAN: Right? And you know what's about to happen, under the Biden administration's immigration plan, Biden has already announced no deportations for 100 days. okay? So, the agents on the ground are already hearing from people who are saying, we -- we

were told to come because this is a better time now. We were told to come because we can stay. Also, the Biden administration has on their timetable abolishing ICE and homeland security investigations.

RUDY GIULIANI: They're not really going to do that, are they?

LARA LOGAN: Well, that's what they say they're going to do. I don't know. I mean, I'm not in the -- I'm not in the loop. Right? So to speak.

RUDY GIULIANI: Abolishing ICE. Ah-haha.

LARA LOGAN: They also -- they also just took the head of the Open Society Foundation, which is what is their --

RUDY GIULIANI: Right.

LARA LOGAN: What is their mandate, right? I mean, what is their philosophy? They are the architects and the political infrastructure for the open borders --

RUDY GIULIANI: The one world.

LARA LOGAN: -- policy.

RUDY GIULIANI: One world.

LARA LOGAN: Right.

RUDY GIULIANI: One socialist border.

LARA LOGAN: So the president of that organization just resigned, Patrick Gaspard --

RUDY GIULIANI: Right.

LARA LOGAN: -- to take up a position as labor secretary in Biden's cabinet.

RUDY GIULIANI: Yeah.

LARA LOGAN: So -- and he's not the only one. So what you have, you know, you have a lot of -- there are many indications that they intend to move towards a far more open border. Don't forget, when you had all those candidates on the Democratic side during the primaries, they were asked when they were on the debate stage how many of you would decriminalize crossing the border. And they all raised their hands. Every single one.

RUDY GIULIANI: Absolutely. Well, Biden put it half up, but I don't know if he can get his hand all the way up.

Well, Lara, it's been -- it's been terrific catching up with you. We'll have to keep in touch, and we have to see what happens at the border. I mean, it really frightens me. We've had enough -- we have enough problems there, and to open it up even more, oh, my

goodness.

LARA LOGAN: Well, I'm doing this for the next episode of my show. Lara Logan Has No Agenda on Fox Nation.

RUDY GIULIANI: Yeah.

LARA LOGAN: It should be coming out at the end of January, and I also spent time down in Mexico with the Mormon family, who had three mothers and all those children murdered in the big massacre last year. So it's -- and -- it's really moving what we learned.

RUDY GIULIANI: Well, thank you very, very much.

LARA LOGAN: All right.

RUDY GIULIANI: And good luck.

LARA LOGAN: Thank you.

RUDY GIULIANI: Take care of yourself.

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ANNOUNCER: Mayor Rudy Giuliani on ...

(Music playing) 77WABC.

RUDY GIULIANI: This is Rudy Giuliani back again from Washington, D.C. I'm -- you know, I'm just looking at what's going on in my -- in my city, and completely convinced Cuomo and de

Blasio just want to destroy the restaurant industry for no reason. I look at the statistics about the spread of COVID, and the spread of COVID in restaurants is minuscule compared to the spread of COVID in other places. And you can socially DISTANCE. You can wear masks. The waitstaff can be extraordinarily careful, and the percentage of people who get the illness is minuscule compared to other congregations of people.

And not only that, the fatality rate, the mortality rate is not what it was three or four months ago. It's a -- it's a -- it's a, yes, a dangerous disease and a difficult one, but it's one we can manage. It's one we can deal with. It's not one that should require destroying people's lives and destroying people's businesses. And what they have against restaurants, I just, for the life of me, can't figure out. Restaurants are an enormously vital part of the economy of New York City. Restaurants are an enormously vital part of the existence of any city. Cities exist because people come together in cities. That's why they're there, because they need a place to

come together because we're social human beings. And these people, de Blasio and Cuomo, have no understanding of the importance of a city in a country and in a civilization, nor do they have any understanding of the damage they do by shutdowns.

I mean, I understood that right from the very beginning. I mean, I understood the original shutdown. Now, in retrospect, I wonder if it wasn't pushed a little bit by hysteria, but at least the numbers were out of control then and nobody knew in the hospitals and -- but I knew there'd be a big price. You can't shut human beings up for two months, three months, four months, five months, six months, and not expect to significant damage to them.

First of all, not all human beings are emotionally stable. You lock them up like that and force them in, and all kinds of neurosis, psychosis and everything else emerges. Domestic violence emerges, alcoholism, drug addiction. Just deterioration of their being able to take care of themselves. They're not going to the doctor and get checkups. I mean,

there are tremendous trade offs for this. And Cuomo, and de Blasio and Biden act like, oh, let's just shut it down, let's shut down the restaurant. Cuomo announces New York City must close indoor dining. De Blasio -- what a de Blas -- what did genius de Blasio say? "People should brace for another possible shutdown."

Is this. Is this really what I think it is? This is a rather philosophical, psychological point, but I've always believed that people that tend towards socialism are addicted to dictatorial. I believe there's a place where socialism goes, where once you have control of people's lives, you know, you got them on all welfare, or you got them all being supported by the state, then you have all the factors about them determined; where they go to school, if they can go to school, what kind of job they can get, where they can -- where they can work. Once you have control of all these things, the kind of -- the people who like to do that kind of have a power problem anyway. So I look at these governors. I mean, Gavin Newsom, Cuomo. What's the one in Michigan? The nitwit. I forget nitwit's name in

Michigan. Wolf. Whoa, Wolf. Murphy. Murphy, who didn't realize that he actually took an oath to uphold the Bill of Rights. But, you know, who said he was a genius?

They have -- I mean, they have this -- come on, don't tell me they don't have this dictatorial complex where they just want to boss people around. You know, send the firing squad in for the people without the masks, and let all the criminals out on the street. I mean, between de Blasio and Cuomo, they have single handedly caused the increase in crime in New York. Because the people committing the crimes are the people who used to be in prison. Just simple as that. Just ask any of my former police commissioners, any of my former cops, or ask me. I know a little something about law enforcement.

Well, I just have to speak up for my city, open the restaurants. Idiots. Open the restaurants. Stop destroying people's lives. Stop making it impossible for families to afford clothes for their children. Open the restaurants, morons. I don't know what's wrong with you. Stop your sick dictatorial policies.

Well, I'm Rudy Giuliani, and with common sense we'll uncover the truth and we'll get to a solution. On Talk Radio 77-WABC.

ANNOUNCER: Mayor Rudy Giuliani on ...

(Music playing) 77-WABC.

RUDY GIULIANI: For over 40 years Delta Rescue has provided dedication and everlasting love to animals that have been left abandoned. Delta is the largest no kill, and care for, and right to life animal sanctuary in the world. The super sanctuary is home to up to 1500 animals that have been abandoned or born in the wilderness, and cared for every animal for the entirety of their life. Every animal receives the very best of care, and Delta relies solely on donor contributions from people like you. By being a part of the Delta mission, you're the difference between life and death for so many animals. Donate today at DeltaRescue.org, or for information on Delta's tax savings estate planning go directly to DeltaRescue.org/Rudy, and ask for Rudy's free estate planning package. It lays out all you need to know about growing your estate while letting your compassion for animals live well

into the future. It's only available at DeltaRescue.org/Rudy. Show your dedication and everlasting love, and make your legacy work for the animals. Visit DeltaRescue.org/Rudy today.

So when we left, we were talking about the the tendency toward dictatorial actions, authoritarian actions on the part of the so-called progressive socialists when they start to get control of things. And I was talking to Lara, and Lara says a lot of this is going on in Europe as well. Which I'm not sure we hear about.

LARA LOGAN: There are massive -- every weekend across the world there are massive protests against lockdowns. In Germany, in Denmark, in the UK, in France. In fact, in Denmark the government there tried to pass a law that they could come into your house anytime they wanted, take your temperature, et cetera. And they protested for nine days until the government revoked the law. But we just don't see or hear much of it.

RUDY GIULIANI: And we're getting pretty close to that now in New York and California. In places like that. I mean, this thing with

the restaurants, the science doesn't support it at all. There's no significant spread of COVID in restaurants. Why -- why are they so -- why are they so dead set against closing down restaurants?

LARA LOGAN: Well, the problem with all of these arguments, Rudy, is that there may be science about this and science about that, but the science changes as we learn more.

RUDY GIULIANI: Sure.

LARA LOGAN: And what we know over a short period of time is usually different to what we learn over a longer period of time. For a lot of these things, there isn't any science. No one's really done a study on what it does to people to wear masks all the time.

RUDY GIULIANI: Right.

LARA LOGAN: No one -- you know, we don't know the impact of that. I think there's only one study that's really shown that over time. And the other part of it is, it's a rabbit hole, because there's no science right now telling us how many children have dropped out of the school system.

RUDY GIULIANI: Oh!

LARA LOGAN: Dallas ISD reported 100,000.

RUDY GIULIANI: Oh!

LARA LOGAN: That's one -- that's one school district. They said from the time Texas went to online school, they just disappeared from the school system. How many school districts? Who's collecting that data? What does the science tell us about school dropouts? What does the science tell us about kids who don't get an education what does the science tell us about kids who don't have food at home. Who, the only meal they got was at school, or whose parents, may be, you know, drug addicts, or just, you know, be poverty stricken now because they've lost their income. We don't ever count the cost. What has it cost us to save one person from COVID? How many lives is one life saved from COVID worth? And I say that as someone who -- I lost my father during this pandemic, and I couldn't go to his funeral. I couldn't bury him.

RUDY GIULIANI: I'm sorry.

LARA LOGAN: I couldn't be part of that. And, you know -- and I've had COVID, and my husband's had it, my kids have had it.

RUDY GIULIANI: Did you?

LARA LOGAN: I know lots of people who've had it. And -- and I'm not -- I don't underestimate the strength of this disease at all, because I know people who've lost family members. And there's nothing worse than losing somebody you love. Nothing more important or serious to us, but I know other people who've lost family members. A friend of mine's niece beaten to death at home in South Africa by a violent husband because there was no where for her to go. How many others have been beaten to death that we will never know their names?

RUDY GIULIANI: A lot.

LARA LOGAN: Yeah, and where's the daily death toll for that?

RUDY GIULIANI: A lot.

LARA LOGAN: There isn't one, is there?

RUDY GIULIANI: No. No, I mean, I -- New York City has to deal with domestic violence quite a bit, and I started the first real program called Behind Closed Doors. And do you know the worst day of the year for domestic violence in New York City, Super Bowl Sunday.

LARA LOGAN: Yeah, because people are

home.

RUDY GIULIANI: Because the men are home, and then toward the end of the game, particularly if their team is losing, they get drunk.

LARA LOGAN: Mmm.

RUDY GIULIANI: And then they want to act like maniacs and they're all locked in, and they want to show off and they beat the hell out of their women.

LARA LOGAN: Terrible.

RUDY GIULIANI: It's the worst day, worst day for domestic violence in the city of New York.

LARA LOGAN: Yeah, but we've had -- we've had Super Bowl --

RUDY GIULIANI: You locked them in and they start beating each other up.

LARA LOGAN: Rudy, there's been Super Bowl Sunday every day of the pandemic.

RUDY GIULIANI: Yes, of course, that's -- the minute -- the minute they locked -- did the lock in, I thought about that from back when I was mayor; how every Super Bowl Sunday we would have to prepare for all kinds of women getting

beaten up because they were locked in just a little bit too long. And now I'm thinking they're going to lock them in. I thought at first for a month, they're going lock him in for week after week, after week, after week. It's just going to deteriorate people.

LARA LOGAN: And, you know, you said that this was about, you know, this -- these dictatorial tendencies, but what -- what is more concerning to me from the work that I've done, and the people that I've talked to and the landscape that's so obvious now to so many, is that this is -- this is doing more harm to the middle class, and to small businesses and family businesses, and family farms than anything else that we've ever seen in our lifetimes. It's not affecting the big corporations.

RUDY GIULIANI: Of course.

LARA LOGAN: Cuomo, de Blasio, they're all getting their money. They're getting their salaries. They're getting their pensions. Their lives are unchanged. These people who have control over everybody else and you say you matter, you don't matter, your business

doesn't matter, your kids don't matter. These kids matter, but not yours. These people have not been impacted. They don't -- they don't know what it's like not to get a paycheck.

RUDY GIULIANI: Umm-hmm.

LARA LOGAN: They don't know what it's like not to be able to feed their kids. They don't know what it's like not to be able to get the medical treatment that you need. Right?

RUDY GIULIANI: Right. Absolutely.

LARA LOGAN: And --

RUDY GIULIANI: They're in a special world. They're the elite.

LARA LOGAN: But they're making sure that none of those people who have built this country from the ground up, who are the backbone, who are the living epitome embodiment of the American dream, they're making sure that none of them will survive this because their businesses are not coming back.

RUDY GIULIANI: Yeah, I mean, the attack on the American middle class that this has produced is -- and the anger at them, and the hatred and the disdain for the American middle class, I look at that -- I look at that bar in

Staten Island, which I know, Mac's Bar, I was in the hospital with COVID when that was going on. And I was calling him and trying to wish him luck, but, I mean, they sent in 21 sheriffs.

LARA LOGAN: It's ridiculous.

RUDY GIULIANI: Twenty-one sheriffs.

LARA LOGAN: Absolutely ridiculous.

RUDY GIULIANI: Like, they don't do that for a drug raid.

LARA LOGAN: And they don't even know what they're doing it based on.

RUDY GIULIANI: And the sheriffs don't make arrests. I mean, it's ridiculous, Sheriffs. The NYPD wouldn't do it, thank God. The NYPD looked at it and said, de Blasio, you know, go stuff it.

LARA LOGAN: So you're going to tell these policemen they have to get closer to the community and build bridges, and then you're going to tell them to go out in the community and arrest people.

RUDY GIULIANI: I was really proud of the NYPD for saying, you know, go -- go screw it, idiot.

So, we're going to be back in a few minutes. We're talking to you on 77WABC.

ANNOUNCER: Mayor Rudy Giuliani on ...

(Music playing) 77WABC.

RUDY GIULIANI: Well, we're back again, and I've got to tell you, I'm really thinking about Milano Market a lot now that I've been in Washington for so long. I've got to get back. On the corner of East 18th and 3rd Avenue, it got me through the -- got me through the worst part of the shutdown. And God forbid they start it all over again, but, I mean, the place is terrific. The food is just like going to a fine Italian restaurant, except it's a delicatessen and you can order anything you want. Sal and his family have owned and operated Milano Market for 40 years. Everything is fresh. It's got pastries, and desserts, and cookies, and cakes and breads. All from within New York City. It's got great prosciutto, cured meats and cheese, fresh mozzarella, homemade pasta and much more. Milano Market can meet all of your catering needs, large or small. Business, private and for the upcoming holidays, great, great place

to call and have them cater a nice Italian food party for you. It's on the corner of East 89th and 3rd Avenue. You can check out their full menu on their website at MilanoMarketNYC.com. They even make gourmet baskets. You can be sure I'll be heading there as soon as I get back to New York City. When they release me from the swamp. I have to get a pass in order to get out of here.

So I wanted to just bring you up to date with the little time that we have left about the election battle. The election battle has now turned to an examination of the Dominion machines, and these Dominion machines are extraordinarily strange. It's almost hard to believe that anybody would have rented them, purchased and leased them.

First of all, they're totally insecure. Which means Johnny at home can hack them and does. You can -- you can invade them anytime you want. You can put anything in, you can take anything out. And, theoretically, they're sold so that they can't be penetrated. Second, they're calculators rather than counters, and why they have to be calculators, no reason.

They're only counting votes, they're not calculating a vote. And that's part of the way in which they get manipulated because algorithms are put in. So for every three votes for Biden, there's one vote for Trump, or every four votes for Biden there's one vote for Trump. Or if you wanted to, you could -- you could do it the other way, except it's run by left wing dedicated radicals. So you can imagine what sympathies they have.

Also, you have to wonder why are we using a foreign company to count American votes? It's a Canadian company that doesn't even bother to count the votes in Canada. It sends the votes to Germany and Spain. Which makes it even more insecure, makes it a national security problem. So, why did we build all these problems into our voting system? And how can we possibly rely on the numbers when it's a 62 percent error rate in the 22 machines that were studied in Antrim County, and an 82 percent rejection rate. And then because the secretary of state or somebody in Michigan, one of the -- one of the Democratic officials decided to destroy all the records, we can't --

we actually can't tell how many were corrected and how many weren't corrected.

So, this is what we're facing now, and we're going to take a look in other places where they use Dominion to see if the same problem exists. If it does exist, then we've got a real national -- nationwide problem. Significant nationwide problem. Also, we'll point out that the election that is so hot and so important in Georgia that's going to take place on the 5th of January. Is it? They're using Dominion machines in most of the state, in most of that state, and particularly in Fulton County and in the large population areas. So the same faulty machines that don't count but calculate, that use algorithms to figure out the vote and allow half votes are being used to count the ballots in this election. So what's to say this election is going to be any more accurate than the last in the last one?

What's wrong with us? Why can't we settle down, do due diligence, study these machines, develop a machine that can't be invaded, develop a machine that's self-contained? All

the machine does is count. It's real simple. You know, I go in, I vote for Trump, one for Trump. You go and you vote for Biden, one for Biden. Two for Trump. Three for Biden. Four. Then we -- then, yes, the machine can calculate. It can add. What would it have to do with add? How many Trump votes? How many Biden votes? How many votes for the marijuana proposition? How many votes against the marijuana proposition? That's all it has to do. Should not be able to be invaded from the outside. There should be no internet connection. There should be no ability to connect to the internet. In fact, it's illegal to do that, except that in every one of these places we have 500 witnesses saying there were internet connections all over the place. And not only that, we've got the records of the internet -- internet traffic into and out of the counting centers in Detroit, and in Philadelphia and in Maricopa County. You can see the hundreds of thousands of internet connections to these machines. There should not -- there should be no outside interference when the vote is being taken or the vote is

being counted. What good does outside interference do except allow for cheating.

The cheating in The New York Times says never takes place. If the New York Times ever again writes that cheating doesn't take place after this election, then take the newspaper and I can't tell you on the radio what to do with it, but I have a very good suggestion of a good use for that newspaper. Because its ability to act as anything remotely resembling a newspaper in a free society is just about gone. I don't know who runs them, what runs them. I have no idea why they suck up to China so much. I have no idea. Don't they -- don't they realize the danger to the United States? The danger to the world of a world dominated by China. An amoral, atheistic communist dictatorship that has zero regard for human life. We're going to have -- we're going to let them take over the primary position in the world and we're not even fighting back? And we're putting a guy in office that his family got millions, and millions, and millions from China. And the Times won't even write it because, I don't know, maybe they want to sell

newspapers in China, or maybe the family has investments in China.

China has done an unbelievable job of infiltrating through power, through money. We're going to have to stand up to it. It's our challenge of the future. It's our only real, real challenge that matches the United States over the next 20 to 30 years for world dominance. Russia is the equivalent of a state. Except for the fact that it has nuclear power, Russia is not really much of a threat. China is a real threat because China has everything. China has a gigantic population. China has unbelievable resources. China is extraordinarily disciplined. China has one goal in mind and they stick to it. It does have liabilities. It has half its population in Third World poverty and no plan for getting them out of it. And it remains to be seen whether a country like that can continue to grow, and grow, and grow and remain more and more repressive. That -- that's a -- that's a question about human nature and human history, and that's going to get tested, but there is no easy answer to it. And the -- and the reality

is we spent an awful lot of years losing ground to China by believing that they were sort of divided into the benign China and the hawk China. The benign China wanted the peaceful rise of China, and the hawk China wanted the, you know, militaristic, aggressive economic rise at the expense of other countries, and, particularly, the United States. And we were always hoping that the first would win out over the second.

Well, the first is long gone. Hasn't been there for the last 30 years, except our do-gooder, silly liberal politicians who have totally unrealistic view of the world, weren't able to see that. And thank goodness, you know, Donald Trump came along and was able to see that, and marshal off a lot of other people who have been able to articulate it and explain it. And now there's a good deal of scholarship about that. Unfortunately, on the Democrat side, it almost seems as if China owns a good deal of the Democrat Party. I mean, no one's covering the fact that a very significant member of the Democrat Party is a member of the Intelligence Committee, was dating a Chinese

communist spy.

I don't think it was covered in The New York Times. I'm not sure. You go check for me if it's covered in The New York Times. Now, if that's not significant, what's significant? Our biggest rival in the world, the country that's announced that it wants to surpass us as the leading power in the world within 20 years, a country that keeps militarizing the islands in the South China Sea, a country that's building its military power as fast as it can, a country that steals everything we have that isn't locked down and even the stuff that's locked down, a country that spread COVID all over the world, CCP virus all over the world without any regard for the millions of people that they killed. It's as if, you know, the loss of human life is helpful to them they have so many -- so many lives that they want to get rid of. And we -- and we're sitting back as if we can negotiate, you know, really, really nice with them and let them have what they want. And, gosh, almighty, let's not call it the China virus. They may get upset with us.

And as Joe Knucklehead said, they're

really not a competitor to the United States. I mean, he's the only person in the world who believes that, and we know he's working with a mental deficit. And hopefully other people can make up for that to some extent. But he is coming in as a guy whose family was bought significantly by the Chinese government. That really has to be looked at.

So we've got plenty to talk about this week, and we'll be back with you tomorrow from Washington, D.C. And we'll -- we'll -- we'll see where we're going. We'll see where we're going with this whole situation with China. We'll see where we're going with COVID. If we're getting any more restrictive or we're starting to get -- exercise a little more common sense so that people can have a decent Christmas. Please, please, I don't know. Don't ruin Christmas. Come on, dictators, don't ruin Christmas. I know dictators don't like Christmas. So, please, let the kids enjoy Christmas. Let them -- you know, they can socially distance and play with their toys. Okay?

So we'll be back tomorrow. I want you,

tomorrow morning when you get up, I want you to say, "Thank God I'm in the United States of America, the greatest country on Earth. And subscribe to my podcast at Rudy'sCommonSense.com. I got a really good one coming up.

(End of recording.)

CERTIFICATE

I, ERINN GREEN, Professional Court Reporter/Transcriptionist, do hereby certify that I was authorized to transcribe the foregoing recorded proceeding, and that the transcript is a true and accurate transcription of my shorthand notes, to the best of my ability, taken while listening to the provided recording.

I further certify that I am not of counsel or attorney for any of the parties to said proceedings, nor in any way interested in the events of this cause, and that I am not related to any of the parties thereto.

Dated this 19th day of January, 2021.

_____
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Exhibit 208

"CHAT WITH THE MAYOR, RUDY GIULIANI"

77WABC TALK RADIO

"SNOW TROUBLES AND A POSSIBLE SECOND SHUTDOWN"

DECEMBER 16, 2020

FILE 15

File 15 Rudy Giuliani, Chat with the Mayor, 77WABC (Dec. 16, 2020) (Washington, D.C.), available at, https://wabcradio.com/podcast/rudy-giuliani/

RUDY GIULIANI: Good afternoon. It's Rudy Giuliani live from D.C., the Capitol of the nation on 77WABC, and truly missing being back in New York City for a snowfall. You don't know this, but, of course, when I was a kid, I loved snowfall falls, like every kid did. Lived through the big blizzard in Brooklyn when our -- when our Christmas tree fell into the snow. Funny, funny story, and now here I am in D.C. and there's not even an inch of snow and D.C. is closed down for the next 10 years. And I laugh at it because here's -- I have an article here from January 2nd, 2011. It says, "Bloomberg compared unfavorably with Snow King Giuliani. If Bloomberg had taken a page from Rudy Giuliani's (indiscernible), I think he not might not be getting pilloried for blowing" daht, daht, daht, daht, daht, daht. I'm just pointing out, I mean Bloomberg did a lot of great things better than me, I will tell you, but nobody picked up snow better than me. Nobody. I got hit with it for the first time, the first year I was in office. It was a small one and there's a reason I picked up snow really well. Peter J. Powers, my high school,

College, law school classmate, my campaign manager, my first deputy mayor, Republican from Queens, who lived there when John Lindsay didn't pick up the snow in Queens lost a Republican primary as a result of it, and from the day I got elected first thing he said to me is, "We may get defeated for reelection, but it's not going to be over a snowfall." And he got me to sit down with the sanitation department, with mayors from other places, got books out on how you pick up the snow. By the time -- by the time we got into office, we knew more about snow removal, I think, than all the mayors combined; like, academically. And then we got hit with a snowfall in '94, a couple of reasonably good snowfalls. So we got great practice. I made my sanitation department into my Navy. I call them -- I call the sanitation commissioner, Admiral Halsey, because when I studied the Lindsay problem, I found out that Lindsay had taken the plows off the sanitation trucks, because he wanted to save money, and then the snow fell and it took them five hours to get them out there. By the time he got them out there, that was too much snow to pick up.

That's exactly how the Japanese lost the battle of Midway. They were refueling their fighter planes when, lo and behold, our fighters found their three major aircraft carriers all too close to each other, none of them defended by fighters, and Bam! In half a day, we change the course of the Second World War, because their fighter planes were disable. Well, our snowplows were disabled and that wasn't going to happen to us. So we thought about it. We had a scientific plan. We got extra plows. We motivated our sanitation department as the most important people in the city for that period of time, our heroes. Because they were going out in the snow and risking their lives to keep the city open. I would show up in the morning at the sanitation depots and wave them on like they were the -- they were the Navy, Air Force going off to battle. I would tell people to cheer for them in the streets, and then I would go out in the streets in my own little vehicles and clean up snow with people.

I felt like my job, get that city open, and I'm going to tell you why. It's not just all games and fun. Any slowing down of movement

in our city can mean that somebody will die. The amount of time that it takes to get you from where you are in an emergency to a hospital could be the difference between your living and dying. This is why I never like protests taking the middle of streets. Not that the idiot, moron, jerk mayor that we have now would ever realize this, but every time those streets get more crowded than they should be, people die. Your job as mayor is to try to prevent people from dying. To try to prevent people from getting hurt. Snow can hurt bad. So you've got to get those streets open fast so that ambulance can get through, so the fire truck and get through.

So, it's a matter of life and death. It's not just fun and games, but it's also fun and games and you got to make it that way, and you've got to make it really, really wonderful for the sanitation workers because those poor men and women work their tails off during a period. They work like 30 hours in a row.

So, later on I'll be joined by my co-counsel for Donald Trump, Jenna Ellis, who's senior legal adviser for the Team Trump, and

we'll get up to date on that. And then you're going to get to talk to me on Chat With The Mayor on the Tunnel to Towers Foundation hotline at 1-800-848-WABC. That's 1-800-848-9222. Tunnels to Towers to do good. Donate $11 a month at T2t.org. That's T, the Number 2, T, .org. That's 1-800-848-9222.

So, I don't know what de Blasio is going to do with the snowfall. He hasn't done anything right at all of any kind, but what he's doing to the restaurants in New York City is a crime. It's a crime. I don't know why he's doing it. I don't know if it's his left wing communist philosophy. So he wants to see everything destroyed so the city can own everything, and he can tell people what to do. I don't know if it's his pea brain. I don't know if he just doesn't like those people, because maybe he thinks they didn't vote for him, or maybe he thinks they work too hard. He likes people dependent on the city, but this is the core of our city, the small businesses. This is the core of any city. You can't have a city without a middle class. You can't have a city without strong, small to medium sized

businesses. Yeah, you need big businesses in cities. I mean, his idea kicking out billionaires is really genius. I mean, if you kick out the billionaires and the middle class, what, de Blasio is going to pay for everything? The guy's never worked a day in his life.

I mean, why they are shutting down restaurants because of COVID is not science. What is this science garbage that Democrats put out? They're the worst scientists that ever lived. People get a lot more infected with COVID in gatherings in homes than they do in restaurants. You're better off going out to dinner than eating at home with a large group of people. I think you should eat at home with a large group of people, by the way, and take precautions. Don't let COVID rule your life. Don't let COVID rule your city. Don't let COVID rule your state. Don't let COVID rule your freedom of religion, your freedom of speech. Which is what we've let happen to us by these Democrats who have these dictatorial qualities that we were talking about yesterday that come out: Cuomo and de Blasio and Biden. I mean, Biden's just dying to close us down and

he can go back into the basement. He looked so uncomfortable. Yesterday he went to a rally in Georgia, 13-and-a-half people showed up. They say 13-and-a-half because this guy was coming in and coming out, and they weren't sure if he was there or not there. He walked in, then he walked out. He wasn't sure who Biden was because he had -- this guy had a mask on and he wasn't sure who -- who -- who -- he had heard about this Joe Biden, but he had never seen him because he had never come out of the -- he'd never come out of the basement.

So, you know, as soon as he gets into office, if he does -- and I hope he doesn't because we're still fighting the battle. We're still fighting the battle. But, I mean, I don't even know why he wants to be in office. Maybe we'll make a deal with him. Trump can run the country from the White -- from the White House and he can stay in his basement. We'll send him food and stuff. He can have different masks every day. Then every once in a while, he can come out and tell people to honk their horns. He seems to be really, really big on honking horns. Honk your horn

for whoever he's campaigning, or honk, honk, honk your horn for warn up. Honk. Honk. Honk. This is a political campaign? I mean, is this guy like mentally with us? Has there been any proof at all during this election that he's mentally kind of with it? Man. Whew.

Those restaurants should be open for Christmas. They should socially distance. I went to a restaurant last night in Washington, D.C. Very nice restaurant called Del Mar. We were there. It was one, two, three, four people. We were socially distanced. We walked in with our masks on. By the time we were put at a table, we were 12, 14, maybe even more feet away from anybody else. We couldn't possibly have harmed anyone. They couldn't possibly have harmed us. You run into more people just walking, you know, walking through a building at closer quarters than going into a restaurant. It's a stable place where you can -- you can make sure the people are socially distanced. The waitstaff -- I haven't seen a waitstaff in New York or Washington, and then, you know, when I was traveling in Michigan, and in Arizona, and in Atlanta, I

haven't seen one that wasn't extremely careful. Just as careful as the people when I was in the hospital, for example. I would equate them to the people in the hospital. They know their jobs depend on it. Don't you think -- doesn't your heart go out to them? Doesn't your heart break when you see these people on television? These people who built businesses?

I mean, my father built a business. My uncle built a business. I know what it was like if they had to close down for two or three days, and it affected food. It affected clothes. It affected education. It affected -- it affected their confidence in their -- their way of life. I mean, I don't get it. I do not get the leadership of this city and its hatred for the middle class. I don't get it. Middle class are really, really good people. They work. They try hard. Gosh, they didn't all vote for me. They weren't all for me. I had a big chunk of the middle class, but not all, but I served them all. And I felt I served everybody in the city.

Look, you know, when I ran the first time I ran, I got six percent of the black vote and

most of my police in black areas, because black people were dying. They deserved to have therm there, not because they voted for me, but because they're human beings, and because they're citizens of the city and my obligation is to all of them. None of this racial identity, garbage. Hmmm.

So we're going to be back in a little while with a Chat With The Mayor. You're going to call me on the Tunnel To Towers Foundation hotline at one 1-800-848-WABC. That's 1-800-848-9222. Help Tunnels to Towers do good. Donate $11 a month at T2T.org. That's T, the Number 2, T, .org. To hear me discuss the fight for election integrity and more, listen to my latest podcast. In fact, we're going to do a riff on the latest podcast coming out very soon of the whole situation with Biden and. I shot, what, about 20 minutes so that you get -- you get ready for what you might have forgotten came out two years ago, but was hidden by the oppressors in America. So listen to us on Alexa. Simply say, "Alexa, enable the 77WABC skip.

Stick around, because after a short break

we're going to be joined by the wonderful Jenna Ellis.

ANNOUNCER: We are in New York, talking about what matters to you. Now, it's former New York City Mayor Rudy Giuliani on New York's Talk Radio 77 WABC.

RUDY GIULIANI: For over forty years the Delta Rescue has provided dedication and everlasting love to animals that have been left abandoned. Delta is the largest no kill and care for and right to life animal sanctuary in the world. The super sanctuary is home to up to 1500 animals that have been abandoned or born in the wilderness, and cares for every animal for the entirety of their life. Every animal receives the very best of care, and Delta relies solely on donor contributions from people like you. For being part of the Delta Mission, you are the difference between life and death for so many animals. Donate today at DeltaRescue.org, or for information on Delta's tax saving estate plan, go directly to Delta'sRescue.org/Rudy and ask for Rudy's free estate package. It lays out all you need to know about growing your estate while letting

your compassion for animals live well into the future. This is only available at DeltaRescue.org/Rudy. Show your dedication and everlasting love and make your legacy work for the animals. Visit DeltaRescue.org/Rudy today.

Now, on the Tunnel to Towers Foundation hotline we have senior adviser, legal adviser for the Team Trump, Jenna Ellis.

Jenna, you're on WABC.

JENNA ELLIS: Great to join you again, Mayor. So this has been such an important couple of weeks for us, and, you know, the president has continue fighting we're continued fighting for election integrity, and I think it's so incredibly important what the American people have seen about the corruption and the lawlessness in this election, and why it's so important that we don't just yield to the mainstream media. They've been saying that President Trump should concede even before the election, and so at every critical point they say, "Oh, well, it's just done. Let's throw in the towel." Well, we're not. We're continuing the fight, and I really appreciate everything that you've done as well. You've led this team

so incredibly, incredibly well.

RUDY GIULIANI: So where are the big battles now on the horizon in the next, let's say, between now and Christmas?

JENNA ELLIS: Yeah, well, I think that the state legislatures, of course, have been our emphasis, and what we've seen through Arizona, in Michigan, Pennsylvania and Georgia, those state legislatures really need to step up and do their duty and obligation under the Constitution. And, you know, one of the things about the Texas case, even though it was absolutely ridiculous that the Supreme Court just dismissed that outright, it had original jurisdiction. It should have been taken up, but one of the really important things that came out of that case was the amicus filing from the Pennsylvania General Assembly. Leadership from both the House and the Senate acknowledged to the Supreme Court that their are laws in the administration of the 2012 election were not followed. There is no reason.

RUDY GIULIANI: Amazing. Amazing. I mean, it was a lawless election.

JENNA ELLIS: Absolutely. Absolutely. And there's no reason that the Pennsylvania General Assembly under Republican leadership should not call for an elector session so that they can reclaim their delegates and make sure that the people are not disenfranchised by illegal votes.

RUDY GIULIANI: Is that still a possibility? I say it is, right?

JENNA ELLIS: I do, too. Absolutely. Article II, Section 1.2 says that it's the state legislature's job. And so they can take back the manner in which they put forward their delegates at any time before the Electoral College vote is certified by Congress. That doesn't happen until January 6th. That's the date of ultimate significance.

RUDY GIULIANI: Michigan issued a subpoena today for all the records in Wayne County, and Arizona issued a subpoena yesterday and partially today to examine all the -- all those Dominion machines in Maricopa County.

JENNA ELLIS: That was excellent and I'm really glad to see that.

RUDY GIULIANI: And I think that in

Arizona there's a great deal of skepticism that those machines operated anything but completely inefficiently.

JENNA ELLIS: Yeah, and, you know, and of course, the mainstream media is trying to just say there's nothing to see here, move on. Anyone that is interested in fact finding and truth finding will back an investigation to say, well, let's look, let's see. Why are we so hesitant to say with all of these questions that somehow the constituents of all the states, of the 29 states that Dominion is in, why can't we just have answers? We can't have reports and we can't make sure that our vote is not being compromised.

RUDY GIULIANI: So they say, well, there were 62 cases and the Trump side lost about 57 of the 62 cases.

JENNA ELLIS: They're just lying.

RUDY GIULIANI: Well, first of all, I can't believe we brought 62 cases.

JENNA ELLIS: We've been busy, apparently.

RUDY GIULIANI: But, second, and Ken Starr made this point brilliantly today. He said, "If not everyone, almost every single one,

particularly the big one of the Supreme Court, went out on procedural grounds. They never had a hearing they never reached a fact. They never even read an affidavit."

JENNA ELLIS: No, and so Joe Biden is lying to the American people when he said yesterday in his -- in one of his statements that these cases have all been tossed out when judges are saying there no -- there -- they have no merit, that's absolutely false. And either he just doesn't understand the legal system or he's being intentionally false with the American people.

RUDY GIULIANI: No, I mean, they do standing, latches. It should have been brought before, but if it was brought before, they would have said no standing. And now no standing. The Wisconsin case, clearly, the law was violated, but they don't want to enforce it. They just don't want to enforce it.

JENNA ELLIS: They're bending themselves into a legal pretzel in order to turn the other way, and, you know, our government at all three branches, at all levels has failed the American people. The executive branch was lawless. The

judiciary so far has refused to enforce the law. And if state legislatures and Congress don't step up --

RUDY GIULIANI: That's the last hope.

JENNA ELLIS: -- it will be a failure.

RUDY GIULIANI: That's the last hope, and I seem to see some real life in Arizona.

JENNA ELLIS: Yes.

RUDY GIULIANI: Georgia and Michigan. And let's hope other places as well.

But we'll be back very shortly. I'm Rudy Giuliani, with Common Sense we'll uncover the truth and get to a solution on Talk Radio 77 WABC.

ANNOUNCER: Mayor Rudy Giuliani on ...

(Music playing) 77 ABC.

RUDY GIULIANI: This is Rudy Giuliani back with you from D.C., but missing New York because I always like that feeling when snow is in the air. And, you know, a lot of mayors get really upset with snow because it costs so much money and it's so hard and it is dangerous. But I always saw it as a great challenge to the spirit of the city. I thought our city workers stepped up extra special. Particularly, the

sanitation workers. They were the heroes of the snowfall. And then our citizens, you know, they'd get out in the street and they'd be using skis, and they'd be having fun and throwing snowballs and making snow -- snowmen, and who knows what. I mean, there's something special about the snow. If you lose the romance of snow -- I thought I would as mayor, but I didn't. In fact, I really kind of looked forward to being in command of the snow removals. And I thought it helped train me for September 11th. How do you like that? Because of all the emergency procedures you have to you have to go through.

I got a great call here. I'm going to skip ahead here. I got a guy named Teddy from Yonkers.

Teddy.

TEDDY: Oh.

RUDY GIULIANI: How you doing, my friend?

TEDDY: Okay. Good afternoon, Mr. Giuliani. When you were mayor, I thought you did a very good job. Okay?

RUDY GIULIANI: But -- but you think I'm a nut job.

TEDDY: I sure do and I'll tell you why.

RUDY GIULIANI: Can you describe --

TEDDY: Give me a chance and I'll let you respond.

RUDY GIULIANI: No. No. Could you just describe it a little more like scientifically or ...

TEDDY: Because -- because it's been proven that the election -- and this is coming from the director of Homeland Security, who is a Republican, who was appointed by Trump, who said 100 percent the election was fair. And you constantly disagree with him. Anybody -- here's the bottom line with the Republicans, if you disagree with you or with Trump, then you're outside the universe. You're a demagog. That's what you are. You criticize any --

RUDY GIULIANI: Me? I'm a -- I'm a demagog?

TEDDY: And you only want to deal with people who support you.

RUDY GIULIANI: I do?

TEDDY: Yes, you do.

RUDY GIULIANI: Why do you think I just want to deal with people who support me?

Because I happen to think that there was fraud in the election? You know, did you see the -- did you see --

TEDDY: (Indiscernible) with this did you see (indiscernible).

RUDY GIULIANI: Would you listen? I mean, I listened, right, nice and quietly. And would you listen for a minute? Did you see the tape in Atlanta, Georgia, on the day after the election when they were counting the ballots and they threw all the people out. All the observers, everybody was thrown out. The workers did, the city workers did. And then when everybody was out, they checked the doors and then they went under the tables and they pulled out the ballots with nobody around and counted them. You don't think that was cheating? If we came out 138,000 for Biden and 7,000 for Trump, and that kind of that kind of brought Biden back from a 2.5 percent deficit. You didn't see that video? I mean, the video is like watching a bank robbery in front of your eyes. So what am I supposed to do?

TEDDY: (Indiscernible).

(Talking simultaneously.)

RUDY GIULIANI: What I'm supposed to make believe -- now, am I supposed to make believe the 26,000 illegal voters didn't vote in Arizona? You think everybody who voted in Arizona was a citizen? Seriously? It would be almost virtually impossible for everybody in Arizona to vote as a citizen. They're filled with illegal immigrants. Arizona was only lost by 10,000 votes. 26,000 were illegal immigrants. That's voter fraud. 7,000 dead people voted in Arizona. You think -- you think dead people voting is not voter fraud? About 17,000 voted in Philadelphia who were dead, and 7,000 registered who were dead. That's not voter fraud?

How about the guy that was driving the ballots from Bethpage to Pennsylvania? 100,000 ballots or so. Just one day had -- this is when they needed to stuff the ballot boxes because Biden was behind by 6, 700,000 votes. I don't know. How about the four witnesses in Detroit that testified to a big truck coming in at 4:30 in the morning with all these pristine ballots? Meaning, they had never been mailed, or looked like somebody had just made them out,

and then they started counting them and there were somewhere between 60 and 100,000 and they were all for Biden. I'm supposed to make believe that that -- because you yell at me and tell me I'm a nutjob, I'm supposed to make believe that that didn't happen? Come on, I've been through this. I was -- I was through this with the Biden censorship.

Now everybody's finding out I was telling the truth about Biden. Remember when everybody was calling me a nutjob, probably you, because I said that Joe Biden's a bit corrupt and he was getting money from China, getting money from Ukraine, getting money from Russia? That Hunter was just a bagman. Hunter says on tape, on a text, "I give 50 percent to my dad." Nobody would cover that. You called me all kinds of names. I got that from Russia, by the way. Come on, pal. The crooks here are the Democrats. They really are. It's a disgusting political party at the top, and they sold us out to China. And then they have this media that covers up for them. It's so detrimental to the -- to the national security, the United States. I mean, China has invested millions in

the Bidens, obviously, and Sewel and Finestein. They -- they own, China owns a lot of the Democrat Party. I can tell you one thing, they don't own Trump and they don't own me.

Andrew.

ANDREW: (No audible response.)

RUDY GIULIANI: Andrew, my friend.

ANDREW: -- segue -- perfect segue way to my call. I watched the entire hearing.

RUDY GIULIANI: Yeah, I only saw about half of it. Tell me.

ANDREW: The person he's referring to, Cribs, did not say that there was no election fraud. That's the opposite. He said there wasn't any foreign interference in the election from Iran, or from Russia or any country that doesn't like us, like China. So that's completely different than --

RUDY GIULIANI: Of course it's different.

(Talking simultaneously.)

RUDY GIULIANI: It's -- it's different than the guy in Bethpage driving down 100,000 ballots, right?

ANDREW: Exactly, and --

RUDY GIULIANI: That was internal

interference.

ANDREW: There was actually voter fraud happened yesterday. The governor of Michigan had the police stand outside the chamber, not let the Republican Electoral College voters go in and cast their votes. And there was a lawyer there with a -- you know, showing the police the law. There are legislatures, they have to go in and vote. And she said no, the governor ruled that the Republicans are not -- so how could that be counted as a valid vote? It's not a funny situation, but I just want to use (indiscernible) --

RUDY GIULIANI: Yeah. I mean, there's --

ANDREW: -- (indiscernible) lawsuit.

RUDY GIULIANI: I could -- I could see people arguing about is the fraud large enough to overturn an election in any one state. But to say there's no fraud is a complete lie, and you have to be a liar to be saying. I mean, just I'm telling you, just the dead people alone that voted, and the people who are -- I mean, they did no check of illegal immigrants in Arizona, and Arizona was lost by 10,000 votes. Now, I would be willing to guarantee

anything that way more than 10000 illegal immigrants voted in Arizona. Way, way more. And I will guarantee you they voted 80-20 for Biden. That alone would turn the election around.

The video that I talked to you about in Atlanta, that accounted for about 40 to 50,000 phony votes. The machine that was examined the other day, that was 62 percent inaccurate. 62 percent inaccurate. It was more inaccurate than accurate. So don't tell me there's no voter fraud. Don't -- don't try to make a fool out of me, or try to act like you can just talk your way through this like a talk your way through this like you talk your way through hard drive. And now we've got this tremendous complex problem of a guy trying to head to the White House who's a major criminal.

So let's go to Brad in the Bronx.

BRAD: Hello, Mayor Giuliani. First, I want to thank both you and Jenna Ellis for your efforts to save both the United States of America and the Constitution. Mayor Giuliani, I want to just preface this with, you know, an ounce of prevention is always worth 10 tons of

cure. And this voter fraud, which did occur, could have been so easily prevented with that ounce of cure. And I had called you about a month ago, I don't know if you remember, and my question was at these particular locations, Detroit, Atlanta, you knew there was going to be voter fraud in Milwaukee, why could there not have been both FBI agents and Department of Justice election officials? We have an election monitoring division at DOJ. So why could you not have had -- so when these people were physically assaulting and throwing out Republican poll watchers, you would have had an FBI agent say, you cannot do that, and you would have had DOJ officials monitoring these fraudulent ballots at 4:30 in the morning. This whole tragedy and fraud could have been prevented.

So my question is, why did -- with hindsight being 20/20, what DOJ officials or FBI agents should and could have been there? And you would have prevented the -- because it's not just the Dominion machines. The election was really stolen with the fraudulent mail ballots.

RUDY GIULIANI: You're right. You're right. I would say -- I would say 60/40, 70/30. Yeah, Dominion machines contributed, but the major numbers had to be made up with the phony mail ballots. You're absolutely right about that.

The reason that didn't happen is it's very hard to do that. You can only get federal monitors for elections when you have discrimination, discrimination against a right to vote, proof of that in prior elections. Had they tried that, and in the few places where they did try that, the courts turned them down. Because the court said, well, you know, they say what The New York Times says in every editorial, there is no voter fraud, there's no proof of voter fraud.

I don't know what this all is, these 10,000 affidavits if it isn't proof of voter fraud. But you go to court and the courts say, oh, there's no proof of voter fraud, you can't get a federal monitor. So you try to do it with volunteers. I mean, the Republicans had a hundred volunteers in Pennsylvania, and they were getting -- they were getting -- you know,

you're right, they were getting pushed around. They're getting beaten up.

See, the Democrats also selected particular cities, not every place. It was a very intelligently executed plan. I will give them that. They pick cities that are crooked and that they own. So in Philadelphia, the city is 80 percent Democrat. It's as crooked as it comes. They have 12, 15 election fraud cases every year for the last 60, and the courts are just as bad. You can't go to court and get a fair decision, Democrat versus Republican in Philadelphia. So they pick places like that, or they pick places like Detroit, equally corrupt, equally Democrat dominated.

You go to court and you ask for monitors. No, you're not going to get monitors. You go to court and you say, they're not letting us see the ballot, Judge. The judge says, yes, they are and throws you out. So they pick places that are corrupt. Atlanta, Phoenix. Milwaukee. Places like that. Minneapolis. Places that are run by Democrat machines that are crooked. I mean, look at the people that go to prison in

these places. The mayor of Atlanta went to prison. I mean, these are crooked places, dishonest places, and they run dishonest elections and they cover their own.

And I agree with you, more has to be done, but the laws have got to change in order to do that because you just get turned down in the courts.

So now we're going to go to Keith in Lindenhurst.

KEITH: Hello, Mr. Mayor. How are you?

RUDY GIULIANI: I'm okay, Keith. How are you?

KEITH: Good. I'd like to say thank you for everything you're doing.

RUDY GIULIANI: Thank you, sir.

I just don't understand, the DOJ we know is in the swamp. Where is the ball being dropped that no investigator -- like I personally have been called -- visited at my home by detectives who just came and asked questions. Why isn't there anybody that goes to the people that are in the video? The person that drove the truck's supervisor, whoever gave them the instructions to take this truck from

here to there, and the question to try to get back to who is the source of this corruption?

RUDY GIULIANI: Because the FBI, there is something seriously wrong with the FBI and I don't know what it is, and unless we pull this election out, it's probably going to remain that way. But there's something seriously wrong when you see a videotape on television of elections being stolen, election ballots being stolen and the very next day there isn't a search warrant for all that material and for all those people. I mean, my goodness, they you know, they searched every one of Trump's people at 4:00 the morning as if they were terrorists. They brought in storm troopers, and big trucks, and vehicles, and scared children and raided law offices. And they didn't even have evidence. They had Sam Eisen. Bull. Here, we got a tape. We got a tape of them stealing an election. It's a couple of weeks later and the FBI is sitting there still analyzing the evidence of Joe Biden paying a bribe two years ago that's on tape that they ignore. Something seriously wrong. Believe me.

So let's go to -- let's go to Jeff in Long Island.

JEFF: Hey, Rudy Giuliani. Hey, Rudy?

RUDY GIULIANI: Yes.

JEFF: How are you doing?

RUDY GIULIANI: I'm doing good. How are you doing?

JEFF: I'm good. I'm good. I got a question for you. I know you were -- you were working with Sidney Powell initially and you parted ways. And, I mean, correct me if I'm wrong, I think it's because her case is much broader than yours and that --

RUDY GIULIANI: Yeah. Yeah, it's a little -- it's much more technical. It's much more technical than ours, and our fear was we couldn't get it done in time to be able to affect this election. I mean, it's so -- it's so -- it's so complex that we had to narrow our case to things that we can try to prove between now and -- I mean, we only have until January 20th. But, I mean, she has found some very, very good things, except it takes a long, long time to spell those out. I hope she's able to do it, but it did help us a lot in focusing on

Dominion and we were able to get out that very good report on Dominion the other day where they have 22 machines in Michigan that are 62 percent inaccurate. Imagine being 62 percent inaccurate. I mean, that is just too much.

Well, thank you for your calls on the Tunnel to Towers Foundation hotline. Help Tunnel to Towers to do good. Donate $11 a month at T2T.org that's T, the Number 2, T, .org. That's 1-800-848-9222.

I'm Rudy Giuliani and with Common Sense we'll uncover the truth and get to a solution. On Talk Radio 77 WABC.

ANNOUNCER: We are New York talking about what matters to you. Now, it's former New York City Mayor Rudy Giuliani on New York's Talk Radio 77 WABC.

RUDY GIULIANI: Rudy Giuliani, back again for the last few minutes of the show. As you all anticipate the snow and I'll watch it from here in -- I'll watch it from here in New York -- from here in Washington what's going on in New York and I'll critique it. I'll give you my critique tomorrow on whether it was picked up effectively or not, and it better be

picked up effectively. Of course, that would be the first thing that guy did that was effective, but you can always be surprised, can't you? You can always be surprised.

But the thing that really irks me about the city, and I'm going to repeat it here at the end, is what they're doing to the restaurants of our city, the big ones, the little ones, the in-between ones. A lot of the character of New York City is made up of it's restaurants, isn't it? When you think about, you know, Chinatown, and Little Italy and all the upscale restaurants that are world famous that people come to from all over the world, or the ones that aren't upscale that are medium-priced restaurants, but people know them all over the world. The thing I always said about New York, every great city you can have some very expensive world class restaurants, but New York City has more moderately priced, high quality restaurants than any city in the world. And the fun is finding those. You know, finding them on a Sunday afternoon when you're just walking around, or on a Saturday afternoon, or some night you just try a new

restaurant, and, wow, it was reasonably priced and terrific. It's one of the great industries in New York City.

I remember when I debated Boris Johnson, the Mayor of London at the time, about which was a better city, and we went back and forth about Wall Street, and the city of London and the plays and all this stuff. And, you know, he said their plays were better, and I said our plays were better. And I said I can't understand English plays anyway. It has to be translated for me. They all talk (mumbling). I don't even understand what they're saying. They're all mumbling, mumble, mumble them.

And he would say, "well, all you guys say is you know, where you're going, or what, what? I said, I got you on one, though. I got you on one, Boris, you don't have our restaurants, baby. Who goes to London for restaurants? People that are -- not even people that are starving. Nobody goes to London for restaurants. You come to New York for restaurants, huh? Best restaurants in the world. Beats Paris, beats Rome. And this guy wants to destroy that industry. Are you crazy?

Are you crazy? Yes, they are crazy. We've got to do something about it. Anybody in the restaurant business wants help, you call me. All right. I'm there fighting for you.

Love you. Love New York. Love America. Tomorrow morning wake up, snow or no snow, kiss the ground and say, "God bless America."

(End of recording.)

CERTIFICATE

I, ERINN GREEN, Professional Court Reporter/Transcriptionist, do hereby certify that I was authorized to transcribe the foregoing recorded proceeding, and that the transcript is a true and accurate transcription of my shorthand notes, to the best of my ability, taken while listening to the provided recording.

I further certify that I am not of counsel or attorney for any of the parties to said proceedings, nor in any way interested in the events of this cause, and that I am not related to any of the parties thereto.

Dated this 20th day of January, 2021.



ERINN L. GREEN, Court Reporter
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Exhibit 209

FILE 18

APPOINT NEW ELECTORS

12-22-2020

ANNOUNCER: Now on 77 WABC. It's time for the Former Mayor of New York City, America's Mayor, Rudy Giuliani.

RUDY GIULIANI: Good afternoon. This is Rudy Giuliani coming to you on 77 WABC, the best radio station in the world, and I have the privilege of being on it, and today I am still in Washington. I'm looking forward to a possible, possible furlough for a couple of days for Christmas. We'll see. We don't know yet, and I want you guys to get lined up for calls because pretty soon we're going to be on the Tunnel to Towers hotline and you're going to get a chance to call in and ask me whatever questions you want to ask me. And we were on last night, and last night, gosh, we got such great calls last night. I have to tell you. I think when I start doing this regularly and do more of them at 9:00 at night I'm going to rate the audience, like who's smarter, the afternoon or the night time. So far it's about even.

But coming up I get to speak with you on Chat with the Mayor. Call me on the Tunnel to Towers Foundation hotline at 1-800-848-WABC. That's 1-800-848-9222. Help Tunnel to Towers to do good. Donate $11 a month at T2T.org. That's T, the number two, T.org. And we're at 1-800-848-9222.

If you don't make a donation to Tunnel to Towers now at Christmas time you're no good, okay. Huh? I'm telling you, you got no heart. With the stuff they do for catastrophically wounded warriors, who do you think they're losing their arms and legs for? You, me. We're not doing that, they're doing it. And then the police officers who get shot and killed and fire fighters, they're doing it for you and your kids. And they're getting so much nonsense now with Black Lives Matter and Democratic Party defunding and all this ridiculous stuff they get blamed for. I know these guys. They were my family. I mean, they are my family, my uncles, my cousins, my best friends. God, they're among the best people in the world.

So I want to start the show today by talking about exactly where the pressure's got to be applied if which want to make sure we're going to have fair and honest elections. I have to say I am extraordinarily disappointed in the reaction of the courts. The reaction of the courts was please don't bother us. We don't want to get involved in a political issue. This is too controversial. I mean, they dox (phonetic) you, they threaten your children they do this, they do that. So I'm going to tell you

why I realized that.

I've been a lawyer a long time, and I hate people who brag. You know, somebody yesterday told me I won 92 percent of my cases. I said if you did you wouldn't have to tell me. I would have just known that.

But I am a good lawyer and have had varied experience from trying little tiny operation of an illegal still in Harlem to arguing in the United States Supreme Court, so I really think I know the law. The reasons the judges are avoiding these cases are silly, the silliest one being the Supreme Court, avoiding the Texas case because Texas doesn't have standing. A state is suing another state under the original jurisdiction of the United States Supreme Court provided directly in the Constitution, and they're saying that they were disadvantaged by the way the other states were cheating.

Now, that doesn't have to be true for the court to take it. It has to be legally insufficient. If Texas is right, it's legally sufficient. So when people say oh, they've looked at all your cases and they found no merit, they have never looked at the cases. They haven't found any merit because they haven't looked for any merit.

They have run away and hid like a group of cowards. And in the case of the federal courts, I don't get it guys, women. You're appointed for life. Gees, I get threatened 20 times a day. I'm not appointed for life. I don't get marshal protection. Come on, guys. Grow a pair of -- even the women, I think. I hope that wasn't, you know, like insensitive or whatever else you call it.

But now the focus for the next two weeks, it switched to Congress. But right now the focus is on the state legislators and the governors. Let's talk about Georgia. Georgia is this close to decertifying because everybody in Georgia knows that the election in Georgia was stolen. Everybody in Georgia knows that the numbers that Governor Kemp and his completely screwed up secretary of state Raffensperger submitted false numbers. The numbers are not true.

This is before we get to figuring out did Trump win or Biden win, here's what we can all agree on. The numbers submitted by Georgia are untrue. What kind of a governor lets an untrue, false statement about a presidential election rest in the hands of the Congress to make one of the most important decisions we make every four years.

What is wrong with you Governor Kemp? I know you're down to 11 percent approval. I wonder who those people are that approve you. I don't even know you, Governor. I would tend to want to like you. You're a Republican. You're a conservative Republican. You look like a nice man. I saw your pictures at the White House the other night. I almost came out to say hello to you but I was in an important meeting with the President, and I honestly didn't know what to say to you.

I don't get you. I don't understand you. I was in public office. I know how you call them. I know political pressure. I also know things that are above politics.

Your state cheated. All you have to do is look at the video of Ruby Freeman You don't have to look at the whole thing. Look at 20 minutes of it. Want me to take you through an a abbreviated nine-minute version of it? Want me to show you how she threw the people out. Do you want me to show you how she made sure that all outsiders weren't there, that all the doors were locked, and then looked around again and then went under the table? The ballots were kept under the table hidden, then pulled them out and parceled them out quickly to a bunch of

other crooks.

These ballots look pristine, which means they couldn't have been sent in as absentee ballots and folded up. And then the ballots were checked so fast they couldn't have check at damn thing. And then every one in awhile you see a ballot counted one time, two times, three times, four times, five times, six times. And then you go look at the numbers run during that period and you find out one time Biden, two times Biden, three times Biden, four times Biden, five times Biden. Final end vote 138,000 for Biden, about a thousand or two thousand for Trump.

The same thing happened in Pennsylvania. Pennsylvania they'd get a run where 570 something thousand for Biden and three thousand for Trump. Trump got 0.02 percent of that vote. There is no place in the whole world, including the worst Trump districts, where he did anything like -- he did 20 times better in his worst district in an all democratic district where he ended up with five percent of the vote. There's no such thing as 0.02 percent of the vote for a major party candidate.

That is what we call, and let me argue this to a jury, indicia of fraud, and they were counted during the night secretly, 500,000 to three thousand.

Hmm. 138,000 to 2,000. Hmm. Behind closed doors, people thrown out, ballots hidden under black covering, people putting the ballots in multiple times. Then the whole thing doesn't balance, not enough -- too many ballots, too few ballots issued. All these states have that. Extra ballots than the ones that were printed beforehand.

Okay. Here's what you conclude from that with and IQ of about 110, right. They printed ballots after the election, and I'm going to tell you why. They didn't expect Trump to be ahead by that much. Pennsylvania freaked them out. I wish we were on television and I could show you my Pennsylvania chart that I have ready for the hearings. It shows you is that in the middle of the night with the doors closed were nobody around Trump's lead went from 600,000 to 120,000. It was wiped out by just putting in one after the other Biden ballot, and many of them duplicate, triplicate times, which is the reason in Pennsylvania there are hundreds of thousands of ballots counted that were never printed.

I'm sorry. I hate to annoy the Times and I hate to annoy the Washington Post, and I hate to annoy the messed up, sick, propaganda filled New Yorkers., liberal New Yorkers. This was the worst

and the most corrupt election in the history of America that we know of. If we, this generation, does nothing about it we will go down in history as a completely corrupt generation and a corrupted generation, and just exactly when we work our way out of it I don't know.

This is a year when we lost a lot of our free speech rights. This is a year in which we basically gave away our free exercise of religion. This is a year now where we're going to give up our right to a free, fair, transparent election. Well, over my dead body.

So coming up I'm going to get to speak with you about all of this, and we are going to be able to do it on the Tunnel to Tower hotline on 1-800-848-WABC. Help Tunnel to Towers to do good. Donate $11 a month at T2T.org. That's T, the number 2T.org. To hear me discuss the fight for integrity, and even in the next one tomorrow something about Christmas and the meaning of Christmas and how we can use it visit Rudy'sCommonSense.com or my You Tube channel to watch it where we can go into further detail about what we're talking about here. And to listen to us on Alexa simply say -- always say this nicely because Alexa is sensitive. Don't say like

Alexa. Say Alexa, enable the 77 WABC skill.

ANNOUNCER: We are New York, talking about what matters to you. Now, it's former New York City Mayor Rudy Giuliani on New York's Talk Radio 77 WABC.

RUDY GIULIANI: This Rudy Giuliani back with you on 77 WABC.

I'd like to make another point I think that's really rather critical about Georgia. I would like all of you to consider, agree with me, really putting pressure on the governors of Georgia and Arizona to do the right thing. You want to write to them, call them, do what you have to do because they are not doing the right thing.

The ones in Michigan and Wisconsin are lost causes. They're Democrats. I mean, the guy in Philadelphia, Pennsylvania, all he cares about is arresting you for no mask. But at least those two. How about a real campaign over the holidays to tell them, you know, straighten it out.

And here's what to ask him. Even if you're uncomfortable about saying decertifying, you can write to all of them. Make the machines available. What are you hiding. Why won't you let them examine the Dominion machines forthwith. Why? Because you know they're crooked. And for every one of these

television guys that says that we, the Trump people, are crazy in saying this, saying to them how about we take a look at the machines, crooked reporter. How about we take a look at the machines. Let's see if Giuliani is right the. Give him access to those Dominion machines in Detroit. See what he can prove if he has access to them. I got no problem in putting my reputation on the line. They have every problem in the world doing it.

Second, Georgia. I know this is complicated, all these problems in Georgia. If voting right now is probably crooked in Georgia. Everyone is angry at the governor, but we've got to get beyond it as Republicans, and we've got to elect Loeffler, we've got to elect Perdue.

First of all, they're better than the people they're running against by a mile, but I'm not even going to get into that. We can't let the Democrats take control of the Senate and take us toward socialism, a packed Supreme Court, destroying the Supreme Court. We can't. We can't have our taxes up at 70 and 80 percent. They're going to do to America what people like Cuomo and Newsom have done to California and New York. Do you know the rate at which people are leaving those places?

I'm a New Yorker. I love New York City. I love it. When I was out of it too often I would get sick. I'm sick now that I can't be there for the holidays. For the first time in my life they're making me think I don't know, and I don't know what to advise Andrew and Caroline about their children. Is this the place to grow up in which you're driving out all the rich people, not that I'm in love with rich people, but they do pay the bills. You're driving out the middle class, and you're ruining the restaurant industry. You're at war with the restaurant industry, not this criminals. You let the criminals out of jail and you destroy the restaurant industry.

I don't know what's happened to your west wing pea brains, and I don't know what's happened to the brains of my people. What are you taking it for? You're letting them destroy the greatest city in the world, the capital of the world. Please, please pay attention. Just don't vote democrat because like it's a -- because if you forget, they do it anyway for you.

I'm Rudy Giuliani. With Common Sense we'll uncover the truth and get to a solution on Talk Radio 77 WABC.

ANNOUNCER: Mayor Rudy Giuliani on 77 WABC.

RUDY GIULIANI: Rudy Giuliani back. I'm saying nothing about whether you're ready for Christmas or not because I don't want to give anybody agita. But, you know, it's fun when you're sometimes late and you've got to run around the stores. That's if they let you in the stores. I don't know what they're doing in New York.

So we're going to go to Sherry in beautiful Sullivan County.

SHERRY: Hello. Hi, Mr. Giuliani, how are you?

RUDY GIULIANI: I am terrific, Sherry. How are you?

SHERRY: First, I love you. I truly love you.

RUDY GIULIANI: Well, isn't that nice. Thank you.

SHERRY: Okay. Here's what's going on, and I think you may be -- your cause might be able to piggyback off my noted corruption.

I am just an ordinary housewife, live in Sullivan County. I'm originally from Queens. My husband is a former electrician with the IBEW Local 3.

RUDY GIULIANI: Uh-huh.

SHERRY: I put in an FCRA claim in the Southern District of New York. Actually, it was first put in in New York State. TransUnion did a motion to remove, and I find myself pro se in federal court.

I have witnessed unbelievable corruption, unbelievable rubber stamping. TransUnion, as soon as you file a case against them, they have about seven thousand cases against them. 7,000, you heard me currently. They put a litigation lock upon your file. Then the litigation lock will not be removed unless or until you drop the case with prejudice. They claim that this is legal because there's no specific law against it.

RUDY GIULIANI: Against specifically what?

SHERRY: Specifically against them putting a litigation lock on your credit file and telling the litigant, I'm only one of 7,000, that you can -- Equifax is another one that has this experience, that you cannot view your credit report unless you give in to them.

RUDY GIULIANI: Give in to what?

SHERRY: Dismiss your original case with prejudice.

RUDY GIULIANI: Well, I have to say I should know more about this, Sherry, to just give an opinion, so do not consider this an official opinion of any kind

other than just an immediate reaction. That seems like extortion to me, Sherry.

SHERRY: It seems like extortion to me also.

RUDY GIULIANI: I don't know why big companies like this have to use practices like this. I mean, they should -- I guess I'm sympathetic with you because I've been spending the last month trying to be heard in court about how they cheated in this election and I can't get a judge to listen.

SHERRY: Well, it's the exact same. I think --

RUDY GIULIANI: I just want to be heard.

SHERRY: Yes. And I think what you and I can get together on is the difference is your client is one of the most famous people around and so are you and --

RUDY GIULIANI: The only thing that should make you feel better is that we're not being treated much better than you are.

SHERRY: Well, alternatively speaking, if they can trample on a pro se litigant --

RUDY GIULIANI: It's terrible, it's terrible. Is there any way you can get me sort of a brief explanation of this so I can go over it and give you more than a --

SHERRY: I can get you everything, just tell

me where to email.

RUDY GIULIANI: Honey, I won't have time to read everything. I'm too busy right now. But if you could get me two or three pages that explain it.

SHERRY: I can do that.

RUDY GIULIANI: So why don't you send it to the station, mark it special for me, and I will take a lot at it over the holidays, okay?

SHERRY: I appreciate that tremendously.

RUDY GIULIANI: Just say Sherry from Sullivan County. I'll remember.

SHERRY: If you could transfer me to Rachel and I'll have Rachel --

RUDY GIULIANI: I'm going to have you hold on. You're on the hold. Okay. You're all set.

Now we're going to go to Kevin on my favorite island.

KEVIN: Sure.

RUDY GIULIANI: Hi, Kevin.

KEVIN: Rudy, you're the man. I got cut off. I told your screener. I was the guy that told you about --

RUDY GIULIANI: Did you get cut off because you said something bad?

KEVIN: No, no, no, no. Sometimes the

screener can be the regulators. Sometimes they're trying to protect you.

RUDY GIULIANI: I need protection. I'm very fragile.

KEVIN: You've got to get that. What I wanted to say, two things real quick. I wanted to talk about China. That's what I told the screener and the connection that we have.

Two things. one thing that we've got to get going is 180 at them. I wanted people to learn this. When they start talking about you lie, you correct, you did this, it's always them leaving the breadcrumbs behind, crying out inside. So instead of going through all the things, we just sum it up and say 180 at them, and I want that to get going.

RUDY GIULIANI: And so what you're telling me is when they, meaning the Democrats, start saying we're lying, they're basically projecting. They're the ones that are lying and they're trying to turn it around on us?

KEVIN: Right. So we tell them, sum it up real quick, 180 at them. You better 180 that, and that just sums it all up and just keep calling that at them. Let that be the new thing.

Also the other thing too, Brother

Giuliani, we've got a space force. That's a new force. How about we need a people force. In other words, it's known, recognized as part of one of the branches in some kind of way. When we get to these crises you gotta hear the people who are looking from to outside in. You've got to hear the voices of the people, like we did the space force, you've got to start that.

RUDY GIULIANI: You know, that's what the House of Representatives is for. If it performs its constitutional function, it's supposed to be the one that represents the people the most, which is why ultimately our funding fathers gave them the primary say on who wins the election in a particular state. They get to decide and they get to decide because our founding fathers said they're the closest to the people. Maybe it needs a little revival and a little energy, but I've met with a bunch of them, and boy, they understand their obligations, and hopefully they're going to vindicate a lot of things that people feel differently about Congress.

Bob, we're going to Queens.

BOB: How are you, Rudy?

RUDY GIULIANI: I'm good, Bob. How are you?

BOB: Well, I'm still alive. How about you?

RUDY GIULIANI: Last time I checked.

BOB: What?

RUDY GIULIANI: Yeah, yeah. I'm still alive. I've got a pulse and everything.

BOB: So we have something in common.

RUDY GIULIANI: Okay.

THE COURT: I consider Joe Biden a lying crook. But then again, so many in the government, so many big shot politicians in the government are all lying crooks because they're in there to accumulate money and they'll say whatever they can.

Okay. Anyway, I got a quick answer to what I think is a good solution for this presidential crisis. The country is split in half, you know, close to half.

RUDY GIULIANI: That's fair enough, yeah.

BOB: Okay. I say just scrap the votes for the president, and let the army, which respects every ethic group, every religion in the country, let the army do a quick vote, a quick paper ballot vote for who the president is.

RUDY GIULIANI: We can't do that. You're a good guy. You know you can't do that. You can't let the army choose our president.

BOB: Why not?

RUDY GIULIANI: Just the army?

BOB: Why not.

RUDY GIULIANI: Because we're not a military power. We're a government of the people, for the people and by the people, shall not perish from this earth.

BOB: Very good.

RUDY GIULIANI: Better than Biden, right?

BOB: Look, you're the smartest guy around, and you should be either the head of the FBI or the Attorney General of the United States, not the president but pretty close.

Anyway, this is my thought. Okay. If it's not the army, the military is protecting all of us, and they have the most to gain or the most to lose by whoever the president is. In other words, the president could start a war which would jeopardize everybody, or the president could keep the peace which would make everybody happy presumably.

RUDY GIULIANI: What you're essentially recommending is a new election.

BOB: Just for the president and just by the military.

RUDY GIULIANI: Just by active members of the military?

BOB: Yeah. That would be even better because

they have the most to gain and the most to lose.

RUDY GIULIANI: Active and retired or just active?

BOB: I would say just active because retired, they're looking to fill their wallets, you know what I mean.

RUDY GIULIANI: That's an interesting suggestion. It's a difficult time that we're involved in, Bob, but I would have to say respectfully I disagree with you. But thank you for your call.

BOB: Why do you disagree, just why?

RUDY GIULIANI: Because the president of the United States should not be selected so narrowly by one group, and certainly not by the military. We're not a military government. We're a government whose powers derive from the people, not from the military. The power derives from God actually, the rights that God gave to people. The people that run our government are the people, and if there's a problem with our government over the years, and I think this is what elected Trump in the first place four years ago, the government has become way, way too alienated from the people.

You know, Gates isn't the people. These guys are so far gone in terms of not being connected to the people, their interests are almost

inconsistent with the interests of the people. And the Democrats have sold themselves out to them completely and a portion of Republicans. And where Trump's appeal came, he spoke to the people. I believe that's what frightened them so much to do everything they could to take him out, impeach him, try to impeach him on phoney charges, drive him crazy, do everything they can to demean him, close down the election when devastating information came out on his opponent, close down the election count when devastating information came out about fraud, make his people look like they're crazy, threaten like they threaten -- you know they're threatening to investigate me today in the papers. Seem a little strange to you, they're threatening to investigate me when I'm representing the President of the United States? Do you think maybe that's the sign of an authoritarian out-of-control Democrat party licking its lips, trying to get the justice department to be as corrupted as it was under Obama? Do you think the press cares? No.

Our problem is getting the government back to the people. That's what we've got to do.

So we're going to give Doreen in Edison a chance. Doreen?

DOREEN: Oh, my word. Rudy, I love you.

RUDY GIULIANI: Thank you, Doreen. I love you, too.

DOREEN: Oh, my word. From one Italian to another Italian, God bless you, Rudy. Thank you for taking my call and thank you for all you are doing to help our wonderful president out.

RUDY GIULIANI: Thank you. So tell me what you'd like to talk about.

DOREEN: I love President Trump so much.

RUDY GIULIANI: He deserves it. He's been a great president, and I can't think of a president who has been treated more poorly than he has.

DOREEN: Please, do not get my Italian up. I just can't even take it. You know how we're nervous people like this, but anyway.

RUDY GIULIANI: Well, tell me what you want to talk about, Doreen.

DOREEN: Okay. I believe, I believe Biden is selling out our country to China because of extortion, Rudy, and I believe that President Che, he has given Biden so much money, he feels he owns this country now, and I feel them -- what was I going -- I feel so nervous.

RUDY GIULIANI: You're doing pretty good,

Doreen. Everything you're saying I have on a hard drive, but go ahead.

THE COURT: I feel that Che, President Che threatened Biden if he does not win this election I believe he's going to attack us. That's what I believe. He attacked us one time and he had gotten away with it, Rudy. I believe that communist China is going to maybe a nuclear war, and I think Barr and I think the Supreme Court judges, I believe they know all of this. I believe they've been threatened so much in the Supreme Court that they have to turn their back on President Trump. I think we're going to be attacked.

RUDY GIULIANI: Doreen -- go ahead.

THE COURT: Rudy, it's dangerous. We're sitting ducks, Rudy.

RUDY GIULIANI: I don't want to minimize the danger. I agree with some of what you're saying, not with all of what you're saying, but I want to thank you very much for bringing it up because Americans have to deal with this China problem, and I'll respond to what you said right after the break because we have to take a short break, and I want to wish you and your beautiful Italian family Merry Christmas, okay? So I will be back very, very shortly and we'll be able to hopefully get in another call or two. I want to thank you for the calls

you've made already on the Tunnel of the Towers Foundation hotline. Help Tunnel of the Towers to do good. Donate $11 a month at T2T.org. That's T, the number two T.org.

I'm Rudy Giuliani, and with Common Sense we'll uncover the truth and get to a solution on Talk Radio 77 WABC.

ANNOUNCER: We are New York, talking about what matters to you. Now it's former New York City, Mayor Ruddy Giuliani on New York's Talk Radio 77 WABC.

RUDY GIULIANI: Well, I think we've had some really good conversations today as we lead up to Christmas. We'll back tomorrow, plenty more to talk about as we get ready for the holiday, but I want to try to get in one or two more people. I just love your calls. Kathy from Long Island.

KATHY: Hi, I'm here. Can you hear me?

RUDY GIULIANI: I can hear you, Kathy. Sure, just fine.

KATHY: Okay. All right. So my question, I'll be quick because I know it's late. I've heard on television news, Fox, and Kelly Loeffler talking about how the runoff in Georgia are going to be well protected and watched over and poll workers and checking things and, you know, the ballots are going to be checking and

rechecking, but no one ever mentions the Dominion machines. Is anyone going to check them from glitches and doing their fraudulent thing out there, can you tell me?

RUDY GIULIANI: Yeah, I can tell you. No.

KATHY: Yes or no?

RUDY GIULIANI: No. Dominion owns Georgia.

KATHY: Oh.

RUDY GIULIANI: They got a nice big fat 110 million dollar contractor for probably the crappiest voting machine in the world, and the voting machine can't repeat the election returns twice in a row or three times in a row. It's not a voting machine it's a calculator. All you have to do is the simplest examination of it. Why do you think every one of these crooked election officials is fighting our being able to examine this voting machines. If the voting machines were good voting machines, Governor Kemp would say Giuliani, big mouth, come on in and look at all of them. We're going to watch you so you can't harm them. You rip them apart. Show me what's wrong with them. Or the -- Ducey, the governor in Arizona just as bad, same thing. We got a subpoena. We got a subpoena for the machines in Phoenix, and the board blocked the subpoena. Now, if they wanted to prove their election was fair,

why wouldn't they showcase their voting machines and say come, look at our voting machines. There's nothing wrong with them. They calculate correctly. You can't substitute other voters, you can't easily substitute anything else, you can't get access from the outside. All of that happens to be untrue, by the way. You can get access from the outside, you can change votes. Demand that they produce the voting machines before we pick a winner for this presidential election.

This is Rudy Giuliani, and we'll back tomorrow. We'll being reasoning together. God bless America.

(End of recording.)

CERTIFICATE OF REPORTER

I, Charlotte Crandall, certify that I was authorized to and did transcribe the foregoing audio recorded proceedings and that the transcript is a true and complete record of my stenographic notes from an audio recording and was transcribed to the best of my ability.

Dated this 19th day of January, 2021.

_____
Charlotte Crandall
Registered Professional Reporter

Exhibit 210

RUDY GIULIANI 77 TALK RADIO

DECEMBER 23, 2020

(www.youtube.com/watch?v+gpIn2NXdAA4&feature+emb logo)

ANNOUNCER: Bernie and Sid in the Morning.

RADIO HOST: Merry Christmas, happy New Year. Our dear friend, Rudy Giuliani. Good morning, Rudy.

RUDY GIULIANI: The same to the two of you. That was wonderful. I love it.

RADIO HOST: You see. I knew it.

RUDY GIULIANI: That song came out when I was in kindergarten. When I would come into class all the kids would sing it to make me go cray and I would go crazy.

RADIO HOST: I could just imagine you, Rudy, as a little boy. The first time you go to see Santa and Santa's like what do you want, and you're like I want a Mickey Mantle baseball.

RADIO HOST: I want to play center field. Get rid of Mickey Mantle. I want to play center field.

RADIO HOST: Even better, even better. So listen, we'll get to the niceties at the end, but let's get to the business at hand which is --

RADIO HOST: Sure.

RADIO HOST: Here we are now getting very, very close to January 6th.

RUDY GIULIANI: Very close.

RADIO HOST: Right, and inauguration day. Where are we with these lawsuits? Is there any hope

left? Where are we?

RUDY GIULIANI: Yeah. Where we are is today -- actually, we've got five states in which the state legislatures are holding hearings and considering whether to decertify. The one today actually, there's going to be a hearing in Georgia, and they're going to call the secretary of state of Georgia before the House, and they're going to ask him why he isn't releasing the machines, the Dominion machines which he's holding which we want to examine because we believe from what we saw in Michigan that the machines have an inaccurate vote, that they're programmed to give Biden somewhere between a two percent and five advantage. And if he's so confident that we're so wrong, I don't understand why he won't let us examine the machines. We won't do any damage to them, you can watch us. It's a bunch of military people who are doing it, honest, honorable people. They know these machines better than anybody, than probably the people who made them, so we're going to pursue that. We're also doing the same thing in Arizona and Wisconsin. And over the Christmas holiday they're going to have hearings, and I'm probably going to testify at two of them.

So basic effort right now is to get the state legislature to take a good look at the vote and

to see whether it's an accurate vote, and if it isn't to decertify it.

BERNIE: Rudy Giuliani on the Bernie and Sid Show. Rudy, listen, let me ask you this question. A, is there anything pending before the Supreme Court now; B, what do you think of the Supreme Court's decision not to take up the Texas case against the other states; and C, can you handicap what you think will happen on February 20th? Do you think Donald Trump will be inaugurated or Joe Biden?

RUDY GIULIANI: Interesting. Well, Supreme Court decision -- it wasn't even our case. It was our case in the sense that we cooperated with it, but it was really brought by the state of Texas and a group of 22 other states, and I have no explanation for the decision that there's no standing for the state of Texas to sue because they believe that other states are cheating in an election. That's what it comes down to, right?

You don't have to believe that Texas is right. When you ask to dismiss a lawsuit, the judge has to assume that the person bringing the lawsuit is telling the truth. So if I bring a lawsuit against the two of you --

RADIO HOST: Oh, God. Not another one.

RUDY GIULIANI: And I say when I came in the

room you threw something at me. You may not have done it. I may be lying, but the judge has to let me be heard, and then he can say I'm lying after he hears me. They don't even hear us. They don't want to hear us.

RADIO HOST: Why do you think that is?

RUDY GIULIANI: I don't get it. This is going on all over the country. I've only argued, you know, two of these cases, so I can't tell you the whole country, and many of the cases are brought by third parties. But every time we bring the case they say no standing.

The last one in Wisconsin, I can't even explain it to people. It's called latches. Somewhere in law school I learned about this. I don't remember where it was. In the bathroom, I think. Latches. Do you know what latches means?

RADIO HOST: No.

RUDY GIULIANI: We took too long to bring the lawsuit. We took two weeks, two weeks.

RADIO HOST: Unbelievable.

RUDY GIULIANI: We took too long.

SID: So with everything you're saying, Rudy, the Supreme Court unwilling to do all these things despite you guys doing all the work that you needed to do, the C part of Bernie's question, who's going to be

inaugurated on January 20th, Biden or Trump, it seems like despite your best efforts, and maybe it was stolen, there's no way you can say Trump for the C part of Bernie's question.

RADIO HOST: I think we lost Rudy. Maybe he just hung up.

RADIO HOST: Well, now that you said that, Sid.

RADIO HOST: I would just be interested to know what he thinks the odds are being a guy in the trenches himself.

RADIO HOST: Well, he's back.

RADIO HOST: Obviously a believer.

SID: Right. You just made this whole argument, Rudy, and talked about how the Supreme Court isn't doing what they should do. So back to Bernie's's part C of his question, who gets the job, Trump or Biden?

RUDY GIULIANI: Well, I'm the lawyer for Donald Trump and I'm fighting very hard and I believe in what I'm doing and I believe he should get the job. I mean, I know people don't want to hear it, but I think I can prove the election was stolen. But we're down to three states. Wee have to get three of them to overturn the results that were sent in.

I think we have a good chance of doing it. I deal with these legislatures every day now. I'll give you one example. Let's talk about the state of Arizona. In Arizona they sent a number in. It has to be false. They don't take account of one single noncitizen voting in Arizona. Now, what are the possibilities that not a single noncitizen voted in Arizona. What do you think?

RADIO HOST: Zero.

RUDY GIULIANI: Right. Okay. But you can't show that. I've asked them to please produce the voting list so I can examine it and see if I can find noncitizens. I can find -- I don't even have to get an expert. I can do it with Lexis Nexis and accurate. I can run it in my own machine. I can probably pick up 30 or 40 thousand noncitizens in Arizona. He only lost Arizona by ten thousand votes.

6,000 dead people voted in Arizona. Now he only lost by 4,000 votes. Dead people don't count.

RADIO HOST: They shouldn't. Seems weird for a dead person to vote.

RUDY GIULIANI: I am in possession of facts that they keep suppressing that show me as a logical person that at least four or five states he won and it was taken away from him, so I'm going to argue it right

down to the end and I'm going to convince whoever wants to listen to us, and our best chance right now are the state legislatures. They seem to be in Arizona, in Georgia, in Michigan and Wisconsin they are certainly open to listening to us.

RADIO HOST: Rudy Giuliani, esteemed mayor, colleague of ours, more importantly a dear friend. We love Rudy as a family member, and we were very happy that you got over the COVID, Rudy, and you sound great and you feel great. I forgot for a second that you even had it. But now the big story is the vaccines, and there's a lot of in-fighting, even amongst the Democrats. They're very upset that a young girl like AOC got the vaccine.

RUDY GIULIANI: Go ahead. Go ahead.

RADIO HOST: You know, there's no way to have given out this vaccine right. If you give it to the elderly people first who are the most vulnerable, right, you say well, there's an awful lot of young people that are now being cut out. They're not in as much danger, but still they're in danger. If you give it out to the critical workers, then what's your definition of critical worker. Why should they come first, so I'm not going to be terribly judgmental on how it was given out.

I think the theory of giving it to someone

like AOC or a public figure is to encourage other people to take it. I can buy that. I mean a lot of people -- you and I have our views of AOC. If she takes a vaccine, I probably won't take a vaccine, but there are a lot of people that will take a vaccine because she did, so I'm not going to -- there's plenty to criticize her for. that's not one of them.

RADIO HOST: Let me just say this is Rudy Giuliani on the Bernie and Sid show. Before I ask you my next question, it is unmistakable to me that this election was completely stolen from the President by media, information suppression, and of course the voter -- fake news vote poll suppression, and then on election day and beyond. So you're doing the country a major service no matter what happens on January 20th. I just wanted to stipulate this before we move on to New York, which is near and dear to your heart.

Mayor DiBlasio is a complete baffoon. We know that. Governor Cuomo is a Smart guy, but he seems to get worse and worse by the day. And whether it's calling this new strain of vaccine diabolical and calling for travel restriction from the UK, which are already in place. Also, now he shuts down New York City restaurants s even though they were at 25 percent capacity, the infection rate was low in this

city, while restaurants around the state stay open at 50 percent capacity, so he's further damaging this precious city of ours which is already seemingly on its last legs. What do you think about Governor Cuomo?

RUDY GIULIANI: I think it's diabolical. It has no rational basis in anything. Let's completely put politics aside. Nothing to do with politics.

You know, they love to say they base it on the science. What's the science?. I mean, I was in a restaurant last night in Washington, D.C. I was so far away from the other people I could hardly see them. I mean, they space these restaurants out. I don't know how they make a living doing it that way. I think they're 20 percent or 25 percent here but, you know, they're struggling to keep going, keep at least a staff going, keep some of your menu going. They all have you half menus. These are wonderful, hard-working people. These are what we call a solid, solid middle class of a county, and why are we are war with them.

I think of the Democratic Party when I was a kid. My family was half Democrat and half Republican. And one of the Democrat parts was they were for the working people. Democrats were for the

working people. My father would always say that to my mother, and my mother would always say yeah, taking advantage of the working people. My father would say making sure they got things like social security. That was true, by the way. They were for the working people, and sometimes they went too far. Now I don't think they have anything to do with the working people.

RADIO HOST: No.

RUDY GIULIANI: Seems to me they're the party of high tech, of all these big gigantic technology companies, the big networks. Did you see that woman in Los Angeles? I thought that was a great symbol. She's trying to have a restaurant going and they close her restaurant down, and right across the street NBC has a big place where you can eat outdoors, works just like a restaurant. Well, NBC means something to the creepy mayor of Los Angeles, right?

RADIO HOST: Yes.

RUDY GIULIANI: NBC protects him, NBC attacks Republicans, NBC puts a lid on the Hunter Biden scandal so you don't hear it before the election, so he's going to suck up to NBC. This poor woman, who's probably a Democrat, which doesn't mean anything to them. The heck with her.

RADIO HOST: Right.

RUDY GIULIANI: We'll ruin her business. Who cares.

RADIO HOST: Yeah, terrible. Diabolic guy. Eric Corsetti in Los Angeles. Rivals.

RADIO HOST: Bill DiBlasio for the worst mayor in the country. We agree with you.

Anyway, most importantly, have a merry Christmas, Rudy, on Friday. Enjoy your Christmas Eve tomorrow. Havae a happy and a healthy New Year.

RUDY GIULIANI: I've got to be on more often. I miss you guys. Also, if I don't get back to New York soon I don't know what's going to happen. I'm going to lose my accent.

RADIO HOST: I doubt it, buty we will have you back, and thank you so much, Rudy Giuliani, for everything you're doing.

RUDY GIULIANI: We love you too.

RADIO HOST: Thank you, Rudy. There he is, the esteemed mayor. He's a colleague of ours on this station 3:00 week days, and of course on the weekends as as well, but really has become a dear, dear friend. He is the great, Rudy Giuliani.

Thanks for watching. If you like what you saw it's very simple, just hit the subscribe button,

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(End of recording.)

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Dated this 21st day of January, 2021.



Charlotte Crandall
Registered Professional Reporter

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Exhibit 211

screenshot-twitter.com-2021.01.23-00_28_31
https://twitter.com/77WABCradio/status/1341816433697828864
23.01.2021



TalkRadio 77 WABC
@77WABCradio

@RudyGiuliani on @bernieandsid "We believe from what we saw in Michigan that the machines have an inaccurate vote—that they're programmed to give Biden somewhere between a 2% and 5% advantage."

> **TalkRadio 77 WABC** @77WABCradio · Dec 23, 2020
> Today @RudyGiuliani called in to @bernieandsid to update everyone on the election lawsuits, plus he gives us his opinion on the COVID vaccine and who should be getting it.
>
> Listen here - youtu.be/gpIn2NXdAA4

1:42 PM · Dec 23, 2020 · Twitter Web App

987 Retweets **40** Quote Tweets **3.1K** Likes

Exhibit 212

screenshot-twitter.com-2021.01.22-23_24_27
https://twitter.com/RudyGiuliani/status/1341960025321795584
22.01.2021

Rudy W. Giuliani
@RudyGiuliani

Christmas is NOT CANCELED, it's vital this year!

Watch Rudy Giuliani's special Christmas message HERE:
youtu.be/FkvvtuVsyUA



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Exhibit 213

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22.01.2021

Rudy W. Giuliani
@RudyGiuliani

WHO will be our PRESIDENT? The current state of our country.

Rudy Giuliani answers HERE: youtu.be/NAzCECx8XeE



6:47 PM · Dec 25, 2020 · Twitter for iPhone

4.8K Retweets **427** Quote Tweets **19.1K** Likes

Exhibit 214

FLASH UPDATE

CHARLIE KIRK SHOW

podcasts.Apple.com/us/podcast/flash-update-with-mayor-rudy-giuliani/id146060600818?i=100050433207

CHARLIE KIRK: Hey everybody. On this flash episode of the Charlie Kirk Show, Mr. Mayor, Rudy Giuliani joins us. We talk about January 6, 180 Republicans possibly objecting to the results and so much more. I learned a lot this episode. You are going to learn a lot as well. And if you enjoy our program and want to help support us get this program to millions of more people, go to CharlieKirk.com/support. It's Charlie Kirk.com/support. As always, email us your questions, freedom@CharlieKirk.com.

Mr. Mayor, Rudy Giuliani is here. Buckle up. Here we go is.

ANNOUNCER: Charlie, what you've done is incredible here. Maybe Charlie Kirk is on the college campuses. I want you to know we are lucky to have Charlie Kirk. Charlie Kirk's running the White House. I want to thank Charlie. He's an incredible guy. His spirit is love of this country. He's done an amazing job building one of the most powerful youth organizations ever created, Turning Point USA. We will not embrace the ideas that have destroyed countries, destroyed lives, and we are going to fight for freedom on campuses across the country. That's why we are here.

CHARLIE KIRK: Welcome everybody to this episode of the Charlie Kirk Show. A flash update and

with a little bit of sense of urgency with America's mayor, Mr. Mayor himself, Rudy Giuliani. Welcome back to the Charlie Kirk Show.

RUDY GIULIANI: Oh, it's always a pleasure, Charlie. I love listening to you and I love talking to you even more.

CHARLIE KIRK: Thank you. So we were kind of talking before we started here. You said we're on the five-yard line. You have a couple of constitutional professors that are going through theories of what the vice president, the president of the Senate can and cannot do. Give us an update.

RUDY GIULIANI: Well, I mean, the fact is that you have a constitutional provision on the electoral college. Then it got changed by the 12th Amendment because of the confusion in the election of 1800 when Jefferson thought he was elected president and Burr was supposed to be the vice president, but they had the same vote and Burr challenged him, and eventually Jefferson became president. And the interesting thing to know is he selected himself president.

He was the vice president at the time. He was the Mike Pence of his day. There was a dispute about Georgia. Georgia had voted in one case for Burr and in one case for Jefferson, different

electors. Jefferson said I make the decision as the president of the Senate. I pick me, which is precedent for the vice president making the choices with regard or ruling on disputes. Then you have a statute that was passed in 1788, I believe it was, about that time, and it changes the procedures quite a bit.

The problem with the statute is it takes power away from the House of Representatives that is exclusively supposed to choose the president if there's a problem with the electoral college, and it shares that power with the Senate, and it also takes power away from the state legislatures. So our best legal opinion on that is that that's unconstitutional. It's been debated for over a hundred years as to whether it's unconstitutional. It's never been challenged in court, so it's an open challenge for the court, so the issue is which way do we proceed. Do we proceed under the unconstitutional statute, or do we go back to the original 12th Amendment.

It seems to me, and the President hasn't made this decision yet, and the professors a little dispute, but it seems to me the better practice is to do it under the constitutional. You know for sure

that's the procedure. When Congress changed it and altered the power, usually the court finds that to be unconstitutional. That's how they found the line item needed to be unconstitutional. Congress passed it, but then the court said it disrupts the power balance between the president and the Congress. It has to be done by amendment.

Our best academic experts here feel, and I agree with them, that a court will eventually find this to be unconstitutional because it takes some of the power away from the House to pick the president. The Constitution gave it only to the House, and it takes power away from the state legislatures, and it puts the governor in their place in determining who the electors are. That is clearly unconstitutional.

CHARLIE KIRK: So there is a lot of confusion around exactly what is going to happen on January 6th, even with some members of Congress. I was talking to a couple members of Congress this morning that plan to object and may have completely different opinions on exactly what the course of action can be. Can you comment on how Vice President Mike Pence very well might have the constitutional authority to not count certain states and their electors? In 1960 Richard Nixon did this exactly.

RUDY GIULIANI: I can't tell you the decision yet because that decision has to get made by the President and Vice President, and they are actually meeting today and going through all the research, and they're probably not going to make that decision until sometime tomorrow because it's a very important one, and our party is dedicated to the Constitution. We appreciate that that so we have to follow it. So the President will make that decision based on his judgment and the advice that he gets based on what the Constitution demands.

I can give you the choices. I mean, the choices are that the vice president, when the objections are made, if he follows the statute, which I believe unconstitutional, but even if he follows just that procedure and borrows it because he can set any procedure he wants, the way it would work is let's say Arizona would be the first one to come up, and you know there's an objection to Arizona. Not only is there an objection to Arizona, we have elected a separate group of electors for Arizona, and we have given them to the Congress. So in essence, the Vice President has two sets of electors in front of him. He has the ones that come from the governor and the ones that come from us and this is not

unusual.

The best most recent case that I can remember -- I can't remember but I can read about, is in 1960 Kennedy and Nixon were very close in Hawaii. Nixon won Hawaii on election day. Nixon won Hawaii on the original recount. So when the electoral college met, they voted for Nixon. Kennedy's people held a separate session with their own electors and submitted their names.

On December 29th a new recount determined that Kennedy had won like by 20 votes or something. So now both come before the president of the Senate. The president of the Senate was Richard Nixon, and Nixon selected Kennedy, whereas Jefferson had selected himself, but there maybe a reason for that. It wasn't the deciding vote. Had Nixon taken Hawaii, he still would have lost by 30 or 40 electoral votes, so we don't know the exact motive, but it does show a consistent practice even after the new statute where the vice president makes those choices, not as vice president but as president of the Senate. He's the presiding officer. Generally the presiding officer settles disputes like this.

You've got two contesting groups. These are the proper electors, these are the proper

electors. Very often the chair will make that decision, and that's been the practice. I believe Adams did it, Jefferson did it, Nixon did it, so this would not be the first time if Mike Pence decides to take that course of action.

CHARLIE KIRK: And in addition, in 1876 with President Hayes vs. Samuel Tilden, the House and the Senate could not agree on certification of the electoral college results. In 1876 the great compromise or the great bargain got negotiated and reconstruction unfortunately ended for a Republican president by one electoral vote. So I am of the opinion, and based on all the readings that I have done and also other constitutional scholars that have written on this because the supreme court has yet to decide that the president of the Senate can say look, I'm not going to necessarily put these results in the president's category. I'm just going to say I will not certify or count results that are in such, you know, hot contention. What states would those be, and is this something that is still being discussed around that kind of --

RUDY GIULIANI: Yes, yes. That's a very, very -- that's a very active possibility. I don't know the right way to discuss it, but easily they could make

that decision. That would be at least six states where there is a dispute where the range is thousands of votes. I mean, it's not a small little dispute. It's a determinative number. In other words, in each one of those states, if you credit the evidence that we have, then Trump would have won the state, and not by the little margins that Biden won it.

For example, in Pennsylvania, our calculation that we can prove is he won it by about 400,000. Biden won it by 85,000 with immediately 600,000 of those votes being illegal because they were counted secretly, and that's illegal under anybody's law. So what he's going to have is he's going to have the Biden vote, he's going to have all the evidence supporting the Trump vote, which in each case has Trump ahead of Biden pretty much by over a hundred thousand. He could easily say basically this is so confusing, rather than make a decision I am going to decertify these votes.

He can even do it more generally. Those six states also didn't follow their own law in a very, very dramatic way. The legislature sets the law. For example, you must be able to observe every signature. Well, in Pennsylvania they didn't observe 600,000 signatures on purpose.

Same thing in Georgia. The secretary of state made a deal with Stacey Abrams that they weren't going to particularly look at all the signatures. That's illegal. So before you even get to who won, who lost, he could say in these states the election was conducted illegally in these six states, therefore I'm throwing their votes out. They're going to be not certified. That would leave, if I'm correct, that would leave Trump at 233, and it would put Biden at about 230. Nobody has a majority. It immediately goes to the House of Representatives in that case. In the House of Representatives we have a three, four vote advantage because you get one single vote per delegation so we have 26, 27 delegations, they have the balance of them. So that is a very, very strong possibility absolutely.

CHARLIE KIRK: And so can you also walk our listeners through exactly what we can expect with these objections? There's a lot of uncertainty. Not uncertainty. There's a lot of people that are just looking for clarity. Is it two hours of debate per objection? Does it then go to roll call vote? How exactly does that work?

RUDY GIULIANI: It really depends on what the Vice President decides. If the Vice President decides

that he's going to follow the guidance of the statute, then he would have two hours of debate, and it happens after each objection. So Arizona comes up. We have a senator and is a congressman object to Arizona. You have to have both a Senator and a congressman object. Once that happens, doesn't matter how good or bad the objection is. They have to go into separate chambers. So basically the Senate goes back to the Senate and they both debate for two hours, and then they come back and report their vote, and the Vice President -- I mean, obviously if they vote the same way it's fine. If they vote in conflict, well, then the Vice President can clearly decide. And if he doesn't agree, he should be able under the 12th Amendment to make his own determination.

But in any event, the way it will work for the audience is if it works under the rules where we're going to have the two-hour debate, it should happen right away because Arizona comes up right away. The minute it comes up a Republican senator, a Republican congressman will object. That triggers a two-hour debate, and then you move on. The next state that comes up where there's objection, debate. Next state, debate, and at least six, could be ten. I mean, there are states like New Mexico, Virginia

which we didn't challenge, in part because we didn't have the time. But there are certainly very, very substantial irregularities and illegalities in there, but they may fit into the category where you can't determine a winner, but you can determine the election was illegal, which means they may be candidates for just throwing their vote out because there isn't enough evidence to figure out if Biden had won or Trump had won.

There may be a few states I'm not even aware of, but New Mexico and Virginia would be interesting to look at. They could be challenged and they could be kind of sleepers. The main ones are Pennsylvania, Michigan, Wisconsin, Arizona, Georgia and Nevada. Those are the six that will clearly be, and those are the six where I have behind me here all the evidence that shows he won those states. We can prove it about five different ways.

CHARLIE KIRK: And so each state very well could be a two-hour debate, and then each objection -- I mean, this could be a multi-hour process, and it seems like the Democrats are going to want to end this altogether. Some Republicans are courageously standing up. Senator Ted was and Senator Tommy Tuberville, Senator Marcia Blackburn, but some Republicans are

saying this is unconstitutional. Some people are even calling this seditious. What do you have to say about that?

RUDY GIULIANI: I just described to you all options that are under the Constitution and laws of the United States. This is about as careful and as constitutional a process as I've ever seen a president follow. He has asked for what are the constitutional options. He hasn't asked anybody to go beyond the Constitution, and the one he's going to pick is the one that he thinks is the most constitutional, which ultimately is his choice, but it's based on a hundred hours, 200 hours of legal research. So anybody who says that is just a liar and forgets that the Democrats objected to the last three Republican presidents and tried to get debates like this. What was that sedition when they tried to have this kind of a debate over Bush in 2000, Bush in 2004 over Trump the first time? So we're just doing what they did except they had no evidence. We have the kind of evidence that I find stronger than when I prosecuted cases as a U.S. attorney. I mean, it's very powerful evidence. Some of it is on television.

We can prove Georgia. We can prove he won Georgia and we can put it on television and show you.

We can show you them counting 30,000 illegal ballots because nobody was present, and then turning the 30,000 into a 138,000 because they counted them multiple times, and we have the printout and the film. I mean, that should decide Georgia without anything else.

CHARLIE KIRK: Yeah. And the amount --

RUDY GIULIANI: And we're supposed to give up that challenge? I'm supposed to say oh, have Georgia, even though I have on television that you will stole 130,000 votes in Georgia, which means Trump won by 110,000.

CHARLIE KIRK: So in closing, Mr. Mayor, can you tell us why the state legislatures have been so kind of inactive on this? They have so much power. A lot of them didn't even call special sessions in December. Arizona, for example, where we are right now, the leader of the Arizona house has been totally feckless, horrible.

RUDY GIULIANI: Bowers. Remember his name.

CHARLIE KIRK: Brady Bowers or something.

RUDY GIULIANI: Bowers.

CHARLIE KIRK: Yeah.

RUDY GIULIANI: He may be the sole reason, along with the governor, who should join another

political party who's a disgrace. I mean, the reality is state legislatures were good and bad. The state legislatures were the only places that gave us a hearing with the younger members who are very strong, loyal Republicans and put the Constitution first. The reason we got all the evidence out is because of Michigan, Georgia, Arizona legislature has been terrific. That's where we got the evidence out. I know particularly because I followed Arizona and Georgia the most, they're just a few votes away from decertifying or maybe everyone certifying.

In each case, it's the leadership that are being challenged, including in facility Pennsylvania there are the two leaders of the House and the Senate are blocking what could be a majority to really qualify Trump because they have the evidence. He won Pennsylvania by over 400,000. It's not even close. It's a disgrace what they're doing in Pennsylvania. He has the votes. He just has two leaders who afraid.

And you know, it stands to reason, Charlie, the leaders get into the establishment. They make deals. They're making deals with Democrats all the time. They're making deals with businesses all the time. I think you get a much purer read when you

talk to the regular members. And it's interesting, the newer the member, the more outraged he is by this theft.

But in each case we got close to a majority of Republicans, and it's because of Governor Kemp and Raffensperger, who I think is a liar. I can't say yet that he's a crook, but he's certainly a big liar, two Republicans, and then Speaker Ralston who won't call a session. If they called a session in Georgia, I guarantee you the vote would be Trump won, Biden lost. Arizona, same thing. And why the governors don't allow their legislatures just to do it. All we're asking two Republican governors to do is let your legislature vote. And it's their responsibility, not yours. Let them vote, and they won't call a special session.

I mean, we should no longer consider them Republicans. In the right spirit, we should write down the names of all these senators who aren't supporting us and have serious consideration as to whether they really belong in the Republican Party because if we can't have a party -- Democrats ask people to be loyal when they're cheating. They've done it at least five times in the last four years and the Democrats remain loyal when they're cheating

or they're saying anti-Semitic remarks like the (inaudible). They all remain loyal. They all remain loyal.

We're asking them to follow the law. I believe we're asking them to save the country, and they're running off like cowards.

CHARLIE KIRK: That's right.

RUDY GIULIANI: What kind of -- how are they helping our political party to grow based on the principal things we want to do for the country. They're cutting that off, and I think we've got to remember that when primaries come up, big time.

CHARLIE KIRK: I completely agree. And so Senator Ted Cruz is calling for a ten-day audit; is that right?

RUDY GIULIANI: He is. I mean, I find that a fall back. I'd rather, if you ask me my options, of course the option that I would go for the most is certification, then a form of decertification that sends it to the House. And if that can't be done, then at a minimum they should give the state legislatures whose legislators have been denied the basic evidence. You know, there's not a single place that's given us a single machine. They're covering up the machines. The machines aren't sacred. The machines aren't privileged.

We only want the numbers. You give us 20 of those Dominion machines, we'll flip the entire election. Give me ten. Give me the ten machines I'd like to look at in Detroit and I'll show you how they manipulated those machines and changed the vote by two, three percent.

Did you know you can change the vote in that machine? You can actually change the vote. Why would you have a voting machine where you could change the vote unless you wanted to cheat? You have invade the vote by internet. They claim they didn't do it. We have pictures of them doing it. So give us those machines, we'll turn the election around, so they're all covering them up, including Republicans.

Give us the paper mail ballots. Give us the paper mail ballots, just hand them over for inspection. They're not yours, they're the government's. Won't do that either. So that ten-day period could allow us to show how many phoney ballots were entered because we have a process, we have an expert who can separate them, and he can do all of it in three days. In three days we can be sure whether those mail in ballots were legitimate or illegitimate, and I'm willing to guarantee you they're either illegitimate or somebody burned them, which is another possibility.

CHARLIE KIRK: Well, Mr. Mayor, thank you for the phenomenal work you're doing for our country. In closing --

RUDY GIULIANI: It's an honor.

CHARLIE KIRK: -- how can people -- how can they help and how can people stay involved in this right now?

RUDY GIULIANI: Right now talk to your senators and congressmen.

CHARLIE KIRK: Yes.

RUDY GIULIANI: The ones that aren't on board yet. I think we're going to have almost the whole House. I mean, we're up to 150, 160, bare minimum 180. Now you're getting close to just a few more and we have the entire House.

The Senate is very disappointing, and I'll tell you, the establishment Republicans are a disgrace. They're like, I mean, I will, if we don't win, I will dedicate my time to trying to clean up the Republican Party of the traitors. We don't need traitors. If you were asking them to do something wrong, of course they shouldn't do it. We have asking them to really perform their constitutional duties, and their hands are shaking because they're afraid of big business, they're afraid of the

newspapers, they're afraid of the Washington Post. If you have so little courage, you don't belong representing other people. Go find somebody who has courage to represent you, not someone who can get rolled by the Washington Post.

CHARLIE KIRK: I agree. Well, Mr. Mayor, keep up the fight. We'll be watching. We've got your back.

RUDY GIULIANI: Thank you, Charlie.

CHARLIE KIRK: Thank you.

RUDY GIULIANI: Thank you.

CHARLIE KIRK: See you soon.

RUDY GIULIANI: You've been great.

CHARLIE KIRK: Thank you.

RUDY GIULIANI: Unbelievable.

CHARLIE KIRK: Thank you.

ANNOUNCER: Thanks so much for listening, everybody. Email us your questions. As always, Freedom@Charlie Kirk.com. If you want to get involved with Turning Point USA go to TPUSA.com, TPUSA.com, and if you want to support us go to CharlieKirk.com/support.

Thanks so much for listening, everybody. God bless.

(End of recording.)

CERTIFICATE OF REPORTER

I, Charlotte Crandall, certify that I was authorized to and did transcribe the foregoing audio recorded proceedings and that the transcript is a true and complete record of my stenographic notes from an audio recording and was transcribed to the best of my ability.

Dated this 22nd day of January, 2021.

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Charlotte Crandall
Registered Professional Reporter

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Exhibit 215

UNCOVERING THE TRUTH WITH RUDY GUILIANI

AND DR. MARIA RYAN

77 WACB

JANUARY 10, 2021

(Begin audio.)

MALE: The following program does not necessarily reflect the views of WABC Radio.

MALE: Hoaxes and other fake news stories. This is Uncovering the Truth with Dr. Maria Ryan and Rudy Giuliani.

FEMALE: Guarding against misinformation.

MALE: Fake news.

FEMALE: And it doesn't seem to be making a difference.

MALE: Using common sense, thinking with New York street smarts. Now with Dr. Maria Ryan, here's Rudy Guiliani.

MR. GUILIANI: Good morning, this is Rudy Giuliani reporting to you from East Berlin, uh, with Dr. Maria Ryan.

DR. RYAN: Good morning.

MR. GUILIANI: I say East Berlin because the last couple of days, it felt like my old experiences when I worked for President Reagan and dealt with the Cold War.

DR. RYAN: It's -- it's -- it feels worse --

MR. GUILIANI: I think there was actually --

DR. RYAN: -- because it's happening to

Americans.

MR. GUILIANI: -- less censorship in East Berlin, at least toward the end. And that's what we're -- that's gonna be our topic today.

Maria and I are gonna talk about the historic level of censorship that has been imposed on a free country.

DR. RYAN: This is just the second Sunday of the new year. And everybody was looking forward to 2021, a new start. Smiles. Let's put the pandemic behind us, the division behind us. And it starts out with oppression.

MR. GUILIANI: Well, this is --

DR. RYAN: Terrible.

MR. GUILIANI: -- happening on a very, very large level. And so much is going on, you know, with -- uh, with the election, the election dispute, uh, the inauguration.

Is the President gonna go, not go? What happened -- what happened with the speech? Uh, what happened with the breach of the capital?

All that's -- all that's going on. And that -- all of that is worthy of tremendous -- uh, tremendous, uh, attention.

It may well have had more of an impact on

the future of the country than this.

But I wonder, Maria. The -- it's often thought that the right of free speech is the first one we're given in the First Amendment, because it's the most important right that we have.

DR. RYAN: It sure is.

MR. GUILIANI: The second one is the right of freedom of religion.

DR. RYAN: Yeah.

MR. GUILIANI: And, uh, I -- I do think that our founding fathers understood that democracy is a farce without free speech.

And the first thing the autocrats and eventually the dictators, and then the monstrous, uh, oligarchs take away is free speech.

DR. RYAN: You know, everybody says we've been, um, experiencing the playbook of communism. And it started -- you know, it's -- it's been going on, actually, for a while.

But they've ramped it up in the last couple years. And now my heart goes out to those people that, uh, are losing their jobs. Some people work through social media, small businesses.

MR. GUILIANI: They're not all -- because you're a conservative, you're being oppressed.

They're not all, uh -- uh, you know, Twitter making billions, billions, billions, billions. They're not all Google and Amazon.

They also get -- they get a tremendous break from the government. They get Section 230 --

DR. RYAN: We gotta -- we gotta get rid of that.

MR. GUILIANI: -- which holds them immune from any kind of lawsuit. So they can call you any name they want. They can print any lie they want.

Unlike even the newspapers and the -- and -- and the networks, they're not subject to suit. So they're completely uncontrolled.

And every time you try to touch them, they yell, "Free speech!" But they are hypocrites. Before I get to the legal right of free speech, let me get to the value of free speech.

Of course, they argue they're private companies, they can restrict speech any time any way they want. Maybe that's true. Maybe that isn't true.

But there's something beyond the lore of free speech. It's called the value of free speech. Free men and women value free speech. Good men and women value free speech.

Maybe put this way by the old-time liberals.

The test of your dedication to free speech is if you will defend the right of the people you disagree with to speak.

DR. RYAN: Right. Right.

MR. GUILIANI: It's easy for me to say I'll defend Rush Limbaugh's right to free speech.

DR. RYAN: Hmm.

MR. GUILIANI: Different for me to say I'll defend Rachel Maddow's right to free speech. I disagree with Rachel Maddow.

DR. RYAN: But you would defend her right.

MR. GUILIANI: Of course. I think the American people have to hear her.

DR. RYAN: As would I -- as would most Americans.

MR. GUILIANI: I think they have to hear her what I might regard as completely irresponsible, totally wrong --

DR. RYAN: Right.

MR. GUILIANI: -- factually incorrect --

DR. RYAN: Right.

MR. GUILIANI: -- whatever it is.

DR. RYAN: Yeah.

MR. GUILIANI: And that's the way we have, as Justice Oliver Wendell Holmes said, robust debate

in America.

DR. RYAN: I love it. I call it spirited debate.

MR. GUILIANI: That's what makes this a democracy. What they have done now --

DR. RYAN: Oh. If you d- --

MR. GUILIANI: It's been going on --

DR. RYAN: If you disagree; right?

MR. GUILIANI: It's -- it's been going on since the election. Whether -- whether the election was stolen in other ways, the American people --

DR. RYAN: It was.

MR. GUILIANI: -- in the last four weeks of the election were deprived of critical information about the criminality of the Biden family.

The hard drive was published in only one newspaper. That newspaper -- the newspaper --

DR. RYAN: New York Post, thank you.

MR. GUILIANI: -- the oldest newspaper in the United States was banned -- was banned.

DR. RYAN: Yeah.

MR. GUILIANI: They couldn't be repaired.

DR. RYAN: Some guy with a beard said --

MR. GUILIANI: Some guy with a beard. And, uh, does he have a mustache like (unintelligible,

speakers overlapping) --

DR. RYAN: A bazillionaire who sits on a throne and says, "I don't like what you have to say. I'm" --

MR. GUILIANI: I'm a left-wing --

DR. RYAN: -- "shutting you out."

MR. GUILIANI: I'm a left-wing contributor.

DR. RYAN: "I am shutting you out."

MR. GUILIANI: I'm a left-wing contributor of a government that wants to move towards socialism. That's where I want it to go.

And I don't want you to hear about how the Biden family, for 30 years, has been collecting bribes. I don't want you to hear Hunter Biden say, "For the last 30 years, I've been giving money to Pop and paying all the expenses. And I still have to kick back half to him."

If that doesn't admit a 30-year conspiracy to sell public office, nothing does. You were not allowed to hear that before you made your choice for President.

That isn't just called censorship. That's called attack and destruction of a democracy. Because without true information, you can't make the right choice.

This is unAmerican, and this has to stop. And all this nonsense about, well, they're private, private, private, and therefore they can do anything they want. Well, they are privately controlling public communication.

DR. RYAN: Look what they're doing to Parler. So a lot of people left Twitter when they abused the President of the United States and silenced his voice. They almost want to make it like he didn't exist. They wanted to annihilate him.

MR. GUILIANI: 85 million people who count on hearing that and maybe even count on disagreeing with it --

DR. RYAN: Yeah.

MR. GUILIANI: -- have now been cut off from their right to know.

What about that?

DR. RYAN: What about --

MR. GUILIANI: What about the right to know of 85 million United States American citizens? It's not just about President Trump or about Parler.

It's about the people who want to get information that way. They have a right to that. And Dorsey has no right, unless he thinks he's a modern-day dictator --

DR. RYAN: He does.

MR. GUILIANI: -- (unintelligible) stop that.

DR. RYAN: He's got a little thrown.

MR. GUILIANI: He is too damn irresponsible to run a company that has such a major impact on the public.

He doesn't understand America. He doesn't understand American values. No American would cut off 85 million people, except a distorted one.

DR. RYAN: Except a distorted one like Zuckerberg. He comes across with that charming little boy look and those bug eyes at you, and all the time donating millions and millions of dollars to these groups that are known to do ballot harvesting, paying people for their vote. He's just as bad.

MR. GUILIANI: And where's his campaign --

DR. RYAN: We gotta break up those monopolies.

MR. GUILIANI: Where's his campaign contribution --

DR. RYAN: But what they're doing to Parler --

MR. GUILIANI: -- uh, violation?

DR. RYAN: So a lot of people left Twitter

to go to Parler, another social media platform.

MR. GUILIANI: Well, I have 1.4 million people --

DR. RYAN: Yep.

MR. GUILIANI: I have 1.4 million on Parler that want to hear me. Some of them want to hear me because they agree. I know from the responses. Some want to hear from me to debate with me.

DR. RYAN: To debate? Some just want to like --

MR. GUILIANI: Some want to rip me apart.

DR. RYAN: Yeah. Or call you every name.

MR. GUILIANI: I have -- I have every right to do that. In some ways because of my podcast, it's part of my income.

DR. RYAN: Oh, sure.

MR. GUILIANI: So what they have done is if they do away with Parler, they have done direct damage to my income, direct damage to thousands and hundreds of people's income, and direct damage to Parler.

If that isn't a conspiracy and restraint of trade, I don't know what is. Justice Department, wake up!

DR. RYAN: We are so corrupt.

MR. GUILIANI: Start to get honest! Wake

up!

DR. RYAN: No one can question why people are angry. So many people have been brainwashed to believe that anybody with a different opinion is bad. We're evil.

Oh, anyways. I just want to talk real quick about Apple, Google, and Amazon. Big Tech. Big, big people. They didn't like it that people are now gonna continue free speech on Parler. They will no longer host them.

MR. GUILIANI: That is --

DR. RYAN: This is criminal.

MR. GUILIANI: That -- that -- that has to be contested under any number of legal theories, which includes antitrust, a variant of antitrust called Restraint of Trade.

Which now that they're getting into people's livelihoods I think is a very good both criminal and civil cause of action.

I think Section 230 should be challenged in the courts.

DR. RYAN: And --

MR. GUILIANI: It was premised --

DR. RYAN: Yeah.

MR. GUILIANI: It was premised on there

being the public square. You can come and say anything. They wouldn't edit anything.

Now the edit everything. So they've changed the nature of what they are when they got that immunity. That immunity should go.

DR. RYAN: The -- yep. The President asked for that to be put in the COVID bill, since everybody else put in their little pet projects, and money going to, you know, Afghanistan, Egypt.

You know, let's -- let's study gender something or other in Pakistan. Nobody fought against that. Like give me a break. And yet this was very telling that not even Republicans went against 230.

But indulge me, people. I do just want to take a few minutes to, uh, recognize the people that lost their lives during what transpired on Wednesday.

Capitol Police Officer Brian Sicknick.

MR. GUILIANI: Our prayers -- our prayers to, uh, that brave police officer.

DR. RYAN: Yep. Ashley Babbitt, a US Army Air Force veteran from San Diego where, disturbingly, most of us saw her live --

MR. GUILIANI: Oh.

DR. RYAN: -- get killed. It's all over the internet.

MR. GUILIANI: Very, very, very (unintelligible, speakers overlapping).

DR. RYAN: I cannot imagine what the family is going through.

MR. GUILIANI: And lots -- and lots of confusion about it too.

DR. RYAN: From what we know, she was a woman who believed in freedom. And she saw our country changing, and she wanted her voice heard.

Benjamin Phillips of Pennsylvania. Kevin Grissom of Alabama. Roseanne Boyland of Georgia.

And it's important for us to recognize those lives lost.

MR. GUILIANI: They have to be remembered. We must pray for them. And we must pray that stuff like that never happens again, and we learn from it.

And we must also pray that the unbelievable oppression of the last year, of 2020, which began with the destruction of our free speech, freedom of religion, freedom of travel, freedom of movement, freedom to make our own choices, our right to have a free and fair election --

DR. RYAN: Yeah.

MR. GUILIANI: -- and our right to speak out

about our opinions on that free and fair election, and then our right to speak out on our opinions of, uh, just about anything that they disagree with can be preserved.

Because if these oligarchs can take control and shut down 80 percent of the communication in America, gosh. I don't even think -- I don't even think a dictatorship is that effective.

DR. RYAN: I want to put out a wake-up --

MR. GUILIANI: It becomes --

DR. RYAN: -- call.

MR. GUILIANI: It becomes a private dictatorship sanctioned by the government.

DR. RYAN: And you know, what?

MR. GUILIANI: Because they're cooperating with the general (unintelligible, speakers overlapping).

DR. RYAN: I am not inciting anything. I am not, uh, encouraging anything. But I know people. I feel. I'm a feeling type of people. They're not gonna take this much longer.

If they really want bloodshed -- and, again, please realize I am not wanting anything.

MR. GUILIANI: There are many elements --

DR. RYAN: But people are angry, feeling

oppressed.

MR. GUILIANI: There are -- there are many, many elements to this. And there's nothing achieved by violence, as -- as we see from what happened this week. Uh, President Trump had no desire to have that happen.

DR. RYAN: No. You know what?

MR. GUILIANI: He finished his speech by saying, "Act peacefully, patriotically."

DR. RYAN: At 18 minutes and 16 seconds, we read the transcript --

MR. GUILIANI: Yeah.

DR. RYAN: -- he says --

MR. GUILIANI: And not only that --

DR. RYAN: Yep.

MR. GUILIANI: The -- the whole thing to happen at the Capitol was planned days before.

DR. RYAN: Oh. We have evidence of that big time.

MR. GUILIANI: We have the evidence. We have the videos. We have the texts planning it, telling people to come there, telling them what to do.

DR. RYAN: Several groups. Black Lives Matter --

MR. GUILIANI: It had nothing to do with the

speech. And I believe it even started before the speech was over. And the speech counseled "Be peaceful and patriotic."

DR. RYAN: Yeah.

MR. GUILIANI: So it's a political hit job.

DR. RYAN: Yeah.

MR. GUILIANI: However, it shouldn't have happened.

DR. RYAN: Do your own research on it.

MR. GUILIANI: It should not have happened.

DR. RYAN: Yeah.

MR. GUILIANI: There's no defense for it. Americans can't do it. Left-wing Americans can't do it. Right-wing Americans can't do it.

DR. RYAN: No. Nobody should --

MR. GUILIANI: And I'm gonna tell you, if you do it, you hurt your cause.

DR. RYAN: Yep.

MR. GUILIANI: Because the cause was hurt by it.

DR. RYAN: Yep. Well, that was --

MR. GUILIANI: And we have to separate ourselves from it immediately.

And now we're gonna -- and now we're going to have --

DR. RYAN: Before break, let's just talk real quick about our question of the week.

MR. GUILIANI: Okay.

DR. RYAN: Uh, last week we asked if there should be a 10-day delay -- of course, this is all in the past -- in the electoral vote to allow forensic examination of mail ballots.

MR. GUILIANI: And so it was 92 of you --

DR. RYAN: Yep.

MR. GUILIANI: -- answered yes. And 12 percent of you answered no. And, of course, the government is refusing to allow it. So we will never know.

DR. RYAN: Yep.

MR. GUILIANI: We will never know if there were phony ballots used in this election. Nor will we ever know if the Dominion machines that were found to be crooked in Antrim, Michigan were as crooked all over the country.

We're now going to take a short break. But don't forget. We want to hear from you. Call under the Tunnel2towers Foundation Jury Hotline at 1-800-848-9222.

Maria, you know the Tunnel2towers Foundation --

DR. RYAN: Love them.

MR. GUILIANI: -- is honoring America's Heroes through it's Season of Hope. Donate now at t2t.org. That's t, the number 2, t.org. T2t.org.

DR. RYAN: And after the break, Rudy and I will go deeper into uncovering the truth with censorship. Stay with us right here on 77 WABC.

MALE: This is Uncovering the Truth with Dr. Maria Ryan and Rudy Giuliani.

FEMALE: Guarding against misinformation.

MALE: Fake news.

FEMALE: And it doesn't seem to be making a difference.

MALE: Now with Dr. Maria Ryan, here's Rudy Giuliani.

MR. GUILIANI: I'll bring the truth. Rudy Guiliani and Dr. Maria Ryan live on 77 WABC. Don't forget, you can listen to previous shows by going to WABCradio.com under "Weekend Shows."

DR. RYAN: Well, let's talk -- let's continue the conversation about the ridiculous censorship at the hands of social media giants and beyond. Right?

Amazon is this billion, trillion dollar company. And they don't like your free speech on

Parler. So they say they're not gonna host it now.

What are we gonna do about this? We know we have activist judges; right? We're supposed to listen to law and order.

Since the election, I have been surrounded by legal minds, the brightest legal mind, Rudy Giuliani. And I've learned so much.

And the law is supposed to win; right? It's supposed to be blind to politics, blind to parties. And we know with the election fraud that, um, they didn't even listen to evidence.

So it's just so sad. And then we saw that Hillary Clinton sent out a tweet to ban a sitting President. Literally. Somebody sent it to me. I saw it.

MR. GUILIANI: I can't believe that.

DR. RYAN: She said, "Let's ban this guy forever." And within an hour, the President receives a permanent ban.

Not just, you know, a ban for a month, a band for 12 hours. Permanent. We're gonna erase you. We didn't like that you stood up for the little people.

We didn't like that you opened the eyes of the American public to the Deep State, how they have

their own hidden agendas, how they're in bed with communist China. China, who hates us. They smile at us, and they try to steal our intellectual property.

MR. GUILIANI: You know -- you know -- you know -- you know, Maria, those are all public issues of great, great important.

And the First Amendment was intended to allow us to debate those iss- -- issues freely and openly. But I'd like to put a little emphasis on the 85 -- on the 85 million people that want him.

They wait for him. They want to hear him. Now, not all of those 85 million people agree with him. Some probably adore him. Some probably partially agree with him. Some probably hate him.

Because you can see there are criticisms of what he writes. It also allow- -- I mean, it was a remarkable thing this President did. And it should be continued and encouraged.

He shared his ideas with us. You may have found his ideas brilliant, as I did many times. You may have found his ideas bold, which I did many times.

Some of you may have found his ideas offensive, oppressive, horrible, terrible. But you got them early, and you could debate them quickly.

This is a terrible, terrible, terrible

attack on our democracy and the way it functions. And this guy, because he has a monopoly, because he controls the primary way in which people communicate through Twitter -- Parler is much smaller -- is exercising dictatorial power.

DR. RYAN: You know, it's not like they have rules, and they're their applying it to everybody.

MR. GUILIANI: They make it up.

DR. RYAN: Twitter still allows Portland, Oregon Antifa groups to organize, promote and/or incite violence on the same platform.

There's this Youth Liberation Front. We saw Black Lives Matter groups online pre January 6 saying, "Let's meet at 11:00 a.m. on January 6."

We saw hate -- white supremacists who hate Donald Trump because of his --

MR. GUILIANI: Not removed. Not removed.

DR. RYAN: -- his ties with Israel.

MR. GUILIANI: Not removed.

DR. RYAN: They hate him. They said, "Let's blend in" --

MR. GUILIANI: If I --

DR. RYAN: -- "like MAGA people."

MR. GUILIANI: If I would have published on Twitter the guy who several days before January 6th --

Black Lives Matter guy right on Twitter saying, "Let's burn it" --

DR. RYAN: Yeah.

MR. GUILIANI: -- "Let's burn it!" And he's allowed to speak --

DR. RYAN: Those posts --

MR. GUILIANI: And I --

DR. RYAN: -- are still up too.

MR. GUILIANI: And I -- and I say the election of 2020 was stolen, and I'm inciting violence --

DR. RYAN: Yeah.

MR. GUILIANI: -- and he's not?

DR. RYAN: Yeah. And --

MR. GUILIANI: "Burn it"?

DR. RYAN: How about, Rudy, the guy --

MR. GUILIANI: Did I say to anybody, "Burn it"? Did Trump said to anybody, "Burn it"? They've got, "Burn it. Shoot it down. Take it down. Go after the cops."

They've got all kinds of violence all over Twitter, unless it's some kind of a ridiculous claim against the people Dorsey is prejudiced against.

It can't work that way.

DR. RYAN: You know, if these people like

communism, why don't they leave the United States?

MR. GUILIANI: First of all, it's a public accommodation. It is not his private little company any longer when it gets that big.

If was just a little public accommodation, he would not make all that money. He's making all that money because it's a public accommodation.

Just like those, uh, counters were in the South where black people weren't allowed to sit until the Supreme Court said, "Tough luck, (unintelligible). This is a public accommodation. You can't deny people's rights."

DR. RYAN: Ooh.

MR. GUILIANI: It's a restraint of trade.

DR. RYAN: Okay. That's what I was just gonna ask you.

MR. GUILIANI: It is being done --

DR. RYAN: Okay.

MR. GUILIANI: -- to hurt people's income. They take -- they take Steve Bannon's show off, that's gonna reduce Steve Bannon's income.

They -- they take my -- uh, Twi- -- uh, my podcast off, I will get less income for that podcast. Now, I was picked up on Rumble, and we went right to 450,000. Because you people are tough.

You -- you know how to get around this. But I'm gonna ask you to really pay attention to this. You gotta watch new places to go.

You gotta keep getting this news and this information. And we have got to get tough and stop this nonsense. They are private (phonetic).

If they were private, they'd be poor. They appeal to the public. They depend on the public. They are a quasi government organization that is as, uh, subjected to free speech as anyone else.

DR. RYAN: Well, you are listening to Uncovering the Truth with Rudy Giuliani and me, Dr. Maria, here on 77 WABC.

When we come back, we open the lines for the Tunnel2towers Foundation Jury Hotline. You know the number. 1-800-848-WABC. That's 1-800-848-9222. We'll hear from you on the other side of this break.

MALE: This is Uncovering the Truth with Dr. Maria Ryan and Rudy Giuliani.

FEMALE: Guarding against misinformation.

MALE: Fake news.

FEMALE: And it doesn't seem to be making a difference.

MALE: Now with Dr. Maria Ryan, here's Rudy Giuliani.

DR. RYAN: Welcome back to Uncovering the Truth. Let's head to the Tunnel2towers Foundation Jury Hotline. The number, 1-800-848-9222.

The Tunnel2towers Foundation is honoring America's heroes through its Season of Hope. Donate now at t2t.org. That's t, the number 2, t.org.

MR. GUILIANI: T2t.org.

DR. RYAN: Thank you for that rescue. I'm like blah, blah, blah, blah.

MR. GUILIANI: T2t.org. T2t.org. Come on now. Come up with the eleven bucks. Don't be cheap.

DR. RYAN: Yeah. It's a great, great cause.

Joel --

MR. GUILIANI: Great cause.

DR. RYAN: We -- we are --

MR. GUILIANI: Makes you feel good.

DR. RYAN: Yeah. We're gonna go. We got -- we got a full board of callers here. Joel from Roanoke, Virginia.

MR. GUILIANI: I like that.

JOEL: Good morning, Dr. Maria.

Good morning, Your Honor.

First of all --

DR. RYAN: Good morning, Joel.

JOEL: -- please follow up with something

that you just discussed. You're talking about China.

MR. GUILIANI: We appreciated that.

JOEL: Just (unintelligible, speakers overlapping) John -- John Casimatidis' program, he had Gordon Chang on. Gordon Chang is a --

MR. GUILIANI: Great --

JOEL: (Unintelligible) on China.

MR. GUILIANI: -- great show with John.

JOEL: Exactly.

MR. GUILIANI: And both of them.

JOEL: And what he's saying is now that -- now that Mr. Biden has usurped the presidency, China is ready to make their move.

They're moving on Hong Kong right now. They just arrested people in Hong Kong. And --

DR. RYAN: Is that so?

JOEL: And they're ready to make their move on the United States. And he's the expert. He knows. If I may, let me just get back to something else.

I'm here in Roanoke, Virginia. This, uh, last Monday, six of my neighbors, as part of an AARP tour group, went to Washington, DC.

They went there to visit the capital. All right. On Wednesday, they just happened to find themselves at the Capitol Building prior to the -- uh,

anything that was going on.

As more people came in, they -- they told me, "We have" -- they have photos and videos they've shown me on this. Again, it's six people.

They were at the building and at the front of it. And they saw about four dozen people come out of nowhere.

These people had ropes. They had grappling hooks. They had milk bottles. They had two-way radios. They had all kind of equipment with them.

MR. GUILIANI: Of course, they did. We have film on that too, sir.

JOEL: And as people from the MAGA group came near them, they stole people's hats. They stole people's signs. They stole the flags.

They were telling these people, "If you don't give it to us, we're gonna beat you to the ground." So, of course, they gave it up.

Unfortunately, some of these people got dragged along with them --

MR. GUILIANI: Hmm.

JOEL: -- as they made their way into the Capitol Building. And what's been happening, I think the word is snookered. We have been totally, completely snookered.

As you said, this was planned in advance. These people were there as an AARP tour group.

MR. GUILIANI: Oh, God.

JOEL: They had nothing to do with anything. They're tourists --

DR. RYAN: Yeah. Right.

JOEL: -- and they saw all this happening.

MR. GUILIANI: Where they even -- were they at the speech?

JOEL: No. Not at all. They had nothing --

DR. RYAN: No. They had nothing to do with any of it.

MR. GUILIANI: So, you know, that's --

JOEL: They had nothing to do with anything. They were at the Capitol Building. They're tourists. They took their cameras. (Unintelligible, speakers overlapping.)

MR. GUILIANI: So the speech had nothing to do with what -- what they did or what the terrorists did; right?

JOEL: Nothing whatsoever. They were standing there just as tourists.

MR. GUILIANI: Do you mind leaving your name --

JOEL: And to be actually true, they're

telling me they didn't even know that the President was gonna be making a speech.

DR. RYAN: Wow.

JOEL: They left the preceding Monday as tourists and went to see Washington, DC (unintelligible, speakers overlapping).

DR. RYAN: We would love to have access to those videos.

MR. GUILIANI: If you would -- if you would do me a favor and leave your number, I'll call you back later this afternoon.

Would you mind doing that?

JOEL: Not a problem.

MR. GUILIANI: Because -- okay. Because this could be very helpful --

DR. RYAN: Joel, this is terrible.

MR. GUILIANI: -- to show that this is a phony claim.

DR. RYAN: The American citizens, once again, as they rose up to tell us what they saw with the fraud in the elections, they're rising up to tell us what they've seen --

MR. GUILIANI: I have all kinds of video of (unintelligible, speakers overlapping).

DR. RYAN: -- with what happened at the

Capitol.

MR. GUILIANI: And your point that you make that they had all of those implements of scaling walls and --

DR. RYAN: They pre- -- they preplanned all that.

MR. GUILIANI: -- and conducting that means this was planned in advance. It was premeditated.

DR. RYAN: And to -- to look bad on Donald Trump and the MAGA people. You know, yes. We're there some MAGA people who entered the Capitol?

Of course. You know, what? If I was near the Capitol, I would have done it. I was at the rally, peaceful as all get out. People hugs, smile at each other.

MR. GUILIANI: And -- and the police invited --

JOEL: Right. But the problem is that they were grabbed. It wasn't a matter that these people wanted to go into the Capitol willingly.

MR. GUILIANI: Yeah. You could see that.

DR. RYAN: Yeah.

JOEL: Some of them were actually grabbed --

DR. RYAN: I think some went in.

JOEL: -- by the hair -- physically grabbed

by the hair and taken along with these other people. And they couldn't fight back, because they were told that, "We will do you physical harm." And they knew they would.

MR. GUILIANI: And I also have a number of photos of MAGA people in there. They're sort of clueless. They're taking pictures like --

DR. RYAN: They're like tourists; right?

MR. GUILIANI: -- like tourists. You know, "Oh. Look at that statue. Oh. Look at that statue."

DR. RYAN: Oh. Tell him what we heard where --

MR. GUILIANI: Then all of a sudden, you see these MAGA people come out of nowhere. And they say, "Don't defile the statues. Don't defile the statues."

Another occasion there's a -- there's a MAGA guy trying to break a window. And a --

DR. RYAN: No. It was a BLM guy.

MR. GUILIANI: A BLM guy with a black hat on, BLM black bloc on. And he's banging a window. And a MAGA guy, big guy, jumps up, grabs him, pushes him down.

DR. RYAN: Yeah.

MR. GUILIANI: Just holds him down and stops him. We got MAGA women protecting the police.

DR. RYAN: Yeah.
MR. GUILIANI: Come on.
DR. RYAN: Yeah. I -- I said looking at all these --
MR. GUILIANI: Come on.
DR. RYAN: -- videos, yes. Did we some MAGA people --
MR. GUILIANI: I know who they are.
DR. RYAN: -- enter the Capitol? Yeah. But those are the ones that stayed in between the red velvet ropes --
MR. GUILIANI: And what they are suppressing --
DR. RYAN: -- you know?
MR. GUILIANI: -- is all of the buildup by this guy from BLM and to some extent Antifa.
DR. RYAN: Weeks.
MR. GUILIANI: All the buildup before.
DR. RYAN: Weeks, weeks before.
MR. GUILIANI: Yeah. Yeah. Yeah.
DR. RYAN: Even the white supremacist groups who hate Donald Trump because he loves Israel. We all love Israel. And those, um, white supremacists tried to blend in as MAGA people.
But they were -- they preplanned what they

were gonna to do as well.

We actually, Joel, saw a video of a BLM guy getting people prepared to come and do this in Washington. And he -- he was giving instructions.

"Bring an umbrella to hide from the cameras. Uh, dress like them. Here's the Kevlar. Here's where you buy it. Make sure you bring a gas mask, because they will react with tear gas when we push."

MR. GUILIANI: Have you -- have you heard this anywhere?

I guess he's off.

DR. RYAN: Okay.

MR. GUILIANI: He's heard it nowhere.

DR. RYAN: Yeah.

MR. GUILIANI: Scott in Miami.

DR. RYAN: Hello, Scott.

SCOTT: Yes. Uh, good morning, Mayor Giuliani and Dr. Ryan.

Uh, I don't condone the violence. But I'll tell you what I do. I absolutely --

MR. GUILIANI: We don't either.

SCOTT: -- side with these protesters. Uh, these protesters have legitimate grievances. Our evil government has completely ignored and abandoned them.

DR. RYAN: Yep.

SCOTT: They stole an election. The evil and draconian COVID-19 laws that have destroyed the US economy and the middle class is an evil and deliberate communist conspiracy that has been orchestrated and financed by,, to our sorrows, the Rothschilds, Mark Zuckerberg, Michael Bloomberg, and International Jewry to destabilize the United States and the world.

And this is right out of a --

MR. GUILIANI: Well, we're gonna cut you right off there, Scott. You know why I'm going to cut you off? There's no indication that this is organized by International Jewry.

Uh, where the hell did you get that? What did that come from? Show me the -- show me the support for that, if it isn't your own horrible anti-Semitism.

DR. RYAN: Oh. Good pickup. I didn't even hear that.

MR. GUILIANI: Scott.

SCOTT: Yes.

MR. GUILIANI: Where did the International Jewry stuff come in? Who -- who --

SCOTT: International Jewry comes in there because --

MR. GUILIANI: Who? Tell me who the

International Jew- --

SCOTT: What's that?

MR. GUILIANI: Even what is the International Jew? I never heard of the organization Inter- --

SCOTT: The International Jew was -- was published by Henry Ford in the 1920s. They have --

MR. GUILIANI: A vicious anti-Semite.

SCOTT: -- that are the most powerful, like the Rothchilds, the Bloombergs, uh, Mark Zuckerberg. They get to the highest, uh --

MR. GUILIANI: They -- they are a couple of Jewish people.

DR. RYAN: Dear Lord.

MR. GUILIANI: They are a couple of Jewish people.

DR. RYAN: I didn't think we'd have this on our show.

MR. GUILIANI: Yeah. Do you have any idea the strength and the support for President Trump in the Orthodox Jewish Community?

I mean, I -- I prayed -- I prayed the other day on the 6th with three very, very famous, very spiritual Orthodox Jewish rabbis.

I had breakfast with them. And they said a

special blessing and a special prayer that wisdom would descend upon the capital.

There are -- the Jewish people are as split on this as everybody else. If there are a couple in the leadership, there also lots of Christians and lots of everybody else.

And I don't like that. I really don't like that. I don't like vestiges of authoritarianism. That International Jewry thing is as much of a vestige of authoritarianism as what Dorsey is doing in smashing our right to free speech.

We have values in America. And despite whether you get into the intr- -- intricacies of whether it violates the law or not, our greatest President, or maybe Donald Trump was, was Abraham Lincoln.

And he said something that stuck with me forever and, you know, from the first time I heard him say it as a child.

DR. RYAN: What was that?

MR. GUILIANI: He said, "You're defined by American, as an American." Oh, no. "How good an American you -- you -- you happen to be is defined by how much you believe in our values."

DR. RYAN: Hmm.

MR. GUILIANI: The more you believe in our values, the greater American you are. The less you believe in our values, the less of an American you are.

Now, free speech is an American value. Don't start defining it about private speech, government speech, government this (unintelligible).

Dorsey has no respect for the 85 million people that want to listen to Donald Trump. He is stepping on them, crushing them, and treating them like they're little worms who have no right.

And you know something, Dorsey? You may have a lot of money. They're just as important as you are. A lot of them are probably a hell of a lot more intelligent.

And most of them are probably better people. So stop crushing their rights. Because you are proving to us you are not an American.

And you, pal, you're not proving it to us. You made just one word. Go think about that, huh? Go think about this International Jewry thing, and stop relying on Henry Ford. He was a -- he was a well-known anti-Semite. Let's get rid of this crap, huh? Please?

DR. RYAN: Oh.

MR. GUILIANI: I can't stand it.
DR. RYAN: Let's move on to Judy --
MR. GUILIANI: Judy --
DR. RYAN: -- in Brooklyn.
MR. GUILIANI: -- from Brooklyn.
JUDY: Hi, guys. Good morning.
DR. RYAN: Good morning, Judy.
JUDY: I want to thank both of you. I think both of you are such great humanitarians. That's what it boils down to.
MR. GUILIANI: Oh, that is the nicest thing we have been told in the new year, I think.
DR. RYAN: Thank you, Judy.
MR. GUILIANI: Thank you, Judy. Thank you.
JUDY: Okay. Well, you know (unintelligible, speakers overlapping).
MR. GUILIANI: We're gonna be happy about that all day.
DR. RYAN: Yes.
JUDY: Rudy, I told you, you're my hero. You're one of my heros. And I have to tell you, both of you should go back and run into office, because we need you guys. We need you desperately.
You know, the gasoline prices. Now that Biden is almost in, the gasoline prices has -- has

already risen. I mean, it's getting crazier than ever from moment to moment.

Okay. Today you have censorships. I want -- I want to address that really.

DR. RYAN: Yes.

JUDY: When you have censorship, what happens is those people that censor you, they control. And they control false narratives. And they control outright lies.

And case in point is blaming President Trump for, unfortunately, this out of control protest that went into the Capitol.

Where I have to tell you, this rush to judgment -- Rudy, you're gonna love this -- no evidence. Okay? No evidence yet of who did what.

But they are rushed to judgment, and they're blaming, uh -- um, Trump supporters. Which Trump supporters -- true Trump supporters are peaceful. They are frustrated, but --

DR. RYAN: Absolutely.

JUDY: -- they would never do crazy stuff. And so blaming President Trump when even -- never mind you listen to his speech.

But there is someone who's a great constitutionalist, an expert at it, a brilliant

attorney. He's a radio host. He's got 21 million listeners behind him.

And that's Mark Levin. He said he --

DR. RYAN: Oh, yeah.

JUDY: -- listened to every single word. Every single word. Not one word was there to encourage any of this stuff.

And I can tell you something else while I'm at it. Thank you. There were 174 riots going on in like 30 Democratic cities where Antifa, (unintelligible) has come as BLMs and these Mandarin-speaking Chinese anarchists were looting.

They were burning down businesses. They were murdering. Not a peep. And this is on Biden & Company. Not one word. Nowhere. No -- no way, Jose.

And this one supposed out of control protest, while I'm not condoning violence, where it looks more and more evidence that was, uh, perpetrated by BLM and by Antifa, and it was basically Trump supporters that were telling them, "No. No. No. Don't do this."

And you're right. You did see them taking pictures. They were like tourists.

DR. RYAN: They really were.

MR. GUILIANI: Yeah. I spent all day

yesterday going through footage after footage after footage. And I -- I will say -- I will say it was organized.

And it's a strange Alliance. BLM, Antifa, and also white supremacist. But --

JUDY: Yeah.

MR. GUILIANI: -- the major white supremacist group, believe it or not, is an anti-Israel, anti-Semitic white supremacist group.

DR. RYAN: And they hate Donald Trump.

MR. GUILIANI: And many of whose members hate Donald Trump for, uh, being good to Israel. For moving the embassy, for protecting Israel.

They hate him for the peace agreement. And over the years, he's become like one of their prime enemies. So I suspect --

JUDY: Right.

MR. GUILIANI: -- they were -- I suspect it was a coalition of people that wanted to hurt Trump. Even the -- even the white -- uh, the right-wing, uh, conspirators.

JUDY: No. Rudy, let me ask you a question. But take a look -- take a look at how it narrated by -- you're talking about censorship. Look what happened.

You weren't -- you know, they censor all of us. They censor you. They censor me. They censor everyone that says common sense -- common sense and have evidence of some sort.

And yet there they are with no evidence. And they push their agenda because -- they push their narrative for their own agenda, which is basically, "Get Trump."

They're afraid of Trump, by the way. They're afraid of Trump, because they know that Trump truly did win.

They're afraid of this strong movement behind him of like -- like 85 million people and maybe more that love them like you can't imagine.

And they're afraid this will continue. And that's what they're afraid of. They're afraid of his strength. That's what -- that's what they're (unintelligible, speakers overlapping).

MR. GUILIANI: You are right on target. He is the first one to stand up to the Washington establishment.

And when the Washington Post or the New York Times writes a nasty editorial, many Presidents, Republican and Democrat, would just kneel down, be submissive and do what the Post said or -- or the, uh,

Times.

And they want to be popular in the Washington social circle so they can go to the cocktail parties.

DR. RYAN: Hmm.

MR. GUILIANI: You know what I think they should do with all their cocktail parties? I can't say it on polite radio. But if I was back in Brooklyn, I would tell you what they should do.

I was at one of their cocktail parties Friday with a nice man. A really nice man. It couldn't have been a better cocktail party. I still hated it. Sorry.

I don't like standing around making small talk. Sorry. Never liked it. I had to do it when I was mayor. I don't get it. But they want to be invited to cocktail parties.

I mean, if these guys don't get invited to the right cocktail parties, they could have a nervous breakdown.

DR. RYAN: Geez.

MR. GUILIANI: Well, Dr. Maria and I --

JUDY: You know, Rudy -- Rudy? Rudy?

MR. GUILIANI: Yeah. Go ahead.

JUDY: I just want to say I'm very

disappointed in most of the Republicans.

DR. RYAN: Me too.

MR. GUILIANI: Not --

JUDY: And the politicians.

MR. GUILIANI: Don't say the --

JUDY: I'm so disappointed in them.

MR. GUILIANI: Some.

JUDY: I really am. There's just a handful. And -- and after that, all this came.

MR. GUILIANI: Handful it is. Judy -- Judy, I dealt with them.

JUDY: Cowards. Cowards.

MR. GUILIANI: I've spent my last four weeks being, as Maria knows, being disappointed with Republicans. But I'm gonna tell you good news and bad news.

Uh, bad news is, we got the Republican leadership. I don't know. I think some of them have sold out as much as Democrats. Not much difference.

DR. RYAN: Yeah.

MR. GUILIANI: In fact, they may -- they may -- some may be worse. On the other hand, every Legislature I went to, the young people were with me.

Every Legislature I went to, all the new -- all the new Senators and Representatives, I don't even

know if we lost one.

JUDY: But Rudy -- Rudy -- but Rudy, is there a point of no return?

MR. GUILIANI: These people have the spirit. They're -- they're gonna take over.

DR. RYAN: The young people are gonna help us.

MR. GUILIANI: They're -- they're -- they're -- they're Trump Republicans.

DR. RYAN: Yep.

MR. GUILIANI: They are.

JUDY: Well --

MR. GUILIANI: I mean, en -- en masse. So have a little hope there. We've got some great leaders.

JUDY: Okay.

MR. GUILIANI: We've just got a -- a bit of a corrupt leadership.

Dr. Marie and I are ex- -- excited about hearing more from our viewers. We're gonna take a quick pause, take more of your phone calls on the Tunnel2towers Foundation Jury Hotline. And then we're gonna give the closing argument and let you make the verdict.

MALE: Hoaxes and other fake news stories.

FEMALE: People don't know if the videos that they're watching are real.

MALE: This is Uncovering the Truth with Dr. Maria Ryan and Rudy Giuliani.

MALE: These fake news stories affected the election.

MALE: Now with Dr. Maria Ryan, here's Rudy Giuliani.

DR. RYAN: Welcome back to Uncovering the Truth. We are going to head to the Tunnel2towers Foundation Jury Hotline.

Um, I'm not gonna give out the number, because we still have a lot of callers. And we are not gonna get to you all. But we're gonna go with Angie in Buffalo.

ANGIE: Hi. Hi, Dr. Marie.

And hi, Rudy.

DR. RYAN: Good morning, Angie.

MR. GUILIANI: Good morning.

ANGIE: I wanna wish you a Happy New Year. And I have a very important message for the President. And I know you're close to him. And I hope you'll take my call seriously.

MR. GUILIANI: I certainly will. I do take them all seriously.

JUDY: Okay. They have equat- -- the -- the left has equated, uh, sticking up for your rights, saying that you lost the election unfairly, trying to assert that, say- -- saying that the election was stolen, they -- they have equated that with sedition.

DR. RYAN: I know.

JUDY: And I'll prove it to you. They said that Harley and Cruz should have to be -- be thrown out.

DR. RYAN: Right.

JUDY: Okay? Because they're sticking up, saying that the election was stolen. Now, my point is this. Please, please, um, tell the President to lay low until all the impeachment stuff is over, even after he leaves office, until the Senate is finished with the impeachment.

He has to lay low. His calls are taped. They're gonna release an innocent call again -- a perfect phone call like last time. They will release it.

There's people in the Deep State in the White House that are against him. They will release any phone call he makes.

MR. GUILIANI: You're very, very smart.

DR. RYAN: She is smart.

JUDY: Uh, listen to me, please.
MR. GUILIANI: I am.
JUDY: Okay. He can- -- okay. He cannot say that he lost the election until the impeachment is over. Because if he says he lost the election, I know how they will respond.
They're gonna say, "He's inciting us again. He's -- he's calling on the people to rise up again."
And who knows? And then the other thing is -- and I don't think he -- I think he knows this. He can't have any kind of rally or gathering at the same time as the inauguration.
DR. RYAN: Right.
JUDY: That was -- that was proposed. At the time it sounded good at the beginning. But --
DR. RYAN: Yeah. No. I don't think he'll do that.
JUDY: Yeah.
DR. RYAN: And we'll certainly pass on your counsel.
JUDY: Please.
MR. GUILIANI: There's a lot --
JUDY: Please.
MR. GUILIANI: There's a lot to what you're saying. We --

DR. RYAN: Yeah.

MR. GUILIANI: We don't disagree with it. I mean --

JUDY: Okay.

MR. GUILIANI: -- there's so many considerations involved, uh. Not so much on not having the rally and -- and remaining somewhat low key.

Uh, there are certain things that may have to be done in defense of the President on the impeachment. Otherwise, they're not on the record. But we'll try to do --

JUDY: Yeah. I -- I agree there. But --

MR. GUILIANI: We'll try -- we'll try to do those in a lawyer-like, you know, sensible way, if we have to do it.

I'm still hopeful that they'll think better of it, and take a look at what's happening to his approval rating, which is going up, strangely.

DR. RYAN: Yeah. Who (unintelligible) that release at? Was that Newsmax Magazine --

MR. GUILIANI: Rasmussen.

DR. RYAN: -- or something? Rasmu- --

MR. GUILIANI: Ras- -- Rasmussen went up about eight points.

DR. RYAN: Yeah.

MR. GUILIANI: And the last time they impeached him, he was his most popular. Because, you know, I think the American people have what we have.

DR. RYAN: He's the people's President --

MR. GUILIANI: American people have --

DR. RYAN: -- for sure.

MR. GUILIANI: -- common sense. They know they're torturing him.

Well, we're gonna need you to answer a question. Now, you know, we've -- you -- you -- you've -- um, you've heard this. And we -- we count so much on you.

And the question is gonna be should big tech censorship lead to a breakup of big tech monopoly? You know, like we broke up the telephone company. Has big --

DR. RYAN: Microsoft; right?

MR. GUILIANI: Micro- -- has big tech gotten so big that it restrains trade, it hurts people's income --

DR. RYAN: Yes.

MR. GUILIANI: -- and it becomes a dictator and takes the right to know away from 85 million people, like that, and thinks it has a right to do it?

So should big tech censorship lead to a breakup of big tech monopoly?

DR. RYAN: You can go to WABCradio.com up until Wednesday night to vote. And please make your voices heard. Our show is all about hearing from you and uncovering the truth about important issues.

So today we've been talking about censorship. And we've never seen it like the likes of it is today.

MR. GUILIANI: This is a crisis.

DR. RYAN: It is a crisis. It is -- I -- I can't even begin to express. If you're -- again, I say this repeatedly.

If you're a Democrat or a Republican, it doesn't matter. Put that all aside. Put your party affiliation aside.

What are we about in America? We are about freedom. People overseas -- people in Taiwan who were praying that President Trump would stay in office are crying. I've heard from friends from all over the globe --

MR. GUILIANI: Oh (unintelligible, speakers overlapping).

DR. RYAN: -- people I don't even really know, saying, "We are devastated." You --

MR. GUILIANI: "We're crying for your country."

DR. RYAN: Yep.

MR. GUILIANI: I had -- I had two from France. You know, France has a special connection to our liberty, our independence.

DR. RYAN: They helped us in the last 11th hour --

MR. GUILIANI: Yeah. Yeah.

DR. RYAN: -- in the revolution.

MR. GUILIANI: And they said that, "We're crying -- we're crying for your country."

This is not -- one asked me, "We don't remember this ever happening in your country before, even -- even when wars. And we don't remember this kind of crackdown on free speech."

DR. RYAN: Yep. I want to get back to something that we've -- um, because of social media we've gotten away from, and that's letter writing.

Please. You want to make your voices heard to your politicians? Letter write. Keep writing. Peaceful protests at -- near their offices.

We gotta let our voices heard. And I've been begging for a special prosecutor for the election. And a lawyer last evening said to me, "You

know what? We kind of get away from the Federal Government doing something about this."

Because definitely the Department of Justice and FBI have failed us. We have to go back to the states who certified when they knew there was fraud.

And you, the people, have the power to vote people out in wherever you're from. And you gotta actively get involved in politics.

This is your life. This is your livelihood. This is who we are as Americans. And we are being told to, "Shut up, stand down, or we're gonna get you fired from your jobs. We're gonna humiliate you. We're gonna make up stories about you."

And we shouldn't take it. We shouldn't cower down. I've gotten to work with some of the greatest people about this election fraud thing.

And I think nearly a hundred percent of the lawyers working on the cases were fired from their firms. And why were they fired? Because they stood up for people who witnessed fraud.

MR. GUILIANI: Well, I also think you should remember that American liberalism used to stand on a major principle, which was the dedication of free speech depends on how strongly you defend someone's right to speak against you, someone's right to even

speak evil, like the Nazis.

The ACLU, the American Defense League, defended the Nazis' right to have protest and -- and -- and give evil speech, because the American people can absorb it.

The right of free speech has to be absolute. Those who go against it are not Americans. They are not Americans, and they are destroying our country.

This is more serious than anything going on, this censorship. And we've got to recognize it. 85 million people cut off, no right to know?

God bless America.

DR. RYAN: God bless you.

MR. GUILIANI: God bless America.

DR. RYAN: We love you.

(End of recording.)

* * *

I, SONJA CHERNICK, a Certified Shorthand Reporter for the State of California, do hereby certify:

That the foregoing transcript is a verbatim transcription prepared from the electronic audio recording provided to me; that the foregoing is a true and accurate transcription of said recording, to the best of my ability.

Dated this 19th day of January 2021.

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SONJA CHERNICK, CSR 11504

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Exhibit 216

THE SARA CARTER SHOW

77 WACB

JANUARY 11, 2021

(Begin audio.)

(Commercials not transcribed.)

MS. CARTER: I'm gonna say today's podcast is sponsored by the Association of Mature American Citizens, the only conservative alternative to AARP. Go to amac.us/carter. That's amac.us/carter.

This is -- this is one of those days that I believe, and one of these times that will live in American history forever.

What we have seen happening to our country is inexplicable. I don't even know. When I wake up in the morning, I -- you know, I thought to myself, "Okay. Things are gonna get better."

And then I woke up this morning, and things just got worse. We're seeing our freedom of speech being trampled on, our constitution, our liberty. Everything. Everything. Our worst nightmare in America.

But I do have hope. And today I have a very special guest, Mayor Rudy Guiliani. He is going to be on here with me today. And he has a lot to tell you. A lot.

He spoke with the President of the United States. I want you to hold on. I want you to listen

to this podcast. Because our nation depends on all of us sticking together. All of us.

I want to thank you for joining me on this podcast today. I want to make sure you subscribe to this podcast on YouTube, as long as we're still on there, and to, uh, the podcast wherever you listen to your podcast.

And I need you to follow me on Twitter, on Facebook, and on Parler. Speaking of which, Parler has been taken down. Parler has been taken down. We don't know if Parler is gonna come back up.

My great friend, Dan Bongino, who I love dearly, who I think is a true American patriot, has basically been forced into silence.

This is unbelievable. Things are far worse behind the scenes, folks. Trust me. I've been talking to people. Far worse than what you are seeing right now in public.

Behind the -- behind the scenes, I mean, I'm frightened. I'm frightened of what's going on. So I want you to go to Saraacarter.com, and I want you to sign up for my newsletter. Okay? Sign up for the newsletter.

Because honestly, I don't know how I'm gonna communicate with you in the next few weeks. I don't

know if I'm gonna to be removed.

Instagram has already removed one of my videos, a video that was sent to me by a friend during the Capitol protest.

I was actually there during that day. But they were over by the Capitol before things got bad. And they sent me some video.

And I put it out there so you all could see it. You know, news reel -- just a quick news reel. And Instagram literally said that my post incites violence and danger, and they removed it.

They are trying to silence our voices. Look. They've been doing this for four years. As I have reported the truth out to you, they have been trying to silence us.

We cannot allow this to happen. I don't know if you all saw former, uh, CIA Director John Brennan's post on Twitter.

But he basically is acting like Mao Tse-tung. He wants anyone who ever supported Trump to basically be banished, to be canceled, unless they come forward publicly -- come forward publicly and denounce Trump, like some kind of Biblical times thing.

What is this? What kind of insanity is this

in America? You guys, this is the United States of America.

The news agencies used to fight for people that they didn't even like to have freedom of speech, to be able to talk. Even those that we disagree with, we didn't want to take away their rights, because then our rights would be taken away.

But for decades now, our children have been indoctrinated in our colleges by socialist, leftist, Marxist, Stalinist -- I don't even know what it is anymore. I call it Stalininskis.

I can't believe what's going on here. I can't believe what has happened to our country. I have traveled to countries around the world where people were terrified to speak to one another.

I remember being in Pakistan. And I remember taking my phone. My husband's like, "Oh, my gosh. You gotta carry your GPS with you. You gotta give your phone coordinates all the time."

"Don't say anything on the phone that you don't want people to listen to. Don't talk about this. Don't talk about that. Don't tell people where you're at."

I remember traveling in Iraq. The same thing. Afghanistan, the same thing. Always

terrified. Who's listening in on my phone call? Who's gathering my information? Who's gonna know who I'm calling right now?

If I put, you know, uh, "DOD Press Secretary" in my phone, will they think I'm somebody that works for the DOD if I'm kidnapped? What's gonna happen? Who's listening to me?

And guess what? Right now my friends and people that I know are terrified to talk on the phone. They're afraid of saying anything.

They're afraid that people are gonna call them MAGA -- MAGA terrorists. That the FBI is gonna have some reason to come after them.

People that actually went to the protest who were there that day. Good American people. People who are just speaking their mind who were out there, who were so kind to me.

Because I walked through -- I walked through the crowds. Hundreds of thousands of people. No one doing anything earlier in the day.

I don't have the evidence. I don't know everything. I don't know what happened at every step of the way on the way to the Capitol later in that afternoon, because I wasn't there later that afternoon.

But I saw the horrors of that. Yes. Horrible. But I saw it all summer too. I saw people burning cars, targeting police departments, uh, burning down cities.

I saw Antifa and BLM members and people that I didn't even know who they were tearing apart their own cities.

And I saw the Democrats backing them. Backing them and making excuses for them, and saying that it was okay.

I remember when Dean Cain came on my show. And he was about backing the blue, backing police officers, because we've lost so many police officers.

And God rest the soul of the Capitol Hill police officer who passed away. God Rest their souls. Right? And for everyone. And for that -- for the Air Force veteran, Ashley Babbitt. For everyone who lost their life that day.

I saw it all summer. Dean Cain came on the Sarah Carter Show. And because he backs the blue, do you know that YouTube dinged me?

Do you know that I -- that that show, because he said, "I back the blue," because he backed the cops, basically they dinged him for supporting law enforcement?

They dinged me. They dinged me out of advertising. They didn't want anyone saying that then. Don't you remember that? Now all of a sudden, the left is telling you that they care about law enforcement, that they care about police officers.

This is all political, and it's a dangerous political game. We -- I have said this before -- are at the crossroads of history.

Our nation, our beautiful, fragile democracy, our republic, is literally being led into shambles by lawmakers, feckless lawmakers that do not care about you. They do not.

Our job is to vote them out. Our job is to speak out against this and to defend our constitution. That is our job. In all the good ways, folks.

We can't tear each other apart in the streets. That is what they are looking for. And I'm gonna talk about "they."

"They" is former CIA Director John Brennan who is now acting like Mao Tse-tung. Uh, James Comey, uh, James Clapper, Nancy Pelosi, Chuck Schumer.

All of them. And including the RINO Republicans who are cowards and are afraid to stand up and defend our constitution. They are more worried about defending their own pockets, defending their

status.

This is it. They live in a bubble. They don't understand you. They don't understand me. They don't understand going to a grocery store. They don't even know how much groceries are. They do not care.

Look at what has happened to us over the last year. Look at the COVID lockdowns. Didn't I say as soon as they come up with a vaccine, there's gonna to be a new COVID strain? Tada. Now there's a new one. Now we have to lockdown everybody until 2022.

Guys, look at what is happening to our country. We have to stick together. We have to speak out against this, but don't tear each other apart.

What happened on Capitol Hill was wrong. It was wrong. You want to know why? Not only because we saw the incitement of violence and -- and everything that happened with that small group, not with the majority of people.

The protesters are good people. I was out there. The people that were at the rally were good people for the most part. Hundreds of thousands of people.

But they're gonna use any excuse to take away your rights. They're gonna use any excuse to make arrests. Look at what they're already planning

on doing to President Trump.

Look at what they're already saying about people that support "America first." We can't even say "Patriot."

I wonder if I'm gonna be thrown off the air. I wonder if YouTube is gonna just throw me off the air for -- for -- for talking, for basically saying what I feel.

I'm scared to use this phone -- this phone to call people. What kind of a nation do I live in? My mother fled from Cuba, God rest her soul. She passed away.

But she told me, "In a blink of an eye, Cuba changed." And she remembered -- I remember her telling me how people would talk about Fidel Castro and Che Guevara.

"Oh, no. You're wrong, Zinida (phonetic). You're wrong. Fidel Castro -- Fidel Castro's gonna have elections. He cares about us."

"Bautiste (phonetic) is this terrible, horrible human being. Fidel's promising us this. He's promising us the world."

And my mom and my grandfather and my family were smart enough. And they said, "He's lying to you. He's not going to promise el- -- he can promise all

the elections he wants, but there won't be elections."

And there weren't. And people were assassinated. And people were locked on an island. And they are still locked on that island and controlled by the government.

Look at North Korea. Look at other places in the world. I've traveled to those places. I've seen it where women have no rights, where people have no rights, where every phone conversation is being listened to, where they can come after you for any reason.

And now these oligarchs, these tech oligarchs, are telling us that we can't communicate with one another, after they created platforms that unite the entire globe?

I want you to think about this. This is before I bring Mayor Rudy Guiliani on. I want you to think about what they're doing here.

They basically told us, "Come. Join our platforms. Make us rich. We're -- you know, we -- we've created these amazing platforms where you will be able to speak freely to one another. We are going to connect the world."

And then once they got everybody there, once they became the most wealthiest, powerful industries

in the history of humankind, they now control the government. They control who talks to who, who has power and authority.

My God. There has never been a time in history like this. This goes against everything our founding fathers built this nation on. Everything.

Is that going to be a problem now that I actually said that? Is it gonna be a problem that I actually have the voice, that I actually speak up?

Look at Mozilla CEO. We need more de-platforming, folks. This is what Mozilla's Mitchell Baker said. This is what she said in a statement, that the internet most needs more de-platforming.

That means, "We need to remove you. We need to remove that person. We need to remove Sarah Carter. I don't like the way she talks. I don't like how many people follow her."

I've already lost over 150,000 people on Twitter. I'm surprised it's not more.

She said, "There is no question that social media played a role in the siege and takeover of the US Capitol on January 6."

You notice she didn't say that when BLM and Antifa and people used Twitter, used the Google

platforms, used all these platforms to basically, uh, assemble and riot and burn stuff after the election, right, in 2017. January 2017.

They basically do -- they didn't do any of this when there were riots all across our country this summer. None of that. Why? Why is that?

Why is it only people that support President Trump or Americans that are patriotic or believe in liberty? Why is that?

"The rampant use," she said, "of the internet to foment violence and hate and reinforce white supremacy is about more than any one personality."

"Donald Trump is certainly not the first politician to exploit the architecture of the internet this way, and he won't be the last."

Listen to what she is saying. I saw people of all colors and from all places when I was in Washington during the rally, during the day.

White supremacy? So Mozilla is gonna actually tell you how to live your life, you know, what you need to think, who you are, what you do, how you communicate?

Think about what she is saying here, folks. Think about what she is saying. Now Parler is

offline. So they basically took off what they consider their opposition.

You know, there is nothing new here, folks. The CIA, the NSA -- I've covered these agencies before -- they have created systems. Right?

They use this type of disinformation psyops campaigns overseas. From the very beginning, what were the lies about President Trump?

Think about it. Just take a step back. Just take a step back and look at the facts. Read the reports. Look at what happened to our nation.

John Brennan, James Comey, James Clapper, the CIA. All of the people that worked with Christopher Steele.

That includes, by the way, Hillary Clinton and the DNC, who paid Fusion GPS for a dossier that was a complete set of fabricated lies against President Donald Trump.

It doesn't matter if you like him or not. It doesn't matter if you think he's a narcissist or not. That dossier was a lie.

The Inspector Generals have said that. The people who investigated it have said that. Robert Mueller could not find any evidence that Trump worked with the Russians at all. At all.

There is no truth to one of the biggest lies in our history against a President of the United States by his own bureaucracy.

This didn't come from Russia. This didn't come from Afghanistan or Pakistan or Iran or North Korea. It came from John Brennan, James Clapper, Andy McCabe, James Comey.

Get it into your head. Our own bureaucracy targeted us, the American people, for voting for President Trump. And they targeted him.

They are sending a message. They are telling you, "You are no longer allowed to make a selection for your President. We know what's best for you. We understand what's best for you."

Angela Merkel right now, the Chancellor of Germany, is saying what Twitter has done is wrong. Other nations are standing up. The President of France is saying it. They are scared.

I have talked to senior officials -- former senior officials from Israel. They're like, "What is going on over there in the United States?"

What has happened to our country? What is going on in our nation? Why -- why are we being pitted one against the other?

This isn't President Trump, folks. Listen

to what Joe Biden is saying. Listen to Nancy Pelosi. Listen to Chuck Schumer. Listen to Dick Durbin. Listen to these people. They are pitting us against each other.

Why do you think Joe Biden is filling up his entire administr- -- we've got like, I don't even know -- like 19 Big Tech ex-staff joining the Joe Biden administration. They donated a lot of money to him.

I want you to hear this clip. This is, um, basically the Black Lives Matter riots supercut that's out there on Twitter right now.

This is how the media reacted to the rioting during the summer where our cities were being burned down, cops were being threatened, people were losing their lives. Listen to the media then.

(Clip begins.)

MALE: I want to be clear in how I characterize this. This is, uh, mostly a protest. Uh, it is not -- uh, it is not, generally speaking, unruly.

FEMALE: That ain't a riot, what we're seeing right now in Minneapolis.

FEMALE: Was there strictly principled anti-fascists. And they've taken a principled stand

to stand against white supremacists and white nationalists wherever they may show up.

MALE: I argue to you tonight, all punches are not equal morally.

MALE: It says it right in the name. Antifa. Anti-fascism, which is what they were there, uh, fighting. Listen, there's -- you know, no organization is perfect. There was some violence.

FEMALE: Any reasonable person would say we shouldn't be destroying other people's property. But these are not reasonable times.

MALE: Thank goodness for the looters, man.

MALE: And, please, show me where it says that protests are supposed to be polite and peaceful.

FEMALE: I don't care that much about statues.

MALE: Shouldn't that be done by a -- respectfully, shouldn't that be done by a commission or the City Council, not a mob in the middle of the night throwing it into the harbor?

FEMALE: People will do what they do.

MALE: What you're seeing behind me is one of multiple locations that have been burning in Kenosha, Wisconsin.

MALE: Do not get it twisted and think that,

oh, this is some- -- something that has not -- never happened before, and then this is so terrible, and where are we, and these savages and all of that. This is how this country was started.

FEMALE: People get mad, and people get sick of it. People are risking COVID to explain to this country that we're fed up.

MALE: Most of the major movements in American history have started at the grassroots level, and at some point have turned into direct conflict with American government. So remember your history before you judge your present.

MALE: Thuggishness is thuggishness where- -- wherever it comes from politically. And -- and we should be the first to call it out.

MALE: I disagree.

(End of clip.)

MS. CARTER: Look at that. The hypocrites, the liars. They are lying to you. They are lying to us. They are trying to divide you.

This is a tactic of the communists, even if they don't even realize what they are. They are leftist tools. They are being used to drive a wedge in our nation and to drive us apart.

Guys, take a deep breath. Remember when we

could all sit at the dinner table and talk to one another? Even if we got upset about politics, we were still one family.

Remember September 11th, when terrorists hijacked planes and drove them into our World Trade Center and into the Pentagon, and then they -- the other plane that crashed in Pennsylvania? Remember that? Remember how we stood up for one another?

And now we are really going to let this happen to our country? They are the fascists. The people who were down in Washington on Wednesday, when I was there, during the rally, the majority were American people.

They -- they didn't even want to fight. They were trying to stop people. There are Trump supporters trying to pull people off of the Capitol Building, stopping those that are violent from breaking through.

And mob mentality is horrible. It is the most dangerous situation for people to be in, when a mob starts to become unruly. We saw that. Just showed you a clip of all of that. Right?

There is a lot of danger here for us. There is a dangerous, dangerous precedent being set right now by these social media giants. The more they take

away our freedom of speech, the more they oppress people, the more dangerous the situation becomes.

Because Americans will not put up with that. Americans just won't. People don't. Historically it's a fact. It cannot happen.

We have to have a voice. We should be able to hear one another speak. We can't allow this to happen.

I want to play a clip right now before I go to Rudy. And this is so important that you hear this, because this is Ronald Reagan talking about fascism will come as liberalism to America. Listen to this.

(Clip beings.)

PRESIDENT REAGAN: You know, someone very profoundly once said many years ago that if fascism ever comes to America, it'll come in the name of li- -- of liberalism.

And what is fascism? Fascism is private ownership, private enterprise, but total government control and regulation.

Well, isn't this the liberal philosophy? The conservative so-called is the one that says less government. Get off my back. Get out of my pocket, and let me have more control of my own destiny.

(End of clip.)

MS. CARTER: Right. Let me have more control of my own destiny. But right now we don't know what our destiny has for us.

We can't even predict. We couldn't even have predicted this. But Ronald Reagan saw what was coming. He did. He understood that, because he understood history.

And right now we have a President of these United States who wants to speak to the American people and is being held back from speaking to the American people.

We have people in government lying to you, telling you, pushing lies on mainstream media outlets, and making you believe these lies.

Use your own minds and search it out for yourself. Look at what happened to our country. Look at what's happened to our nation over this past week.

The reason I'm bringing Mayor Rudy Guiliani on -- and I know that other people won't want him to speak. They've taken off his YouTube. They're trying to shut down anybody that's close to the President -- is because I feel that everybody has a right to speak.

Everybody. Including Mayor Rudy Giuliani. Including the President of these United States. He is still the President of these United States.

President Donald Trump has a right to speak.

And I want to know if he's gonna speak to us. He needs to. But before I get to Mayor Giuliani, I want to talk to you about home title theft.

It can ruin you financially. Here's how it happens. The legal titles to our homes are kept online where they can be hacked.

We know how easily that can be done now; right? The Cyber thief finds your home's title, forges your signature on a Quitclaim Deed -- that's a Quitclaim Deed -- stating you sold your home to him.

Then he takes out loans against your home until your equity is gone. Can you even imagine this? You're not protected by insurance, your bank, or common identity theft programs.

Home Title Lock actually protects you. And in the unlikely event that you become a victim of title theft while a member, Home Title Lock will spend up to a quarter of a million dollars -- listen to that -- a quarter of a million dollars in legal fees to help restore your home's title.

So go to hometitlelock.com and register your address to see if you're already a victim. Then use code "Radio" for 30 free days of protection. That's code "Radio" at hometitlelock.com.

Rudy, are you afraid for your future? Are you -- have you talked to the President of the United States? Can we get any information about what is going on there?

MR. GUILIANI: Well, I'm not afraid for my future. I'm afraid for my country. Am I -- uh, do I think they may arrest me or -- or try to torture me or -- yeah. Sure. I think they can do anything.

I think these people are -- uh, gone over the line into becoming authoritarians and who think that any- -- anything justifies whatever it is their goal is for this -- wonderful goal for this country, which is basically to destroy it.

MS. CARTER: Rudy, I need to ask you one question. So I want you to clarify. Because the left has been going after you, uh, for saying "trial by combat," uh, when you were, uh --

MR. GUILIANI: Yeah.

MS. CARTER: When you were --

MR. GUILIANI: I was --

MS. CARTER: Talk -- talk about that. And, yeah.

MR. GUILIANI: Sure.

MS. CARTER: I want you to clarify that.

MR. GUILIANI: Well, first of all, that was

in the context of a very peaceful speech --

MS. CARTER: Right.

MR. GUILIANI: -- talking about the law. It was actually discussing the ancient English way in which they resolved disputes, in which you would have a champion fight for you and a champion fight for -- for the other person.

And what I was saying was let's have trial by combat between the two machines. Let's take whatever machine they say is the honest machine, and we'll take the Dominion machine. And I'll bet the whole election on that.

Because I'm convinced that any Dominion machine I can show fixes votes, gets votes from Europe, actually was used to give, uh, Biden more votes than Trump, and was connected, as it should not be -- illegally connected to the internet.

So when I said, "Trial by combat," I was discussing let's have combat between the machines, not between human beings.

MS. CARTER: Right.

MR. GUILIANI: And if anything -- if anything, I was kind of thinking in a -- in a -- in a humorous way of Game of Thrones when Tyrion, because he's so small, had somebody else fight for him.

MS. CARTER: Uh-huh. Now we're looking at what's -- we've never like --

MR. GUILIANI: Oh. And by the way -- and by the way, whatever -- whatever took place at the Capitol took place a couple hours after. It hardly could be my remarks. And it was planned three days before. So it has no --

MS. CARTER: Talk about that.

MR. GUILIANI: It has no connection to anything I said, Don Jr., the professor, the President.

Uh, the first and earliest planning I have for it goes back to January 1st, where I have a -- um, I have a tweet that we captured that's now been wiped out from a gentleman named, uh, Sullivan, who is a Black Lives Matter/Antifa organizer.

He takes the President's, uh, invitation to the January 6 rally, and he puts on top of it -- puts on top of it a notice. "Let's all assemble there so we get this F out of the White House."

It's followed by an invitation the second day for all the Antifa and Black Lives Matter people to come to Washington. We also have --

MS. CARTER: He was actually photographed there. He was actually photographed there. And he

was actually, uh --

MR. GUILIANI: Yeah. I have --

MS. CARTER: -- was taken into --

MR. GUILIANI: -- actual photographs, and I'll send them to you. I have --

MS. CARTER: Yeah. I know. I've seen -- I've seen the photographs of him --

MR. GUILIANI: Well, not just his photographs. But --

MS. CARTER: -- inside.

MR. GUILIANI: -- we have a screen shot of his notice on June -- on January 1st and 2nd to come there on the 6th and disrupt.

We have a training film which is about nine minutes long in which he shows people how to put on Antifa gear, which he calls Black Bloc, spelled b-l-o-c. He shows them how to --

MS. CARTER: Uh-huh.

MR. GUILIANI: -- uh, guard themselves against tear gas. He shows them how to put on a bulletproof vest. He displays an AK-47.

He shows a smaller weapon. He shows a knife, how to use it. And he's saying, "These are the things you have to be prepared for."

MS. CARTER: I need to talk to you about --

MR. GUILIANI: And then finally --

MS. CARTER: Okay. Go ahead. Finish up. And then I'm gonna ask you a question.

MR. GUILIANI: And then finally on the next two days, he sends out two more invitations, uh, to come and join, uh, disrupting, uh -- uh, Trump and, uh, trying to get him thrown out of the White House.

And then there's a 30-minute tape of him in which he is creating -- first of all, he breaks in. You see him break in. And then he is encouraging people to violence.

And then he's there when the shooting takes place of, uh -- of that -- that unfortunate woman.

MS. CARTER: Right.

MR. GUILIANI: And -- uh, and he exploits that, uh, tremendously.

MS. CARTER: What we saw there was horrific, Rudy. I know you feel the same way. It was a horrific scene.

We didn't want to see anything like that, not in our country. But I gotta ask you this. It feels as though we, the American people, are being silenced.

They are being silenced on all -- on all platforms. I'm talking social media platforms.

They're being threatened with job loss.

Uh, we saw the threats going to Mark Levin, actually from their employers, to Ben Shapiro, to Dan Bongino, that if they even talk about the election -- that they even talked about election fraud, they will be canceled. They will be canceled out. They will be fired.

Now we've seen what's happened in our country, both on the business level side where the government and actually the most powerful businesses in the history of humankind are working together. Are working together.

We know that Big Tech is working with the left. And they are canceling people out. And they are silencing people.

You can't put anything on. This is totally antithetical to America, to what we stand for, to our constitution.

But we haven't even seen the President, Rudy. I was afraid I wouldn't even get you on. I was afraid I wouldn't even be able to talk to you.

Have you at all been able to speak to the President? What is going on with the administration? Will we be hearing from the President? Has he been silenced? Has the President been silenced?

MR. GUILIANI: Well, first of all, let me tell you about me. Uh, I put out a podcast on Friday about this Sullivan guy and about three or four other Black Lives Matter/Antifa, let's call them, domestic terrorists who organized this.

This is not a Trump entry into the, uh, Congress. This was being done by anti-Trump groups to make him look bad. It is true that some Trump people joined with them --

MS. CARTER: That's what I was gonna say.

MR. GUILIANI: -- not realizing --

MS. CARTER: There are people.

MR. GUILIANI: -- who they were with. But on my video, I showed the Trump people stopping an Antifa person from breaking a window. I show the Trump people stopping another one from doing that. I show people --

MS. CARTER: But we're not 100 per- -- are we sure those were Antifa people that were breaking the window?

MR. GUILIANI: Yes.

MS. CARTER: Have they --

MR. GUILIANI: We're sure of it because our narrator is an Antifa person, and he identifies him. This evidence is so clear, it's overwhelming.

So my podcast went up on YouTube as usual. You know how difficult this is. Within two hours, it had 700,000 followers. And then YouTube took it down because it was inciting violence.

The -- the podcast is explaining that the violence was not coming from Trump, it was coming from organizations who organized it to hurt Trump.

They did take advantage of some Trump people. But not that many. And it was taken down.

MS. CARTER: But you're right. Because I was there. I was at the event earlier in the day. We walked through it.

Because I was there with Gary Brugman. He is a gentleman from the border patrol that was pardoned by President Trump.

I was with some friends. We wanted to see what was going on. And all day it was very peaceful. I didn't see any violence. There was nobody inciting violence.

It -- I -- I mean, I posted photographs. I posted videos as I walked through the crowd. People were very kind. They were, you know, saying "Hello" and "How are you?"

It was -- there was nothing until later that afternoon. Later in the afternoon is when we saw the

violence and everything happen at the Capitol.

But now what I'm focused on -- what I'm really focused on, Mayor, in this podcast is our constitution and our freedoms that are being stripped from us.

That started way back in 2016 when we saw how they weaponized these agencies against the President and against his allies. And it continued all the way through the four years up until right now.

And now what we are seeing is literally the leftists take our -- our rights away --

MR. GUILIANI: Yes.

MS. CARTER: -- take our ability to speak freely.

MR. GUILIANI: Completely.

MS. CARTER: And I want to know, is there any way you can tell us -- because everyone's asking me, "What's happened to President Trump?"

Where is he? Are we gonna able to hear from him?

MR. GUILIANI: Yes.

MS. CARTER: What -- is he being silenced? What is going on?

MR. GUILIANI: The President -- the President is preparing to address this. I believe

that he wants to do it at exactly the right moment.

Uh, don't -- don't -- don't mistake, uh, any sort of calmness right now for anything other than proper preparation so he makes sure he's right about everything that he says.

I certainly haven't been silent. Uh, my -- my podcast has been taken off several places. It continues to be on other places. It's gone over a million. So we have a lot of brave people who are watching it.

I'm gonna put out another one. I have eyewitnesses who saw the same thing you saw. I have eyewitnesses who say this riot had nothing to do with Trump.

It was orchestrated by BLM, Antifa, and similar people like that. Even some white supremacist groups that are opposed to Donald Trump because of his position on Israel -- who hate him, actually -- but like to pose like they're with him so they can cause him trouble.

This was a very, very professionally-executed, I might say, hit job on the President. Not unlike what they've been doing for five years. Not unlike the phony Russian collusion. Not unlike the phony Ukraine frame-up.

Not unlike, uh, their -- their, uh -- uh, completely banning and censoring anything about Hunter Biden, his hard drive --

MS. CARTER: His laptop.

MR. GUILIANI: -- which proves 30 years of crime, not by Hunter Biden. By Joe Biden. It proves that Joe Biden was taking in millions and millions selling his office for 30 years.

If you read that -- if you read the text in that hard drive, which is why they banned it. Now they ban us expressing our opinion about the election being, uh, fraud- -- fraudulent. I mean, how dare they?

MS. CARTER: But they have, Mayor. They have. They have worked to ban everyone. Everyone that speaks out, they have done that.

MR. GUILIANI: Who do they think they are?

MS. CARTER: Why did the Republicans, those that said they were allies of President Trump, allow this to happen? Because for four years, even with all the evidence, no one at the DOJ moved a muscle.

They lied to the American people. Because they said over and over again, "There's a report." They said over and over again, "We're gonna indict people."

The President declassified all of that information. He gave the DOJ permission --

MR. GUILIANI: Sara, you know this better than anybody. From the very beginning when they started the false charges against him, the first reaction against by certain RINO Republicans, cowardly Republicans, whatever you want to describe them as, was to kind of not give him the benefit of the doubt.

When the Russian collusion thing came up, I knew it was totally false. I was with him for five months. I knew it was false.

Instead, I had a bunch of Republicans saying, "It has to be looked into." It didn't have to be looked into. It could have been thrown right out.

The Ukraine thing. You read that thing. It's completely harmless. And now we find out they were hiding evidence, the hard drive, that would have proved it was harmless. And the Republicans said, "We have to look into that."

Now this thing takes place, and they assume that somehow he caused it. He had nothing to do with it. His last -- his last words were, "Be peaceful and patriotic." That's hardly words of incitement.

There's no evidence that anybody ran from that speech and went and did violence. That's what

you need for incitement.

You need a whole group. And you're saying terrible things to them. And they get up, and they start doing incitement.

He was here. Effectively, the Capitol was one hour away, given the -- given the crowds. There's no connection between the speech and the preplanned activities in the Congress that go back to January 1st.

And if the Republicans would give the man the benefit of the doubt, I can show them the invitations from Black Lives Matter and from Antifa.

I don't know what's wrong with Republicans. Democrats stick together when they're stealing. We can't stick together for one day to hear the evidence.

And doesn't it always vindicate the President? Always. Because the President is not a bad man. The President is a good man.

And he's a man that tries very, very hard to stay within the rules of ethics and law. And he succeeds.

Give him a break. Five times he's been victimized like this. Now they're trying to victimize him by blaming a riot on him that has nothing to do with him.

At least give us a chance to show you the darn evidence that shows that Black Lives Matter and Antifa had a lot more to do with this than any Trump people.

MS. CARTER: They don't want that evidence out there. According to people that I'm talking to, they just -- the focus has really been on President Trump.

They have turned onto the President. Now, these are the RINOs out of Washington DC, Mayor. These are people like Mitt Romney and others. Um, people like even Senator Tom Cotton, who don't even want to give the President an opportunity now to speak.

Some of them are blaming the President, because they said he didn't support, um, Vice President Mike Pence. And they're walking away from him, and they're turning on him.

My fear is how far is this gonna go? Where are we gonna go? Americans --

MR. GUILIANI: I can tell you -- I can tell you where the Trump supporters are. They're up by 5 percent. That's where the Trump supporters are.

I mean, they -- they do ban us. They do, uh, put all kinds of restrictions on us. Somehow

we've been successful in getting the message out.

I told the President this last night. Bare minimum, 45 percent, maybe 55 percent of the American people by now believe that he was railroaded. They believe it.

How do they get that message with everybody banning it? Somehow they've begun to just trust all these crooks in the mainstream media, and they start relying on whatever they can get.

It's almost like radio-free Europe trying to get into -- trying to get into, uh -- uh, Russia. They're getting the message.

MS. CARTER: Uh-huh.

MR. GUILIANI: They're getting the message from you, from me, from Hannity, from -- from Rush Limbaugh, from OAN, from Newsmax, from -- they're getting the message. It's coming out. And --

MS. CARTER: But there is a push to shut down all of the messengers.

MR. GUILIANI: They're trying to shut us down --

MS. CARTER: There's a push to shut down OAN. There's a push to shut down Newsmax. There's been a push to take out anybody who speaks about MAGA. Dick Durbin, we're hearing rumors about --

MR. GUILIANI: Yeah. On Friday night -- on Friday night, as soon as my, uh, podcast hit 700,000, they canceled it.

All I was giving people was an alternative explanation for January 6th. It wasn't my opinion. It was based on, uh, texts from the internet that I had, pictures, photographs, and film.

Proof. I had proof. I wasn't shooting my mouth off. I had proof. I had two eyewitnesses. (Unintelligible, speakers overlapping) --

MS. CARTER: But they are gonna try to push -- they are gonna try to push -- this is Nancy Pelosi, the Democrats, and some Republicans are gonna push and push and push for impeachment of the President for inciting violence.

MR. GUILIANI: And they're gonna try -- and they're gonna --

MS. CARTER: They're going after MAGA supporters to do it.

MR. GUILIANI: Let me add to it. They're gonna try to put me, Don Jr., and Professor -- uh, Professor Eastman in jail.

MS. CARTER: They are.

MR. GUILIANI: They're gonna try to put us in jail for -- for I don't know why. For, uh -- the

main offense we committed was we said that the election was not legitimate. You're not allowed to say that. That incites violence if you say that.

MS. CARTER: Is there anywhere in the law, anywhere in the constitution, anywhere in the law, anywhere, that in the history of the United States, that you're not allowed to say that?

MR. GUILIANI: No. And there's no -- there's no logical connection with having an opinion about the integrity of an election and anybody, uh, rioting.

And if you try to connect it to the other day, we can prove the genesis of that goes back to emails that were being sent out four and five days before by the terrorist types who were gonna take that over and highjack it. It had nothing --

MS. CARTER: But now they are saying MAGA -- Dick Durbin, Senator Durbin, said that MAGA supporters are terrorists. Literally are trying to equate people who support President Trump and create laws now to say that there is like domestic terrorism in the United States. When --

MR. GUILIANI: Well, this has been the objective of Antifa and of Black Lives Matter and -- and literally some white, uh, supremacist groups for

two or three years to try and define us by committing these acts, and making it look like they come from pro-Trump people.

And with a media that's willing to buy any set of lies, and a media that tries to cut out any form of defense, they -- they get some success in that. I mean, it's unfortunate.

But when you listen to the President's speech, once again, like the Ukrainian conversation, there's nothing wrong with it.

And to have a speech that incites violence, as he's saying it, people should be jumping up, running away and shooting people.

I mean, you look at that audience. And that audience sat there for two and a half hours in the cold, and all they did was cheer and yell. They didn't run away. They didn't run away with pitchforks.

I mean, it's ridiculous. It's ridiculous.

MS. CARTER: Mayor, one of the things that I -- but that I -- I think we've all noticed is the fact that there was -- there was a rumor that President Trump was gonna be speaking. That he would be on Newsmax or OAN.

Um, there was a fear that he wouldn't be

allowed, uh, or they wouldn't broadcast, basically, any speech from him on any of the main cable networks, being CNN or Fox or anyone else.

So there was a rumor. And then he didn't come on. He didn't speak. Then there were rumors about using the emergency broadcast.

Can the President reach the American people? Will he be able to speak directly to the American people without being hampered by the media or being cut off by social media platforms or our main -- or mainstream media?

MR. GUILIANI: Well, cert- -- certainly the President plans to address the American people. He's going to do it on his terms in his time and when he thinks it's most effective to get the message across.

Can he do it directly? If he has to, yes. There are ways in which he can do that. But I do think the more they do this, they're overplaying their hand.

I do not believe the American people buy this kind of censorship, this kind of shutting people up, and these threats of imprisoning people.

This is like some form of Venezuela presently, China presently, Nazi Germany --

MS. CARTER: Uh-huh.

MR. GUILIANI: -- uh, East Berlin. Americans never lived like this. We've never had this happen before.

MS. CARTER: I have friends that are actually afraid.

MR. GUILIANI: We've had bad things in our history. We've never had a, uh, free speech shutdown like this. And for the liberal press to allow this, a liberal press that once used to defend the rights of Nazis --

MS. CARTER: Uh-huh.

MR. GUILIANI: -- to say terrible things and to say hate works (phonetic), because they -- they said, "The key to respecting free speech is to allow your worst enemy to speak."

MS. CARTER: Correct.

MR. GUILIANI: Well, what happened to them? We're not anywhere in that category, and they're shutting us down.

You know why they're shutting us down? Because they know we're telling the truth. And they know if the American people --

MS. CARTER: What's your worst fear --

MR. GUILIANI: -- ever hear it -- if the American people ever get to see my evidence, they will

know that every single thing the President has said is 100 percent true and provable, as it's always been.

MS. CARTER: Mayor, what's your worst fear? What's the worst fear --

MR. GUILIANI: My worst -- my --

MS. CARTER: -- for our country?

MR. GUILIANI: My worst fear is this is all part of a very, very aggressive effort to make us into a socialist country, a one-world country.

No -- I mean, just to say we're no longer gonna say "America First" frightens me. If America isn't first, who is?

MS. CARTER: Uh-huh.

MR. GUILIANI: Uh, this is all part of the Soros, you know, we're one big world, and America is no better than anybody else socialism.

And socialism we've now figured out very early on with what these governors are doing in the Democratic States leads to authoritarianism like that.

I mean, look at the way Como is acting, and the way Newsom is acting, and the way Murphy is acting, and the way, uh, the governor in Illinois is act- -- acting.

MS. CARTER: Uh-huh.

MR. GUILIANI: The minute they get power

over you, the minute they have you in a position where you're in submission, they then begin to direct your lives.

Because you think of socialism, and you study the history of it. It almost always leads to authoritarianism, and very often it leads to violence. And we're -- we're heading there faster than I thought.

MS. CARTER: What's --

MR. GUILIANI: I mean, we gotta stop this. We're -- we're headed to a vision of this country that probably exists only in the mind of George Soros.

MS. CARTER: Wow. What is your final message, uh --

MR. GUILIANI: My final message is we gotta stick together. Americans have to work hard to get the news now. They gotta go to alternative sources. They gotta use their common sense, which is why I call my podcast Common Sense.

MS. CARTER: Uh-huh.

MR. GUILIANI: And, uh, we gotta -- we gotta fight back. This whole thing that they're doing, uh, the Big Tech --

MS. CARTER: Let's talk about that. Because when you say "fight back" --

MR. GUILIANI: We gotta go to court. This is a restraint of trade --

MS. CARTER: Okay.

MR. GUILIANI: -- among other things now. Now they're taking away our livelihood. Look. I get paid for my podcast.

MS. CARTER: Right.

MR. GUILIANI: They have taken away my -- my livelihood. They've taken away some of Steve Madden's livelihood. They just threatened Dan Bongino and -- and, uh --

MS. CARTER: And Mark Levin?

MR. GUILIANI: -- and Mark Levin. I mean, Mark Levin is like the dean of -- uh, of radio. He's one of the smartest men and one of the most distinguished people.

I mean, if they can threaten him, they can threaten anybody. How about if they can threaten the President of the United States, who are we?

MS. CARTER: That's right.

MR. GUILIANI: I mean, this is getting frightening. And I hope the American people start to realize this. This is no longer Democrat/Republican. It's no longer Donald Trump or Biden.

This is about my rights, your rights, and

our children's rights. And they have taken them away. And they've been doing it all year.

They used the COVID thing to take away our right of free speech, freedom of religion, freedom of movement.

Now they shut down key evidence during the election. I mean, 10 percent of the people say if they knew what crooks the Biden's were before the election, they wouldn't have voted for him.

Well, why do you think they didn't find out?

MS. CARTER: Uh-huh.

MR. GUILIANI: Because it was deliberately shut down by a crooked press.

MS. CARTER: Well, and now they shut down our ability to communicate to a large extent on the platforms that most Americans and people around the globe use.

They've just shut down communication entirely for many people. And there's no place for them to go. Because now that the internet -- if the vendors -- if Apple, if Google -- if these major players like Amazon take away the platform, take away your ability to communicate, that's it. Unless you invent something, a new internet --

MR. GUILIANI: Well, I think --

MS. CARTER: -- where do you go?

MR. GUILIANI: I think -- I think, uh, that is -- I'm not an expert on that.

MS. CARTER: Me neither.

MR. GUILIANI: I can't tell you. But I know there's a lot of time being spent on trying to figure that out. I think it's also time for us now to go to court. And, uh, the government is not gonna do it for us. But there are a lot --

MS. CARTER: Is it true to the rumors -- is it true to the rumors that President Trump will start his own media empire?

MR. GUILIANI: I can't really --

MS. CARTER: Do you know anything --

MR. GUILIANI: I can't disclose, you know, confidential things. President Trump is gonna -- is going to do everything he can to combat this. This will be his mission.

Because -- and -- and he'll do it not for himself. He'll do it because his -- his goal was always to make America greater and better.

And to take away free speech in America is to take away America. We were founded on two basic principles, freedom of religion, freedom of speech.

Well, they've taken --

MS. CARTER: Correct.

MR. GUILIANI: -- away freedom of religion, and they've taken God out of the Democratic, uh, National Convention. Every time you mention God, you're almost in fear of going to jail.

And now they're trying to take our right -- your right and my right and everybody else -- to express our honest opinions. We may be wrong. I'm happy to debate it with anybody.

You want to come and debate with me? I'm happy to debate it with you. I can prove what I'm saying. I'm just being shut up. I'm being bottled up and pretty soon probably gonna get arrested --

MS. CARTER: Well --

MR. GUILIANI: -- by these idiots (phonetic).

MS. CARTER: -- I've always said that. I've always said we have never once, and I have never once asked for people to be silenced.

I've never said, "Because I don't agree with you, I don't think you should speak."

I've never said, "Take that person off the internet." I've never said, "Shut down an entire network."

I have never agreed with that. I've never

heard you say that. I've never heard the President say that. I have never heard a Republican say that, or a Conservative, or a Libertarian.

But I have heard that from the Democratic party and this new leftist progressive revolution that's out there.

MR. GUILIANI: Progressive.

MS. CARTER: Right.

MR. GUILIANI: Wow.

MS. CARTER: That is changing our nation completely.

MR. GUILIANI: Yes.

MS. CARTER: And thank you so much, Mayor, for being on the show.

MR. GUILIANI: Thank you, Sara.

MS. CARTER: Thank you.

MR. GUILIANI: And thank you for focusing on the danger of it. I do believe even us, even you and me, don't quite realize how bad it is. It's even beyond anything we can imagine. This is very serious.

MS. CARTER: I think we're at the beginning of --

MR. GUILIANI: This is a very serious point in our history. And we gotta stand up and fight it. Otherwise, I don't know what could happen.

MS. CARTER: I think our nation will be lost if we don't.

MR. GUILIANI: Uh, not an exaggeration, Sara.

MS. CARTER: Thank you so much, Mayor.

MR. GUILIANI: God bless you for doing this.

MS. CARTER: Thank you for being with us. God bless you too. Thank you, Mayor.

(Commercials not transcribed.)

MS. CARTER: So President Trump will speak to us. That's huge news. We don't know how. We don't know who else is going to be silenced.

Rudy Giuliani is afraid, I mean, obviously that they're targeting him, that they're gonna arrest him. They're threatening, you heard that from his mouth, um, Steve Bannon, others out there who support President Trump.

Now we have people like -- you know, like I said at the beginning, John Brennan and others, you know, creating this kind of Mao Tse-tung type of strategy where they're trying to, uh, defame people in public, and -- and destroy reputations, and make them out to be some kind of criminals when they are not.

75 million Americans voted for President Donald Trump, more than any other Republican

president in history.

And we are still allowed, I guess -- this is America; right? -- to -- to speak the truth, to tell the truth, to be able to have freedom to express ourselves.

At least I hope so. At least I hope that hasn't been taken from us. I want to read a story to you really quick. And I just want to make it real quick.

But you've got to understand here about the riots on Capitol Hill. The FBI and the New York Police Department officials, they actually warned Capitol Hill Police of the risk of violence at the Capitol on January 6.

They -- they actually warned them, the Capitol Hill Police. The Police Chief said that he went -- well, now he's resigned -- said he went to Nancy Pelosi, said he went to Mitch McConnell, and they turned down extra help.

They turned down extra help. You have to ask yourself why did this happen? In the Hill, a senior FBI official, uh, basically told NBC News Network that the FBI obtained credible and actionable information about more than a dozen people who were planning on traveling to the protest and who expressed

a desire to engage in violence.

Who expressed a desire to engage in violence. That -- that tells me a lot. I wonder who the FBI was listening to.

That's another thing we gotta think about; right? How many people were they actually listening to? And why? Because they were MAGA supporters?

But if they heard that and they knew that there would be violence, why did Nancy Pelosi and Mitch McConnell turn down extra security? Why didn't they -- why didn't they say, "No. Let's get the National Guard out here." Right?

You know, it doesn't -- it's not President Trump. President Trump did not incite violence. He did not ask people to go to the Capitol.

If somebody is telling you that, it is a lie. It is a straight-up lie. We have every right to peacefully protest and march and make our voices heard.

This is the United States of America. It is the reason why so many other nations and their people envy us. Because we're supposed to be a beacon of light for the rest of the world.

We're supposed to be standing strong against tyranny. And now it appears that the tyranny is here.

And now it appears that people are being silenced by something we have never seen before in history.

Not by a government, but by a government working together with Big Tech corporations that are in their pockets.

And you have to ask yourself, folks -- you just have to ask yourself where do we go from here? If we don't stick together, if we don't speak up, if we don't vote these people out, if we don't stand up for what our constitution means, we may not have an America the way we know it anymore. It will be gone.

But I believe in my heart that the nation that my husband fought for, the nation that our forefathers fought for, the nation that all of our brothers and sisters and everybody else have sacrificed so much for is still worth it, and it still exists.

And it's up to each and every one of us to ensure the future of this nation for our children and for future generations.

Thank you so much for being a part of the Sarah Carter Show. I promise you if I don't get pulled off the air, and even if I do, I will find a way to come back on and speak with you.

Guys, please. I need you to go to

Saraacarter.com, and I need you to sign up for my newsletter. I really need you to do that.

If you want to still stay in touch. If you want to be, uh, able to communicate with me. If you want to listen to my podcast. Just in case anything goes sideways, I would like you to sign up for my newsletter. That's at Saraacarter.com. Remember Saraacarter.com.

Thank you again for joining us on the podcast. Make sure to subscribe on YouTube or to the podcast, wherever you get your podcast. And follow me on, uh, Twitter, Facebook and Parler -- remember what happened to Parler -- at Sarah Carter Official.

I'm praying for you, Dan Bongino. I love you, brother. I know what you've been through. I know what you're going through.

And for everybody else at Parler, remember. I'm here for you. We're all on the same side. We're all on the same key. All we want to do is have a voice.

Thank you so much. We're taking the story back. God bless you, America.

(Music plays.)

MS. CARTER: Today, I'm joined by Rebecca Weber, the CEO of the Association for Mature

American Citizens, also known as AMAC.

For the upcoming year, what are some of the biggest topics of advocacy for members?

MS. WEBER: As an organization that represents Americans 50 and over, we recognize that Social Security is such an important component, uh, to seniors' income.

And so we also recognize that for someone my age, for example, Social Security, I may not see my entire benefit unless something is done soon.

So we promise to fight to keep Social Security solvent. We've got What's called the AMAC Social Security Guarantee.

Information is found on our website. We're also pushing for transparency in healthcare. We want to eliminate surprise billing.

Sara, another great proposal that we have out there which has got over 22 cosponsors now is AMAX Pro Bono Healthcare Bill, which essentially allows doctors to take a healthcare deduction and provide doctor services to individuals that are currently on Medicaid.

We project that it could save billions of dollars in Medicaid. But also it provides for those lower income folks to have and build a real

doctor/patient relationship.

MS. CARTER: Rebecca, thanks so much for being with me today. I'm honored to have you and AMAC as a sponsor for the Sarah Carter Show.

For more information, folks, visit AMAC.US/Carter.

(Commercials not transcribed.)

(End of recording.)

* * *

I, SONJA CHERNICK, a certified shorthand reporter for the State of California, do hereby certify:

That the foregoing transcript is a verbatim transcription prepared from the electronic audio recording provided to me; that the foregoing is a true and accurate transcription of said recording, to the best of my ability.

Dated this 19th day of January 2021.

_____
SONJA CHERNICK, CSR 11504

Exhibit 217

UNCOVERING THE TRUTH

ANNOUNCER: And other fake news stories. This is Uncovering the Truth with Dr. Maria Ryan and Rudy Giuliani. Guarding against misinformation, fake news. It doesn't seem to be making a difference. Using common sense thinking with New York's street smarts. Now with Dr. Maria Ryan, here is Rudy Giuliani.

RUDY GIULIANI: Good morning, New York. This is Rudy Giuliani and Dr. Maria Ryan live in our nation's capital as it gets ready for what will appear to be a militarized in the sense of a protected inauguration at an extreme level.

DR. MARIA RYAN: It doesn't look like we're in America anymore. There's demilitarized zones, there's so much barricades and check points. Just think about this.

RUDY GIULIANI: Tell them how we had to go over to the White House.

DR. MARIA RYAN: Oh, my God. I took a little video of it. We were escorted by secret service in a golf cart and we were in a golf cart.

RUDY GIULIANI: And I didn't have my clubs with me.

DR. MARIA RYAN: Literally, there was barricades and check points everywhere. If it wasn't for the secret service obviously, we wouldn't have

gotten through to the streets.

RUDY GIULIANI: We're literally one, two, three, four, five, five blocks from the White House.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: If I were to go there right now and walk it would take me 45 minutes because I'd have to walk around some kind of a crazy --

DR. MARIA RYAN: Yeah, even walking. It's not like you can walk on every sidewalk. And what I feel for is, we always feel for is the people. They shut down all the businesses again.

RUDY GIULIANI: There's nobody here. There are 25,000, 30,000 troops. I don't know the number of people. It seems like there are about ten thousand people. You walk the streets daytime or night time, and we did both times. Yesterday I saw three people. I mean, people have left the city, I think, because they're afraid and look, who can say. It may be that level of problem, but I patrol cities, I've kept cities safe with tremendous threats of violence. My guess is this is somewhat overdone, but let's see what happens.

DR. MARIA RYAN: I hope it's overdone, but when you think about it, somebody wrote me a little text saying if you have so much military people guarding against the American people, maybe you really didn't get

voted into office.

RUDY GIULIANI: You need that many people to guard. Well, this is what happens in a banana republic, right.

DR. MARIA RYAN: Yeah. And the other thing, Rudy, when BLM and Antifa were burning down American cities, including DC, why wasn't the military brought out then?

RUDY GIULIANI: Oh, my goodness. That was terrible. That would have been terrible. Oh, my goodness, it would have been terrible. It would the military being used for domestic purposes. It would have been awful.

DR. MARIA RYAN: What about the poor shop owners, restaurant owners.

RUDY GIULIANI: Maybe it was really brought out because the Democratic Party knows that the riot on Capitol Hill was not caused by President Trump, but largely caused by Antifa and two other groups which they are lying about, and which we can prove with videotapes and with affidavits, all of which you can find at Rudy'scommonsense.com.

DR. MARIA RYAN: That's Rudy'sCommonSense.com.

RUDY GIULIANI: One of the few places you can go for facts. See, I don't just give you my opinions.

I put out the videotape of John Sullivan announcing what he's going to do, dressing up like what he is, black Antifa in black as an Antifa guy.

DR. MARIA RYAN: They call it black block. We learned a lot from John Sullivan because he's kind of like one of those stupid criminals putting everything on line.

RUDY GIULIANI: Always recruiting. The numbers that he recruited -- his brother's estimate that there were 226 Antifa people in the rally at the early stage. The rally was off to a violent start before basically any Trump supporters could have even gotten there. Remember, the speech was going on when the invasion began, and the speech was roughly with the crowd one hour away, so there's clear separation between the speeches and the rally. And then when you look at all the preplanning done by Antifa, Croispa (phonetic), which is a another crazy group, and a third group. This was a preplanned rally, had nothing to do with Donald Trump. Donald Trump's speeches had nothing to do with it, and as Professor Dershowitz just said, it was not an incendiary speech, none of them were. This crowd was not jumping up and down like an emotionally charged crowd ready to run off to a riot.

DR. MARIA RYAN: No, I was there. It was

actually a loving crowd saying, you know, we're proud of the work for the last four years.

RUDY GIULIANI: Angry but subdued, also maybe because they were also freezing.

DR. MARIA RYAN: It was freezing. I thought I was going to get hypothermia.

RUDY GIULIANI: I felt really bad because I had some great lines and had gloves on and, you know, when you have gloves on you can't hear the applause. I wanted to say after my first great line, take off your gloves, darn it, so I can hear the applause.

DR. MARIA RYAN: I don't think you're that narcissistic.

RUDY GIULIANI: I'm not, but you know I'm --

DR. MARIA RYAN: I know you're making a joke.

RUDY GIULIANI: I want to talk about (inaudible) for a minute because there's no doubt of two things, okay. Get angry, I don't know, protest me, ban me and put me in hell. He won the election and he did not cause that riot.

DR. MARIA RYAN: He did not. I think even CNN said that.

RUDY GIULIANI: They are a lie, a lie, a lie, a big lie that you are being forced to repeat by a tyranny that if we don't fight against it, it's going to

ruin this country. You cannot tell me what to think, I am sorry. I'm a free man. God gave me the right to free speech, not you. I ain't giving it up. You can torture me, you can do whatever the hell you want to me.

Here's the truth. He won that election. You give me one hour. I will prove it to you with pictures, documents, votes and people we can call on the phone in five states. Number two, that riot that took place was organized days before by Antifa and other terrorist groups in order to ruin him and to give the Democrat Party yet one more reason to take a bunch of lies and try to frame him. That's the truth.

Now, January 20th, no matter what we like or don't like, we get a new government. The Republican Party goes into being the party of opposition, and the question is I think it has two choices Maria, and I want to ask you about that.

One party of opposition can be what we call from the English model, and we've had before, the loyal opposition. We option on principle the things we oppose on principle, we find some areas to compromise where we can agree, and when we firmly disagree we do so on principle, not on personality.

DR. MARIA RYAN: Isn't that the way it always

should be?

RUDY GIULIANI: Or we be the party of vengeance. It goes back to what they did with Trump.

DR. MARIA RYAN: I don't want to be like a Democrat. I don't.

RUDY GIULIANI: I'm going to tell you another thing. A little bit like a Republican. We say this all started the way they treated Trump impeachment from the first day, et cetera. The first day Obama was in office McConnell said my job is to take him out of office. Now, we didn't do all the things the Democrats, did but that was a bad, bad attitude. McConnell's job was not to take, at that point, Obama out of office. His job for at least two years was to work with him to help the American government.

DR. MARIA RYAN: I was going to say and to help the people, right?

RUDY GIULIANI: And then when we get to the last year of course we think differently to take him out of office properly.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: So I'd like to see us go back to -- and let me credit my friend here, Newt Gingrich to what Newt Gingrich did. I know it's used a lot because it was so darn successful. What Newt Gingrich did after

Clinton won, and I was mayor at the time that this happened, after Clinton won in 1992, big victory, Republican Party dead forever. Two years later Republican Party takes over the Congress for the first time in 48 years, or 48 out of 50 years first, time in two generations based on contract with America, based on ideas, not based on attacks of Bill Clinton's personal life, which you could have had plenty, by the way. Not attacks on his personal life, not attacks on his wife or children, not attempts to impeach him, based on ideas. This is what we're going to do, ladies and gentlemen. We're going to have lower taxes, we're going to have stronger crime measures, we're going to have term limits, which they never did, by the way.

DR. MARIA RYAN: Right, smaller government.

RUDY GIULIANI: That's what I want to see.

DR. MARIA RYAN: Lower taxes. You know, you started this out asking for my opinion, so I'm going to give it to you, Mr. Giuliani.

RUDY GIULIANI: I think you would have even if --

DR. MARIA RYAN: Probably so. But I like what you first said, and I think no matter what party you're in, Libertarian, Democrat, Republican, Green -- I don't know what other parties there are, well, except

communist.

RUDY GIULIANI: Purple people eaters.

DR. MARIA RYAN: Purple people eaters, we should always be fighting on principle. We shouldn't be doing these personal attacks. And I hate to label people, you know that. But the Democrats s took this to a different level these past four years.

RUDY GIULIANI: I agree.

DR. MARIA RYAN: And as an American citizen, I'm frustrated that laws were broken and nobody was held accountable. The Mueller investigation took $40 million of our taxpayer dollars when they knew it was all fake. They knew before going in there was already several investigations.

RUDY GIULIANI: That's a crime.

DR. MARIA RYAN: And nobody was held accountable for that fake dossier, nobody.

RUDY GIULIANI: That's a crime. I'll say it again. You know what I think happened, Maria? You know I mentioned McConnell sort of started it with day one, it's my job to take --

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: Well, McConnell didn't do the things the Democrats did. So then the Democrats did him one better. They took over, and rather than even spend

a little time cooperating, immediately day one, two hours, impeach, impeach, impeach, impeach, impeach, one phoney setup story after another, including this very last one with the contrived riots on Capitol Hill.

DR. MARIA RYAN: What did you say, they impeached on newspaper articles, not on facts.

RUDY GIULIANI: They didn't have a single witness for the impeachment.

DR. MARIA RYAN: And why aren't they held accountable? Why don't they have a higher standard?

RUDY GIULIANI: Remember the congressman that stood up? We'll get his name before the -- Mast or -- the congressman who stood up, the war hero and he said did you produce a single witness from the rally that went to the Capitol and committed a crime? Let me hear the name, and then he stayed silent for a minute, and none of the creepy Democrats got up and mentioned even one name. And then he said I just made my point. You have no evidence.

I mean, basically under Brandenburg which Professor Dershowitz knows and I know because I tried cases like this, you've got to prove that those -- I mean, we have a set of protection for the first amendment. You've to be to prove that those words almost immediately drove the person into the riot.

Well, the words were spoken two miles away, separated in some cases by an hour and two in time, and the words are in some cases fighting words, but not words of violence, and those are very important distinctions if we want to maintain individual liberty in America.

DR. MARIA RYAN: You know, the Republican Party --

RUDY GIULIANI: We have some good ideas.

DR. MARIA RYAN: Yeah, yeah, but they better be careful because they could split because there are a lot of people who are frustrated because we say we're the law and order party, but we haven't held Congress accountable. We haven't held politicians accountable, we haven't held big tech accountable.

RUDY GIULIANI: Particularly the Senate.

DR. MARIA RYAN: Right. So we, you, know this is carry grounds that we may split and see another party forming out of the Republican Party which will split the party obviously, and we'll never get a chance to be in office.

But I wanted to go over our question of the week last week. Should big tech and censorship lead to a break up of big tech monopoly. Well, I could have predicted this. 92 percent of you said yes.

This is getting into McCarthyism.

Professor Dershowitz, I just heard him on the Bernie and Sid Show. He was talking about Harvard University. Used to be respected, right? I wouldn't send my dog to that university. They are circulating names of people who earned a degree, spent their hard earned money, went to that school, but if they worked for the Trump administration, Harvard's saying they should have their degrees stripped. What the hell.

But anyways, anyways, we always love hearing from you. Please call us at 1-800-848-9222.

RUDY GIULIANI: Here are a couple ideas to think about during the break. The Republican Party could define itself as the party of individualism. Dr. Maria would love that because she's from New Hampshire, live free or die.

DR. MARIA RYAN: Amen.

RUDY GIULIANI: The less government the better.

DR. MARIA RYAN: Amen.

RUDY GIULIANI: Low taxes.

DR. MARIA RYAN: Amen.

RUDY GIULIANI: Moderate regulations.

DR. MARIA RYAN: Very few, please.

RUDY GIULIANI: Fears opposition to socialism.

DR. MARIA RYAN: That's right.

RUDY GIULIANI: Never, ever, ever socialism, educate the American people on socialism because a lot of kids don't know.

DR. MARIA RYAN: Yeah. They don't know it. They're not learning it in school.

RUDY GIULIANI: It often becomes a dictatorial regime, almost always, and we can see little elements of that happening in America with governors like Cuomo, Newsom, Pritzker, Murphy, some of the people in Congress. You know the way they're enforcing this thing, rip the mask off you, put you in jail for mask, they don't wear the masks themselves, you know, that kind of stuff. That's a sign of socialism moving into authoritarianism, their fierce opposition to freedom of religion, our fierce support for freedom of religion, their cooperating rating with big tech and the big media to create the biggest crackdown on free speech in America over the last four months, first the Biden hard drive, now the loss of the election. We've got to protect free speech. We should be the party to do it. We've got to protect private education, we've got to protect the nuclear family. You know they're coming after that. You know they're coming after that.

We're the party of better ideas and policies, not the parties of revenge. That's what I'd like to see our party do.

DR. MARIA RYAN: I like that.

RUDY GIULIANI: It doesn't mean we hold -- if there are crimes, that can be proven. If the Bidens committed 30 years of crimes like the Biden tape shows, they should be prosecuted.

DR. MARIA RYAN: They should be prosecuted. Nobody should be above the law.

RUDY GIULIANI: That should not be the focus of our party.

DR. MARIA RYAN: Right.

RUDY GIULIANI: The focus of our party should be to make a better America.

DR. MARIA RYAN: Yep.

RUDY GIULIANI: With better ideas and policies.

DR. MARIA RYAN: And voter integrity, please.

RUDY GIULIANI: Not a Hatfield and McCoy.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: Not you got me, I'm going to get you more. You got me, I'm going to get you more.

DR. MARIA RYAN: Well, there's so much more truth to uncover on this Sunday morning, including or

nation's capital on lockdown ahead of this Wednesday. So up next, how our nation's capital and state capitals all across America are preparing for this coming Wednesday.

RUDY GIULIANI: And then you. We go to you on the phone lines because that's the --

DR. MARIA RYAN: Our favorite part.

RUDY GIULIANI: That's 800-848-WABC. That's 800-848-9222. Call us. You're going to straighten us out and give us better ideas. Every Sunday you do. And now we'll take a short break.

This is Uncovering the Truth with Dr. Maria Ryan and Rudy Giuliani, guarding against misinformation, fake news. It doesn't seem to be making a difference. Now with Dr. Maria Ryan, here's Rudy Giuliani.

DR. MARIA RYAN: Hello. Hello. It's Dr. Maria and Rudy Giuliani in the District of Columbia, and we are going to go into our phone lines. So don't forget, you can listen to previous shows by going to WABCradio.com under weekend shows. And we want to welcome our listeners who are tuning in.

RUDY GIULIANI: Just put in a point. We've had some great subjects, a lot of them produced by Dr. Ryan. I think one of our best was the abuse of

children and the whole human trafficking.

DR. MARIA RYAN: Yeah. We're going to come back to that at some point.

RUDY GIULIANI: That one made you cry.

DR. MARIA RYAN: Yeah, yeah, yeah.

RUDY GIULIANI: That one made me cry.

DR. MARIA RYAN: Yeah. It's tough terrible thing happening in our country.

RUDY GIULIANI: Great interview with a man who does the most. How about the uncovering of China's role in the CCP virus?

DR. MARIA RYAN: I wanted to be on a commission. I did. I wanted to look into that.

RUDY GIULIANI: You got the exclusive interview with the Chinese --

DR. MARIA RYAN: Dr. Yan (phonetic).

RUDY GIULIANI: Who now is in protection. Those are things, now that the election is over, we've got to go back to. Really important. Yes, we want to find out what happened in the elections. We've got to find out what happened with China definitively.

DR. MARIA RYAN: Yes. Amen.

RUDY GIULIANI: Let's go to our great callers.

DR. MARIA RYAN: Let's go to Martin in Washington, DC. Martin, good morning.

RUDY GIULIANI: We want to know if he's locked in like we are.

MARTIN: Good morning. Mr. Mayor, I had the pleasure of voting for you in Florida.

DR. MARIA RYAN: Can you please speak up, Martin?

MARTIN: Sure. Mr. Mayor, had the pleasure of voting for you in Florida.

RUDY GIULIANI: Thank you, Martin.

MARTIN: And I had a question. What do you make of the research from the My Pillow guy, Mike Lindell, that's very similar to Colonel Waldron's testimony? Is it nonsense or is it not worthy of investigation or does he have a point?

RUDY GIULIANI: He's got a very, very important point, and it's not nonsense at all. I know I'm going to get castigated, probably taken off somewhere or other. Maybe eventually they even torture you for this. That's what happens in a socialist regime.

The reality is that Mr. Lindell and Colonel Waldron, although slightly different methodologies, can point out that the machines were rigged to create a result, and there are even formulas that they can find. Like for every vote that Biden got, Trump got

two, and machines were set differently in different places.

DR. MARIA RYAN: Even fractions, right?

RUDY GIULIANI: Even fractions. So I'll give you an example. In the parts of Atlanta where Trump was going to be a big winner, they couldn't make him a loser, but they took him down by three, four percent. So where as he won last time by 75 percent and the state senator got 75 percent this time, he got only 71 percent, so you shave just four percent. Hard to notice, hard to complain about a 71 percent victory, but then it deprives you of the numbers in the rural areas that offset your loss in the city. That's the kind of stuff that Dominion machine does all over.

DR. MARIA RYAN: And we actually know that factually. Phil Waldron's team who got ahold of some of the Michigan machines in Michigan.

RUDY GIULIANI: And these are former military people, no political anything.

DR. MARIA RYAN: Right.

RUDY GIULIANI: These people come from NSA, CIA, the Seals. These are some of your biggest heroes toes and geniuses at this stuff.

DR. MARIA RYAN: And they could see in the algorithms the fractions. So you and I, Martin, you

vote, it should be one vote, right? You wholly voted for whoever. They would do it in a fraction, so it's shaving votes. And plus, machines shouldn't be able to do that. Machines shouldn't subtract, right? When you have votes you add. So it's a very bizarre thing. We can't bury this under the rug. We can't do anything about this election, but we can do something for our future.

RUDY GIULIANI: Well, we tried.

DR. MARIA RYAN: We tried to have truth and justice.

RUDY GIULIANI: And we got completely ignored by the courts who wouldn't give us a hearing. We got very close with the legislatures. Unfortunately, the Vice President would not send the cases back to the legislator.

DR. MARIA RYAN: So the American people do not realize this, but constitutionally he could have done that because there was so much question of fraud. The Vice President could have said I'm not making a decision but I'm putting this back to the states. And we knew. We had letters to Mike Pence in our hands from several states, including Pennsylvania, that said we regret certifying the election. We knew it was fraudulent, we want to look into it further.

RUDY GIULIANI: Yeah. We want to do a forensic audit.

DR. MARIA RYAN: Yep.

ANNOUNCER: Hoaxes and other fake news stories. People don't know if the videos that they're watching are real. This is Uncovering the Truth with Dr. Maria Ryan and Rudy Giuliani. These fake news stories affected the election. Now with Dr. Maria Ryan, here's Rudy Giuliani.

DR. MARIA RYAN: Good morning. You are listening to Uncovering the Truth on 77 WABC. Download the app today. You can listen anywhere you are no matter what state at WABCradio.com and you can listen live.

We've been having some fun with our callers. We always learn a lot from you, so we're going to continue with our callers and go to Joe from Long Island.

JOE: Yes, hello. Thank you for taking my call. Rudy this question is for you. I called into your radio show last week, I believe it was on Wednesday, and I spoke to you about a person named Maria Zack. I don't know if you are familiar.

DR. MARIA RYAN: We are very familiar.

RUDY GIULIANI: Yes. I've spoken to Maria

Zack.

JOE: I'm not trying to bore you, but about two days later she made a video, and I'm watching it now on You Tube. She said she knows exactly when the elections have took place, where the elections have took place, and exactly how the elections have took place. It took place in an American embassy in Rome, Italy by an IT worker who's employed for an Italian defense contractor named Leonardo who uploaded computer software onto the military defense contractor super computer that was then transmitted to military satellites in Pescara, Italy, then to a computer service in Frankfurt, Germany, and then by satellite back to the United States which flipped all the votes.

Now, she said she's having trouble getting these witnesses back to the United States, which is no big surprise to me. They're using the COVID-19 as an excuse why they can't get the visas to bring them back.

Now my question is -- hello?

DR. MARIA RYAN: Yeah, we hear you.

RUDY GIULIANI: I'm just listening.

JOE: My question is President Trump is going to leave office in a few days. The Biden administration is going to take over the government. There's no

question that they will clamp down on this. There's not much time to act, do you know what I'm saying?

RUDY GIULIANI: I know.

JOE: Can you tell whoever's in charge of the state, it's Mike Pompeo, I think. I think he would handle this, to move his butt.

RUDY GIULIANI: Well, I wish it was as simple as you say. I'm not sure how much of this I can describe because it is very sensitive. As far as I know it's not classified, but it is sensitive. Some of what Maria -- I think it is actually --

DR. MARIA RYAN: It is Maria Zack.

RUDY GIULIANI: Maria Zack, okay. Some of what Maria is telling you is verifiable, some of that Maria is telling you is not verifiable.

DR. MARIA RYAN: And we've looked into it.

RUDY GIULIANI: And we've looked into it as has a number of government agencies, not just us. And I'd have to say that -- I don't know how to describe this. I can't tell you that it's true or false because I don't know. I'm certainly not going to say something is true that I haven't been able to investigate. She and her cohort have never provided us with the slightest bit of solid evidence from which we could come to a conclusion that this was provable or real, meaning any

of the physical evidence that would solidify it, and they've actually refused to do that, and they've had trouble with several government agencies. I do believe Mike Pompeo acted on this.

DR. MARIA RYAN: Yep. I do too.

RUDY GIULIANI: And I believe some other government agencies acted on it.

DR. MARIA RYAN: Yep.

RUDY GIULIANI: And then it always comes down to it doesn't seem to be what they said it was, or they break off the cooperation. This is a tragedy that this is happening, but I guess the only thing I can say as sensitive as possible is Maria has not been as cooperative as she suggests in her letter. Had she been a couple weeks ago, we could have examined this thoroughly and known are we dealing with a hoax, which is possible and dangerous, or are we dealing with real information.

DR. MARIA RYAN: Yeah. We're about uncovering the truth.

RUDY GIULIANI: Not only that, you can't imagine there's anyone with more motivation to want to get this than me, much more than Maria Zack. There's nobody that wants to defend the President more than I do.

DR. MARIA RYAN: That's right, and you have.

RUDY GIULIANI: And if this had the indicia of responsibility, and I told them what was needed for that and they would trust me, we'd have this resolved by now and I could tell you yes or no.

DR. MARIA RYAN: But Joe, thank you for calling in.

RUDY GIULIANI: And it's a shame that this has happened this way. But in this case, I know you want to blame the government and the FBI for everything, and there are things to blame them for. This is not one of them.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: This one they tried and they were not given the proper responsible cooperation.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: Nor could I give the advice to move forward with something as risky as this.

DR. MARIA RYAN: No, yeah.

RUDY GIULIANI: I know I'm painted as crazy, crazy, crazy. I'm not. I'm a very careful lawyer.

DR. MARIA RYAN: He's very analytical. He needs evidence.

RUDY GIULIANI: And during the course of this I prevented things from happening that might have

happened in a different situation because of my knowledge of the government because in many cases I had more experience in the justice department than any of these people. I've had 17 years experience in the justice department and I ran it, and I was the lowest man in the justice department. I was the third highest, and I don't let me clients do anything that, you know, gets close to violating the lawyer.

DR. MARIA RYAN: As Professor Eastman said, you're the most brilliant legal mind of our time, and you're a great investigator, which I think goes hand in hand.

RUDY GIULIANI: Except he's better.

DR. MARIA RYAN: We're going to head down south to Diane in Florida.

RUDY GIULIANI: Oh, Diane, we wanted to come there this week.

DIANE: Hi. Thanks for taking my call. Can you hear me?

RUDY GIULIANI: We want to come there. Where are you? Just tell us one thing to make us feel bad. Where are you in Florida?

DIANE: Sunny Fort Lauderdale.

DR. MARIA RYAN: Oh, have you got a couple extra bedrooms?

DIANE: Listen, I have two questions and I want to explain why I'm asking them, okay, because that will color your answer. The first one is if there is a trial for impeachment, will you use it as an opportunity to explain that it wasn't a lie, and that Trump wasn't, you know, making something up when he talked about the fraud. That's my first question because -- the reason I'm asking that is even if afterwards you make a book, you make a video, you make a documentary, the mainstream media will never show interest. You'll never be able to explain how he lost -- how the election was stolen. They're not interested and they won't show it, so the trial might be a good -- the impeachment trial might be a good chance to try to stick it in there. At least it will be covered.

And the second point I want to ask you is are we really stuck with Mitch McConnell being the minority leader when he's not a populist and it's very important. He's more on the RNC side than he is a Trumpster, and it's really important. A lot of people that are friends with me that are Trumpsters are worried about that because we're worried that if Biden wants to give amnesty to 11 million plus illegal immigrants, I'm not talking about DACA, I'm talking about the illegals, and if you only need 60

senators, and if we don't have someone whipping who has more enthusiasm than a Mitch McConnell we could be in trouble. Are we stuck with him?

RUDY GIULIANI: No, we're not stuck with him. I think what Mitch McConnell did was treachery. I think the analogy to the Ides of March and Julius Caesar, I don't know. I might do a play, sort of like half fictional about the Ides of March and the senators double crossing Caesar. Donald Trump got McConnell elected. When he was down by two points he came to President Trump crying for help, and President Trump got him elected by, I don't know, 12, 13 points. He's not that papular, 12, 13 points, never won by numbers like that.

I don't think, and Maria can tell you, I don't think I've ever seen the level of disloyalty anyplace than in Washington DC.

DR. MARIA RYAN: It's disgusting, Diane.

RUDY GIULIANI: And I ran the New York City government for eight years, and it's not exactly, you know, a government of perfection.

DR. MARIA RYAN: No.

RUDY GIULIANI: The weasels and worms in this place are unbelievable. And the way I was brought up by my father, you make a deal you make a deal, and if you

don't keep it you're not a man. I don't think that exists. If I said that here they'd think I was crazy. I mean, they break deals all the time.

The guy shouldn't be the head of the Republican Party because he doesn't represent the values of the Republican Party. We're a party now that the majority of this party, and it isn't just Trump. It's Trump's ideas that we support. We support Trump because of his personality, his leadership ability, his exceptional ability to negotiate. All that's true, but we also support him now because of his ideas, making trade fair. I mean, McConnell made trade really unfair.

DR. MARIA RYAN: That's right.

RUDY GIULIANI: He caved into all of the things, particularly to help China. Getting tough on China, I don't know if McConnell can get tough on China. I'm not saying he has the problems Biden has but, you know, you read the book that was written about it, he's got a few problems with China too, and we're going to have to be up against China for four years. Maybe we need a different majority leader.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: We need somebody that realizes that we need low taxes and he's going to have to fight

those taxes really, really hard, low regulations. It isn't McConnell who produced a great economy.

DR. MARIA RYAN: No.

RUDY GIULIANI: I mean, he was sitting there doing nothing about the Obama economy. It's Reagan -- not Reagan. I think of Trump sometimes as Reagan. Isn't that funny. It was Trump, it was Navarro, it was people like that who did it, and they had to fight some of them.

DR. MARIA RYAN: Peter Navarro is a great guy.

RUDY GIULIANI: So I think it would be healthy. It would be healthy for our party to think of a guy who isn't -- what is he, about 80, a guy who isn't about 80, who lives in the past. How about somebody for the future that looks at these new ideas, plus the party has changed. We've become the party of the middle class.

DR. MARIA RYAN: Absolutely.

RUDY GIULIANI: When McConnell became a senator we were the party of the upper class. We have changed with Trump to being the party of the middle class. The upper class is with the Dems now, the big money.

DR. MARIA RYAN: And I may disagree slightly with you, Rudy. I believe the Republicans are the party

of the people, no matter what socioeconomic background, no matter what race. We don't look at color. We look at right for Americans.

RUDY GIULIANI: A hundred percent. We have become -- I'm not sure we always were. Parties change a little.

DR. MARIA RYAN: Of course.

RUDY GIULIANI: But now we're the party of the people. You know, fighting for the end of slavery, the Republican Party was the party of the African-American.

DR. MARIA RYAN: Yep. And then for a long time during reconstruction. Then when civil rights came along, the Democrats took a more aggressive position. The Democrats eventually needed the Republicans to pass it, so I don't think we ever became anti-civil rights, but they took over that mantle. And in the last ten years, and certainly under I believe under me as mayor, and under Trump as president we did much, much more for the African community than the crooked Democrats we replaced. I mean, it was definable. I reduced crime by 60 percent. Most of the people saved were black people. He put more black people to work, lowered unemployment, record numbers, and I think they're rethinking it.

So the party has to change, and McConnell's part of the old party, part of the old Bush party.

This is now the Reagan party -- the Trump party, the Trump party, the Trump party.

DR. MARIA RYAN: There you go again.

RUDY GIULIANI: But it's like the Reagan party. Reagan had that ability too to appeal to the common man, which Trump has beautifully. But thank you. Thank you for the observations. Those are very, very good observations.

DR. MARIA RYAN: And we'll be down to Fort Lauderdale with our bags.

RUDY GIULIANI: Yep, as soon as we can. How about Leah in New Jersey?

DR. MARIA RYAN: Well, Mr. Giuliani, I'm not sure if we're supposed to take a break now.

RUDY GIULIANI: Well, you take the break.

DR. MARIA RYAN: All right. We're going to head into a quick break and then we'll come back to the phone lines at 1-800-848-9222.

ANNOUNCER: This is Uncovering the Truth with Dr. Maria Ryan and Rudy Giuliani, guarding against misinformation, fake news. It doesn't seem to be making a difference. Now with Dr. Maria Ryan, here's Rudy Giuliani.

RUDY GIULIANI: This is Rudy Giuliani of course with Maria Ryan, Dr. Maria Ryan. Welcome back to

Uncovering the Truth. You can listen to us on your Alexa smart speaker. All you have to say is Alexa, enable 77 skill.

DR. MARIA RYAN: That's great.

RUDY GIULIANI: 77 WABC skill.

DR. MARIA RYAN: Of course, I don't trust Alexa. Who else is listening. But anyways, we've had some great calls on our phones, and they're still lighting up, so I think that we need to go back to the phone lines, but I also want to let you know about our question for this week.

RUDY GIULIANI: Yeah. We don't have too much time. I'm off today, wow. Thank you.

DR. MARIA RYAN: Thank you, thank you. We love you.

Should the Republican Party develop a set of principles relevant to today, but similar to Gingrich's contract with America? Those of you who are older know about that. Speaker of the House Newt Gingrich went in with, you know, let's not talk about personalities. Let's go in.

RUDY GIULIANI: I was 10 or 15. I don't remember.

DR. MARIA RYAN: I don't quite remember either.

RUDY GIULIANI: We're not saying similar to meaning the same principles.

DR. MARIA RYAN: Right. What's relevant to today.

RUDY GIULIANI: The same idea, run on ideas, run on ideas. By doing that, he took the election out of the personal and he forced it to be an election about do you want tax cuts or not. Do you want a stronger crime bill or not. Do you want restrictions on regulations or not, that kind. Do you want term limits or not. Interestingly they voted for term limits.

DR. MARIA RYAN: And get rid of that 230 protection.

RUDY GIULIANI: But that has come up again. Now it would be do you want to take monopoly control 230 away from the big tech companies that impose a censorship on this country.

DR. MARIA RYAN: Let's bring them down. They're anti-American.

RUDY GIULIANI: Last night when the secret service helped me get through the White House and get out and I shook hands with the agent and I said gee, it was nice taking a ride through East Berlin and he laughed.

DR. MARIA RYAN: Yeah.

RUDY GIULIANI: He understood.

DR. MARIA RYAN: I think some of them are very uncomfortable.

RUDY GIULIANI: This place right now feels like East Berlin. We're occupied by my more cops than they had in East Berlin.

DR. MARIA RYAN: You can't do your business.

RUDY GIULIANI: And you can't speak.

DR. MARIA RYAN: And you can't walk anywhere.

RUDY GIULIANI: I can't say, you know, I believe that Trump won the election. I could be subject to getting beaten up, have things thrown at me, or certainly never be allowed the appear on television in most places. That's not America.

DR. MARIA RYAN: Not at all.

RUDY GIULIANI: That's heading toward a socialist totalitarian state. Joseph in the Bronx, and if it's the Joseph I think it is, I'm very mad at him. Joseph? Joseph?

JOSEPH: Well, Mr. Giuliani --

RUDY GIULIANI: Where have you been, Joseph?

DR. MARIA RYAN: I recognize your voice.

RUDY GIULIANI: Joseph, you abandoned us.

DR. MARIA RYAN: He said last week where is my Joseph.

JOSEPH: Well, I definitely --

RUDY GIULIANI: I don't always agree with you, Joseph, but you always make intelligent, well thought out comments.

DR. MARIA RYAN: Very much so. You're very thoughtful, very thoughtful.

RUDY GIULIANI: Which is what I appreciate it.

JOSEPH: Thank you. I think as highly of you as well. Insofar as we're pressed for time, three points very succinctly. First, regarding the demonstration in DC on the 6th, you simply cannot trust the mass media to give you an objective analysis. Therefore, I highly urge the audience to visit UNZ.com for reputable people who were there firsthand to provide objective accounts by conservatives who were actually in the demonstration itself.

DR. MARIA RYAN: Okay. UNZ.com?

JOSEPH: Video footage, UNZ.com, exactly. Because again, the mass media is completely tangentious. They give a bias narrative time and time again on the subjects of the utmost importance. You cannot trust them, period.

Second, Trump should pardon anyone indicted for peaceably assembling at the Capitol building. Aside from perhaps a dozen or so hooligans who messed

it up for everybody else, the vast majority of the crowd was lawful and legally supporting our President through exercising their First Amendment rights, and anyone who was simply arrested simply for protesting should be exonerated and they should be -- excuse me, they should be pardoned by the President as one of his final acts in office because again, Trump invited them there. You had probably agents provocateurs in the crowd directing some of these hooligans.

RUDY GIULIANI: Not probably. Go on my podcast, last two, you'll see the pictures of them, of the agent provocateurs, 288 from Antifa and a couple from other places.

JOSEPH: Making a liability out of what should have been massive support for the President.

RUDY GIULIANI: Yes. They were planning it for three weeks before.

DR. MARIA RYAN: Some longer, right? There was multiple groups involved.

RUDY GIULIANI: Let Joseph go on.

DR. MARIA RYAN: Sorry.

RUDY GIULIANI: We want to hear from Joseph. We haven't heard from him. We missed him.

JOSEPH: And finally, the third point I want to make. Have you seen the caravans that are forming in

Central America, Honduras and Guatemala over the weekend?

RUDY GIULIANI: Yes. I just saw it yesterday.

DR. MARIA RYAN: Yep.

JOSEPH: They are headed for, not to Mexico, Acapulco or Veracruz to hang out on the beach at the luxury resorts.

DR. MARIA RYAN: No.

JOSEPH: No. They're headed for the U.S. border because they know who's in office now.

RUDY GIULIANI: What did he promises them.

JOSEPH: Okay. They know it's the promised land. It's the promised land for the poor huddled masses yearning to receive welfare checks at the hand of to Democrats.

RUDY GIULIANI: And free health insurance.

JOSEPH: They want to replace the white working class and the black working class in this country with imported votes that they know they can have dependent on government entitlements and have a complete monopoly on the voting electorate because again, the foreign population in the United States is growing exponentially in terms of illegal aliens. There's nothing where people want to come to the country legally. But you're talking about people jumping the

line over and above, people who have been waiting to become citizens lawfully.

DR. MARIA RYAN: That is wrong.

JOSEPH: Years upon years.

DR. MARIA RYAN: We should be a nation of laws. We welcome everybody who wants to come here lawfully. This is what our country is about, but it's all about contributing. I agree with you, Rudy.

RUDY GIULIANI: Joseph, I'm glad you're back, and if you ever wait as long I'm not going to put you on.

DR. MARIA RYAN: We missed you.

RUDY GIULIANI: All right. We missed you Joseph.

JOSEPH: Thank you so much.

RUDY GIULIANI: Your observations are always excellent. All three were excellent, and I think the point we're trying to make is there's going to be a great desire on the part of our political party, particularly those of us who were completely supportive of President Trump and believe he's been one of the greatest presidents to get even, to do to Biden what they did to Trump, and there's more reason to do it to Biden. I mean, he really comes into office, a guy with 30 years of crime. We've got to step back from that.

Let law enforcement do its job. Our job is to pass laws, and we've got better -- we can beat them on ideas. We can beat the heck out of them on ideas.

DR. MARIA RYAN: Well, thank you all for joining us on WABC's Uncovering the Truth every Sunday 10:00 a.m.

RUDY GIULIANI: We love you.

DR. MARIA RYAN: Listen wherever you go.

RUDY GIULIANI: God bless America.

DR. MARIA RYAN: And keep contributing. Good day.

(End of recording.)

CERTIFICATE OF REPORTER

I, Charlotte Crandall, certify that I was authorized to and did transcribe the foregoing audio recorded proceedings and that the transcript is a true and complete record of my stenographic notes from an audio recording and was transcribed to the best of my ability.

Dated this 22nd day of January, 2021.

_____
Charlotte Crandall
Registered Professional Reporter

Exhibit 218



Politics

Trump is isolated and angry at aides for failing to defend him as he is impeached again



Document title: Trump is isolated and angry at aides for failing to defend him as he is impeached again - The Washington Post
Capture URL: https://www.washingtonpost.com/politics/trump-isolated-impeachment/2021/01/13/0595675a-55b6-11eb-a931-5b162d0d033d_story.html
Capture timestamp (UTC): Sat, 23 Jan 2021 04:27:16 GMT



President Trump returns home to the White House from Texas on Tuesday evening after disembarking from Marine One on the South Lawn. (Jabin Botsford/The Washington Post)

By **Philip Rucker**, **Josh Dawsey** and **Ashley Parker**

Jan. 14, 2021 at 2:39 a.m. GMT

Add to list

When Donald Trump on Wednesday became the first president ever impeached twice, he did so as a leader increasingly isolated, sullen and vengeful.

With less than seven days remaining in his presidency, Trump's inner circle is shrinking, offices in his White House are emptying, and the president is lashing out at some of those who remain. He is angry that his allies have not mounted a more forceful defense of his incitement of the mob that stormed the Capitol last week, advisers and associates said.

Though Trump has been exceptionally furious with Vice President Pence, his relationship with lawyer Rudolph W. Giuliani, one of his most steadfast defenders, is also fracturing, according to people with knowledge of the dynamics between the men.

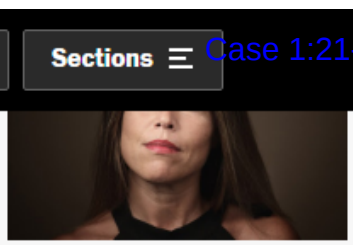
Trump has instructed aides not to pay Giuliani's legal fees, two officials said, and has demanded that he personally approve any reimbursements for the expenses Giuliani incurred while traveling on the president's behalf to challenge election results in key states. They said Trump has privately expressed concern with some of Giuliani's moves and did not appreciate a demand from Giuliani for $20,000 a day in fees for his work attempting to overturn the election.

AD



Avoid These 7 Mistakes Finding a Financial Advisor

7 Mistakes You'll Make Hiring A Financial Advisor



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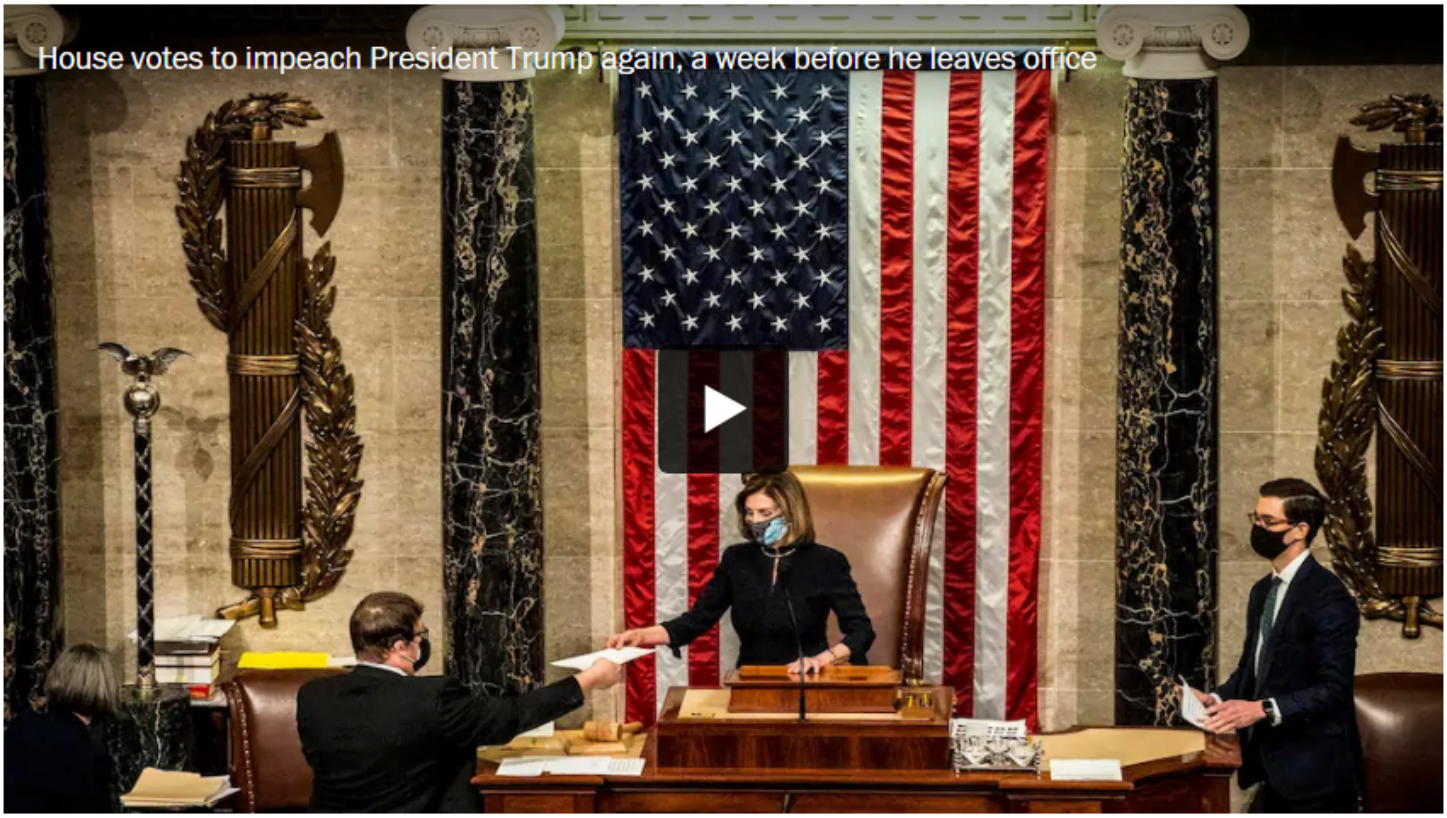
As he watched impeachment quickly gain steam, Trump was upset generally that virtually nobody is defending him — including press secretary Kayleigh McEnany, senior adviser and son-in-law Jared Kushner, economic adviser Larry Kudlow, national security adviser Robert C. O'Brien and Chief of Staff Mark Meadows, according to a senior administration official.

"The president is pretty wound up," said the senior administration official, who, like some others interviewed, spoke on the condition of anonymity to be candid. "No one is out there."



The House of Representatives voted on Jan. 13 to impeach President Trump a second time after the deadly U.S. Capitol breach. (The Washington Post)



The House of Representatives voted on Jan. 13 to impeach President Trump a second time after the deadly U.S. Capitol breach. (The Washington Post)

[Read: Article of impeachment against President Trump]

One of Trump's few confidants these days is Sen. Lindsey O. Graham (R-S.C.), who broke with the president last week over attempts to overturn the election only to be welcomed back in the president's good graces a couple of days later. Graham traveled to Texas on Tuesday in what was Trump's last scheduled presidential trip, spending hours with Trump aboard Air Force One talking about impeachment and planning how Trump should spend his final days in office.



"The president has come to grips with it's over," Graham said, referring to the election. "That's tough. He thinks he was cheated, but nothing's going to change that."

[The president as pariah: Trump faces a torrent of retribution for his role in the Capitol siege]

Trump asked Graham to lobby fellow senators to acquit him in his eventual impeachment trial, which Graham did from Air Force One as he worked through a list of colleagues to phone. A few senators called Trump aboard the presidential aircraft on Tuesday to notify him of their intent to acquit. During the flight home, Graham said, he tried to calm Trump after Rep. Liz Cheney (Wyo.), the No. 3 House GOP leader, announced she would vote to impeach.

senators called Trump aboard the presidential aircraft on Tuesday to notify him of their intent to acquit. During the flight home, Graham said, he tried to calm Trump after Rep. Liz Cheney (Wyo.), the No. 3 House GOP leader, announced she would vote to impeach.

"I just told him, 'Listen, Mr. President, there are some people out there who were upset before and are upset now, but I assure you, most Republicans believe impeachment is bad for the country and not necessary and it would do damage to the institution of the presidency itself," Graham recalled. He said he told Trump, "The people who are calling on impeachment are not representative of the [Republican] conferences."



Sen. Lindsey O. Graham (R-S.C.) walks next to Trump on Tuesday at Valley International Airport in Harlingen, Tex., after visiting the U.S.-Mexico border wall. (Carlos Barria/Reuters)

Trump told reporters Tuesday that the drive toward impeachment was causing "tremendous anger" and posed a "tremendous danger to our country."

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Open

Although he has shown flashes of anger over his impeachment — and is livid with Senate Majority Leader Mitch McConnell (R-Ky.) for leaving open the possibility that he might vote to convict — Trump privately has told advisers that he does not believe he will be removed from office before his term expires Jan. 20, according to people familiar with the conversations.

Many of the president's advisers and outside associates share that mind-set. As one put it, "Whoop-de-do."

McConnell effectively guaranteed that outcome Wednesday, releasing a schedule after the House impeachment vote that would push a trial until after President-elect Joe Biden's inauguration.

[Six hours of paralysis: Inside Trump's failure to act after mob stormed the Capitol]

Trump has been more concerned with other actions that could have serious consequences for his post-presidential life, according to people familiar with the president's concerns. The developments include Twitter and other social media companies suspending his accounts, the PGA of America canceling a golf tournament at one of his properties, and Deutsche Bank announcing it would no longer finance his developments.

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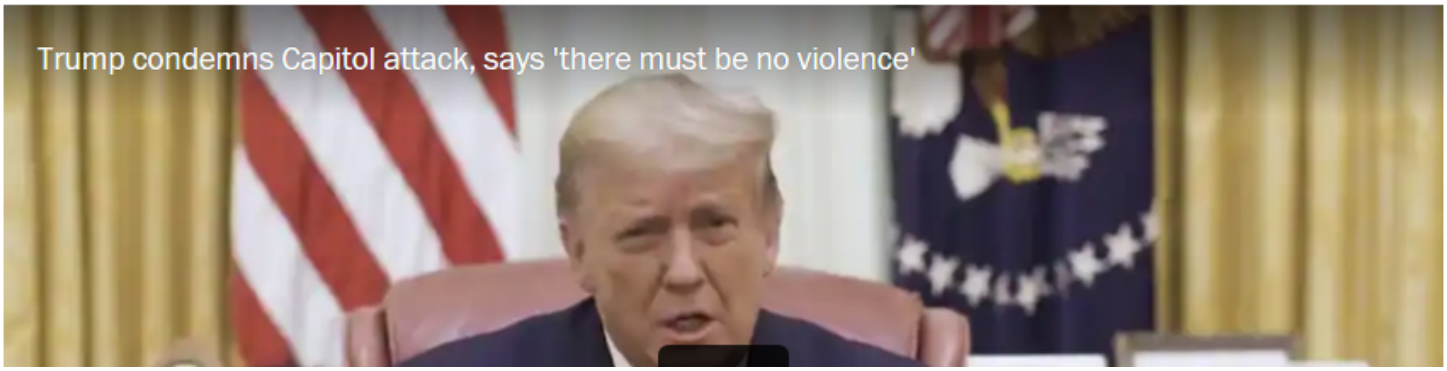
Trump carried on with various activities Wednesday. As the House debated his impeachment, Trump issued a statement calling on his supporters to stand down.

"In light of reports of more demonstrations, I urge that there must be NO violence, NO lawbreaking and NO vandalism of any kind," the statement said. "That is not what I stand for, and it is not what America stands for. I call on ALL Americans to help ease tensions and calm tempers. Thank You."

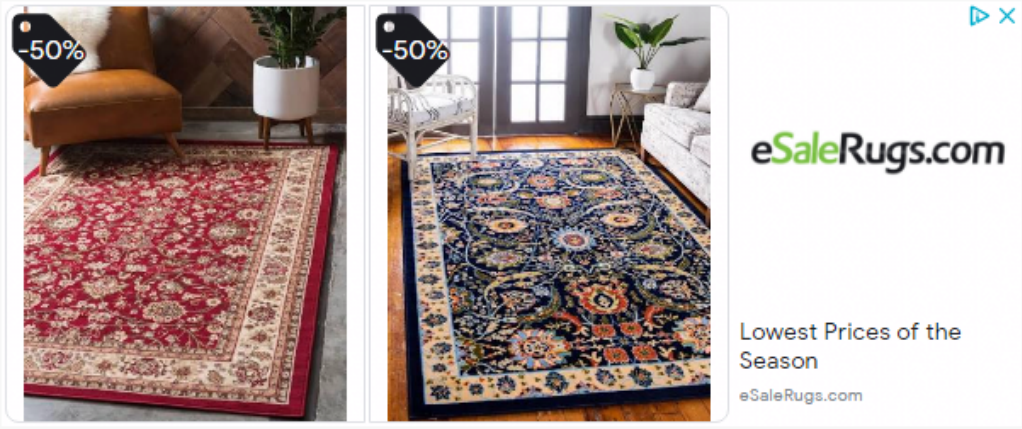
Minutes after the House voted to impeach him for a second time, Trump held a private ceremony in the East Room to award the National Medal of Arts to country singer Toby Keith, a senior administration official said.





President Trump on Jan. 13 said he "unequivocally" condemns the attack on the U.S. Capitol a week prior, adding that "there must be no violence." (The White House)

The White House released a video Wednesday evening featuring Trump seated behind the Resolute desk in the Oval Office pleading with supporters not to engage in further violence. “Violence and vandalism have absolutely no place in our country and no place in our movement,” he said.



A senior administration official said Kushner, the president’s daughter Ivanka Trump, Deputy Chief of Staff Dan Scavino and Pence persuaded Trump to film the video, telling him it could boost support among weak Republicans. They asked him not to mention impeachment, and he didn’t

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A senior administration official said Kushner, the president's daughter Ivanka Trump, Deputy Chief of Staff Dan Scavino and Pence persuaded Trump to film the video, telling him it could boost support among weak Republicans. They asked him not to mention impeachment, and he didn't.

Still, in a stark illustration of Trump's isolation, the White House did not mount a vigorous defense Wednesday as House members debated his fitness for office and, ultimately, voted to impeach him. The president's aides did not blast out talking points to allies. His press secretary did not hold a briefing with reporters. His advisers did not do television interviews from the White House's North Lawn. His lawyers and legislative affairs staffers did not whip votes or seek to persuade lawmakers to vote against impeachment.

This is both because there was no organized campaign to block impeachment and because many of his aides believe Trump's incitement of the riot was too odious to defend. White House Counsel Pat Cipollone, who was central to the president's defense in his first impeachment a year ago, told other staffers to make sure word got out that he was not involved in defending Trump this time, according to one aide.

"I just think this is the logical conclusion of someone who will only accept people in his inner orbit if they are willing to completely set themselves on fire on his behalf, and you've just reached a point to where everyone is burned out," a senior administration official said. "Everyone is thinking, 'I'll set myself on fire for the president of the United States for this, for this and for this — but I'm not doing it for that.' "



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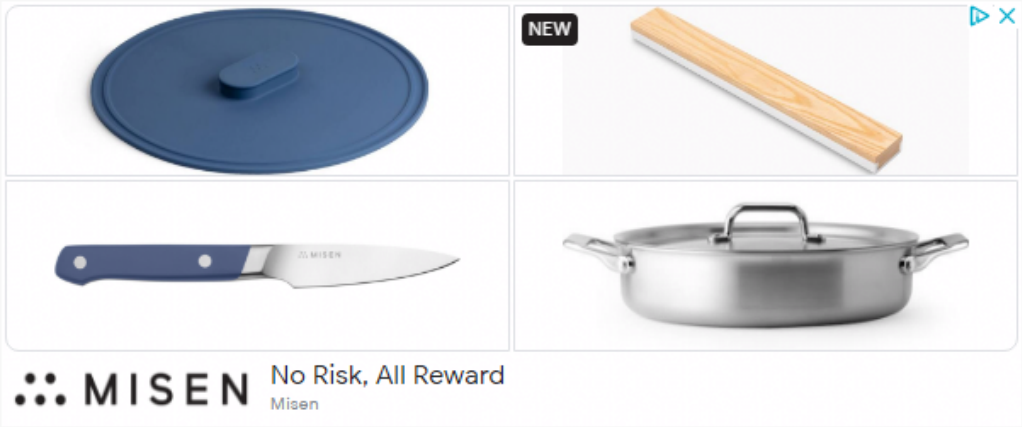
A Marine stands guard outside the West Wing doors on Wednesday, signifying that Trump is in the Oval Office. (Jabin Botsford/The Washington Post)

A former senior administration official in touch with the White House said in describing the staff mind-set: "People are just over it. The 20th couldn't come soon enough. Sometimes there's a bunker mentality or us-versus-them or righteous indignation that the Democrats or the media are being unfair, but there's none of that right now. People are just exhausted and disappointed and angry and ready for all this to be done."



One of Trump's only White House defenses came from Jason Miller, a senior political adviser.

Misen

One of Trump's only White House defenses came from Jason Miller, a senior political adviser. He did not defend the president's conduct but rather argued that those who voted to impeach him would pay a political price. Miller sent reporters a two-page polling memo from Trump campaign pollster John McLaughlin saying that a majority of voters in presidential battleground states were opposed to impeachment and to "Big Tech censorship," a reference to Twitter and other social media companies suspending Trump's accounts.

"It's a massive miscalculation by the Democrats and the Liz Cheneys of the world who are massively disconnected from the grass roots that votes in primaries," Miller said.

[Inside the remarkable rift between Donald Trump and Mike Pence]

"The grass roots and the base support is strong for him," Miller added. "That's really what matters. Washington is a very fickle town, and President Trump has never staked his strength as being in the nation's capital. It's always been out with the real people."

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Other than family members, the president is mainly talking to Meadows, Scavino, senior policy adviser Stephen Miller and personnel director Johnny McEntee. Hope Hicks, counselor to the president and long one of his closest confidantes, has been checked out for some time, according to people familiar with her status.

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adviser Stephen Miller and personnel director Johnny McEntee. Hope Hicks, counselor to the president and long one of his closest confidantes, has been checked out for some time, according to people familiar with her status.

Other than his trip to Texas, Trump's public schedule has been empty, and he is said to be doing little these days besides watching television and fulminating with this coterie of loyalists about Republicans not defending him enough.

Several aides laid blame for the situation not only on Trump but also on Meadows, because the chief of staff indulged Trump's delusion that the election was rigged and fed him misinformation about alleged voter fraud.

"He is the one who kept bringing kook after kook after kook in there to talk to him," one adviser said.





Trump disembarks from Marine One on the South Lawn at the White House on Tuesday night. (Jabin Botsford/The Washington Post)

In the days after Twitter banned Trump from its platform, McEntee pushed the president to migrate to other social media sites, such as Parler. But Kushner and Scavino pushed back and stopped the president from joining the fringe platform, according to a person familiar with what happened who confirmed a CNN report.


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Some current and former advisers described the impeachment as a sad ending that was unnecessary, propelled by a president who could not simply accept a loss and a vast array of aides willing to prop him up.

Some of Trump's longtime advisers, including Kellyanne Conway, lament that the president has not been able to use these final weeks to burnish his legacy.

"From the time the electors certified the results to the time the president leaves office should have been spent reviewing and reliving the policy accomplishments of his four years and reminding Americans we are more peaceful or prosperous," said Conway, a former senior counselor to the president who did not participate in the "Stop the Steal" activities aimed at overturning the election. "Instead of celebrating the accomplishments of the first term, we all

have been spent reviewing and reliving the policy accomplishments of his four years and reminding Americans we are more peaceful or prosperous," said Conway, a former senior counselor to the president who did not participate in the "Stop the Steal" activities aimed at overturning the election. "Instead of celebrating the accomplishments of the first term, we all watched in horror while the Capitol was run over."

Another former senior administration official, who has been briefed on some of the president's recent private conversations, said Trump has expressed anger not only with Pence and some of his aides but also with longtime media defenders who have deserted him, including Wall Street Journal columnist Kimberley Strassel, and others he believes have not fiercely defended him, including Fox News Channel host Laura Ingraham.

"He is feeling increasingly alone and isolated and frustrated," this official said. "One of the metrics by which he's often judged any number of things is: 'Who's out there saying good things about me or fighting on my behalf?' And he never seemed to think there were enough people doing it strongly enough."

Now, in the final days, this official said, "it's like death by a thousand cuts."

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Latest: Top Senate Republicans push to delay Trump impeachment trial

Senate impeachment whip count: Where Democrats and Republicans stand

13.6k Comments



Philip Rucker
Philip Rucker is the White House Bureau Chief for The Washington Post. He joined The Post in 2005 and previously has covered Congress, the Obama White House, and the 2012 and 2016 presidential campaigns. Rucker also is co-author of "A Very Stable Genius," a No. 1 New York Times bestseller, and is a Political Analyst for NBC News and MSNBC. Follow



Josh Dawsey
Josh Dawsey is a White House reporter for The Washington Post. He joined the paper in 2017. He previously covered the White House for Politico, and New York City Hall and New Jersey Gov. Chris Christie for the Wall Street Journal. Follow



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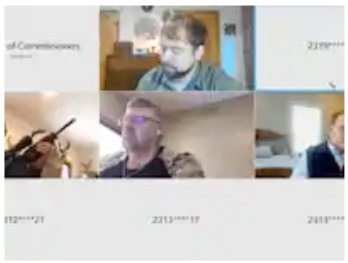
Trump's impeachment trial Feb. 9



Self-styled militia members planned on storming the U.S. Capitol days in advance of Jan. 6 attack, court documents say



A Michigan woman asked county officials to denounce the Proud Boys. One commissioner flashed a rifle instead.



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IsabelP 1 week ago

So, after the capitol insurrection, the covid debacle, the destruction of our economy, 400,000 deaths (and counting), the forced separation of parents and children at border, the bounties on our soldiers, the unending scandals, the impeachments, the Mueller report, the bullying, the insults, the lies upon lies upon lies, little trump is feeling alone and isolated? Why don't you cry me a river trumpie? and then do us all a favor and disappear!

Like 39 Link Report

Patriots do not cheat on taxes 1 week ago

‘ “The president has come to grips with it’s over,” Graham said, referring to the election. “That’s tough. He thinks he was cheated, but nothing’s going to change that.”’

This is a lie. Trump knows he lost the election fair and square, but he knows that if he continues saying it, his followers will accept the the lie. The vast majority of his followers also know it to be a lie.

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Kathylock 1 week ago

Lindsay got scared by trumpers at the airport and ran straight back to daddy.

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TechnoDweeb 1 week ago

Exhibit 219

Testing & Certification Program Manual

Version 2.0

Effective May 31, 2015



United States Election Assistance Commission

1335 East West Highway, Suite 4300, Silver Spring, MD 20910

www.eac.gov

OMB Control # 3265-0019

The reporting requirements in this manual have been approved under the Paperwork Reduction Act of 1995, OMB Control No. 3265-0019, expiring June 30, 2018. Persons are not required to respond to this collection of information unless it displays a currently valid OMB number. Information gathered pursuant to this document and its forms will be used solely to administer the EAC Testing and Certification Program. This program is voluntary. Individuals who wish to participate in the program, however, must meet its requirements. The estimated total annual hourly burden on the voting system manufacturing industry and election officials is 105 hours. This estimate includes the time for reviewing the instructions, gathering information and completing the prescribed forms. Send comments regarding this burden estimate or any other aspect of this collection, including suggestions for reducing this burden, to the U. S. Election Assistance Commission, Voting System Testing and Certification Program, Office of the Program Director, 1335 East West Highway, Suite 4300, Silver Spring, MD 20910.

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1. Introduction

1.1. Background. In late 2002, Congress passed the Help America Vote Act of 2002 (HAVA), which created the U.S. Election Assistance Commission (EAC) and vested it with the responsibility of setting voting system standards and for providing for the testing and certification of voting systems. This mandate represented the first time the Federal government provided for the voluntary testing, certification and decertification of voting systems nationwide. In response to this HAVA requirement, the EAC has developed the Federal Voting System Testing and Certification Program ("Certification Program").

1.2. Authority. HAVA requires that the EAC certify and decertify voting systems. Section 231(a)(1) of HAVA specifically requires the EAC to "… provide for the certification, de-certification and re-certification of voting system hardware and software by accredited laboratories." The EAC has the sole authority to grant certification or withdraw certification at the Federal level, including the authority to grant, maintain, extend, suspend, and withdraw the right to retain or use any certificates, marks, or other indicators of certification.

1.3. Scope. This Manual provides the procedural requirements of the EAC Voting System Testing and Certification Program. Although participation in the program is voluntary, adherence to the program's procedural requirements is mandatory for participants. The procedural requirements of this Manual supersede any prior voting system certification requirements issued by the EAC.

1.4. Purpose. The primary purpose of the EAC's Voting System Testing and Certification Program Manual is to provide clear procedures to Manufacturers for the testing and certification of voting systems to specified Federal standards consistent with the requirements of HAVA Section 321(a)(1). The program, however, also serves to do the following:

1.4.1. Support State certification programs.

1.4.2. Support local election officials in the areas of acceptance testing and pre-election system verification.

1.4.3. Increase quality control in voting system manufacturing.

1.4.4. Increase voter confidence in the use of voting systems.

1.5. Manual. This Manual is a comprehensive presentation of the EAC's Voting System Testing and Certification Program. It is intended to establish all of the program's administrative requirements.

1.5.1. Contents. The contents of the Manual serve as an overview to the program itself. The Manual contains the following chapters:

1.5.1.1. *Manufacturer Registration*. Under the program, a Manufacturer is required to register with the EAC prior to participation. This registration provides the EAC with needed information and requires the Manufacturer to agree to the requirements of the Certification Program. This chapter sets out the requirements and procedures for registration.

1.5.1.2. *When Voting Systems Must Be Submitted for Testing and Certification*. All systems must be submitted consistent with this Manual before they may receive a certification from the EAC. This chapter discusses the various circumstances that require submission to obtain or maintain a certification.

1.5.1.3. *Certification Testing and Review*. Under this program, the testing and review process requires the completion of an application, employment of an EAC-accredited laboratory for system testing, and technical analysis of the laboratory test report by the EAC. The result of this process is an Initial Decision on Certification. This chapter discusses the required steps for voting system testing and review.

1.5.1.4. *Grant of Certification*. If an Initial Decision to grant certification is made, the Manufacturer must take additional steps before it may be issued a certification. These steps require the Manufacturer to document the performance of a trusted build (*see* definition at section 1.16), the deposit of software into a repository, and the creation of system identification tools. This chapter outlines the action that a Manufacturer must take to receive a certification and the Manufacturer's post-certification responsibilities.

1.5.1.5. *Denial of Certification*. If an Initial Decision to deny certification is made, the Manufacturer has certain rights and responsibilities under the program. This chapter contains procedures for requesting reconsideration, opportunity to cure defects, and appeal.

1.5.1.6. *Decertification*. Decertification is the process by which the EAC revokes a certification it previously granted to a voting system. It is an important part of the Certification Program because it serves to ensure that the requirements of the program are followed and that certified voting systems fielded for use in Federal elections maintain the same level of quality as those presented for testing. This chapter sets procedures for Decertification and explains the Manufacturer's rights and responsibilities during that process.

1.5.1.7. *Quality Monitoring Program*. Under the Certification Program, the EAC will implement a quality monitoring process that will help ensure that voting systems certified by the EAC are the same systems sold by Manufacturers. The quality

monitoring process is a mandatory part of the program and includes elements such as fielded voting system review, anomaly reporting, and manufacturing site visits. This chapter sets forth the requirements of the Quality Monitoring Program.

1.5.1.8. *Interpretation*. An Interpretation is a means by which a registered Manufacturer or Voting System Test Laboratory (VSTL) may seek clarification on a specific Voluntary Voting System Guidelines (VVSG) standard. This chapter outlines the policy, requirements, and procedures for requesting an Interpretation.

1.5.1.9. *Trade Secrets, Confidential Commercial, and Personal Information*. Federal law protects certain types of information provided to the government from public release. This chapter outlines the program's policies, procedures, and responsibilities associated with the public release of potentially protected commercial information.

1.5.2. Maintenance and Revision. Version 2.0 of the Manual will continue to be improved and expanded as experience and circumstances dictate. The Manual will be reviewed periodically and updated to meet the needs of the EAC, Manufacturers, VSTLs, election officials, and public policy. The EAC is responsible for revising this document. And all revisions will be made consistent with Federal law. Substantive input from stakeholders and the public will be sought whenever possible, at the discretion of the agency. Changes in policy requiring immediate implementation will be noticed via policy memoranda and will be issued to each registered Manufacturer. Changes, addendums, or updated versions will also be posted to the EAC's website at www.eac.gov.

1.6. Program Methodology. The EAC's Voting System Testing and Certification Program is one part of the overall conformity assessment process that includes companion efforts at State and local levels.

1.6.1. Federal and State Roles. The process to ensure voting equipment meets the technical requirements is a distributed, cooperative effort of Federal, State, and local officials in the United States. Working with voting equipment manufacturers, each of these officials has a unique responsibility for ensuring the equipment a voter uses on Election Day meets specific requirements.

1.6.1.1. The EAC Program has primary responsibility for ensuring voting systems submitted under this program meet Federal standards established for voting systems.

1.6.1.2. State officials have responsibility for testing voting systems to ensure the system will support the specific unique requirements of each individual State. States may use EAC VSTLs to perform testing of voting systems to unique state

standards while the systems are being tested to Federal standards. The EAC will not, however, certify voting systems to state standards.

1.6.1.3. State or local officials are responsible for making the final purchase choice and are responsible for deciding which system offers the best fit and value for their specific State or local jurisdiction.

1.6.1.4. State or local officials are also responsible for performing acceptance testing to ensure that the equipment delivered is identical to the equipment certified at the federal and state levels, is fully operational, and meets the contractual requirements of the purchase.

1.6.1.5. State or local officials should perform pre-election logic and accuracy testing and post-election auditing to confirm equipment is operating properly and is unmodified from its certified state.

1.6.2. Conformity Assessment, Generally. Conformity assessment is a system established to ensure a product or service meets the applicable requirements. Many conformity assessment systems exist to protect the quality and ensure compliance with standards of products and services. All conformity assessment systems attempt to answer a variety of questions:

1.6.2.1. *What specifications are required of an acceptable system*? For voting systems, the EAC Voluntary Voting System Guidelines (VVSG), Notice of Clarification and Request for Information address this issue. States and local jurisdictions also have supplementing standards.

1.6.2.2. *How are systems tested against required specifications?* The EAC Voting System Testing and Certification Program is a central element of the larger conformity assessment system. The program, as set forth in this Manual, provides for the testing and certification of voting systems to identified versions of the VVSG. The Testing and Certification Program's purpose is to verify voting systems meet manufacturer specifications and the requirements of the VVSG.

1.6.2.3. *Are the testing authorities qualified to make an accurate evaluation*? The EAC accredits VSTLs, after the National Institute of Standards and Technology (NIST) National Voluntary Lab Accreditation Program (NVLAP) has reviewed their technical competence and lab practices to ensure the test authorities are fully qualified. Furthermore, EAC technical experts review all test plans and test reports from accredited laboratories to ensure an accurate and complete evaluation. Many States provide similar reviews of laboratory reports.

1.6.2.4. *Will Manufacturers deliver units within manufacturing tolerances equivalent to those tested?* The VVSG and this Manual require vendors to have appropriate change management and quality control processes to control the quality and configuration of their products. The Certification Program provides mechanisms for the EAC to verify Manufacturer quality processes through field system testing and manufacturing site visits. States have implemented policies for acceptance of delivered units.

1.7. Program Personnel. All EAC personnel and contractors associated with this program are held to the highest ethical standards. All agents of the EAC involved in the Certification Program are subject to conflict-of-interest reporting and review, consistent with Federal law and regulation.

1.8. Program Records. The EAC Program Director is responsible for maintaining accurate records to demonstrate the testing and certification program procedures have been effectively fulfilled and to ensure the traceability, repeatability, and reproducibility of testing and test report review. All records will be maintained, managed, secured, stored, archived, and disposed of in accordance with Federal law, Federal regulations, and procedures of the EAC.

1.9. Submission of Documents. Any documents submitted pursuant to the requirements of this Manual shall be submitted:

1.9.1. Via secure e-mail, if sent electronically, or physical delivery of a compact disk or other media deemed acceptable by the EAC, unless otherwise specified.

1.9.2. In a Microsoft Word or Adobe PDF file, formatted to protect the document from alteration.

1.9.3. With a proper signature when required by this manual. Documents requiring an authorized signature may be signed with an electronic representation or image of the signature of an authorized management representative and must meet any and all subsequent requirements established by the Program Director regarding security.

1.9.4. By certified mail or similar means allowing for tracking, if sent via physical delivery, to the following address:

Testing and Certification Program Director
U.S. Election Assistance Commission
1335 East West Highway, Suite 4300
Silver Spring, MD 20910

1.10. Receipt of Documents—Manufacturer. For purposes of this Manual, a document, notice, or other communication is considered received by a Manufacturer upon one of the following:

1.10.1. The actual, documented date the correspondence was received (either electronically or physically) at the Manufacturer's place of business; or

1.10.2. If no documentation of the actual delivery date exists, the date of constructive receipt for the communication. For electronic correspondence, documents will be constructively received the day after the date sent. For mail correspondence, the document will be constructively received 3 days after the date sent.

1.10.3. The term receipt shall mean the date a document or correspondence arrives (either electronically or physically) at the Manufacturer's place of business. Arrival does not require that an agent of the Manufacturer open, read, or review the correspondence.

1.11. Receipt of Documents—EAC. For purposes of this Manual, a document, notice, or other communication is considered received by the EAC upon its physical or electronic arrival at the agency. All documents received by the agency will be physically or electronically date stamped and this stamp shall serve as the date of receipt. Documents received after the regular business day (5:00 pm Eastern Standard Time), will be treated as if received on the next business day.

1.12. EAC Response Timeframes. In recognition of the responsibilities and challenges facing Manufacturers as they work to meet the requirements imposed by this program, State certification programs, customers, State law and production schedules, the EAC will provide timeframes for its response to significant program elements. This shall be done by providing current metrics on the EAC's website regarding the average EAC response time for (1) approving Test Plans, (2) issuing Initial Decisions, and (3) issuing Certificates of Conformance.

1.13. Records Retention—Manufacturers. The Manufacturer is responsible for ensuring all documents submitted to the EAC, or that otherwise serve as the basis for the certification of a voting system, are retained. A copy of all such records shall be retained as long as a voting system is offered for sale or supported by a Manufacturer and for 5 years thereafter.

1.14. Record Retention—EAC. The EAC shall retain all records associated with the certification of a voting system as long as such system is fielded in a State or local election jurisdiction for use in Federal elections. The records shall otherwise be retained or disposed of consistent with Federal statutes and regulations.

1.15. Publication and Release of Documents. The EAC will release documents consistent with the requirements of Federal law. It is EAC policy to make the certification process as open and transparent as possible. Any documents (or portions thereof) submitted under this program will be made available to the public unless specifically protected from release by law. The primary means for making this information available is through the EAC website.

1.16. Definitions. For purposes of this Manual, the terms listed below have the following definitions.

Appeal. A formal process by which the EAC is petitioned to reconsider an Agency Decision.

Appeal Authority. The individual or individuals appointed to serve as the determination authority on appeal.

Build Environment. The disk or other media that holds the source code, compiler, linker, integrated development environments (IDE), and/or other necessary files for the compilation and on which the compiler will store the resulting executable code.

Certificate of Conformance. The certificate issued by the EAC when a system has been found to meet the requirements of the VVSG. The document conveys certification of a system.

Commercial Off-the-Shelf. Software, firmware, device or component that is used in the United States by many different people or organizations for many different applications other than certified voting systems and that is incorporated into the voting system with no manufacturer- or application-specific modification.

Commission. The U.S. Election Assistance Commission, as an agency.

Commissioners. The serving commissioners of the U.S. Election Assistance Commission.

Component. An identifiable and discrete part of the larger voting system essential to the operation of the voting system, and an immediate subset of the system to which it belongs.

Compiler. A compiler is a computer program that translates programs expressed in a high-level language into machine language equivalents.

Days. The term *days* shall refer to calendar days, unless otherwise noted. When counting days, for the purpose of submitting or receiving a document, the count shall begin on the first full calendar day after the day the document was received.

De minimis change order. A de minimis change order is a change to a certified voting system's hardware, software, Technical Data Package (TDP), or data, the nature of which will not materially alter the system's reliability, functionality, capability, or operation. Any changes made to a system under test will result in the manufacturer supplying a list and detailed description of all changes.

Disk Image. An exact copy of the entire contents of a computer disk.

Election Official. A State or local government employee who has as one of his or her primary duties the management or administration of a Federal election.

Federal Election. Any primary, general, runoff, or special election in which a candidate for Federal office (President, Senator, or Representative) appears on the ballot. In addition, for the purposes of this Manual, the term will include any and all Pre-Election Testing and Post-Election Testing and/or auditing done in conjunction with any primary, general, runoff, or special election involving a candidate for Federal office.

Fielded Voting System. A voting system purchased or leased by a State or local government that is being use in a Federal election.

File Signature. A file signature, sometimes called a HASH value, creates a value that is computationally infeasible of being produced by two similar but different files. File signatures, a set of files produced using HASH algorithm, are used to verify that files are unmodified from their original version.

HASH Algorithm. An algorithm that maps a bit string of arbitrary length to a shorter, fixed-length bit string. (A HASH uniquely identifies a file similar to the way a fingerprint identifies an individual. Likewise, as an individual cannot be recreated from his or her fingerprint, a file cannot be recreated from a HASH. The HASH algorithm used primarily in the NIST National Software Reference Library (NSRL), and this program, is the Secure HASH Algorithm (SHA-1) specified in Federal Information Processing Standard (FIPS) 180-1.)

Installation Device. A device containing program files, software, and installation instructions for installing an application (program) onto a computer. Examples of such devices include installation disks, flash memory cards, and PCMCIA cards.

Integration Testing. The end-to-end testing of a full system configured for use in an election to assure that all legitimate configurations meet applicable standards.

Lines of Code. Any executable statements, flow control statements, formatting (e.g. Blank lines) and comments.

Linker. A computer program that takes one or more objects generated by compilers and assembles them into a single executable program.

Manufacturer. The entity with ownership and control over a voting system submitted for certification.

Mark of Conformance. A uniform notice permanently posted on a voting system signifying it is EAC certified.

Memorandum for the Record. A written statement drafted to document an event or finding, without a specific addressee other than the pertinent file.

Modification. A modification is any change to *a previously EAC-certified voting system*'s hardware, software, or firmware that is not classified as a de minimis change order.

Proprietary Information. Commercial information or trade secrets protected from release under the Freedom of Information Act and the Trade Secrets Act.

Sub-assembly. A major functional piece of equipment essential to the operational completeness of a component of a voting system. Examples of major sub-assemblies for voting systems include, but are not limited to:

- Printers
- Touch screen terminals
- Scanners/Tabulators
- Card readers
- Ballot boxes
- Keyboards
- CPUs
- Memory modules, USB drives, and other portable memory devices
- External data storage devices, external hard drives, etc.
- Motherboards, processor board and other PWB assemblies, when supplied separately from a complete unit

System Identification Tools. Tools created by a Manufacturer of voting systems which allow elections officials to verify that the hardware and software of systems purchased are identical to the systems certified by the EAC.

Technical Reviewers. Experts in the area of voting system technology and conformity assessment appointed by the EAC to provide expert guidance.

Testing and Certification Decision Authority. The EAC Executive Director or Acting Executive Director.

Testing and Certification Program Director. The individual appointed by the EAC Executive Director to administer and manage the Testing and Certification Program.

Trusted Build. A witnessed software build where source code is converted into machine-readable binary instructions (executable code) in a manner providing security measures which help ensure that the executable code is a verifiable and faithful representation of the source code.

Voting System. The total combination of mechanical, electromechanical, and electronic equipment (including the software, firmware, and documentation required to program, control,

and support the equipment) used to define ballots; cast and count votes; report or display election results; connect the voting system to the voter registration system; and maintain and produce any audit trail information.

Voting System Test Laboratories. Independent testing laboratories accredited by the EAC to test voting systems to EAC approved voting system standards. Each Voting System Test Laboratory (VSTL) must be accredited by the National Voluntary Laboratory Accreditation Program (NVLAP) and recommended by the National Institute of Standards Technology before it may receive an EAC accreditation. NVLAP provides third party accreditation to testing and calibration laboratories. NVLAP is in full conformance with the standards of the International Organization for Standardization (ISO) and the International Electrotechnical Commission (IEC), including ISO/IEC Guide 17025 and 17011.

Voluntary Voting System Guidelines. Voluntary voting system standards developed, adopted, and published by the EAC. The guidelines are identified by version number and date.

1.17. Acronyms and Abbreviations. For purposes of this Manual, the acronyms and abbreviations listed below represent the following terms.

Certification Program. The EAC Voting System Testing and Certification Program

COTS. Commercial Off-the-Shelf

Decision Authority. Testing and Certification Decision Authority

EAC. United States Election Assistance Commission

HAVA. Help America Vote Act of 2002 (42 U.S.C. §15301 *Et seq.)*

Labs or Laboratories. Voting System Test Laboratories

LOC. Lines of Code

NASED. National Association of State Election Directors

NIST. National Institute of Standards and Technology

NVLAP. National Voluntary Laboratory Accreditation Program

Program Director. Director of the EAC's Testing and Certification Program

VSS. Voting System Standards

VSTL. Voting System Test Laboratory

VVSG. Voluntary Voting System Guidelines

2. Manufacturer Registration

2.1. Overview. Manufacturer Registration is the process by which voting system Manufacturers make initial contact with the EAC and provide information essential to participate in the EAC Voting System Testing and Certification Program. Before a Manufacturer of a voting system can submit an application to have a voting system certified by the EAC, the Manufacturer must be registered. This process requires the Manufacturer to provide certain contact information and agree to certain requirements of the Certification Program. After successfully registering, the Manufacturer will receive an identification code.

2.2. Registration Required. To submit a voting system for certification or otherwise participate in the EAC voluntary Voting System Testing and Certification Program, a Manufacturer must register with the EAC. Registration does not constitute an EAC endorsement of the Manufacturer or its products. Registration of a Manufacturer is not a certification of that Manufacturer's products.

2.3. Registration Requirements. The registration process will require the voting system Manufacturer to provide certain information to the EAC. This information is necessary to enable the EAC to administer the Certification Program and communicate effectively with the Manufacturer. The registration process also requires the Manufacturer to agree to certain Certification Program requirements. These requirements relate to the Manufacturer's duties and responsibilities under the program. For this program to succeed, it is vital that a Manufacturer know and assent to these duties at the outset of the program.

2.3.1. Information. Manufacturers are required to provide the following information.

2.3.1.1. The Manufacturer's organizational information:

2.3.1.1.1. The official name of the Manufacturer.

2.3.1.1.2. The address of the Manufacturer's official place of business.

2.3.1.1.3. A description of how the Manufacturer is organized (i.e., type of corporation or partnership).

2.3.1.1.4. Names of officers and/or members of the board of directors.

2.3.1.1.5. Names of all partners and members (if organized as a partnership or limited liability corporation).

2.3.1.1.6. Identification of any individual, organization, or entity with a controlling ownership interest in the Manufacturer.

2.3.1.2. The identity of an individual authorized to represent and make binding commitments and management determinations for the Manufacturer (management representative). The following information is required for the management representative:

2.3.1.2.1. Name and title.

2.3.1.2.2. Mailing and physical addresses.

2.3.1.2.3. Telephone number, fax number, and e-mail address.

2.3.1.3. The identity of an individual authorized to provide technical information on behalf of the Manufacturer (technical representative). The following information is required for the technical representative:

2.3.1.3.1. Name and title.

2.3.1.3.2. Mailing and physical addresses.

2.3.1.3.3. Telephone number, fax number, and e-mail address.

2.3.1.4. The Manufacturer's written policies regarding its quality assurance system. This policy must be consistent with guidance provided in the VVSG and this Manual.

2.3.1.5. The Manufacturer's written policies regarding internal procedures for controlling and managing changes to, and versions of, its voting systems. Such polices shall be consistent with this Manual and guidance provided in the VVSG.

2.3.1.6. The Manufacturer's written policies on document retention. Such policies must be consistent with the requirements of this Manual.

A list of all manufacturing and/or assembly facilities used by the Manufacturer and the name and contact information of a person at each facility. The term "manufacturing and/or assembly facilities" applies to facilities that provide the following manufacturing services:

2.3.1.6.1 Final system configuration and loading of programs for customer delivery.

2.3.1.6.2. Manufacturing of component units of the voting system.

2.3.1.6.3. Manufacturing of major sub-assemblies of the voting system.

Manufacturing facilities for COTS components and plastic modeling facilities are **not** included in this definition and need not be reported to the EAC. The EAC reserves the right to request additional information from manufacturers related to the manufacturing process, including manufacturing facilities for the benefit of the testing and certification program.

Manufacturers shall report all current facilities that meet the above criteria. If manufacturing is not in progress at the time of a manufacturer's submission of their registration package to the EAC, the manufacturer shall report the last manufacturing facility which meets the definitions in this section. Manufacturers should also be aware that the reporting requirement is continuous and that when new manufacturing facilities are engaged, the EAC registration package submitted to the EAC must be updated to reflect the new facilities as required by Section 2.5.2 of this Manual.

2.3.1.7. The following information is required for a person at each facility:

2.3.1.7.1. Name and title.

2.3.1.7.2. Mailing and physical addresses.

2.3.1.7.3. Telephone number, fax number, and e-mail address.

2.3.2. Agreements. Manufacturers are required to take or abstain from certain actions to protect the integrity of the Certification Program and promote quality assurance. Manufacturers are required to agree to the following program requirements:

2.3.2.1. Represent a voting system as certified only when it is authorized by the EAC and is consistent with the procedures and requirements of this Manual.

2.3.2.2. Produce and affix an EAC certification label to all production units of the certified system. Such labels must meet the requirements set forth in Chapter 5 of this Manual.

2.3.2.3. Notify the EAC of changes to any system previously certified by the EAC pursuant to the requirements of this Manual (see Chapter 3). Such systems shall be submitted for testing and additional certification when required.

2.3.2.4. Permit an EAC representative to verify the Manufacturer's quality control by cooperating with EAC efforts to test and review fielded voting systems consistent with Section 8.6 of this Manual.

2.3.2.5. Permit an EAC representative to verify the Manufacturer's quality control by conducting periodic inspections of manufacturing facilities consistent with Chapter 8 of this Manual.

2.3.2.6. Cooperate with any EAC inquiries and investigations into a certified system's compliance with VVSG standards or the procedural requirements of this Manual consistent with Chapter 7.

2.3.2.7. Report to the Program Director any known malfunction of a voting system holding an EAC Certification. A malfunction is a failure of a voting system, not caused solely by operator or administrative error, which causes the system to not function as expected during a Federal election or otherwise results in data loss. Initial Malfunction Reports should identify the location, nature, date, impact, and status of resolution (if any) of the malfunction and be filed within 30 business days of occurrence during or in preparation for a Federal election, as defined in this Manual. Final malfunction Reports shall be submitted to the EAC after the root cause of the malfunction has been determined and a permanent fix developed.

2.3.2.8. Report to the Program Director the names of each State and/or local jurisdiction using an EAC certified voting system within 5 business days of delivery of the first production unit of the voting system to the jurisdiction.

2.3.2.9. Certify the entity is not barred or otherwise prohibited by statute, regulation, or ruling from doing business in the United States.

2.3.2.10. Agree to participate in a Kick-off Meeting at the beginning of every certification effort. The purposes of these meetings are to permit an in-depth discussion of the candidate voting system and allow both the EAC and the VSTL staff to have a live, hands-on demonstration of the voting system. The duration of this meeting shall be mutually agreed upon by all parties, but shall not be less than one business day. Topics of discussion during this meeting include, but are not limited to:

- System architecture
- System security design
- System data flows
- System limits

2.3.2.11. Adhere to all procedural requirements of this Manual.

2.4. Registration Process. Generally, registration is accomplished through use of the EAC registration form. After the EAC has received a registration form and other required registration documents, the agency reviews the information for completeness before approval.

2.4.1. Application Process. To become a registered voting system Manufacturer, interested parties must apply by submitting a Manufacturer Registration Application form (Appendix A). This form will be used as the means for the Manufacturer to provide the information and agree to the responsibilities required in Section 2.3, above.

2.4.1.1. *Application Form*. In order for the EAC to accept and process the registration form, the applicant must adhere to the following requirements:

2.4.1.1.1. All fields must be completed by the Manufacturer.

2.4.1.1.2. All required attachments prescribed by the form and this Manual must be identified, completed, and forwarded in a timely manner to the EAC (e.g., Manufacturer's quality control and system change policies).

2.4.1.1.3. The application form must be affixed with the hand written signature (including a digital representation of the handwritten signature) of the authorized representative of the vendor.

2.4.1.2. *Availability and Use of the Form*. The Manufacturer Registration Application Form may be accessed through the EAC's website at www.eac.gov. Instructions for completing and submitting the form are included on the website along with contact information regarding questions about the form or the application process.

2.4.2. EAC Review Process. The EAC will review all registration applications.

2.4.2.1. After the application form and required attachments have been submitted, the applicant will receive an acknowledgment that the EAC has received the submission and that the application will be processed.

2.4.2.2. If an incomplete form is submitted, or an attachment is not provided, the EAC will notify the Manufacturer and request the omitted information. Registration applications will not be processed until they are deemed complete.

2.4.2.3. Upon receipt of the completed registration form and accompanying documentation, the EAC will review the information for sufficiency. If the EAC

requires clarification or additional information, the EAC will contact the Manufacturer and request the needed information.

2.4.2.4. Upon the determination that an application has been satisfactorily completed, the EAC will notify the Manufacturer that it has been registered.

2.5. Registered Manufacturers. After a Manufacturer has received notice that it is registered, it will receive an identification code and will be eligible to participate in the voluntary voting system Certification Program.

2.5.1. Manufacturer Code. Registered Manufacturers will be issued a unique, three-letter identification code. This code will be used to identify the Manufacturer and its products.

2.5.2. Continuing Responsibility to Report. Registered Manufacturers are required to keep all registration information up to date. Manufacturers must submit a revised application form to the EAC within 30 days of any changes to the information required on the application form. Manufacturers will remain registered participants in the program during this update process.

2.5.3. Program Information Updates. Registered Manufacturers will automatically be provided timely information relevant to the Certification Program.

2.5.4. Website Postings. The EAC will add the Manufacturer to the EAC's listing of registered voting system Manufacturers publicly available at www.eac.gov.

2.6. Suspension of Registration. Manufacturers are required to establish policies and operate within the EAC Certification Program consistent with the procedural requirements presented in this Manual. When Manufacturers violate the certification program's requirements by engaging in management activities inconsistent with this Manual or failing to cooperate with the EAC, their registration may be suspended until such time as the issue is remedied.

2.6.1 Procedures. When a Manufacturer's activities violate the procedural requirements of this Manual, the Manufacturer will be notified of the violations, given an opportunity to respond, and provided with the suggested steps to bring itself into compliance.

2.6.1.1. *Notice*. Manufacturers shall be provided written notice that they have taken action inconsistent with or acted in violation of the requirements of this Manual. The notice will state the violations and the specific steps required to cure them. The notice will also provide Manufacturers with 30 days (or a greater period of time as stated by the Program Director) to (1) respond to the notice and/or (2) cure the defect.

2.6.1.2. *Manufacturer Action*. The Manufacturer is required to either respond in a timely manner to the notice (demonstrating it was not in violation of program requirements) or cure the violations identified in a timely manner. The steps required to cure a violation will include addressing the direct violation and the underlying root cause. In any case, the Manufacturer's action must be approved by the Program Director to prevent suspension.

2.6.1.3. *Non-Compliance*. If the Manufacturer fails to respond in a timely manner, is unable to provide a cure or response that is acceptable to the Program Director, or otherwise refuses to cooperate, the Program Director may suspend the Manufacturer's registration. The Program Director shall issue a notice of his or her intent to suspend and provide the Manufacturer five (5) business days to object to the action and submit information in support of the objection.

2.6.1.4. *Suspension*. After notice and opportunity to be heard (consistent with the above), the Program Director may suspend a Manufacturer's registration. The suspension shall be provided in writing and must inform the Manufacturer of the steps available to remedy the violations and lift the suspension.

2.6.2. Effect of Suspension. A suspended Manufacturer may not submit a voting system for certification under this program. This prohibition includes a ban on the submission of modifications and changes to certified system. A suspension shall remain in effect until lifted. Suspended Manufacturers will have their registration status reflected on the EAC website. Manufacturers have the right to remedy a non-compliance issue at any time and lift a suspension consistent with EAC guidance. Failure of a Manufacturer to follow the requirements of this section may also result in Decertification of voting systems consistent with Chapter 7 of this Manual.

3. When Voting Systems Must Be Submitted for Testing and Certification

3.1. Overview. An EAC certification signifies that a voting system has been successfully tested against an identified voting system standard adopted by the EAC. Only the EAC can issue a Federal certification. Ultimately, systems must be submitted for testing and certification under this program to receive this certification. Systems will usually be submitted when (1) they are new to the marketplace, (2) they have never before received an EAC certification, (3) they are modified, or (4) the Manufacturer wishes to test a previously certified system to a different (newer) standard. This chapter discusses the submission of de minimis change orders, which may not require additional testing and certification. Additionally, this chapter outlines provisional, pre-election emergency modifications, which provide for pre-election, emergency waivers.

3.2. EAC Certification. Certification is the process by which the EAC, through testing and evaluation conducted by an accredited Voting System Test Laboratory, validates that a voting system meets the requirements set forth in existing voting system testing standards (VVSG), and performs according to the Manufacturer's specifications for the system. An EAC certification may be issued only by the EAC in accordance with the procedures presented in this Manual. Certifications issued by other bodies (e.g., the National Association of State Election Directors and State certification programs) are not EAC certifications.

3.2.1. Types of Voting Systems Certified. The EAC Certification Program is designed to test and certify electromechanical and electronic voting systems. Ultimately, the determination of whether a voting system may be submitted for testing and certification under this program is solely at the discretion of the EAC.

3.2.2. Voting System Standards. Voting systems certified under this program are tested to a set of voluntary standards providing requirements that voting systems must meet to receive a Federal certification. These standards are referred to as Voluntary Voting System Guidelines (VVSG).

3.2.2.1. *Versions—Availability and Identification*. Voluntary Voting System Guidelines are published by the EAC and are available on the EAC's website (www.eac.gov). The standards will be routinely updated and versions will be identified by version number and/or release date.

3.2.2.2. *Versions—Basis for Certification***.** The EAC will promulgate which version or versions of the standards it will accept as the basis for testing and certification. This effort may be accomplished through the setting of an implementation date for a particular version's applicability, the setting of a date by which testing to a particular version is mandatory or the setting of date by which the EAC will no longer test to a particular standard. **The EAC will certify only those voting**

systems tested to standards that the EAC has identified as valid for certification.

3.2.2.2.1. End date. When a version's status as the basis of an EAC certification is set to expire on a certain date, the submission of the system's test report will be the controlling event (see Chapter 4). This requirement means the system's test report must be received by the EAC on or before the expiration date to be certified to the terminating standard.

3.2.2.2.2. Start date. When a version's status as the basis of an EAC certification is set to begin on a certain date, the submission of the system's application for certification will be the controlling event (see Chapter 4). This requirement means the system's application, requesting certification to the new standard, will not be accepted by the EAC until the start date.

3.2.2.3. *Version—Manufacturer's Option*. When the EAC has authorized the option of certification to more than one version of the standards, the Manufacturer must choose which version it wishes to have its voting system tested against. The voting system will then be certified to that version of the standards upon successful completion of testing. Manufacturers must ensure all applications for certification identify a particular version of the standards.

3.2.2.4. *Emerging Technologies*. If a voting system or component thereof is eligible for a certification under this program (see Section 3.2.1.) and employs technology that is not addressed by a currently accepted version of the VVSG the relevant technology shall be subjected to full integration testing and shall be tested to ensure that it operates to the Manufacturer's specifications and that the proper security risk assessments and quality assurance processes are in place. The Technology Testing Agreement (TTA) process described below is intended to provide additional clarification and guidance to enhance the testing and certification process for voting systems incorporating new or emerging technology. The remainder of the system will be tested to the applicable Federal standards. Information on emerging technologies will be forwarded to the EAC's Technical Guidelines Development Committee (TGDC).

3.2.2.4.1. TTA Meeting.

3.2.2.4.1.1. The manufacturer should contact the Certification Division as early as possible in their design and development process to have a general discussion regarding new or emerging technology in any voting system product.

3.2.2.4.1.2. A formal request for a TTA Meeting should be: a) clearly identified as such and b) submitted via email or other secure means to the Director of the EAC Testing and Certification Division. The EAC expects that the submission will be as detailed as design and development allow, but should include the following items:

- Description of the product, highlighting elements involving new technologies testable requirements and other testing protocol issues. This description should include, at a minimum:
  - o General product description
  - o Engineering drawing(s)
  - o Product composition/key components/materials
- Device specifications
- Analysis of potential failure modes and threat model/risk analysis
- Outline of the proposed conditions of use
- Summary of instructions for use of the product (voter and poll worker/election official)
- Relevant performance information on the product, especially if routinely used in other industries. This information may include:
  - o Published and/or unpublished data
  - o Summary of test data
  - o Summary of prior user experience.

3.2.2.4.1.3. Prior to the formal TTA Meeting, the manufacturer should arrange for a preliminary meeting (videoconference or teleconference) to review the submitted information and discuss any additional questions that may arise prior to the actual formal TTA Meeting. The manufacturer may then submit any additional information as required, and finalize the date and time for formal TTA Meeting with the EAC and VSTL. Because of logistics and budgetary considerations for all parties, the location of the meeting (EAC, VSTL or manufacturer location) will be mutually agreed upon. Meeting plans should generally be finalized within 30 days of the preliminary meeting.

3.2.2.4.1.4. TTA Meetings should generally be face-to-face, or by videoconference, and should be scheduled for approximately 2-4 hours or longer depending on the complexity of the issues to be discussed. The EAC and VSTL staff may raise any questions for the manufacturer about the product, but should be focused on the key issues of the products test plan development and testing that will ultimately lead to the Technology Testing Agreement. The Director of the Certification Division will determine which EAC staff should attend the meeting, but will generally include: the EAC Project

Manager and any or all Technical Reviewers with interest or expertise in specific areas under discussion.

3.2.2.4.2. Post TTA Meeting Activities

3.2.2.4.2.1. At the end of the meeting, the EAC Project Manager for the voting system will summarize the agreement(s) or explain any reasons for tabling the agreement(s), including the date of any follow-on meeting, if appropriate. A record of attendees and minutes of the meeting shall be kept by both a designated EAC staff member and manufacturer representative. EAC and the manufacturer should exchange their respective meeting minutes for review following the meeting and share the minutes with the VSTL. The minutes shall be in sufficient detail to reflect the substance of the issues discussed at the meeting and the final agreement.

3.2.2.4.2.2. The EAC Project Manager will prepare a memorandum outlining the TTA. Within ten (10) business days of the meeting, a draft of the memorandum should be circulated for comment among all TTA Meeting participants. Comments shall be returned to EAC in 5 business days. The final memorandum shall be signed by the Director and conveyed to the applicant and VSTL within 5 business days of the receipt of final comments.

3.2.3. Significance of an EAC Certification. An EAC certification is an official recognition that a voting system (in a specific configuration or configurations) has been tested by a VSTL to be in conformance with an identified set of Federal voting standards. An EAC certification is **not**:

3.2.3.1. An official endorsement of a Manufacturer, voting system, or any of the system's components.

3.2.3.2. A Federal warranty of the voting system or any of its components.

3.2.3.3. A determination that a voting system, when fielded, will be operated in a manner that meets all HAVA requirements.

3.2.3.4. A substitute for State or local certification and testing.

3.2.3.5. A determination that any particular component of a certified system is itself certified for use outside the certified configuration.

3.3. When Certification Is Required Under the Program. To obtain or maintain an EAC certification, Manufacturers must submit a voting system for testing and certification under this program. Such action is usually required for (1) new systems not previously tested to any standard; (2) existing systems not previously certified by the EAC; (3) previously certified systems that have been modified; (4) systems or technology specifically identified for retesting by the EAC; or (5) previously certified systems that the Manufacturer seeks to upgrade to a higher standard (e.g., more recent version of the VVSG).

3.3.1. New System Certification. For purposes of this Manual, new systems are defined as voting systems that have not been previously tested to applicable Federal standards. New voting systems must be fully tested and submitted to the EAC according to the requirements of Chapter 4 of this Manual.

3.3.2. System Not Previously EAC Certified. This term describes any voting system not previously certified by the EAC, including systems previously tested and qualified by NASED or systems previously tested and denied certification by the EAC. Such systems must be fully tested and submitted to the EAC according to the requirements of Chapter 4 of this Manual.

3.3.3. Modification. A modification is any change to *a previously EAC-certified voting system*'s hardware, software, or firmware that is not a de minimis change. Any modification to a voting system will require testing and review by the EAC according to the requirements of Chapter 4 of this Manual.

3.3.4. EAC Identified Systems. Manufacturers may be required to submit systems previously certified by the EAC for retesting. This may occur when the EAC determines that the original tests conducted on the voting system are now insufficient to demonstrate compliance with Federal standards in light of newly discovered threats or information.

3.4. Changes to Voting Systems in the EAC Certification Program – Change Order. A change order does not apply to a system under test; any changes made to a system under test are considered part of the test campaign. A single change order can be applied to multiple systems as long as a VSTL reviews and approves the change order for each EAC certified system.

3.4.1. Change Order. A change order is a change to a *previously EAC certified* voting system's hardware, documentation, or data that is minor in nature and effect. Such changes, however, require VSTL review and endorsement as well as EAC approval. Any proposed change not accepted as a de minimis change is a modification and shall be submitted for testing and review consistent with the requirements of this Manual.

3.4.2. De Minimis Change – Defined. A de minimis change is a change to a certified voting system's hardware, software, TDP, or data, the nature of which will not materially alter the

system's reliability, functionality, capability, or operation. Under no circumstance shall a change be considered de minimis if it has reasonable and identifiable potential to impact the system's performance and compliance with the applicable voting Standard.

3.4.3. De Minimis Change – Procedure. Manufacturers who wish to implement a proposed de minimis change must submit it for VSTL review and endorsement and EAC approval. A proposed de minimis change may not be implemented as such until it has been approved in writing by the EAC.

3.4.3.1. *VSTL Review.* Manufacturers must submit any proposed de minimis change to a VSTL and the EAC for review and endorsement. The Manufacturer will provide the VSTL: (1) a detailed description of the change; (2) a description of the facts giving rise to or necessitating the change; (3) the basis for its determination that the change will not alter the system's reliability, functionality, or operation; (4) upon request of the VSTL, a sample voting system at issue or any relevant technical information needed to make the determination; (5) document any potential impact to election officials currently using the system and any required notifications to those officials; (6) a description of how this change will impact any relevant system documentation;; and (7) any other information the EAC or VSTL needs to make a determination. The VSTL will review the proposed de minimis change and make an independent determination as to whether the change meets the definition of de minimis change or requires the voting system to undergo additional testing as a system modification. If the VSTL determines that a de minimis change is appropriate, it shall endorse the proposed change as a de minimis change. If the VSTL determines that modification testing and certification should be performed, it shall reclassify the proposed change as a modification. Endorsed de minimis changes shall be forwarded to the Voting System's Project Manager for final approval. Rejected changes shall be returned to the Manufacturer for resubmission as system modifications.

3.4.3.2. *VSTL Endorsed Changes.* The VSTL shall forward to the EAC any change it has endorsed as de minimis. The VSTL shall forward its endorsement in a package that includes:

3.4.3.2.1. The Manufacturer's initial description of the de minimis change, a narrative of facts giving rise to, or necessitating, the change, and the determination that the change will not alter the system's reliability, functionality, or operation.

3.4.3.2.2. The written determination of the VSTL's endorsement of the de minimis change. The endorsement document must explain why the VSTL, in its engineering judgment, determined that the proposed de

minimis change met the definition in this section and otherwise does not require additional testing and certification.

3.4.3.3. *EAC Action.* The EAC will review all proposed de minimis changes endorsed by a VSTL. The EAC has sole authority to determine whether any VSTL endorsed change constitutes a de minimis change under this section. The EAC will inform the Manufacturer and VSTL of its determination in writing.

3.4.3.3.1. If the EAC approves the change as a de minimis change, it shall provide written notice to the Manufacturer and VSTL. The EAC will maintain copies of all approved de minimis changes and otherwise track such changes.

3.4.3.3.2. If the EAC determines that a proposed de minimis change cannot be approved, it will inform the VSTL and Manufacturer of its decision. The proposed change will be considered a modification and require testing and certification consistent with this Manual. De minimis changes cannot be made to voting systems currently undergoing testing; these changes are merely changes to an uncertified system and may require an Application update.

3.5. Changes to Voting Systems in the EAC Certification Program - Modification.

3.5.1. Modification – Defined. A modification is any change to *a previously EAC-certified voting system*'s hardware, software, or firmware that is not a de minimis change. Any modification to a voting system will require testing and review by the EAC according to the requirements of Chapter 4 of this Manual.

3.5.2. Modification – Procedure. Once a VSTL has submitted a modification application, a Test Plan shall be created and submitted to the EAC for the Test Plan review process. Any modification shall be subject to full testing of the modifications (delta -testing) and those systems or subsystems altered or impacted by the modification (regression testing). The system will also be subject to system integration testing to ensure overall functionality. Once testing is completed, a Test Report will be generated by the VSTL and submitted to the EAC for approval.

3.5.3. EAC Approval. If the EAC approves the change as a modification, it shall provide written notice to the Manufacturer and VSTL and generate a Certificate of Conformance. The EAC will maintain copies of all approved modifications and otherwise track such changes

3.5.4. EAC Denial. If the EAC determines that a modification cannot be approved, it will inform the VSTL and Manufacturer of its decision. The Denial of Certification appeals process would govern this testing campaign.

3.5.5. Modification Change – Effect of EAC Approval. EAC approval of a modification permits the Manufacturer to implement the proposed change (as identified, endorsed, and approved). Fielding a change not approved by the EAC is a basis for system Decertification.

3.6. Provisional, Pre-Election Emergency Modification. To address extraordinary pre-election emergency situations, the EAC has developed a special provisional modification process. This process is to be used **only** for the emergency situations indicated and **only** when there is a clear and compelling need for temporary relief until the regular certification process can be followed.

3.6.1. Purpose. The purpose of this section is to allow for a mechanism within the EAC Certification Program for Manufacturers to modify EAC-certified voting systems in emergency situations immediately before an election. This situation arises when a modification to a voting system is required and an election deadline is imminent, preventing the completion of the full certification process (and State and/or local testing process) prior to Election Day. In such situations, the EAC may issue a waiver to the Manufacturer authorizing it to make the modification without submission for modification testing and certification.

3.6.2. General Requirements. A request for an emergency modification waiver may be made by a Manufacturer only *in conjunction* with the State election official whose jurisdiction(s) would be adversely affected if the requested modification were not implemented before Election Day. Requests must be submitted at least 5 calendar days before an election. Only systems previously certified are eligible for such a waiver. To receive a waiver, a Manufacturer must demonstrate the following:

3.6.2.1. The modification is functionally or legally required; that is, the system cannot be fielded in an election without the change.

3.6.2.2. The voting system requiring modification is needed by State or local election officials to conduct a pending Federal election.

3.6.2.3. The voting system to be modified has previously been certified by the EAC.

3.6.2.4. The modification cannot be tested by a VSTL and submitted to the EAC for certification, consistent with the procedural requirements of this Manual, at least 30 days before the pending Federal election.

3.6.2.5. Relevant State law requires Federal certification of the requested modification.

3.6.2.6. The Manufacturer has taken steps to ensure the modification will properly function as designed, is suitably integrated with the system, and otherwise will not negatively affect system reliability, functionality, or accuracy.

3.6.2.7. The Manufacturer (through a VSTL) has completed as much of the evaluation testing as possible for the modification and has provided the results of such testing to the EAC.

3.6.2.8. The emergency modification is required and otherwise supported by the Chief State Election Official seeking to field the voting system in an impending Federal election.

3.6.3. Request for Waiver. A Manufacturer's request for waiver shall be made in writing to the Decision Authority and shall include the following elements:

3.6.3.1. A signed statement providing sufficient description, background, information, documentation, and other evidence necessary to demonstrate that the request for a waiver meets each of the eight requirements stated in Section 3.6.2 above.

3.6.3.2. A signed statement from the Chief State Election Official requiring the emergency modification. This signed statement shall identify the pending election creating the emergency situation and attest that (1) the modification is required to field the system, (2) State law (citation) requires EAC action to field the system in an election, and (3) normal timelines required under the EAC Certification Program cannot be met.

3.6.3.3. A signed statement from a VSTL stating there is insufficient time to perform necessary testing and complete the certification process. The statement shall also state what testing the VSTL has performed on the modification to date, provide the results of such tests, and state the schedule for the completion of testing.

3.6.3.4. A detailed description of the modification, the need for the modification, how it was developed, how it addresses the need for which it was designed, its impact on the voting system, and how the modification will be fielded or implemented in a timely manner consistent with the Manufacturer's quality control program.

3.6.3.5. All documentation of tests performed on the modification by the Manufacturer, a laboratory, or other third party.

3.6.3.6. A stated agreement signed by the Manufacturer's representative agreeing to take the following action:

3.6.3.6.1. Submit for testing and certification, consistent with Chapter 4 of this Manual, any voting system receiving a waiver under this section that has not already been submitted. This action shall be taken immediately.

3.6.3.6.2. Abstain from representing the modified system as EAC certified. The modified system has not been certified; rather, the originally certified system has received a waiver providing the Manufacturer a temporary exemption allowing its modification.

3.6.3.6.3. Submit a report to the EAC regarding the performance of the modified voting system within 60 days of the Federal election that served as the basis for the waiver. This report shall (at a minimum) identify and describe any (1) performance failures, (2) technical failures, (3) security failures, and/or (4) accuracy problems.

3.6.4. EAC Review. The EAC will review all waiver requests submitted in a timely manner and make determinations regarding the requests. Incomplete requests will be returned for resubmission with a written notification regarding its deficiencies.

3.6.5. Letter of Approval. If the EAC approves the modification waiver, the Decision Authority shall issue a letter granting the temporary waiver within five (5) business days of receiving a complete request.

3.6.6. Effect of Grant of Waiver. An EAC grant of waiver for an emergency modification is not an EAC certification of the modification. Waivers under this program grant Manufacturers leave to only temporarily amend previously certified systems without testing and certification for the specific election noted in the request. Without such a waiver, such action would ordinarily result in Decertification of the modified system (See Chapter 7). Systems receiving a waiver shall satisfy any State requirement that a system be nationally or federally certified. In addition—

3.6.6.1. All waivers are temporary and expire 60 days after the Federal Election for which the system was modified and the waiver granted.

3.6.6.2. Any system granted a waiver must be submitted for testing and certification. This shall be accomplished as soon as possible.

3.6.6.3. The grant of a waiver does not predispose the modified system to being granted a certification.

3.6.7. Denial of Request for Waiver. A request for waiver may be denied by the EAC if the request does not meet the requirements noted above, fails to follow the procedure established by this section, or otherwise fails to sufficiently support a conclusion that the modification at issue is needed, will function properly, and is in the public interest. A denial of a request for an emergency modification by the EAC shall be final and not subject to appeal. Manufacturers may submit for certification, consistent with Chapter 4 of this Manual, modifications for which emergency waivers were denied.

3.6.8. Publication Notice of Waiver. The EAC will post relevant information relating to the temporary grant of an emergency waiver on its website. This information will be posted upon grant of the waiver and removed upon the waiver's expiration. This posting will include information concerning the limited nature and effect of the waiver.

4. Certification Testing and Technical Review

4.1. Overview. This chapter discusses the procedural requirements for submitting a voting system to the EAC for testing and review. The testing and review process requires an application, employment of an EAC-accredited testing laboratory, and technical analysis of the laboratory test report by the EAC. The result of this process is an Initial Decision on Certification by the Decision Authority.

4.2. Policy. Generally, to receive an initial determination on an EAC certification for a voting system, a registered Manufacturer must have (1) submitted an EAC-approved application for certification, (2) had a VSTL submit an EAC-approved test plan, (3) had a VSTL test a voting system to applicable voting system standards, (4) had a VSTL submit a test report to the EAC for technical review and approval, and (5) received EAC approval of the report in an Initial Decision on Certification.

4.3. Certification Application. The first step in submitting a voting system for certification is submission of an application package. The nature of the submission will determine what information is required from the manufacturer. Manufacturers must identify the nature of their submission by selecting one of two submission types:

- **New system**. A new system is a voting system not previously certified by the EAC. The application package must contain an application form, Summative Usability Testing Report and the Test Readiness Review.

- **Modification**. A modification is a change to a system previously certified by the EAC. A modification does not include de minimis changes to the system. The application package must contain an application form, and updated Summative Usability Testing Report (if modification impacts usability).

Manufacturers **must** use the appropriate application form for submitting a voting system for testing. Any submission that is not on the EAC provided form will be rejected. In addition, a manufacturer must submit a complete certification application package and receive notification from the EAC that it is accepted prior to conducting any certification testing. Any testing occurring after the execution of a contract or agreement for certification testing (not including the Test Readiness Review) between a VSTL and a registered manufacturer is presumed to be certification testing.

4.3.1. Information on Application Form- New System. The application provides the EAC with essential information at the outset of the certification process. This information includes:

4.3.1.1. *Manufacturer Information*. Identification of the Manufacturer (name and three-letter identification code).

4.3.1.2. *Selection of Accredited Laboratory*. Selection and identification of the VSTL that will perform voting system testing and other prescribed laboratory action consistent with the requirements of this Manual. Once selected, a Manufacturer may NOT replace the selected VSTL without the express written consent of the Program Director. Such permission is granted solely at the discretion of the Program Director and only upon demonstration of good cause.

4.3.1.3. *Voting System Standards Information*. Identification of the VVSG, including the document's date and version number, to which the Manufacturer wishes to have the identified voting system tested and certified.

4.3.1.4. *Identification of the Voting System/system overview*. Manufacturers must identify the system submitted for testing by providing its name and version number. If the system submitted was previously fielded, but the Manufacturer wishes to change its name or version number after receipt of EAC certification, it must provide identification information on both the past name or names and the new, proposed name.

4.3.1.4.1. Separate identification of each device that is part of the voting system. This includes all COTS components. A keyboard, mouse, accessibility peripheral or printer connected to a programmed voting device, as well as any optical drive, hard drive or similar component installed within it, are considered components of the voting device, not separate devices.

4.3.1.5. *Voting variations*. Manufactures must identify the voting variations supported by the voting system. These variations are described in Volume 1 Section 2.1.7.2 of the 2005 VVSG.

4.3.1.6. *Languages support.* The electronic display or printed document on which the user views the ballot must be capable of rendering an image of the ballot in any of the languages required by the Voting Rights Act of 1965, as amended.

4.3.1.7. *List of accessibility capabilities*. Manufacturers must provide a detailed explanation of the accessibility capabilities present in their system

4.3.1.8. Device capacities and limits.

4.3.1.9. *Coding Standard*. Each voting system component must have a single coding convention selected for every programming language used in the voting system. This information must include:

- System Component
- Language Used
- Specified Coding Convention

- Source of Coding Convention

4.3.1.10. *Functional Diagrams.* Diagram(s) that display all components and how the components relate and interact in each configuration.

4.3.1.11. *Certification Number.* Manufacturers must provide their desired EAC certification number.

4.3.1.12. *Test Readiness Review*. Manufacturers must submit confirmation that a test readiness review has been completed by a VSTL per Section 4.5 of this manual.

4.3.1.13. *Date Submitted*. Manufacturers must note the date the application was submitted for EAC approval.

4.3.1.14. *Signature*. The Manufacturer must affix the signature of the authorized management representative.

4.3.2. Information on Application Form- Modification. If submitting an application for modification, the application must contain:

4.3.2.1. *Manufacturer Information*. Identification of the Manufacturer (name and three-letter identification code).

4.3.2.2. *Selection of Accredited Laboratory*. Selection and identification of the VSTL that will perform voting system testing and other prescribed laboratory action consistent with the requirements of this Manual. Once selected, a Manufacturer may NOT replace the selected VSTL without the express written consent of the Program Director. Such permission is granted solely at the discretion of the Program Director and only upon demonstration of good cause.

4.3.2.3. *Voting System Standards Information*. Identification of the VVSG, including the document's date and version number, to which the Manufacturer wishes to have the identified voting system tested and certified.

4.3.2.4. Manufacturers must provide a detailed overview of the modification containing:

4.3.2.4.1. Modified system components

4.3.2.4.2. Component version numbers

4.3.2.4.3. Detailed description of the change(s)

4.3.2.4.4. Listing of all TDP documents impacted by the change

4.3.2.4.5. Usability impact

4.3.2.4.6. Functional diagram(s) that display all components and how the components relate and interact in each configuration if impacted by modification.

4.3.2.5. *Certification Number.* Manufacturers must provide their desired EAC certification number.

4.3.2.6. *Date Submitted*. Manufacturers must note the date the application was submitted for EAC approval.

4.3.2.7. *Signature*. The Manufacturer must affix the signature of the authorized management representative.

4.3.3. Submission of the Application Package. Manufacturers must submit a copy of the application form described above and the required additional information. Manufacturers must submit the required information in a concise and efficient manner.

4.3.3.1. *Submission*. Applications and accompanying documentation must be submitted in Adobe PDF, Microsoft Word, or other electronic format as prescribed by the Program Director. Applications must be submitted via the VRT.

4.4. EAC Review. Upon receipt of a Manufacturer's application package, the EAC will review the submission for completeness and accuracy. The manufacturer will be notified of acceptance or rejection of the application package within five business days of the EAC's receipt of the application. If the application package is incomplete or inaccurate, the EAC will return it to the Manufacturer with instructions for resubmission. If the form submitted is acceptable, the Manufacturer will be notified and provided a unique application number.

4.5. Test Readiness Review. The Test Readiness Review (TRR) is the mechanism used by the EAC to ensure that test and evaluation resources are not committed to a voting system that is not ready for testing by a VSTL. The TRR determines if the submitted voting system and documentation are ready to enter certification testing. The TRR shall be completed by the VSTL and the subsequent Test Readiness Acknowledgement must be received by the EAC prior to the initiation of any certification testing. To assess the readiness of a voting system for certification testing, the VSTL shall review:

- **System Technical Data Package (TDP)**: The voting system technical data package shall be reviewed to ensure all elements required by the VVSG are present.
- **System Components:** The VSTL shall review the submitted voting system to ensure all components required to configure the voting system as defined in the system TDP are delivered to the VSTL and appear to be operational and in good working order. System

Component information should match the Manufacturer's application submitted to the EAC. All components submitted for testing must be equivalent to the final production model of the voting system in fit, form and function. Any component not available at the time of this review shall be delivered to the VSTL by the voting system manufacturer within 30 days of the initial TRR, or testing of the system will be halted and the EAC notified that the system is not ready for testing.

- **Preliminary Source Code Review:** The VSTL shall conduct a preliminary review of no less than 1% of the total lines of code (LOC) of every software package or product submitted for testing in order to ensure that the code is mature and does not contain any systematic non-conformities.
- **Mark Reading:** The system shall be able to read a fully filled mark if it is an optical scan system.
- **Summary of COTS components.** This summary should outline which components of the voting system are COTS products and shall be updated with each test campaign.

4.5.1. Test Readiness Notification. Upon completion of the TRR, the VSTL shall submit a signed statement to the EAC confirming that the voting system completed the TRR and the VSTL determined that the system is ready for certification testing to applicable Voluntary Voting System Guidelines.

4.5.2. Test Readiness Acknowledgement. Upon receipt of the Test Readiness Notification from the VSTL, the EAC shall issue an acknowledgement in writing stating that the VSTL and manufacturer may commence certification testing. This acknowledgement will be issued within 3 business days of receipt of the Notification. Systems not passing the Test Readiness Review will be remanded to the manufacturer for additional work as noted in the Test Readiness Notification.

4.6. Test Plan. The Manufacturer shall authorize the VSTL identified in its application to submit a test plan directly to the EAC. The test plan shall document the strategy and plan for testing each section of the applicable version of the VVSG and is to be used as a key tool to manage the test campaign and to verify that a voting system or component meets all VVSG and program defined requirements. The test plan shall be written with completeness and clarity that will allow all constituents to understand what testing will be conducted, to assess each group of VVSG requirements, and to assure the test plan will remain a living document throughout the life of the test campaign. The objective is to address each section of the VVSG in detail, and to clearly and succinctly describe the strategy and/or approach for testing each section.

4.6.1. Development. An accredited laboratory will develop test plans that use appropriate test protocols, standards, or test suites developed by the laboratory. Laboratories must use all applicable protocols, standards, or test suites issued by the EAC. Care should be taken to clearly communicate the scope and requirements of testing, the test strategies, and the

resource needs. This information identifies the purpose and boundaries of the test campaign:

- What will be tested,
- How it will be tested,
- What resources are needed for testing.

Because future events in any test campaign cannot be 100% predicted and controlled, the initial submission of the test plan is viewed as a baseline that enables periodic updates as events cause the plan to change. The VSTL is expected to update specific sections of the plan and resubmit as necessary to enable all stakeholders (Manufacturer, EAC, the public and states or jurisdictions) to understand and use the test plan. As the Target of Evaluation changes via Change Orders, component changes, or COTS products change, the test plan shall be updated since these changes may significantly impact the testing. These test plan changes might also alter the original schedule and may require an updated schedule be submitted with the revised test plan. The following are examples of instances that would likely require updating the test plan:

- Changes to the manufacturer's application for testing.
- Engineering Changes that alter the scope or function of the voting system.
- Information discovered during testing that change the strategy on how best to test the voting system.

For the test plan to be an effective, living document it needs to be clear and complete so stakeholders (VSTL project manager, VSTL testers, third party lab personnel, manufacturer, EAC, states and jurisdictions) can review the plan and understand what needs to be done to complete the project. In order to accomplish these goals the following general topics, which are further defined in the test plan outline later in the document, shall be included in the test plan.

- A detailed, comprehensive knowledge of the scope of evaluation
    - That each requirement or set of requirements is going to be evaluated for compliance
    - That all features, interfaces and characteristics of the individual devices and the system are evaluated to applicable standards
- Titles of test lab personnel who will be responsible for each aspect of the test campaign
- Detailed project schedule including what the critical path is for timely project completion

- What test methods will be used to evaluate each section of the standards (more than one test method may be used for a section)

  - What is tested in document review
  - What is tested in source code review
  - What is operationally tested
  - What is tested at a component/subsystem level
  - What is tested at a system only level

4.6.2. Required Testing. Test plans shall be developed to ensure a voting system is functional and meets all requirements of the applicable, approved voting system standards. The highest level of care and vigilance is required to ensure comprehensive test plans are created. A test plan should ensure the voting system meets all applicable standards and test results, and other factual evidence of the testing, are clearly documented. System testing must meet all of the requirements of the VVSG. Generally, full testing will be required of any voting system applying for certification, regardless of previous certification history.

4.6.2.1. *New System*. A new system shall be subject to full testing of all hardware and software according to applicable voting system standards.

4.6.2.2. *System Not Previously EAC Certified*. A system not previously certified by the EAC shall be fully tested as a new system.

4.6.2.3. *Modification*. A modification to a previously EAC-certified voting system shall be tested in a manner necessary to ensure all changes meet applicable voting system standards and the modified system (as a whole) will function properly and reliably. Any system submitted for modification shall be subject to full testing of the modifications (delta-testing) and those systems or subsystems altered or impacted by the modification (regression testing). The system will also be subject to system integration testing to ensure overall functionality. The modification will be tested to the version or versions of the VVSG currently accepted for testing and certification by the EAC. This requirement, however, does not mean that the full system must be tested to such standards. If the system has been previously certified to a VVSG version deemed acceptable by the EAC (see Section 3.2.2.2), it may retain that level of certification with only the modification being tested to the current version(s).

4.6.2.3.1. *Modification Test Plans.* Test Plans submitted for modifications to previously EAC certified voting systems should be brief and structured to minimize test plan development and review, while enabling the EAC to maintain solid control of the certification process. The test plan shall *concisely* document the strategy and plan for testing those sections of the VVSG applicable to the modification

or modifications submitted. The test plan shall be written with clarity that will allow all constituents to understand what testing will be conducted, to verify compliance to the VVSG standard, and to assure that the test plan will remain a living document throughout the life of the test campaign for the modification.
Care should be taken to clearly communicate the scope and requirements of testing, the test strategies, and the resource needs. In order to accomplish these goals the following general topics shall be included in all modification test plans.

- Complete definition of the baseline certified system.
- Detailed description of all the engineering changes and/or modifications to the certified system and why the modification was implemented.
- Cite the standard (VVSG) to which the original system was certified.
- Cite the standard (VVSG) to which the modified system is to be tested.
- Detailed description of which specific components, including version, are tested to which standard.
- An initial assessment of the impact the changes have on the current system and any previous certification.
- An initial assessment of the impact the changes have on TDP documents.
- A table or list indicating how each of the existing NOCs/RFIs will be addressed and why this plan is valid for this test campaign.
- Description of what will be tested (regression) to establish assurance that the change(s) have no adverse impact on the compliance, integrity, or the performance of the equipment.
- Description of what will be tested (regression) to establish assurance that the change(s) create no inconsistencies with the TDP and further are correctly documented and reflected in the TDP.
- A summary of the test methods that will be used to validate compliance. This summary may include existing, modified or new test methods, test cases or test sequences.
- Titles of test lab personnel who will be responsible for each aspect of the test campaign.
- Detailed project schedule including what the critical path is for timely project completion.

4.6.2.4. *EAC Identified Systems*. Previously certified systems identified for retesting by the EAC (see Section 3.4.4) shall be tested as directed by the Program Director (after consultation with technical experts as necessary).

4.6.2.5. *Certification Upgrade*. A previously certified system submitted for testing to a new voting system standard (without modification) shall be tested in a manner necessary to ensure that the system meets all requirements of the new standard. The VSTL shall create a test plan that identifies the differences between the new and old standards and, based upon the differences, fully retest all hardware and software components affected.

4.6.3. Format. Test labs shall issue test plans consistent with the format outlined in Appendix D of this document and any applicable EAC guidance.

4.6.4. EAC Approval. All test plans are subject to EAC approval. No test report will be accepted for technical review unless the test plan on which it is based has been approved by EAC's Program Director.

4.6.4.1. *Review*. All test plans must be reviewed for adequacy by the Program Director. For each submission, the Program Director will determine whether the test plan is acceptable or unacceptable. Unacceptable plans will be returned to the VSTL for further action. Acceptable plans will be approved and appropriate notifications will be made. Although Manufacturers may direct test labs to begin testing before approval of a test plan, the Manufacturer bears the full risk that the test plan (and thus any tests preformed) may be deemed unacceptable.

4.6.4.2. *Unaccepted Plans*. If a test plan is not accepted, the Program Director will return the submission to the Manufacturer's identified VSTL for additional action. Notice of unacceptability will be provided in writing to the laboratory and include a description of the deficiencies identified and steps required to remedy the test plan. A copy of this notice will also be sent to the Manufacturer. Questions concerning the notice shall be forwarded to the Program Director in writing. Plans that have not been accepted may be resubmitted for review after remedial action is taken.

4.6.4.3. *Effect of Approval*. Approval of a test plan is required before a test report may be filed. EAC approval of the Test Plan does not mean the EAC accepts responsibility that efforts described in the Test Plan will produce full and adequate testing to certify the system. The following discuss the meaning of EAC's approval of the Test Plan:

- Approval simply signifies that the tests proposed, if performed properly, appear to be sufficient to fully test the system. A final determination of the sufficiency of the testing is a global evaluation based on the test plan,

test cases, and test report reviews, as well as the EAC's Quality Monitoring Process outlined in Ch. 8 of the Program Manual.

- Approval allows the VSTL to begin test case development, testing, and test report submittal.
- A test plan is approved based on information submitted; therefore it is unknown if relevant information was omitted that would affect the testing campaign.
- The test plan is a living document and is expected to change and be updated during various phases of the testing life cycle. A final version that reflects all of the testing completed (TDP, S/W, Hardware, Software etc) should be submitted to the EAC at the completion of testing. If this final "as run" test plan does not reflect all the testing required the EAC reserves the right to request further updates to the test plan and possibly additional testing.

4.7. Testing. During testing, Manufacturers are responsible for enabling VSTLs to report any changes to a voting system, or an approved test plan, directly to the EAC. Manufacturers shall also enable VSTLs to report all test failures or anomalies directly to the EAC.

4.7.1. Changes. Any changes to a voting system, initiated as a result of the testing process, will require submission of an updated Implementation Statement, functional diagram, and System Overview document and, potentially, an updated test plan. Test plans must be updated whenever a change to a voting system requires deviation from the test plan originally approved by the EAC. Changes requiring alteration or deviation from the originally approved test plan must be submitted to the EAC (by the VSTL) for approval before the completion of testing and shall include an updated Implementation Statement, functional diagram, and System Overview, as needed. Changes not affecting the test plan shall be reported in the test report and shall include an updated Implementation Statement, functional diagram, and System Overview document, as needed.

4.7.2. Test Anomalies or Failures. Manufacturers shall enable VSTLs to notify the EAC directly and independently of any test anomalies or failures during testing. The VSTLs shall ensure all anomalies or failures are addressed and resolved before testing is completed. All test failures, anomalies and actions taken to resolve such failures and anomalies shall be documented by the VSTL in an appendix to the Test Report submitted to the EAC. These matters shall be reported in a matrix, or similar format, that identifies the failure or anomaly, the applicable voting system standards, and a description of how the failure or anomaly was resolved. Associated or similar anomalies/failures may be summarized and reported in a single entry on the report (matrix) as long as the nature and scope of the anomaly/failure is clearly identified. The manufacturer shall conduct a root cause analysis for each anomaly following the format provided by the EAC. This analysis must be

provided to the VSTL and the EAC prior to the beginning the Test Report phase of the test campaign.

4.7.3. Deficiency Criteria. The EAC has developed a number of metrics to determine if voting systems under test by a VSTL shall be removed from the EAC's Testing and Certification Program and returned to a manufacturer for further readiness review and/or QA testing. These metrics include:

- The duration of time a system is in a VSTL for testing
- Significant delays/inactivity during a test campaign
- Type or significance of deficiencies found
- Total number of deficiencies, excluding source code coding convention deficiencies
- Defect Density Ratio
- A maximum number of errors in each of four categories, as defined later on in this section

Note: A deficiency, for the purposes of this document, is considered a non-conformity to the voting standard to which the voting system is being certified.

Voting systems shall be returned to a manufacturer for further readiness review and/or QA testing if any of the following conditions occur:

- Testing continues for more than 18 months without a test report being issued;
- Inactivity as a result of a manufacturer's decision or lack of action, which hinders the reasonable progression of the test campaign, that exceeds 90 calendar days;
- A significant deficiency caused by one or more major architectural flaws, requiring significant redesign to adequately eliminate the deficiency;
    - Two factors shall be considered in determining the significance of a deficiency:
        - The consequences of the deficiency to proper voting system function.
        - The extent of redesign necessary to fully remedy the deficiency. A full remedy goes beyond a superficial response to the symptoms, which leaves an underlying architectural flaw unaddressed, creating the potential for other manifestations of the deficiency to re-occur. A full remedy addresses the root cause of the deficiency and removes the cause of the problem that created the deficiency.
- The occurrence of 250 or more unique deficiencies, excluding coding convention deficiencies;
- Software defect density ratio (errors per 1000 lines of code) of
    - > 2.00 for voting systems of less than 250,000 lines of code

- > 1.75 for voting systems between 250,000 and 500,000 lines of code
- > 1.50 for voting systems of more than 500,000 lines of code;

Additionally, the following four categories of deficiencies shall also be used to determine when to return a voting system to a manufacturer:

- **Category 1 (Fatal Deficiency)**: A logic defect responsible for the incorrect recording, tabulation, or reporting of a vote.
  - Voting systems shall be returned to a manufacturer if one or more unique fatal deficiencies are discovered during one test campaign.[1]
- **Category 2 (Severe Deficiency)**: A deficiency that causes program execution to abort or causes a program not to perform properly or to produce unreliable results.
  - Voting systems shall be returned to a manufacturer if 10 or more unique severe deficiencies are discovered during one test campaign.
- **Category 3 (Significant Deficiency)**: A deficiency that is not a Category 1 or Category 2 deficiency.
  - Voting systems shall be returned to a manufacturer if 200 or more unique significant deficiencies are discovered during one test campaign.
- **Category 4 (Insignificant Deficiency)**: A minor deficiency, (including a source code coding convention deficiency, e.g. naming convention, control construct, coding or comment convention deficiency), a documentation deficiency, or a deficiency caused by a typographical error, and is not a Category 1, 2, or 3 deficiency.
  - Category 4 deficiencies are unlimited.

Two or more instances of a deficiency are considered to be the same unique deficiency if: 1) the outputs of each instance are identical; and 2) the same, specific remedy cures all instances of the deficiency. If a second deficiency is discovered that results in the same output as the first deficiency, but requires a different remedy to cure it, it shall be considered a second unique deficiency. Two similar deficiencies that require a modification within different areas of the source code to remedy the deficiency are to be considered separate and unique deficiencies.

[1] Note that for some requirements, for example the accuracy requirements, some errors are allowed, so long as they remain below a specified threshold. A voting system that had errors under the specified threshold would not be judged deficient because the system meets the requirements of the voting system standard.

Note: The above categories of deficiencies describe conditions under which the voting system is returned to a manufacturer for further readiness review and/or QA testing. However, even if the thresholds for return to a manufacturer are not met, **all deficiencies** shall be corrected for a certificate to be issued.

The VSTL shall make the initial assignment for each deficiency into one of the four categories described above. The VSTL shall ensure that each deficiency is described and documented accurately in order to ensure the correct categorization of each deficiency. The EAC shall review the determinations of the VSTL and make the final determinations as to the categorization of deficiencies.

When a voting system is returned to a manufacturer for reasons described in this section, the manufacturer shall perform a thorough QA analysis to determine the reason for the deficiencies (root cause analysis). In addition, the manufacturer shall review its quality process and perform an analysis of how the identified deficiencies passed through its quality system. The manufacturer shall perform an extensive quality review to determine the extent of the QA issues and shall document the appropriate measures that are implemented to ensure that similar deficiencies do not occur again. Specifically, the manufacturer shall detail the specific changes made to its quality process and then the voting system to remedy the failures in the design and the quality process. All such documentation shall be submitted to the EAC for review. The manufacturer may re-apply for certification only after the EAC makes the determination that the QA analysis/review and the measures put in place, in both the quality system and the voting system design, are deemed adequate.

4.8. Test Report. Manufacturers shall enable VSTLs to submit test reports directly to the EAC. The VSTL shall submit test reports only if the voting system has been tested and all tests identified in the test plan have been successfully performed.

4.8.1. Submission. The test reports shall be submitted to the Program Director. The Program Director shall review the submission for completeness. Any reports showing incomplete or unsuccessful testing will be returned to the test laboratory for action and resubmission. Notice of this action will be provided to the Manufacturer. Test reports shall be submitted in Adobe PDF, Microsoft Word, or other electronic formats as prescribed by the Program Director. Information on how to submit reports will be posted on the EAC's website: www.eac.gov.

4.8.2. Format. Manufacturers shall ensure VSTLs submit reports consistent with the requirements in the VVSG and in the format outlined in Appendix E of this Manual. All information provided in the Test Report shall be provided in a clear, complete and unambiguous manner, so that a wide range of readers and users of the document will be able to understand the evaluation supporting a system's certification. In addition, the Test Report

must show that all mandatory (shall) requirements in the standard have been tested and successfully completed by the voting system as a prerequisite to certification.

4.8.3. Technical Review. A technical review of the test report, technical documents, and test plan will be conducted by EAC technical experts. The EAC may require the submission of additional information from the VSTL or Manufacturer if deemed necessary to complete the review. These experts will submit a report outlining their findings to the Program Director. The report will provide an assessment of the completeness, appropriateness, and adequacy of the VSTL's testing as documented in the test report.

4.8.4. Program Director's Recommendation. The Program Director shall review the report and take one of the following actions:

4.8.4.1. Recommend certification of the voting system consistent with the reviewed test report and forward it to the Decision Authority for action (Initial Decision); OR

4.8.4.2. Refer the matter back to the technical reviewers for additional, specified action and resubmission.

4.9. Initial Decision on Certification. Upon receipt of the report and recommendation of the Program Director, the Decision Authority shall issue an Initial Decision on Certification. The decision shall be forwarded to the Manufacturer consistent with the requirements of this Manual.

4.9.1. An Initial Decision granting certification shall be processed consistent with Chapter 5 of this Manual.

4.9.2. An Initial Decision denying certification shall be processed consistent with Chapter 6 of this Manual.

5. Grant of Certification

5.1. Overview. The grant of certification is the formal process through which the EAC acknowledges that a voting system has successfully completed conformance testing to an appropriate set of standards or guidelines. The grant of certification begins with the Initial Decision of the Decision Authority. This decision becomes final after the Manufacturer confirms that the final version of the software that was certified, and which the Manufacturer will deliver with the certified system, has been subject to a trusted build (see Section 5.6), placed in an EAC-approved repository (see Section 5.7), and can be verified using the Manufacturer's system identification tools (see Section 5.8). After a certification is issued, the Manufacturer is provided a Certificate of Conformance and relevant information about the system is added to the EAC's website. Manufacturers with certified voting systems are responsible for ensuring that each system it produces is properly labeled as certified.

5.2. Applicability of This Chapter. This chapter applies when the Decision Authority makes an Initial Decision to grant a certification to a voting system based on the materials and recommendation provided by the Program Director.

5.3. Initial Decision. The Decision Authority shall make a written decision on all voting systems submitted for certification and issue the decision to a Manufacturer. When such decisions result in a grant of certification, the decision shall be considered preliminary and referred to as an *Initial Decision* pending required action by the Manufacturer. The Initial Decision shall:

5.3.1. State the preliminary determination reached (granting certification).

5.3.2. Inform the Manufacturer of the steps that must be taken to make the determination final and receive a certification. This action shall include providing the Manufacturer with specific instructions, guidance, and procedures for confirming and documenting that the final certified version of the software meets the requirements for:

5.3.2.1. Performing and documenting a trusted build pursuant to Section 5.6 of this chapter.

5.3.2.2. Depositing software in an approved repository pursuant to Section 5.7 of this chapter.

5.3.2.3. Creating and making available system verification tools pursuant to Section 5.8 of this chapter.

5.3.3. Certification is not final until the Manufacturer accepts the certification and all conditions placed on the certification.

5.4. Pre-Certification Requirements. Before an Initial Decision becomes final and a certification is issued, Manufacturers must ensure certain steps are taken. They must confirm that the final version of the software that was certified and which the Manufacturer will deliver with the certified system has been subject to a trusted build (see Section 5.6), has been delivered for deposit in an EAC-approved repository (see Section 5.7), and can be verified using Manufacturer-developed identification tools (see Section 5.8). The Manufacturer must provide the EAC documentation demonstrating compliance with these requirements.

5.5. Trusted Build. A software build (also referred to as a compilation) is the process whereby source code is converted to machine-readable binary instructions (executable code) for the computer. A "trusted build" (or trusted compilation) is a build performed with adequate security measures implemented to give confidence that the executable code is a verifiable and faithful representation of the source code. The primary function of a trusted build is to create a chain of evidence which allows stakeholders to have an approved model to use for verification of a voting system. Specifically, the build will:

5.5.1. Demonstrate that the software was built as described in the TDP.

5.5.2. Show that the tested and approved source code was actually used to build the executable code used on the system.

5.5.3. Demonstrate that no elements other than those included in the TDP were introduced in the software build. The vendor or source from which each COTS product was procured must be included in the TDP.

5.5.4. Document for future reference the configuration of the system certified.

5.5.5. Demonstrate that all COTS products are unmodified by requiring the VSTL to independently obtain all COTS products from an outside source.

5.6. Trusted Build Procedure. A trusted build is a three-step process: (1) the build environment is constructed, (2) the executable code and installation disks are created, and (3) the VSTL verifies that the trusted build was created and functions properly. The process may be simplified for a modification to a previously certified system. In each step, a minimum of two witnesses from different organizations are required to participate. These participants must include a VSTL representative and a manufacturer representative. Before creating the trusted build, the VSTL must complete the source code review of the software delivered from the manufacturer for compliance with the VVSG and must produce and record file signatures of all source code modules. Hashes shall use a current FIPS 140-2 level 1 or higher validated cryptographic module. After the trusted build is completed, there shall be no other "final" build. As the final step, the trusted build must be submitted to the EAC on two separate forms of media.

5.6.1. Constructing the Build Environment. The VSTL shall construct the build environment in an isolated environment controlled by the VSTL, as follows:

5.6.1.1. The device that will hold the build environment shall be completely erased, in accordance with Department of Defense or NIST approved methods. The VSTL shall ensure a complete erasure of the device.

5.6.1.2. The VSTL, with manufacturer observation, shall construct the build environment.

5.6.1.3. After construction of the build environment, the VSTL shall produce and record a file signature of the build environment.

5.6.1.4. A clone of the build environment computer's main storage media shall be created. File signatures shall be taken by the VSTL for verification purposes.

5.6.2. Creating the Executable Code and Installation Disks. After successful source code review the VSTL shall:

5.6.2.1. Check the file signatures of the source code modules and build environment to ensure they are unchanged from their original form.

5.6.2.2. Load the source code onto the build environment and produce and record the file signature of the resulting combination.

5.6.2.3. Produce the executable code, and produce and record file signatures of the executable code. A clone of the computer's main storage on which the executable code was created shall be created, with the file signatures verified by the VSTL.

5.6.2.4. The VSTL shall create installation disk(s) from the executable code, and produce and record file signatures of the installation disk(s).

5.6.3. Verification of the Created Media. Upon completion of all the tasks outlined above, the VSTL shall perform the following tasks:

5.6.3.1. Install the executable code onto the system submitted for testing and certification before the completion of system testing.

5.6.3.2. Produce and record file signatures of each voting system file resident on each device.

5.6.3.3. Verify that all media to be included in the Trusted Build and submitted to the EAC functions properly.

5.6.4. Trusted Build for Modifications. The process of building new executable code when a previously certified system has been modified can be somewhat simplified, if the build environment of the modification's original certification can be obtained.

5.6.4.1. The build environment used in the original certification is removed from storage and its file signature verified.

5.6.4.2. After source code review, the modified files are placed onto the verified build environment and new executable files are produced.

5.6.4.3. If the original build environment is unavailable or its file signatures cannot be verified against those recorded from the original certification, then the full process of creating the build environment must be performed. Further source code review may be required to validate that files are unmodified from the originally certified versions.

5.7. Depositing Software in the EAC Repository. After EAC certification has been granted, the VSTL's project manager, or an appropriate designee of the project manager, shall deliver for deposit the following elements into the EAC repository:

5.7.1. Description of items located on the deposit media, including a description of items to be deposited. This description should include:

5.7.1.1. Deposit size (physical and logical).
5.7.1.2. Utilities or third-party applications used to create the deposit such as OS utilities or third party software.
5.7.1.3. Encryption information, required passwords and/or crypto-keys or software programs required to access the deposited materials.

5.7.2. Source code used for the trusted build and its file signatures.

5.7.3. List identifying all known dependencies between components.

5.7.4. The final TDP of the voting system submitted for testing including all product bills of material, assembly drawings and schematics for the version being certified.

5.7.5. Build environment setup and configuration, including configuration settings for all compilers and third party components and whether the build process requires source code to be loaded to a specific location.

5.7.6. Build control files and/or scripts that control the build process.

5.7.7. Executable code produced by the trusted build and the file signatures of all files produced.

5.7.8. A detailed description of the Build Environment.

5.7.9. Installation device(s) and the file signatures of the installation devices.

5.7.10. Build instructions describing how to compile the escrow deposit and build executable code. (Include hardware descriptions and OS system requirements, particularly any custom settings required.

5.7.11. Names of all required applications necessary to compile and build executable code, objects, dynamic libraries, etc.

5.7.12. A working copy of the certified version of the EMS for the voting system.

5.7.13. The computer on which the trusted build was created shall have its hard disk drive, or other applicable storage media that contained the trusted build, removed and submitted to the EAC.

5.7.14. The Manufacturer must provide hashes to the EAC.

5.8. System Identification Tools. The Manufacturer shall provide tools through which a fielded voting system may be identified and demonstrated to be unmodified from the system that was certified. The purpose of this requirement is to make such tools available to Federal, State, and local officials to identify and verify that the equipment used in elections is unmodified from its certified version. Manufacturers may develop and provide these tools as they deem appropriate or as required by the EAC. The tools, however, must provide the means to identify and verify hardware and software. The EAC may review the system identification tools developed by the Manufacturer to ensure compliance. VSTLs shall test system identification tools during the test campaign to make sure they function properly and as intended. System identification tools include the following examples:

5.8.1. Hardware is commonly identified by a model number and revision number on the unit, its printed wiring boards (PWBs), and major subunits. Typically, hardware is verified as unmodified by providing detailed photographs of the PWBs and internal construction of the unit. These images may be used to compare to the unit being verified.

5.8.2. Software operating on a host computer will typically be verified by providing a self-booting compact disk (CD) or similar device that verifies the file signatures of the voting system application files **and** the signatures of all nonvolatile files the application files access during their operation. Note that the creation of such a CD requires having a file map of all nonvolatile files used by the voting system. Such a tool must be provided for verification using the file signatures of the original executable files provided for testing. If during the certification process modifications are made and new executable files created, then the tool must be updated to reflect the file signatures of the final files to be distributed for use. For

software operating on devices in which a self-booting CD or similar device cannot be used, a procedure must be provided to allow identification and verification of the software that is being used on the device.

5.9. Documentation. Manufacturers shall provide documentation to the Program Director verifying the trusted build has been performed, software has been deposited in an approved repository, and system identification tools are available to election officials. The Manufacturer shall submit a letter, signed by both its management representative and a VSTL official, stating (under penalty of law) that it has (1) performed a trusted build consistent with the requirements of Section 5.6 of this Manual, (2) deposited software consistent with Section 5.7 of this Manual, and (3) created and made available system identification tools consistent with Section 5.8 of this Manual. This letter shall also include (as attachments) a copy and description of the system identification tool developed under Section 5.8 above.

5.10. Agency Decision. Upon receipt of documentation demonstrating the successful completion of the requirements above and recommendation of the Program Director, the Decision Authority will issue an Agency Decision granting certification and providing the Manufacturer with a certification number and Certificate of Conformance.

5.11. Certification Document. A Certificate of Conformance will be provided to Manufacturers for voting systems that have successfully met the standard of the EAC Certification Program. The document will serve as the Manufacturer's evidence that a particular system is certified to a particular set of voting system standards. The EAC certification and certificate apply only to the specific voting system configuration(s) identified, submitted and evaluated under the Certification Program. Any modification to the system not authorized by the EAC will void the certificate. The certificate will include the product (voting system) name, the specific model or version of the product tested, the name of the VSTL that conducted the testing, identification of the standards to which the system was tested, the EAC certification number for the product, and the signature of the EAC Executive Director. The certificate will also identify each of the various configurations of the voting system's components that may be represented as certified.

5.12. Certification Number and Version Control. Each system certified by the EAC will receive a certification number unique to the system which will remain with the system until such time as the system is decertified, sufficiently modified, or tested and certified to newer standards. Generally, when a previously certified system is issued a new certification number, the Manufacturer will be required to change the system's name or version number.

5.12.1. <u>New Voting Systems and Those Not Previously Certified by the EAC</u>. All systems receiving their first certification from the EAC will receive a new certification number. Manufacturers must provide the EAC with the voting system's name and version number during the application process (Chapter 4). Systems previously certified by another body may retain the previous system name and version number unless the system was modified

before its submission to the EAC. Such modified systems must be submitted with a new naming convention (i.e., a new version number).

5.12.2. Modifications. Voting systems previously certified by the EAC and submitted for certification of a modification will generally receive a new voting system certification number. Such modified systems must be submitted with a new naming convention. In rare instances, the EAC may authorize retention of the same certification and naming convention when the modification is so minor that is does not represent a substantive change to the voting system. A request for such authorization must be made and approved by the EAC during the application phase of the program.

5.12.3. Certification Upgrade. Voting systems previously certified and submitted (without modification) for testing to a new version of the VVSG will receive a new certification number. In such cases, however, the Manufacturer will not be required to change the system name or version number.

5.12.4. De Minimis Change. Voting systems previously certified and implementing an approved De Minimis Change Order (per Chapter 3) will not be issued a new certification number and are not required to implement a new naming convention.

5.13. Publication of EAC Certification. The EAC will publish and maintain on its website a list of all certified voting systems, including copies of all Certificates of Conformance, supporting test reports, and voting system and Manufacturer information. Such information will be posted immediately following the Manufacturer's receipt of the EAC Final Decision and Certificate of Conformance.

5.14. Representation of EAC Certification. Manufacturers may not represent or imply a voting system is EAC certified unless it has received a Certificate of Conformance for the system. Statements regarding EAC certification in brochures, on websites, on displays, and in advertising/sales literature must be made solely in reference to specific systems. Any action by a Manufacturer to suggest EAC endorsement of its product or organization is strictly prohibited and may result in a Manufacturer's suspension or other action pursuant to Federal civil and criminal law. Manufacturers must provide a copy of the Certificate and Scope of Certification document (found at www.eac.gov) to any jurisdiction purchasing an EAC certified system.

5.15. Mark of Certification Requirement. Manufacturers shall post a Mark of Certification (Mark) on all EAC-certified voting systems produced. This mark or label must be securely attached to the system before sale, lease, or release to third parties. A mark of certification shall be made using an EAC-mandated template. These templates identify the version of the VVSG or VSS to which the system is certified. Use of this template shall be mandatory and the EAC will provide the Mark as a template in .jpg, .eps, .pdf, and .tif formats. Manufacturers who need access to the Mark pursuant to labeling an EAC certified voting system should send

a formal request, via email or letter, to the Director. The request must include the specific voting system and version number(s), indication of where the Mark will be displayed on the voting system, and specification of the format in which the Mark will be reproduced. The EAC Mark must be displayed as follows:

5.15.1. The Manufacturer may use only the Mark of Certification that accurately reflects the certification held by the voting system as a whole. The certification of individual components or modifications shall not be independently represented by a Mark of Certification. In the event a system has components or modifications tested to various (later) versions of the VVSG, the system shall bear only the Mark of Certification of the standard to which the system (as a whole) was tested and certified (i.e. the lesser standard). Ultimately, a voting system shall only display the Mark of Certification of the oldest or least rigorous standard to which any of its components are certified.

5.15.2. The Mark shall be placed on the outside of a unit of voting equipment in a place readily visible to election officials. The Mark need not be affixed to each of the voting system's components. The Mark shall be affixed to either (1) each unit that is used to cast ballots or (2) each unit that is used to tabulate ballots.

5.15.3. All labels bearing the EAC Mark of Certification shall be designed and applied to voting equipment so that the labels will remain in place and be clear and legible during the customary conditions of distribution, storage, voting and routine testing and maintenance. The materials used for the label, printing and adhesives shall be reasonably expected to last the normal and projected lifespan of the voting system. If using an adhesive type label for the Mark of Certification, the label stock material shall be such that the label cannot be removed intact and reapplied. The label shall also be designed to resist the effects of cleaning agents specified by the manufacturer. The Mark of Certification shall remain clear and legible after the use of any recommended cleaning agents as specified by the manufacturer and adhesive labels, if used, shall not have become loose or curled at the edges.

5.15.4. If the EAC determines a voting system is not in compliance with the VVSG, and the system has already been sold or otherwise distributed bearing the Mark of Certification, the EAC shall provide written notice to the Manufacturer. If the Manufacturer fails to take corrective action within 15 days of receipt of such notice, the EAC shall have the right to announce publicly that the voting system may no longer comply with its original certification, and may choose to initiate decertification actions as outlined in Chapter 7 of the *Manual*, and/or suspension of Manufacturer Registration as outlined in Section 2.6 of the *Manual*. Corrective action may include modification of the voting system to bring it into compliance with the VVSG, or removal of the Mark of Certification from the product.

5.16. Information to Election Officials Purchasing Voting Systems. The user's manual or instruction manual for a certified voting system shall warn purchasers that any changes or

modifications to the system not tested and certified by the EAC will void the EAC certification of the voting system. In cases in which the manual is only provided in a form other than paper, such as on a CD or via the Internet, the information required in this section may be included in this alternative format provided the election official can reasonably be expected to have the capability to access information in that format.

6. Denial of Certification

6.1. Overview. When the Decision Authority issues an Initial Decision denying certification, the Manufacturer has certain rights and responsibilities. The Manufacturer may request an opportunity to cure the defects identified by the Decision Authority. In addition, the Manufacturer may request that the Decision Authority reconsider the Initial Decision after the Manufacturer has had the opportunity to review the record and submit supporting written materials, data, and the rationale for its position. Finally, in the event reconsideration is denied, the Manufacturer may appeal the decision to the Appeal Authority.

6.2. Applicability of This Chapter. This chapter applies when the Decision Authority makes an Initial Decision to deny an application for voting system certification based on the materials and recommendation provided by the Program Director.

6.3. Form of Decisions. All agency determinations shall be made in writing. All materials and recommendations reviewed, or used by agency decision makers in making an official determination, shall be in written form.

6.4. Effect of Denial of Certification. Upon receipt of the agency's decision denying certification—or in the event of an appeal, subject to the decision on appeal—the Manufacturer's application for certification shall be denied. Such systems will not be reviewed again by the EAC for certification unless the Manufacturer alters the system, retests it, and submits a new application for system certification.

6.5. The Record. The Program Director shall maintain all documents related to a denial of certification. Such documents shall constitute the procedural and substantive record of the decision making process. Records may include the following:

6.5.1. The Program Director's report and recommendation to the Decision Authority.

6.5.2. The Decision Authority's Initial Decision and Final Decision.

6.5.3. Any materials gathered by the Decision Authority that serve as a basis for a certification determination.

6.5.4. All relevant and allowable materials submitted by the Manufacturer upon request for reconsideration or appeal.

6.5.5. All correspondence between the EAC and a Manufacturer after the issuance of an Initial Decision denying certification.

6.6. Initial Decision. The Decision Authority shall make and issue a written decision for voting systems submitted for certification. When such decisions result in a denial of certification, the

decision shall be considered preliminary and referred to as an *Initial Decision*. Initial Decisions shall be in writing and contain (1) the Decision Authority's basis and explanation for the decision and (2) notice of the Manufacturer's rights in the denial of certification process.

6.6.1. Basis and Explanation. The Initial Decision of the Decision Authority shall accomplish:

6.6.1.1. Clearly state the agency's decision on certification.

6.6.1.2. Explain the basis for the decision, including:

6.6.1.2.1. The relevant facts.

6.6.1.2.2. The applicable EAC voting system standard.

6.6.1.2.3. The relevant analysis in the Program Director's recommendation.

6.6.1.2.4. The reasoning behind the decision.

6.6.1.3. State the actions the Manufacturer must take, if any, to cure all defects in the voting system and obtain a certification.

6.6.2. Manufacturer's Rights. The written Initial Decision must also inform the Manufacturer of its procedural rights under the program, including the following:

6.6.2.1. Right to request reconsideration. The Manufacturer shall be informed of its right to request a timely reconsideration (see Section 6.9). Such request must be made within 10 calendar days of the Manufacturer's receipt of the Initial Decision.

6.6.2.2. Right to request a copy or otherwise have access to the information that served as the basis of the Initial Decision (the record).

6.6.2.3. Right to cure system defects prior to Final Decision (see Section 6.8). A Manufacturer may request an opportunity to cure within 10 calendar days of its receipt of the Initial Decision.

6.7. No Manufacturer Action on Initial Decision. If a Manufacturer takes no action (by either failing to request an opportunity to cure or request reconsideration) within 10 calendar days of its receipt of the Initial Decision, the Initial Decision shall become the agency's Final Decision on certification. In such cases, the Manufacturer is determined to have foregone its right to reconsideration, cure, and appeal. The certification application shall be considered denied.

6.8. Opportunity to Cure. Within 10 calendar days of receiving the EAC's Initial Decision on certification, a Manufacturer may request an opportunity to cure the defects identified in the

EAC's Initial Decision. If the request is approved, a compliance plan must be created, approved, and followed. If this cure process is successfully completed, a voting system denied certification in an Initial Decision may receive a certification without resubmission.

6.8.1. Manufacturer's Request to Cure. The Manufacturer must request to cure in writing to the Program Director within 10 calendar days of receipt of an Initial Decision.

6.8.2. EAC Action on Request. The Decision Authority will review the request and notify the manufacturer in writing if the request to cure is approved or denied. The Decision Authority will deny a request to cure only if the proposed plan to cure is inadequate or does not present a viable way to remedy the identified defects. If the Manufacturer's request to cure is denied, it shall have 10 calendar days from the date it received such notice to request reconsideration of the Initial Decision pursuant to Section 6.6.2.

6.8.3. Manufacturer's Compliance Plan. Upon approval of the Manufacturer's request for an opportunity to cure, the manufacturer shall submit a compliance plan to the Decision Authority for approval. This compliance plan must set forth steps to be taken to cure all identified defects. It shall include the proposed changes to the system, updated technical information (as required by Section 4.3.2), and a new test plan created and submitted directly to the EAC by the VSTL (testing the system consistent with Section 4.4.2.3). The plan shall also provide for the testing of the amended system and submission of a test report by the VSTL to the EAC for approval. It should provide an estimated date for receipt of this test report and include a schedule of periodic VSTL progress reports to the Program Director.

6.8.4. EAC Action on the Compliance Plan. The Decision Authority must review and approve the compliance plan. The Decision Authority may require the Manufacturer to provide additional information and modify the plan as required. If the Manufacturer is unable or unwilling to provide a compliance plan acceptable to the Decision Authority, the Decision Authority shall provide written notice terminating the cure process. The Manufacturer shall have 10 calendar days from the date it receives such notice to request reconsideration of the Initial Decision pursuant to Section 6.6.2.

6.8.5. Compliance Plan Test Report. The VSTL shall submit the test report created pursuant to its EAC-approved compliance plan. The EAC shall review the test report, along with the original test report and other materials originally provided. The report will be technically reviewed by the EAC consistent with the procedures laid out in Chapter 4 of this Manual.

6.8.6. EAC Decision on the System. After receipt of the test plan, the Decision Authority shall issue a decision on a voting system amended pursuant to an approved compliance plan. This decision shall be issued in the same manner and with the same process and rights as an Initial Decision on Certification.

6.9. Requests for Reconsideration. Manufacturers may request reconsideration of an Initial Decision.

6.9.1. Submission of Request. A request for reconsideration must be made within 10 calendar days of the Manufacturer's receipt of an Initial Decision. The request shall be made and sent to the Decision Authority.

6.9.2. Acknowledgment of Request. The Decision Authority shall acknowledge receipt of the Manufacturer's request for reconsideration. This acknowledgment shall either enclose all information that served as the basis for the Initial Decision (the record) or provide a date by which the record will be forwarded to the Manufacturer.

6.9.3. Manufacturer's Submission. Within 30 calendar days of receipt of the record, a Manufacturer may submit written materials in support of its position, including the following:

6.9.3.1. A written argument responding to the conclusions in the Initial Decision.

6.9.3.2. Documentary evidence relevant to the issues raised in the Initial Decision.

6.9.4. Decision Authority's Review of Request. The Decision Authority shall review and consider all relevant submissions of the Manufacturer. In making a decision on reconsideration, the Decision Authority shall also consider all documents that make up the record and any other documentary information he or she determines relevant.

6.10. Agency Final Decision. The Decision Authority shall issue a written Final Decision after review of the Manufacturer's request for reconsideration. This Decision shall be the decision of the agency and shall include:

6.10.1. The agency's determination on the application for certification.

6.10.2. The issues raised by the Manufacturer in its request for reconsideration.

6.10.3. All facts, evidence, and EAC voting system standards that serve as the basis for the decision.

6.10.4. The reasoning behind the determination.

6.10.5. Any additional documentary information identified and provided as an attachment that serves as a basis for the decision and was not part of the Manufacturer's submission or the prior record.

6.10.6. The Manufacturer notice of its right to appeal.

6.11. Appeal of Agency Final Decision. A Manufacturer may, upon receipt of a Final Decision denying certification, issue a request for appeal.

6.11.1. Requesting Appeal. A Manufacturer may appeal a final decision of the agency by issuing a written request for appeal.

6.11.1.1. *Submission*. Requests must be submitted in writing to the Program Director, addressed to Chair of the U.S. Election Assistance Commission.

6.11.1.2. *Timing of Appeal*. The Manufacturer may request an appeal within 20 calendar days of receipt of the Agency Final Decision. Late requests will not be considered.

6.11.1.3. *Contents of Request*.

6.11.1.3.1. The request must clearly state the specific conclusions of the Final Decision it wishes to appeal.

6.11.1.3.2. The request may include additional written argument.

6.11.1.3.3. The request may not reference or include any factual material not in the record.

6.11.2. Consideration of Appeal. All timely appeals will be considered by the Appeal Authority.

6.11.2.1. The Appeal Authority shall be two or more EAC Commissioners or other individuals appointed by the Commissioners who have not previously served as the initial or reconsideration authority on the matter.

6.11.2.2. All decisions on appeal shall be based on the record.

6.11.2.3. The determination of the Decision Authority shall be given deference by the Appeal Authority. Although it is unlikely that the scientific certification process will produce factual disputes, in such cases, the burden of proof shall belong to the Manufacturer, to demonstrate by clear and convincing evidence, that its voting system met all substantive and procedural requirements for certification. In other words, the determination of the Decision Authority will be overturned only when the Appeal Authority finds the ultimate facts in controversy highly probable.

6.12. Decision on Appeal. The Appeal Authority shall make a written, final Decision on Appeal and shall provide it to the Manufacturer.

6.12.1. Contents. The following are required to be contained in the Decision on Appeal:

6.12.1.1. The final determination of the agency.

6.12.1.2. The matters raised by the Manufacturer on appeal.

6.12.1.3. The reasoning behind the decisions.

6.12.1.4. Statement that the Decision on Appeal is final.

6.12.2. Determinations. The Appeal Authority may make one of two determinations.

6.12.2.1. *Grant of Appeal.* If the Appeal Authority determines that the conclusions of the Decision Authority shall be overturned in full, the appeal shall be granted. In such cases, certification will be approved subject to the requirements of Chapter 5.

6.12.2.2. *Denial of Appeal.* If the Appeal Authority determines that any part of the Decision Authority's determination shall be upheld, the appeal shall be denied. In such cases, the application for appeal is denied.

6.12.3. Effect. All Decisions on Appeal shall be final and binding on the Manufacturer. No additional appeal shall be granted.

7. Decertification

7.1. Overview. Decertification is the process by which the EAC revokes a certification previously granted to a voting system. It is an important part of the Certification Program because it serves to ensure the standards of the program are followed and certified voting systems fielded for use in Federal elections maintain the same level of quality as those presented for testing. Decertification is a serious matter. Its use will significantly affect Manufacturers, State and local governments, the public, and the administration of elections. As such, the process for Decertification is complex. It is initiated when the EAC receives information that a voting system may not be in compliance with the Voluntary Voting System Guidelines or the procedural requirements of this Manual. Upon receipt of this information, the Program Director may initiate an Informal Inquiry to determine the credibility of the information. If the information is credible and suggests the system is non-compliant, a Formal Investigation will be initiated. If the results of the Formal Investigation demonstrate non-compliance, the Manufacturer will be provided a Notice of Non-Compliance. Before a final decision on Decertification is made, the Manufacturer will have the opportunity to remedy any defects identified in the voting system and present information for consideration by the Decertification Authority. A Decertification of a voting system may be appealed in a timely manner.

7.2. Decertification Policy. Voting systems certified by the EAC are subject to Decertification. Systems shall be decertified if (1) they are shown not to meet applicable Voluntary Voting System Guidelines standards, (2) they have been modified or changed without following the requirements of this Manual, or (3) the Manufacturer has otherwise failed to follow the procedures outlined in this Manual and the quality, configuration, or compliance of the system is in question. Systems will be decertified only after completion of the process outlined in this chapter.

7.3. Informal inquiry. An Informal Inquiry is the first step taken when information is presented to the EAC that suggests a voting system may not be in compliance with the Voluntary Voting System Guidelines standards or the procedural requirements of this Manual.

7.3.1. Informal Inquiry Authority. The authority to conduct an Informal Inquiry shall rest with the Program Director.

7.3.2. Purpose. The sole purpose of the Informal Inquiry is to determine whether a Formal Investigation is warranted. The outcome of an Informal Inquiry is limited to a decision on referral for investigation.

7.3.3. Procedure. Informal Inquiries do not follow a formal process.

7.3.3.1. *Initiation*. Informal Inquiries are initiated at the discretion of the Program Director. They may be initiated any time the Program Director receives

attributable, relevant information that suggests a certified voting system may require Decertification. The information shall come from a source that has directly observed or witnessed the reported occurrence. Such information may be a product of the Certification Quality Monitoring Program (see Chapter 8). Information may also come from State and local election officials, voters or others who have used or tested a given voting system. The Program Director may notify a Manufacturer that an Informal Inquiry has been initiated, but such notification is not required. Initiation of an inquiry shall be documented through the creation of a Memorandum for the Record.

7.3.3.2. *Inquiry*. The Informal Inquiry process is limited to inquiries necessary to determine whether a Formal Investigation is required. In other words, the Program Director shall conduct such inquiry necessary to determine (1) the accuracy of the information obtained; and (2) if the information, if true, would serve as a basis for Decertification. The nature and extent of the inquiry process will vary depending on the source of the information. For example, an Informal Inquiry initiated as a result of action taken under the Certification Quality Monitoring Program will often require the Program Director merely to read the report issued as a result of the Quality Monitoring action. On the other hand, information provided by election officials or by voters who have used a voting system may require the Program Director (or assigned technical experts) to perform an in-person inspection or make inquiries of the Manufacturer.

7.3.3.3. *Conclusion*. An Informal Inquiry shall be concluded after the Program Director determines the accuracy of the information that initiated the inquiry and whether that information, if true, would warrant Decertification. The Program Director may make only two conclusions: (1) refer the matter for a Formal Investigation or (2) close the matter without additional action or referral.

7.3.4. Closing the Matter without Referral. If the Program Director determines, after Informal Inquiry, a matter does not require a Formal Investigation, the Program Director shall close the inquiry by filing a Memorandum for the Record. This document shall state the focus of the inquiry, the findings of the inquiry and the reasons a Formal Investigation was not warranted.

7.3.5. Referral. If the Program Director determines, after Informal Inquiry, a matter requires a Formal Investigation, the Program Director shall refer the matter in writing to the Decision Authority. In preparing this referral, the Program Director:

7.3.5.1. State the facts that served as the basis for the referral.

7.3.5.2. State the findings of the Program Director.

7.3.5.3. Attach all documentary evidence that served as the basis for the conclusion.

7.3.5.4. Recommend a Formal Investigation, specifically stating the system to be investigated and the scope and focus of the proposed investigation.

7.4. Formal Investigation. A Formal Investigation is an official investigation to determine whether a voting system warrants Decertification. The end result of a Formal Investigation is a Report of Investigation.

7.4.1. Formal Investigation Authority. The Decision Authority shall have the authority to initiate and conclude a Formal Investigation by the EAC.

7.4.2. Purpose. The purpose of a Formal Investigation is to gather and document relevant information sufficient to make a determination on whether an EAC-certified voting system warrants Decertification consistent with the policy put forth in Section 7.2.

7.4.3. Initiation of Investigation. The Decision Authority shall authorize the initiation of an EAC Formal Investigation.

7.4.3.1. *Scope*. The Decision Authority shall clearly set the scope of the investigation by identifying (in writing) the voting system (or systems) and specific procedural or operational non-conformance to be investigated. The non-conformance to be investigated shall be set forth in the form of numbered allegations.

7.4.3.2. *Investigator*. The Program Director shall be responsible for conducting the investigation unless the Decision Authority appoints another individual to conduct the investigation. The Program Director (or Decision Authority appointee) may assign staff or technical experts, as required, to investigate the matter.

7.4.4. Notice of Formal Investigation. Upon initiation of a Formal Investigation, notice shall be given to the Manufacturer of the scope of the investigation, which shall include:

7.4.4.1. Identification of the voting system and specific procedural or operation non-conformance being investigated (scope of investigation).

7.4.4.2. An opportunity for the manufacturer to provide relevant information in writing.

7.4.4.3. An estimated timeline for the investigation.

7.4.5. Investigation. Investigations shall be conducted impartially, diligently, promptly, and confidentially and shall utilize appropriate techniques to gather the necessary information.

7.4.5.1. *Fair and Impartial Investigation*. All Formal Investigations shall be conducted in a fair and impartial manner. All individuals assigned to an investigation must be free from any financial conflicts of interest.

7.4.5.2. *Diligent Collection of Information*. All investigations shall be conducted in a meticulous and thorough manner. Investigations shall gather all relevant information and documentation that is reasonably available. The diligent collection of information is vital for informed decision making.

7.4.5.3. *Prompt Collection of Information*. Determinations that may affect the administration of Federal elections must be made in a reasonable, yet expedited manner. The EAC's determinations on Decertification will affect the actions of State and local election officials conducting elections and as such, all investigations regarding Decertification must proceed with an appropriate sense of urgency.

7.4.5.4. *Confidential Collection of Information*. Consistent with Federal law, information pertaining to a Formal Investigation should not be made public until the Report of Investigation is complete. The release of incomplete and unsubstantiated information or predecisional opinions that may be contrary or inconsistent with the final determination of the EAC could cause public confusion or could unnecessarily negatively affect public confidence in active voting systems. Such actions could serve to impermissibly affect election administration and voter turnout. All predecisional investigative materials must be appropriately safeguarded.

7.4.5.5. *Methodologies*. Investigators shall gather information by means consistent with the four principles noted above. Investigative tools include (but are not limited to) the following:

7.4.5.5.1. Interviews. Investigators may interview individuals (such as State and local election officials, voters, or manufacturer representatives). All interviews shall be reduced to written form; each interview should be summarized in a statement that is reviewed, approved, and signed by the interviewee.

7.4.5.5.2. Field audits.

7.4.5.5.3. Manufacturer site audits.

7.4.5.5.4. Written interrogatories. Investigators may pose specific, written questions to the Manufacturer for the purpose of gathering information relevant to the investigation. The Manufacturer shall

respond to the queries within a reasonable timeframe (as specified in the request).

7.4.5.5.5. System testing. Testing may be performed in an attempt to reproduce a condition or failure that has been reported. This testing will be conducted at a VSTL as designated by the EAC.

7.4.5.6. *Report of Investigation*. The end result of a Formal Investigation is a Report of Investigation.

7.4.6. Report of Investigation. The Report of Investigation serves primarily to document: (1) all relevant and reliable information gathered in the course of the investigation; and (2) the conclusion reached by the Decision Authority.

7.4.6.1. *When Complete*. The report is complete and final when certified and signed by the Decision Authority.

7.4.6.2. *Contents of the Report of Investigation*. The following shall be included in the written report:

7.4.6.2.1. The scope of the investigation, identification of the voting system and specific matter investigated.

7.4.6.2.2. Description of the investigative process employed.

7.4.6.2.3. Summary of the relevant and reliable facts and information gathered in the course of the investigation.

7.4.6.2.4. All relevant and reliable evidence collected in the course of the investigation that documents the facts shall be documented and attached.

7.4.6.2.5. Analysis of the information gathered.

7.4.6.2.6. Statement of the findings of the investigation.

7.4.7. Findings, Report of Investigation. The Report of Investigation shall state one of two conclusions. After gathering and reviewing all applicable facts, the report shall find each allegation investigated to be either (1) substantiated or (2) unsubstantiated.

7.4.7.1. *Substantiated Allegation*. An allegation is substantiated if a preponderance of the relevant and reliable information gathered requires the voting system in question

to be decertified (consistent with the policy set out in Section 7.2). If any allegation is substantiated a Notice of Non-Compliance shall be issued.

7.4.7.2. *Unsubstantiated Allegation*. An allegation is unsubstantiated if the preponderance of the relevant and reliable information gathered does not warrant Decertification (see Section 7.2). If all allegations are unsubstantiated, the matter shall be closed and a copy of the report forwarded to the Manufacturer.

7.4.8. Publication of Report. The report shall not be made public nor released to the public until final.

7.5. Effect of Informal Inquiry or Formal Investigation on Certification. A voting system's EAC certification is not affected by the initiation or conclusion of an Informal Inquiry or Formal Investigation. Systems under investigation remain certified until a final Decision on Decertification is issued by the EAC.

7.6. Notice of Non-Compliance. If an allegation in a Formal Investigation is substantiated, the Decision Authority shall send the Manufacturer a Notice of Non-Compliance. The Notice of Non-Compliance is not, itself, a Decertification of the voting system. The purpose of the notice is to (1) notify the Manufacturer of the non-compliance and the EAC's intent to Decertify the system; and (2) inform the Manufacturer of its procedural rights so that it may be heard prior to Decertification.

7.6.1. Noncompliance Information. The following shall be included in a Notice of Non-Compliance:

7.6.1.1. A copy of the Report of Investigation to the Manufacturer.

7.6.1.2. The non-compliance, consistent with the Report of Investigation.

7.6.1.3. Notification to the Manufacturer that if the voting system is not made compliant, the voting system will be decertified.

7.6.1.4. State the actions the Manufacturer must take, if any, to bring the voting system into compliance and avoid Decertification.

7.6.2. Manufacturer's Rights. The written Notice of Non-compliance shall also inform the Manufacturer of its procedural rights under the program, which include the following:

7.6.2.1. *Right to Present Information Prior to Decertification Decision*. The Manufacturer shall be informed of its right to present information to the Decision Authority prior to a determination of Decertification.

7.6.2.2. *Right to Have Access to the Information That Will Serve as the Basis of the Decertification Decision*. The Manufacturer shall be provided the Report of Investigation and any other materials that will serve as the basis of an agency Decision on Decertification.

7.6.2.3. *Right to Cure System Defects Prior to the Decertification Decision*. A Manufacturer may request an opportunity to cure within 20 calendar days of its receipt of the Notice of Non-Compliance.

7.7. Procedure for Decision on Decertification. The Decision Authority shall make and issue a written Decision on Decertification whenever a Notice of Non-Compliance is issued. The Decision Authority will not take such action until the Manufacturer has had a reasonable opportunity to cure the non-compliance and submit information for consideration.

7.7.1. Opportunity to Cure. The Manufacturer shall have an opportunity to cure a non-conformant voting system in a *timely* manner prior to Decertification. A cure shall be considered timely when the process can be completed before the next Federal election, meaning that any proposed cure must be in place before *any* individual jurisdiction fielding the system holds a Federal election. The Manufacturer must request the opportunity to cure and if the request is approved, a compliance plan must be created, approved by the EAC, and adhered to. If the cure process is successfully completed, a Manufacturer may modify a non-compliant voting system, remedy procedural discrepancies, or otherwise bring its system into compliance without resubmission or Decertification.

7.7.1.1. *Manufacturer's Request to Cure*. Within 10 calendar days of receiving the EAC's Notice of Non-Compliance, a Manufacturer may request an opportunity to cure all defects identified in the Notice of Non-Compliance in a *timely* manner. The request must be sent to the Decision Authority and outline how the Manufacturer intends to modify the system, update the technical information (as required by Section 4.3.2), have a VSTL create a test plan and test the system, and obtain EAC approval before the next election for Federal office.

7.7.1.2. *EAC Action on Request*. The Decision Authority will review the request and approve it if the defects identified in the Notice of Non-Compliance may reasonably be cured before the next election for Federal office.

7.7.1.3. *Manufacturer's Compliance Plan*. Upon approval of the Manufacturer's request for an opportunity to cure, the Manufacturer shall submit a compliance plan to the Decision Authority for approval. This compliance plan must set forth the steps to be taken (including time frames) to cure all identified defects in a timely manner. The plan shall describe the proposed changes to the system, provide for modification of the system, update the technical information required by Section 4.3.2, include a test plan delivered to the EAC by the VSTL (testing the system

consistent with Section 4.4.2.3), and provide for the VSTL's testing of the system and submission of the test report to the EAC for approval. The plan shall also include a schedule of periodic progress reports to the Program Director.[2]

7.7.1.4. *EAC Action on the Compliance Plan*. The Decision Authority must review and approve the compliance plan. The Decision Authority may require the Manufacturer to provide additional information and modify the plan as required. If the Manufacturer is unable or unwilling to provide a Compliance Plan acceptable to the Decision Authority, the Decision Authority shall provide written notice terminating the "opportunity to cure" process.

7.7.1.5. *VSTL's Submission of the Compliance Plan Test Report*. The VSTL shall submit the test report created pursuant to the Manufacturer's EAC-approved Compliance Plan. The EAC shall review the test report and any other necessary or relevant materials. The report will be reviewed by the EAC in a manner similar to the procedures described in Chapter 4 of this Manual.

7.7.1.6. *EAC Decision on the System*. After receipt of the VSTL's test report, the Decision Authority shall issue a decision within 20 working days.

7.7.2. Opportunity to Be Heard. The Manufacturer may submit written materials in response to the Notice of Non-Compliance and Report of Investigation. These documents shall be considered by the Decision Authority when making a determination on Decertification. The Manufacturer shall ordinarily have 20 calendar days from the date it received the Notice of Non-Compliance (or in the case of a failed effort to cure, the termination of that process) to deliver its submissions to the Decision Authority. When warranted by public interest (because a delay in making a determination on Decertification would affect the timely, fair, and effective administration of a Federal election), the Decision Authority may request a Manufacturer to submit information within a condensed timeframe. This alternative period (and the basis for it) must be stated in the Notice of Non-Compliance and must allow the Manufacturer a reasonable amount of time to gather its submissions. Submissions may include the following materials:

7.7.2.1. A written argument responding to the conclusions in the Notice of Non-Compliance or Report of Investigation.

7.7.2.2. Documentary evidence relevant to the allegations or conclusions in the Notice of Non-Compliance.

[2] Manufacturers should also be cognizant of State certification procedures and local pre-election logic and accuracy testing. Systems that meet EAC guidelines will also be impacted by independent State and local requirements. These requirements may also prevent a system from being fielded, irrespective of EAC Certification.

7.7.3. Decision on Decertification. The Decision Authority shall make an agency determination on Decertification.

7.7.3.1. *Timing*. The Decision Authority shall promptly make a decision on Decertification. The Decision Authority may not issue such a decision, however, until the Manufacturer has provided all of its written materials for consideration or the time allotted for submission (usually 20 calendar days) has expired.

7.7.3.2. *Considered Materials*. The Decision Authority shall review and consider all relevant submissions by the Manufacturer. To reach a decision on Decertification, the Decision Authority shall consider all documents that make up the record and any other documented information deemed relevant.

7.7.3.3. *Agency Decision*. The Decision Authority shall issue a written Decision on Decertification after review of applicable materials. This decision shall be the final decision of the agency. The following shall be included in the decision:

7.7.3.3.1. The agency's determination on the Decertification, specifically addressing the areas of non-compliance investigated.

7.7.3.3.2. The issues raised by the Manufacturer in the materials it submitted for consideration.

7.7.3.3.3. Facts, evidence, procedural requirements, and/or voting system standards (VVSG or VSS) that served as the basis for the decision.

7.7.3.3.4. The reasoning for the decision.

7.7.3.3.5. Documented information, identified and provided as an attachment, that served as a basis for the decision and that was not part of the Manufacturer's submission or the Report of Investigation.

7.7.3.3.6. Notification to the Manufacturer of its right to appeal.

7.8. Effect of Decision Authority's Decision on Decertification. The Decision Authority's Decision on Decertification is the determination of the agency. A Decertification is effective upon the EAC's Publication or Manufacturer's receipt of the decision (whichever is earlier). A Manufacturer that has had a voting system decertified may appeal that decision.

7.9. Appeal of Decertification. A Manufacturer may, upon receipt of a Decision on Decertification, request an appeal in a timely manner.

7.9.1. Requesting Appeal.

7.9.1.1. *Submission*. Requests must be submitted by the Manufacturer in writing to the Chair of the U.S. Election Assistance Commission.

7.9.1.2. *Timing of Appeal*. The Manufacturer may request an appeal within 20 calendar days of receipt of the Agency Final Decision on Decertification. Late requests will not be considered.

7.9.1.3. *Contents of Request*. The following actions are necessary for the Manufacturer to write and submit a request for appeal:

7.9.1.3.1. Clearly state the specific conclusions of the Final Decision the Manufacturer wishes to appeal.

7.9.1.3.2. Include additional written argument, if any.

7.9.1.3.3. Do not reference or include any factual material not previously considered or submitted to the EAC.

7.9.1.4. *Effect of Appeal on Decertification*. The initiation of an appeal does not affect the decertified status of a voting system. Systems are decertified upon notice of Decertification in the agency's Decision on Decertification (see Section 7.8).

7.9.2. Consideration of Appeal. All timely appeals will be considered by the Appeal Authority.

7.9.2.1. The Appeal Authority shall consist of two or more EAC Commissioners or other individual(s) designated by the Commissioners who has not previously served as an investigator, advisor, or decision maker in the Decertification process.

7.9.2.2. All decisions on appeal shall be based on the record.

7.9.2.3. The decision of the Decision Authority shall be given deference by the Appeal Authority. Although it is unlikely that the scientific certification process will produce factual disputes, in such cases, the burden of proof shall belong to the Manufacturer to demonstrate by clear and convincing evidence that its voting system met all substantive and procedural requirements for certification. In other words, the determination of the Decision Authority will be overturned only when the Appeal Authority finds the ultimate facts in controversy highly probable.

7.9.3. Decision on Appeal. The Appeal Authority shall issue a written, final Decision on Appeal that shall be provided to the Manufacturer. Each Decision on Appeal shall be final and

binding and no additional appeal shall be granted. The following shall be included in a Decision on Appeal:

7.9.3.1. The final determination of the agency.

7.9.3.2. The matters raised by the Manufacturer on appeal.

7.9.3.3. The reasoning behind the decision.

7.9.3.4. Statement that the decision on appeal is final.

7.9.4. Effect of Appeal.

7.9.4.1. *Grant of Appeal*. If a Manufacturer's appeal is granted in whole, the decision of the Decision Authority shall be reversed and the voting system shall have its certification reinstated. For purposes of this program, the system shall be treated as though it was never decertified.

7.9.4.2. *Denial of Appeal*. If a Manufacturer's appeal is denied in whole or in part, the decertification decision of the Decision Authority shall be upheld. Therefore, the voting system shall remain decertified and no additional appeal shall be made available.

7.10. Effect of Decertification. A decertified voting system no longer holds an EAC certification under the EAC Certification Program. For purposes of this Manual and the program, a decertified system will be treated as any other uncertified voting system. As such, the effects of Decertification are as follows:

7.10.1. The Manufacturer may not represent the voting system as certified.

7.10.2. The voting system may not be labeled with a Mark of Certification.

7.10.3. The voting system will be removed from the EAC's list of certified systems.

7.10.4. The EAC will notify State and local election officials of the Decertification.

7.11. Recertification. A decertified system may be resubmitted for certification. Such systems shall be treated as any other system seeking certification. The Manufacturer shall present an application for certification consistent with the instructions of this Manual.

8. Quality Monitoring Program

8.1. Overview. The quality of any product, including a voting system, depends on two specific elements: (1) the design of the product or system; and (2) the consistency of the manufacturing process. The EAC's testing and certification process focuses on voting system design by ensuring that a representative sample of a system meets the technical specifications of the applicable EAC voting system standards. This process, commonly called 'type acceptance,' determines whether the representative sample submitted for testing meets the standards. What type acceptance does not do is explore whether variations in manufacturing may allow production of non-compliant systems. Generally, the quality of the manufacturing is the responsibility of the Manufacturer. After a system is certified, the vendor assumes primary responsibility for compliance of the products produced. This level of compliance is accomplished by the Manufacturer's configuration management and quality control processes. The EAC's Quality Monitoring Program, as outlined in this chapter, however, provides an additional layer of quality control by allowing the EAC to perform manufacturing site reviews, carry out fielded system reviews, and gather information on voting system anomalies from election officials. These additional tools help ensure that voting systems continue to meet the EAC's voting system standards as the systems are manufactured, delivered, and used in Federal elections. These aspects of the program enable the EAC to independently monitor the continued compliance of fielded voting systems.

8.2. Purpose. The purpose of the Quality Monitoring Program is to ensure systems used by election jurisdictions are identical to those tested and certified by the EAC as well as to monitor the completeness and adequacy of testing with the desired performance in fielded voting systems. This level of quality control is accomplished primarily by identifying (1) potential quality problems in manufacturing, (2) uncertified voting system configurations, and (3) field performance issues with certified systems.

8.3. Manufacturer's Quality Control. The EAC's Quality Monitoring Program shall not be considered a substitute for the Manufacturer's own quality control program. As stated in Chapter 2 of this Manual, all Manufacturers must have an acceptable quality control program in place before they may be registered. The EAC's program serves as an independent and complementary process of quality control that works in tandem with the Manufacturer's efforts.

8.4. Quality Monitoring Methodology. Provides the EAC with four primary tools for assessing the level of effectiveness of the certification process and the compliance of fielded voting systems, which includes: (1) manufacturing site reviews; (2) fielded system reviews; (3) a means for receiving anomaly reports from the field; and (4) technical bulletins or product advisories created by the manufacturer.

8.5. Manufacturing Site Review. Facilities that produce certified voting systems will be reviewed periodically, at the discretion of the EAC, to verify that the system being manufactured,

shipped, and sold is the same as the certified system. All registered Manufacturers must cooperate with such site reviews as a condition of program participation.

8.5.1. Notice. The site review may be conducted as either a pre-scheduled or as an impromptu visit, at the discretion of the EAC; however a Manufacturer will be given at least 24 hours notice. Scheduling and notice of site reviews will be coordinated with, and provided to, the manufacturing facility's representative and the Manufacturer's representative.

8.5.2. Frequency. At a minimum, at least one manufacturing facility of a registered Manufacturer shall be subject to a site review at least once every 4 years.

8.5.3. The Review. The production facility and production test records must be made available for review. When requested, production schedules must be provided to the EAC. Production or production testing may be witnessed by EAC representatives. If equipment is not being produced during the inspection, the review may be limited to production records. During the inspection, the Manufacturer must make available to the EAC's representative the Manufacturer's quality manual and other documentation sufficient to enable the representative to evaluate the following factors of the facility's production:

8.5.3.1. Manufacturing quality controls.

8.5.3.2. Final inspection and testing.

8.5.3.3. History of deficiencies or anomalies and corrective actions taken.

8.5.3.4. Equipment calibration and maintenance.

8.5.3.5. Corrective action program.

8.5.3.6. Policies on product labeling and the application of the EAC mark of certification.

8.5.4. Exit Briefing. EAC representatives will provide the manufacturing facility's representative with a verbal exit briefing regarding the preliminary observations of the review.

8.5.5. Written Report. A written report documenting the review will be drafted by the EAC and provided to the Manufacturer. The report will detail the findings of the review and identify actions that are required to correct any identified deficiencies.

8.6. Fielded System Review and Testing. Upon invitation, or with the permission of a State or local election authority, the EAC may, at its discretion, conduct a review of fielded voting systems. Such reviews will be conducted to ensure that a fielded system is comprised of the same configuration as what was certified by the EAC and that the proper Mark of Certification

has been applied. This review may include the testing of a fielded system, if deemed necessary. Any anomalies found during this review will be provided to the appropriate election jurisdiction(s) and the Manufacturer. In addition, this review will evaluate the correspondence of the actual configuration and use of the voting system in the field with that envisioned during testing. If anomalies occur, these reviews seek to determine the direct cause, underlying root cause and appropriate remedial and/or preventative actions.

8.7. Field Anomaly Reporting. The EAC will collect information from election officials with fielded EAC-certified voting systems. Information on the actual field performance of a voting system shall be used as a means for assessing the effectiveness of the Certification Program and the manufacturing quality and version control. The EAC will provide a mechanism for election officials to provide input related to voting system anomalies.

8.7.1. Anomaly Report. Election officials may submit notices of voting system anomalies directly to the EAC in either WORD or .pdf format consistent with the requirements in Section 8.7.3 below.

8.7.2. Who May Report? State or local election officials who have experienced voting system anomalies in their jurisdiction may file anomaly reports. The individuals reporting must identify themselves and have firsthand knowledge of or official responsibility over the anomaly being reported. Anonymous or hearsay reporting will not be accepted.

8.7.3. What Is Reported? Election officials shall report voting system anomalies. An *anomaly* is defined as an irregular or inconsistent action or response from the voting system, or system component, which resulted in the system or component not functioning as intended or expected. Anomalies resulting from administrator error or procedural deficiencies shall not be considered anomalies for purposes under this chapter. The report shall include:

8.7.3.1. The official's name, title, contact information, and jurisdiction.

8.7.3.2. A description of the voting system that experienced the anomaly.

8.7.3.3. The date and location of the reported occurrence.

8.7.3.4. The type of election.

8.7.3.5. A description of the anomaly witnessed with applicable supporting documentation, if available.

8.7.4. Distribution of Reports. Reports which are deemed to contain credible information will be distributed to State and local election jurisdictions with similar systems, to the Manufacturer of the voting system, and to the VSTLs. Reports are deemed credible if:

8.7.4.1. The definition of an anomaly under Section 8.7.3 was met;

8.7.4.2. A complete report, per the requirements of Sections 8.7.3.1 – 8.7.3.5 was submitted;

8.7.4.3. Information contained within the report was confirmed by others present at the time of the anomaly; and

8.7.4.4. Was verified by the relevant state's chief election official.

8.8. Manufacturer Created Technical Bulletins or Product Advisories. Manufacturers are required to provide any technical bulletins or product advisories issued on EAC certified voting systems to the EAC at the time they are issued to jurisdictions impacted by the advisory. EAC must receive these via email or postal mail within 24 hours of issuance.

8.9. Use of Quality Monitoring Information. Ultimately, the information the EAC gathers from manufacturing site reviews, fielded system reviews, and field anomaly reports will be used to improve the program and ensure the quality of voting systems. The Quality Monitoring Program is not designed to be punitive but to be focused on improving the process. Information gathered will be used to accomplish the following:

8.9.1. Identify areas for improvement in the EAC's Testing and Certification Program.

8.9.2. Improve the manufacturing quality and change control processes.

8.9.3. Increase voter confidence in voting technology.

8.9.4. Inform Manufacturers, election officials, and the EAC of issues associated with voting systems in a real-world environment.

8.9.5. Share information among jurisdictions that use similar voting systems.

8.9.6. Resolve problems associated with voting technology or manufacturing in a timely manner by involving Manufacturers, election officials, and the EAC.

8.9.7. Strengthen the coordination between certification testing and the desired performance in deployed voting systems.

8.9.8. Provide feedback to the EAC, National Institute of Standards and Technology (NIST), and the Technical Guidelines Development Committee (TGDC) regarding issues that may need to be addressed through a revision to the Voluntary Voting System Guidelines.

8.9.9. Initiate an investigation when information suggests Decertification is warranted (see Chapter 7).

9. Requests for Interpretations

9.1. Overview. A Request for Interpretation is a means by which a registered Manufacturer or VSTL may seek clarification on a specific EAC voting system standard. An Interpretation is a clarification of the voting system standards and guidance on how to properly evaluate conformance to it. Suggestions or requests for modifications to the standards are provided by other processes. This chapter outlines the policy, requirements, and procedures for submitting a Request for Interpretation.

9.2. Policy. Registered Manufacturers or VSTLs may request the EAC to provide definitive Interpretation of EAC-accepted voting system standards when, in the course of developing or testing a voting system, the meaning of a particular standard becomes ambiguous or unclear. The EAC may self-initiate such a request when it agents identifies a need for interpretation within the program. An Interpretation issued by the EAC will serve to clarify what a given standard requires and how to properly evaluate compliance. An Interpretation does not amend voting system standards, but serves only to clarify existing standards.

9.3. Requirements for Submitting a Request for Interpretation. An EAC Interpretation is limited in scope. The purpose of the Interpretation process is to provide Manufacturers or VSTLs, in the process of developing or testing a voting system a means for resolving the meaning of a VVSG requirement. A Request for Interpretation must: (1) be submitted by a registered manufacturer or VSTL; (2) request interpretation of an applicable VVSG requirement; (3) present an actual controversy; and (4) seek clarification on a matter of unsettled ambiguity.

9.3.1. Proper Requestor. A Request for Interpretation may be submitted only by a registered Manufacturer or a VSTL. Requests for Interpretation will not be accepted from any other parties.

9.3.2. Applicable Standard. A Request for Interpretation is limited to queries regarding requirements contained in EAC VVSG. A Manufacturer or VSTL may only submit a Request for Interpretation on a version of EAC VVSG to which the EAC currently offers certification.

9.3.3. Existing Factual Controversy. To submit a Request for Interpretation, a Manufacturer or VSTL must present a question relative to a specific voting system or technology proposed for use in a voting system. A Request for Interpretation on hypothetical issues will not be addressed by the EAC. To submit a Request for Interpretation, the need for clarification must have arisen during the development or testing of a voting system. A factual controversy exists when an attempt to apply a specific section of the VVSG to a specific system or piece of technology creates ambiguity.

9.3.4. Unsettled, Ambiguous Matter. Requests for Interpretation must involve actual controversies that have not been previously clarified.

9.3.4.1. *Actual Ambiguity*. A proper Request for Interpretation must contain an actual ambiguity. The interpretation process is not a means for challenging a clear VVSG requirement or to recommend changes to requirements. An ambiguity arises (in applying a voting system standard to a specific technology) when one of the following occurs:

9.3.4.1.1. The language of the standard is unclear on its face.

9.3.4.1.2. One section of the standard seems to contradict another, relevant section.

9.3.4.1.3. The language of the standard, though clear on its face, lacks sufficient detail or breadth to determine its proper application to a particular technology.

9.3.4.1.4. The language of a particular standard, when applied to a specific technology, conflicts with the established purpose or intent of the standard.

9.3.4.1.5. The language of the standard is clear, but the proper means to assess compliance is unclear.

9.3.4.2. *Not Previously Clarified*. The EAC will not accept a Request for Interpretation when the issue has previously been clarified.

9.4. Procedure for Submitting a Request for Interpretation. A Request for Interpretation shall be made in writing to the Program Director. EAC interpretations are based upon, and limited to, the facts presented; therefore all requests should be complete and as detailed as possible. . Failure to provide complete information may result in an Interpretation that is non-applicable and ultimately immaterial to the issue at hand. The following shall be included in a Request for Interpretation:

9.4.1. Establish Standing To Make the Request. To make a request, one must meet the requirements identified in Section 9.3. Thus, the written request must provide sufficient information for the Program Director to conclude that the requestor is: (1) a proper requester; (2) requesting an Interpretation of an applicable voting system standard; (3) presenting an actual factual controversy; and (4) seeking clarification on a matter of unsettled ambiguity.

9.4.2. Identify the EAC VVSG Requirement To Be Clarified. The request must identify the specific VVSG requirement or requirement(s) to which the requestor seeks clarification. The request

must state the version of the voting system standards at issue (if applicable) and quote and correctly cite the applicable requirement(s).

9.4.3. State the Facts Resulting in Ambiguity. The request must provide the facts associated with the voting system technology that resulted in the ambiguity. The requestor must provide all necessary information in a clear, concise manner. Any Interpretation issued by the EAC will be based on the facts provided.

9.4.4. Identify the Ambiguity. The request must identify the ambiguity it seeks to resolve and shall:

9.4.4.1. Clearly state a concise question.

9.4.4.2. Be related to, and reference, the voting system standard and voting system technology.

9.4.4.3. Be limited to a single issue. Each question or issue arising from an ambiguous requirement must be stated separately. Compound questions are unacceptable. If multiple issues exist, they should be presented as individual, numbered questions.

9.4.4.4. Be stated in a way that can ultimately be answered *yes* or *no*.

9.4.5. Provide a Proposed Interpretation. A Request for Interpretation should propose an answer to the question posed. The answer should interpret the voting system standard in the context of the facts presented and it should provide the basis and reasoning behind the proposed interpretation.

9.5. EAC Action on a Request for Interpretation. Upon receipt of a Request for Interpretation, the EAC shall:

9.5.1. Review the Request. The Program Director shall review the request to ensure it is complete, clear, and meets the requirements of Section 9.3. Upon review, the Program Director may:

9.5.1.1. *Request Clarification*. If the Request for Interpretation is incomplete, or additional information is otherwise required, the Program Director may request the Manufacturer or VSTL clarify its Request for Interpretation and identify any additional information required.

9.5.1.2. *Reject the Request for Interpretation*. If the Request for Interpretation does not meet the requirements of Section 9.3, the Program Director may reject it. Such rejection must be provided in writing to the Manufacturer or VSTL and must state the basis for the rejection.

9.5.1.3. *Notify Acceptance of the Request*. If the Request for Interpretation is accepted, the Program Director will notify the Manufacturer or VSTL in writing and provide it with an estimated date of completion. A Request for Interpretation may be accepted in whole or in part and the notice of acceptance shall state the issues accepted for interpretation.

9.5.2. Consideration of the Request. After a Request for Interpretation has been accepted, the matter shall be analyzed and researched. Such action may require the EAC to employ technical experts and may also require the EAC to request additional information from the Manufacturer or VSTL. The Manufacturer or VSTL shall respond promptly to such requests.

9.5.3. Interpretation. The Program Director shall be responsible for making determinations on a Request for Interpretation. After this determination has been made, a written Interpretation shall be sent to the Manufacturer or VSTL. The following actions shall be included in the Interpretation:

9.5.3.1. The question or questions investigated.

9.5.3.2. The relevant facts that served as the basis of the Interpretation.

9.5.3.3. The voting system standards interpreted.

9.5.3.4. The conclusion reached.

9.5.3.5. The effect of an Interpretation (see Section 9.6).

9.6. Effect of Interpretation. Interpretations are fact specific and case specific. They are not tools of policy, but specific, fact-based guidance useful for resolving a particular problem. Ultimately, an Interpretation is determinative and conclusive only with regard to the case presented. Nevertheless, Interpretations do have some value as precedent. Interpretations published by the EAC shall serve as reliable guidance and authority over identical or similar questions of interpretation. These Interpretations will help users understand and apply the individual requirements of EAC VVSG.

9.7. Library of Interpretations. To better serve Manufacturers, VSTLs and those interested in the EAC's voting system standards, the Program Director shall publish EAC Interpretations. All proprietary information contained in an Interpretation will be redacted before publication consistent with Chapter 10 of this Manual. The library of published Interpretations is posted on the EAC's website: www.eac.gov.

10. Release of Certification Program Information

10.1. Overview. Manufacturers participating in the Certification Program will be required to provide the EAC with a variety of documents. In general, these documents will be releasable to the public and, in many cases, the information provided will be affirmatively published by the EAC. In limited cases, however, documents may not be released if they include trade secrets, confidential commercial information, or personal information. While the EAC is ultimately responsible for determining which documents Federal law protects from release, Manufacturers must identify the information they believe is protected and ultimately provide substantiation and a legal basis for withholding. This chapter discusses the EAC's general policy on the release of information and provides Manufacturers with standards, procedures, and requirements for identifying documents as trade secrets or confidential commercial information.

10.2. EAC Policy on the Release of Certification Program Information. The EAC seeks to make its Voting System Testing and Certification Program as transparent as possible. The agency believes such action benefits the program by increasing public confidence in the process and creating a more informed and involved public. As such, it is the policy of the EAC to make all documents, or severable portions thereof, available to the public consistent with Federal law (e.g. Freedom of Information Act (FOIA) and the Trade Secrets Act).

10.2.1. Requests for Information. As in any Federal program, members of the public may request access to Certification Program documents under FOIA (5 U.S.C. §552). The EAC will promptly process such requests per the requirements of the Act.

10.2.2. Publication of Documents. Beyond the requirements of FOIA, the EAC intends to affirmatively publish program documents (or portions of documents) it believes will be of interest to the public. This publication will be accomplished through the use of the EAC's website (www.eac.gov). The published documents will cover the full spectrum of the program, including information pertaining to:

10.2.2.1. Registered Manufacturers;

10.2.2.2. VSTL Test Plans;

10.2.2.3. VSTL Test Reports;

10.2.2.4. Agency decisions;

10.2.2.5. Denials of Certification;

10.2.2.6. Issuance of Certifications;

10.2.2.7. Information on a certified voting system's operation, components, features or capabilities;

10.2.2.8. Appeals;

10.2.2.9. Reports of investigation and Notice of Non-compliance;

10.2.2.10. Decertification actions;

10.2.2.11. Manufacturing facility review reports;

10.2.2.12. Official Interpretations (VVSG); and

10.2.2.13. Other topics as determined by the EAC.

10.2.3. Trade Secret and Confidential Commercial Information. Federal law places a number of restrictions on a Federal agency's authority to release information to the public. Two such restrictions are particularly relevant to the Certification program: (1) trade secrets information; and (2) privileged or confidential commercial information. Both types of information are explicitly prohibited from release by the FOIA and the Trade Secrets Act (18 U.S.C. §1905).

10.3. Trade Secrets. A secret, commercially valuable plan, process, or device used for the making or processing of a product and that is the end result of either innovation or substantial effort. It relates to the productive process itself, describing how a product is made. It does not relate to information describing end product capabilities, features, or performance.

10.3.1. The following examples illustrate productive processes that may be trade secrets:

10.3.1.1. Plans, schematics, and other drawings useful in production.

10.3.1.2. Specifications of materials used in production.

10.3.1.3. Voting system source code used to develop or manufacture software where release would reveal actual programming.

10.3.1.4. Technical descriptions of manufacturing processes and other secret information relating directly to the production process.

10.3.2. The following examples are likely not trade secrets:

10.3.2.1. Information pertaining to a finished product's capabilities or features.

10.3.2.2. Information pertaining to a finished product's performance.

10.3.2.3. Information regarding product components that would not reveal any commercially valuable information regarding production.

10.4. Privileged or Confidential Commercial Information. Privileged or confidential commercial information is information submitted by a Manufacturer that is *commercial or financial* in nature and *privileged or confidential*.

10.4.1. *Commercial or Financial Information*. The terms *commercial* and *financial* should be given their ordinary meanings. They include records in which a submitting Manufacturer has any *commercial interest*.

10.4.2. *Privileged or Confidential Information*. Commercial or financial information is privileged or confidential if its disclosure would likely cause substantial harm to the competitive position of the submitter. The concept of harm to one's competitive position focuses on harm flowing from a competitor's affirmative use of the proprietary information. It does not include incidental harm associated with upset customers or employees.

10.5. EAC's Responsibilities. The EAC is ultimately responsible for determining whether or not a document (in whole or in part) may be released pursuant to Federal law. In doing so, however, the EAC will require information and input from the Manufacturer submitting the documents. This requirement is essential for the EAC to identify, track, and make determinations on the large volume of documentation it receives. The EAC has the following responsibilities:

10.5.1. Managing Documentation and Information. The EAC will control the documentation it receives by ensuring that documents are secure and released to third parties only after the appropriate review and determination.

10.5.2. Contacting Manufacturer on Proposed Release of Potentially Protected Documents. In the event a member of the public submits a FOIA request for documents provided by a Manufacturer or the EAC otherwise proposes the release of such documents, the EAC will take the following action:

10.5.2.1. Review the documents to determine if they are potentially protected from release as trade secrets or confidential commercial information. The documents at issue may have been previously identified as protected by the Manufacturer when submitted (see Section 10.7.1 below) or identified by the EAC on review.

10.5.2.2. Grant the submitting Manufacturer an opportunity to provide input. In the event the information has been identified as potentially protected from release as a trade secret or confidential commercial information, the EAC will notify the

submitter and allow them an opportunity to submit their position on the issue prior to release of the information. The submitter shall respond consistent with Section 10.7.1 below.

10.5.3. Final Determination on Release. After providing the submitter of the information an opportunity to be heard, the EAC will make a final decision on release. The EAC will inform the submitter of this decision.

10.6. Manufacturer's Responsibilities. Although the EAC is ultimately responsible for determining if a document, or any portion thereof, is protected from release as a trade secret or confidential commercial information, the Manufacturer shall be responsible for identifying documents, or portions of documents, it believes warrant such protection. Moreover, the Manufacturer will be responsible for providing the legal basis and substantiation for their determination regarding the withholding of a document. This responsibility arises in two situations: (1) upon the initial submission of information; and (2) upon notification by the EAC that it is considering the release of potentially protected information.

10.6.1. Initial Submission of Information. When a Manufacturer submits documents to the EAC as required by the Certification Program, it is responsible for identifying any document or portion of a document that it believes is protected from release by Federal law. Manufacturers shall identify protected information by the following:

10.6.1.1. *Submitting a Notice of Protected Information*. This notice shall identify the document, document page, or portion of a page that the Manufacturer believes should be protected from release. This identification must be done with specificity. For each piece of information identified, the Manufacturer must state the legal basis for its protected status.

10.6.1.1.1. Cite the applicable law that exempts the information from release.

10.6.1.1.2. Clearly discuss why that legal authority applies and why the document must be protected from release.

10.6.1.1.3. If necessary, provide additional documentation or information. For example, if the Manufacturer claims a document contains confidential commercial information, it would also have to provide evidence and analysis of the competitive harm that would result upon release.

10.6.1.2. *Label Submissions*. Label all submissions identified in the notice as "Proprietary Commercial Information." Label only those submissions identified as protected. Attempts to indiscriminately label all materials as proprietary will render the markings moot.

10.6.2. Notification of Potential Release. In the event a Manufacturer is notified that the EAC is considering the release of information that may be protected, the Manufacturer shall:

10.6.2.1. Respond to the notice within 15 calendar days. If additional time is needed, the Manufacturer must promptly notify the Program Director. Requests for additional time will be granted only for good cause and must be made before the 15-day deadline. Manufacturers that do not respond in a timely manner will be viewed as not objecting to release.

10.6.2.2. Clearly state **one** of the following in the response:

10.6.2.2.1. There is no objection to release; OR

10.6.2.2.2. The Manufacturer objects to release. In this case, the response must clearly state which portions of the document the Manufacturer believes should be protected from release. The Manufacturer shall follow the procedures discussed in Section 10.7.1.

10.7. Personal Information. Certain personal information is protected from release under FOIA and the Privacy Act (5 U.S.C. §552a). This information includes private information about a person that, if released, would cause the individual embarrassment or constitute an unwarranted invasion of personal privacy. Generally, the EAC will not require the submission of private, individual information and the incidental submission of such information should be avoided. If a Manufacturer believes it is required to submit such information, it should contact the Program Director. If the information will be submitted, it must be properly identified. Examples of such information include:

10.7.1. Social Security Number.

10.7.2. Bank account numbers.

10.7.3. Home address.

10.7.4. Home phone number.

Appendix A

Manufacturer Registration Application Form

Available in electronic format at www.eac.gov

Appendix B

Application for Voting System Testing Form

Available in electronic format at www.eac.gov

Appendix C

Voting System Test Plan Outline

This outline is provided solely as an aid to test plan development. Note that these items may change significantly, depending on the specific project planned.

1 Introduction
- 1.1 References
- 1.2 Terms and Abbreviations
- 1.3 Testing Responsibilities
  - 1.3.1 Project schedule with
    - 1.3.1.1 Owner assignments
    - 1.3.1.2 Test case development
    - 1.3.1.3 Test procedure development and validation
    - 1.3.1.4 3rd party tests
    - 1.3.1.5 EAC and Manufacturer dependencies
- 1.4 Target of Evaluation Description
  - 1.4.1 System Overview
  - 1.4.2 Block diagram
  - 1.4.3 System Limits
  - 1.4.4 Supported Languages
  - 1.4.5 Supported Functionality
    - 1.4.5.1 Standard VVSG Functionality
    - 1.4.5.2 Manufacturer Extensions

2. Pre-Certification Testing and Issues
- 2.1 Evaluation of prior VSTL testing
  - 2.1.1 Reason for testing and results, listing of modifications from previous to current system
- 2.2 Evaluation of prior non-VSTL testing
  - 2.2.1 Reason for testing and results, states, other 3rd party entities
- 2.3 Known Field Issues
  - 2.3.1 Listing of relevant issues uncovered during field operations

3 Materials Required for Testing
- 3.1 Software
- 3.2 Equipment
- 3.3 Test Materials
- 3.4 Deliverable Materials

4 Test Specifications
- 4.1 Requirements
  - 4.1.1 Mapping of requirements to equipment type and features
  - 4.1.2 Rationale for why some requirements are NA for this campaign
- 4.2 Hardware Configuration and Design

4.3 Software System Functions
4.4 Test Case Design
4.4.1 Hardware Qualitative Examination Design
4.4.1.1 Mapping of requirements to specific interfaces
4.4.2 Hardware Environmental Test Case Design
4.4.3 Software Module Test Case Design and Data
4.4.4 Software Functional Test Case Design and Data
4.4.5 System-level Test Case Design
4.5 Security functions
4.6 TDP evaluation
4.7 Source Code review
4.8 QA & CM system review
5 Test Data
5.1 Data Recording
5.2 Test Data Criteria
5.3 Test Data Reduction
6 Test Procedure and Conditions
6.1 Facility Requirements
6.2 Test Set-up
6.3 Test Sequence
7 Test Operations Procedures
Proprietary Data

Appendix D

Voting System Modification Test Plan Outline

Test Plans submitted for modifications to previously EAC certified voting systems should be brief and structured to minimize test plan development and review, while enabling the EAC to maintain solid control of the certification process. The test plan shall *concisely* document the strategy and plan for testing those sections of the VVSG applicable to the modification or modifications submitted. The test plan shall be written with clarity that will allow all constituents to understand what testing will be conducted, to verify compliance to VVSG requirements, and to assure that the test plan will remain a living document throughout the life of the test campaign for the modification.

This outline is provided solely as an aid to test plan development. Note that these items may change significantly, depending on the specific project planned.

1. Introduction
    1.1Description and Overview of EAC certified system being modified
        1.1.1 Complete definition of the baseline certified system.
        1.1.2 Detailed description of the engineering changes and/or modifications to the certified system and why the modification was implemented.
        1.1.3 An initial assessment of the impact that the modifications have on the system and past certification.
        1.1.4 Description of what will be regression tested to establish assurance that the modifications have no adverse impact on the compliance, integrity or performance of the system.
    1.2 References
    1.3 Terms and Abbreviations
    1.4 Project Schedule
    1.5 Scope of testing
        1.5.1 Block diagram (if applicable)
        1.5.2 System limits (if applicable)
        1.5.3 Supported Languages
        1.5.4 Supported Functionality
        1.5.5 VVSG
        1.5.6 RFIs
        1.5.7 NOCs

2. Pre-Certification Testing and Issues
    2.1 Evaluation of prior VSTL testing
    2.2 Evaluation of prior non-VSTL testing (if applicable)
    2.3 Known Field Issues (if applicable)

3. Materials Required for Testing
    3.1 Software
    3.2 Equipment

- 3.3 Test Materials
- 3.4 Deliverable
- 3.5 Proprietary Data

4. Test Specifications
   - 4.1 Requirements
     - 4.1.1 Mapping of requirements to equipment type and features
     - 4.1.2 Rationale for why some requirements are NA for this campaign
   - 4.2 Hardware Configuration and Design (if applicable)
   - 4.3 Software System Functions (if applicable)
   - 4.4 Test Case Design
     - 4.4.1 Hardware Qualitative Examination Design (if applicable)
     - 4.4.2 Hardware Environmental Test Case Design (if applicable)
     - 4.4.3 Software Module Test Case Design and Data (if applicable)
     - 4.4.4 Software Functional Test Case Design and Data (if applicable)
     - 4.4.5 System-level Test Case Design
   - 4.5 Security functions (if applicable)
   - 4.6 TDP evaluation
   - 4.7 Source Code review (if applicable)
   - 4.8 QA & CM system review

5. Test Data
   - 5.1 Test Data Recording
   - 5.2 Test Data Criteria

6. Test Procedure and Conditions
   - 6.1 Test Facilities
   - 6.2 Test Set-up
   - 6.3 Test Sequence
   - 6.4 Test Operations Procedure

Appendix E

Voting System Test Report Outline

Test Reports produced by VSTLs shall follow the format outlined below. Deviations from this format may be used upon prior written approval of the Program Director.

1. System Identification and Overview
2. Certification Test Background
    2.1 Revision History
    2.2 Implementation Statement
3. Test Findings and Recommendation
    3.1 Summary Finding and Recommendation
    3.2 Reasons for Recommendation to Reject
    3.3 Anomalies
    3.4 Correction of Deficiencies
Appendix A. Additional Findings
Appendix B. Warrant of Accepting Change Control Responsibility
Appendix C. Trusted Build
Appendix D. Test Plan
Appendix E. State Test Reports

Appendix F

Voting System Modification Test Report Outline

Test Reports produced by VSTLs shall follow the format outlined below. Deviations from this format may be used upon prior written approval of the Program Director.

1. Introduction
    1.1Description of EAC certified system being modified
    1.1 References
    1.2 Terms and Abbreviations

2. Certification Test Background
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3. Test Findings and Recommendation
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4. Recommendation for Certification

Appendix A. Additional Findings
Appendix B. Deficiency report (if applicable)
Appendix C. Anomaly report (if applicable)
Appendix D. Test Plan
Appendix E. State Test Reports (if applicable)

Exhibit 220

screenshot-twitter.com-2021.01.18-15_05_11
https://twitter.com/S_Qeptic/status/1327465121577242624
18.01.2021



SQepticalVal
@S_Qeptic

Replying to @WstnLights and @docdhj

Giuliani said Dominion is owned by Venezuela's Maduro!

Translate Tweet

11:15 PM · Nov 13, 2020 · Twitter Web App

1 Retweet **9** Likes

Exhibit 221

TRANSCRIPTION OF RECORDED PODCAST

BANNON'S WAR ROOM

"Steve Bannon, Raheem Kassam, Jack Maxey, and Greg Manz discuss the latest on the coronavirus pandemic as there are new problems being revealed with the Georgia recount. Calling in are John Fredericks and Rudy Giuliani with reactions."

https://pandemic.warroom.org/2020/11/13/ep-499-pandemic-farce-w-john-fredericks-and-rudy-giuliani/

Date: 11/13/2020

Start Time: 27:58

* * * * * * *

STEVE BANNON: Rudy, first off, why don't you just give people an overview of where do you think we stand going into the weekend, and then I want to talk to you specifically about Pennsylvania and Michigan where we have two court appearances that are coming up.

What's your overall view? Are we winning right now, or not?

RUDY GIULIANI: I would say we're in a position to win. We don't really start winning until these cases start getting presented and they get on the way to a decision, which will be next week. But, I mean, if you're asking me is there enough material out there for a court to rule in our favor, the answer is yes. Right now -- right now there's a major lawsuit in Pennsylvania that, basically, if they're successful, would disqualify somewhere around 5 to 600,000 votes. Most of which will be with Biden votes. He would win Pennsylvania. It requires now anywhere from 16 to 40 witnesses, depending on the judge and how much he wants and how much corroboration he wants. And, basically, the core of it would be that all

these ballots were submitted and never examined as if nobody knows if any true, actual person actually signed these ballots. The only thing we have left is the raw ballot, the identifying material has been removed from it. And since there is no number that puts them together, there's no way to find out. And they become immediately under Pennsylvania law unlawful ballots. If Pennsylvania agrees with that, or the upper court in Pennsylvania agrees with that, then that would take care of Pennsylvania.

Michigan, I'd say Michigan is even worse than Pennsylvania because in addition to having that, you also have that incident where 100,000 votes were brought in in the middle of the night. There are three witnesses to that, and and, actually, some corroboration of people who saw trucks coming in. And I think we'll be able to prove that 100,000 ballots were brought in at 4:00 in the morning at the hall in Detroit. And we will be able to put witnesses on who will say that those ballots were all for Biden, and that they had no other candidate on them.

That 100,000 ballots would have to be disqualified, and then you have the -- and in Detroit we have an incredible group of witness, including a woman who worked for Detroit for 40 years, who was trained by the Detroit political people to cheat. She was actually put there to help cheat from the very beginning. When people came in to vote early, she would instruct them to vote democratic and show them how to do it. When a person came to vote a second time, she would often go find a ream -- I mean, a register book, and give it and assign it to that person. And then she witnessed, also, the exclusion of all the Republicans from the counting. And then we have the three witnesses who saw 100,000 ballots come in. We have the postal guy who had to backdate, and the postal inspector came there, browbeat him. Didn't know -- the postal inspector didn't know that the guy was taping him. And when you read the tape, you say to yourself why is the postal inspector intimidating the guy so much like this. (Audio distortion) going that far for Biden.

Those two cases are set to be heard next

week. We're also (audio distortion) a case that will be done hopefully today, certainly by tomorrow, in Nevada, in Arizona and in Georgia. The Georgia case really is secondary to the recount now, just by make sure of when it will occur. So the recount, the recounts going to really have a lot to do with how good a case Georgia becomes, because, despite the fact that they're separate things, if you win -- if you win the recount, you don't have to really worry about the case, and if you lose the recount it's really hard to ask a state to kind of do a -- we'll try because there were real -- there's real fraud in Georgia, but I would count more on that in Nevada and on Arizona. And that's the path to victory and it's -- it's really proven that in each state there were ineligible ballots that overwhelmed the margin of victory that Biden has, and in some of these cases it's easy. I mean, the margins of victory are 41,000 votes, 50,000 votes. It's not as if we had to climb some incredible mountain.

STEVE BANNON: Let me go back and do -- first off, Porter Wright the law firm, either

through intimidation it looks like or it could be some of the partners there said, hey, this is a wild goose chase, and, you know, we don't want to blow up ourselves in front of our clients because there's no chance to win. Why is Porter Wright one of the major law firms? Because Jones Day and Porter Wright were the two. Jones Day is still with you, but Porter Write just dropped off. They sent a letter that they're resigning from the -- from representing the campaign. What is that about?

RUDY GIULIANI: It's been going on for quite sometime, Steve. This was going on during the impeachment also, and it isn't their assessment of the case. They -- honestly, most of the partners at Porter Wright don't know what the case is about, only Ron Hicks knows what the case is about. A large law firm, you didn't know about somebody's else's case. This isn't an evaluation of the quality of the case one way or the other. This is an evaluation of political (indiscernible). I mean, they're afraid they're going to lose clients. I'm sure they've been threatened by clients who have said -- in fact, I know they have -- clients

who said if you continue to represent him, you're not going have our business any longer. It's not the law firm --

It's not the first law firm that's acted this way. This has been a problem for two years, that nobody wants to see Donald Trump get representation. I find that completely offensive as a lawyer. We're supposed to represent the worst criminals because they need a defense. This is hardly a criminal. This is the president of the United States. It's bringing out legitimate issues about the integrity of the election process. Look, I didn't make up -- I didn't make up the testimony of these people. They came to me. I wasn't there when 100,000 ballots were brought in that appeared to be fraudulent. I only know that because five people have told me that. I didn't know the republicans were kept out of viewing any of the mail-order ballots. Fifty witnesses told me that. So I believe you have an obligation to present this to the court. You can't just say, oh, you know, Biden's the king now.

It appears as if there was great deal of

cheating that was confined to the major democratic corrupt cities. So we can get a load of it. Notice it doesn't happen all over the country. It happens in the cities that have the corrupt machines, like Detroit, like Philadelphia, like Pittsburgh, like Milwaukee, Minneapolis. Places where the democrats are in strong control and have been for quite some time.

STEVE BANNON: Let's --

RUDY GIULIANI: -- and --

STEVE BANNON: The one thing that we see that, you know, it looks like a lot of, you know, nefarious activity, but the one area where criminal word comes in is Nevada. You've already had a criminal referral out there from when Ric Grenell was on the scene. We got Brian Kennedy later. Matt Schlapton (phonetic) went out after that. Is Nevada is the Suit -- in Nevada also alleged criminal type activity in this -- in trying to either voter fraud --

RUDY GIULIANI: Yes.

STEVE BANNON: -- or manipulation of systems?

RUDY GIULIANI: Yes. I mean, Michigan

does too. Michigan has allegations that ballots were backdated, mail -- the ballots had been stopped basically on November 3rd at 8:00, Justice Alito ordered that, and then put aside -- instead of doing that when those ballots came in, they backdated them. That would be a straight out and out crime. They forced people to vote democratic. That's a straight out and out crime.

STEVE BANNON: So is Nevada --

RUDY GIULIANI: In Michigan --

STEVE BANNON: Hang on.

RUDY GIULIANI: -- (indiscernible) there is a crime.

STEVE BANNON: Is Nevada going to be filed separately in its own -- you've got -- you're in the middle section of Pennsylvania in federal court. You're in a court -- you're in both -- outside groups in state court, Coleman, they're going to hear from the judge today at noon. We'll be covering that. They've -- you've got federal court, you're going to be in there next week.

Is Nevada going to be a totally separate federal court filing out in -- out in Nevada?

RUDY GIULIANI: Yes.

STEVE BANNON: And when can people expect --

RUDY GIULIANI: I believe they will be. There will be -- there'll be a separate -- it will bring up -- first of all, they all have the common allegation that Republicans were kept out of the process of looking at the mail ballots, and the absentee ballots, which makes the ballots illegal. Some of them were very thorough in that. In Pennsylvania and in Detroit -- in Philadelphia and Detroit, I can't find anyone who looked at a ballot yet. There may be a few, but what I'm saying is they were very effective.

In others there's a mix bag. Like in Pittsburgh they were allowed -- they didn't look for the first hour, the first half. The second half they were intimidated by the judge's in Philadelphia, and they allowed some viewing.

STEVE BANNON: Hang on.

(Talking simultaneously.)

RUDY GIULIANI: -- some vowing.

STEVE BANNON: In Philadelphia, why was

there the Republican party? If they were blocked out that much on those days, is there a track record, and do you have it documented where the Republican party was raising Holy hell. I remember you went in and got a thing from a sheriff who wouldn't -- a court order that they wouldn't enforce. You know, the Corey Lewandowski part of it, but is there a record where -- I mean, why is the Republican party not in melt down? Why were they not having press conferences. Why was this not like a firestorm when it was going on?

RUDY GIULIANI: It was a bit of a firestorm, just not covered. I mean, the head of the delegation had two press conferences. He tried to get it out. Nobody would print it. Then he finally -- then he finally went to court with it that night.

STEVE BANNON: Okay.

RUDY GIULIANI: And was heard the next day.

STEVE BANNON: Good.

RUDY GIULIANI: And the court wanted them to compromise. So he did make a record of it.

STEVE BANNON: Mayor, can we keep you over

through the commercial break? And here's what we want to do, I want to take the two --

RUDY GIULIANI: Sure.

STEVE BANNON: -- (audio distortion) Georgia and Arizona I want to take separately because they're -- we've been very involved in both. John Fredericks is down in Georgia. We're moving our operations down there in the John Frederick's Radio Network for both the -- this -- to sort out what happened to the presidential but also for the senatorial. In Arizona I spent an hour last night with the Trump troops out there, and Gosar followed us and Kelli Ward. There you have what the Republicans establishment wants to do and what the Trump movement and what the Trump complain want to do, and it seems like there's just two different things.

Like, Lin Wood is -- who I think is a fantastic lawyer, he's tweeting out, you know, our thing, the Chinese communist party is involved here. This is going to be massive when it's exposed. You have Sidney Powell who's out there talking about 450,000 votes in these different areas. In Arizona they're

saying, they're going, hey, we just don't want a recount. Recount is not going to do it. We've got to go in and do a hand analysis, ballot analysis of what happened here in Maricopa County. So I just want to deal with Georgia and Arizona, because there's not a united front from our side of the football.

We're going to take a commercial break. When we return, we're going to have Mayor Rudy Giuliani, who's kind of the overall architect of this and someone who's not going to back down as we go through this situation that now we're ramping up in a court.

(Giuliani portion of the recording ended.)

* * * * * * * *

MALE SPEAKER: Mayor Giuliani, is that the pressure that's coming on people like Porter Wright where they've got corporate clients and you've got CNN sitting there comparing us all to Nazis.

MAYOR GIULIANI: Absolutely. I mean, I saw this pressure in my own law firm when I take on the representation of them. It's clients like Zuckerberg, or any of those people

saying we don't want you representing him. It's bad for our brand. How could you represent them? The partners who represent those clients then get very upset that they're going to lose those clients. We've gone into like a McCarthy kind of stage here where we even see it in some of the reactions of some of the democrats who say any these people who support, you know, a contest, they should be thrown out of their jobs. They're not reliable workers. They should be thrown out of their communities. They should be (indiscernible).

(Talking simultaneously.)

STEVE BANNON: It's not just -- it's not just democrats. I mean, the enablist here are the republicans. Look at -- tell me what's going on in Georgia and in Arizona, and, you know even in the suits, you got Lin Wood in a dedicated, you got Colins, you got fire breathers down there from the Trump -- from the Trump campaign and the Trump movement, but you're not feeling any love from the governor or from the Secretary of State down there, Lieutenant Governor.

MAYOR GIULIANI: The governor there may

have a special problem. After all he did contract with Dominion. Dominion is going to turn around to be a complete disaster, but in any event it's at least going to turn out to be a tremendous embarrassment. It's not a very good company. It really isn't a Canadian company. It really is a Venezuelan company. It depends completely on the software of Smartmatic. Smartmatic was a company that was developed in about 2004, 2005 to help Chavez steal elections. That's -- the software is intended to help steal elections, and that's the software that's embedded within Dominion, and Smartmatic owns a big piece of Dominion so --

STEVE BANNON: Why is.

(Talking simultaneously.)

MAYOR GIULIANI: -- (indiscernible) going to be a very embarrassing.

STEVE BANNON: Lin Wood's one of the best lawyers you've got working with you. Sidney Powell, Lin Wood, yourself, others. He's down there tweeting like he's going off the script from the war room that CCP'S is involved, you got the software system. What exactly is going

on with Lin Wood?

MAYOR GIULIANI: Well, he's got -- he's got -- got a strange situation that a company that shouldn't have been hide was hired. The company has a lot of problems. Now, the ones I'm free to discuss with you are -- it's roots are Chavistas, Venezuelan roots. The president of the Canadian branch is an antifa follower and supporter. Why they'd be hired in the state of Georgia is beyond anything you or I can comprehend.

STEVE BANNON: They're hired --

MAYOR GIULIANI: (Indiscernible).

STEVE BANNON: They're hired in Maricopa County I think. I think they're the system in Maricopa County. Last time I looked it was Republican GOP. Now, I'm not sure they made the final decision, but they definitely had the decision made in Georgia.

How did that happen? These are Republican elected officials that President Trump -- they wouldn't be Republican elected officials unless President Trump put his shoulder to the wheel and got these guys elected. Kemp was a nonstarter before President Trump supported

him.

MAYOR GIULIANI: Well, the reality is his lobbyists the lobbyist for Dominion was his chief of staff. So, you know, that's the connection that I made. Now, the state of Texas turned Dominion down. The state of Texas did an audit of them, decided they -- I'm not sure the state of Texas actually got the whole history, and the Venezuelan background and the Soros president that was involved in it.

STEVE BANNON: They just --

MAYOR GIULIANI: But --

(Talking simultaneously.)

MAYOR GIULIANI: -- they turned down on merits.

STEVE BANNON: They turned them down for incompetence. I mean, the fact, they had talk --

MAYOR GIULIANI: (Indiscernible) on the merits (indiscernible).

MALE SPEAKER: I've got the study right before me, and they really turn it down on technical aspects. They don't get into the politics at all.

MAYOR GIULIANI: Yes.

MALE SPEAKER: A great guy to interview would be this guy James Sneeringer, Ph.D. who's the designee for the study.

STEVE BANNON: Right, but he is on the merits.

Mayor, we got about a minute left and I know you got to go. For -- going into the weekend, we've got a big rally here tomorrow. If you've got to fire up the Trump -- the Trump base here and the Trump believers, give is your new rognee (phonetic), you know, of 45 seconds.

MAYOR GIULIANI: Well, we're discovering very, very serious frauds, and don't be mislead by the media that says oh, there's no evidence of fraud. And it's beginning to start looking systemic, because you see it -- you see the same thing happening in eight or ten cities. All very rock-ribbed protected democrat cities where they feel they can get away with anything. And it seems to me that it's not by coincidence that they all had the same idea at the same time. So I can't -- we might be able to show that it's concerted, and that would give us a better chance of getting some of these overturned.

STEVE BANNON: Mayor, thank you. I know you've got -- are you going to drop another podcast today?

MAYOR GIULIANI: Yes, one on at 6:00 tonight and it will be -- it will be an analysis of just how -- we now have shown, at least in two states, how the election was rigged. It wasn't -- and we will reveal some of the exhibits.

STEVE BANNON: Perfect.

MAYOR GIULIANI: That --

STEVE BANNON: We've got --

MAYOR GIULIANI: -- point out --

STEVE BANNON: You've got --

MAYOR GIULIANI: -- (indiscernible).

STEVE BANNON: -- path to victory the other day and then how you're going to win. We're going to take highlights from them. They're fantastic.

You got to go to Rudy's podcast. We'll put it up in the next segment.

But, Mayor, thank you so much for joining us.

(Music playing.)

(End of recording.)

CERTIFICATE

I, ERINN GREEN, Professional Court Reporter/Transcriptionist, do hereby certify that I was authorized to transcribe the foregoing recorded proceeding, and that the transcript is a true and accurate transcription of my shorthand notes, to the best of my ability, taken while listening to the provided recording.

I further certify that I am not of counsel or attorney for any of the parties to said proceedings, nor in any way interested in the events of this cause, and that I am not related to any of the parties thereto.

Dated this 24th day of January, 2021.



ERINN L. GREEN, Court Reporter
Notary Public Commission No.: GG950705
Expires: January 23, 2024

Exhibit 222

Bannon's War Room Ep 544- Pandemic: Weather the Storm (w/ Jack Posobiec, Rudy Giuliani, Col. Doug Mastriano, and Raymond Ibrahim)

November 28, 2020

https://pandemic.warroom.org/2020/11/28/ep-544-pandemic/

BY STEVE BANNON:

Q. So Mayor Rudy Giuliani, the main stream media is, once again, dancing on your grave, which they do every 24 hours, right? This is why you're a sergeant. This is why you're the ultimate honey badger. You do not care. You just keep going forward. They are dancing on your grave now because it is the third circuit. Walk us through why they are wrong and this is not a catastrophic defeat.

A. No. Actually, it is really -- it actually helps us because it gives us another vehicle to the Supreme Court. It is far better that they decided it quickly than they took four weeks. And even it came out our way. So the realty is I don't think people understand the strategy. The strategy is to get to the Supreme Court. With three or four different types of claims, all of which come to the conclusion that this election was systemically fraudulent.

What I mean by that was it wasn't in one state or two or three. It was in six or seven of the most important states and isolated to the crooked Democratic cities in those states. And they were always counting on these new method of mail-in voting, which had been resisted for 20 years because is so prone to fraud. I mean, they know exactly what they can do with it. So

basically they were ready to wipe out almost any margin that he had. And, you know, had we been on the old system, they couldn't have wiped out so many of these margins. There wasn't enough room in the absentee ballots, only 400, 000. But when you have 2.5 -- 2.5 million, 3 million, you can wipe out a big lead.

You do it a couple of ways. You print extra ballots or you quadruple count the ballot. You take the ballot and you put it in the machine four or five times. Now, I'm not just telling you that. We have about 20, 25 witnesses that will tell you that happened in Pennsylvania and in Michigan, which it counts for the disparity between the number of mail ballots sent out and the number counted, that was sent out because they were counted four, five times.

Q. Let me --

A. Unbelievable fraud.

Q. Let --

A. Unbelievable. It happened in six, seven different states. Was orchestrated by someone because they did it all the same way. And they were very confident that they could make up almost any lead that he had.

Q. Okay. I want to get back to the three or four different strategies to get to the Supreme Court and do

it expeditiously. Here is what I think would be helpful for the audience. The main stream media said this is all baseless, baseless, baseless. It is made up. There is nothing here. They call it "baseless charges." It is President's Trumps baseless charges. His baseless charges. At Gettysburg the other day you presented witnesses that showed it certainly wasn't baseless.

Now, you may argue on the details but this is certainly not baseless. There is a basis here to go forward and to argue this and to be cross-examined in a court or to be crossed at a hearing by a state legislator. Here is the question. If this -- if your evidence is so overwhelming and so big and this such a vast scandal, why is it that Republican legislatures in Pennsylvania and in Arizona -- you've got a thing scheduled in Arizona, which I think sounds great, but it is at a Hyatt Regency with a selected group of Republicans, where are, like, the Republican governor of Georgia? Where is the Republican legislator in Pennsylvania? And where is it and where is the Governor Ducey and the legislator in Arizona? Why are they not saying, "Rudy is right. This is overwhelming. We want to see what he has got for our state. Let's call a special session and do this."

A. Well, couple of reasons. First of all, you want

to give them the benefit of the doubt.

Q. No, I don't. No, I don't. I don't --

A. You don't want to give them the benefit --

Q. No, I am not going to give them the benefit -- what are you talking about? The whole republic -- what are they -- what else -- they are politicians. What else do they -- no, Rudy, I do not want to give them the benefit of the doubt. So let's start over. Go ahead without giving them the benefit of the doubt.

What is your next one?

A. Okay. I don't think Ducey ever really was allied with the President. He is extremely unpopular in his state. He got elected by a 17 percent margin, but he hardly gets any applause when he comes out. And I don't know what he has got for the President, but he certainly isn't an ally. But the worst part of it is if he doesn't embrace this, he will be finished in the Republican party.

Q. But we don't --

A. This is an attack.

Q. We don't need allies. What we need is guys who want to stand up for the rule of law. What we need is governors --

A. The law to do the right thing.

Q. Who want to do the right thing --

A. Who are willing to do the right thing. They are trying to destroy our political party. That is part of what they are trying to do. If they pull off this election this way, by the way they manipulate the mail ballots to the tune of millions of mail ballots they can manipulate and they continue to have control of these crooked cities, we can be ruined as a political party. That is what they would like to do. They would like a one party system.

George Soros would love to have a one party system. And we would all become internationalists. America would no longer be -- would there be America first, not even America second, but third or fourth. It would be China first.

Q. Mayor --

A. Who knows, Iran second.

Q. Mayor, any political party that does not stand up for the rule of law and actually counting all fair votes, it should be like the wigs -- it is not the Democrats. This is self inflicted. They don't have any moral justification for going forward. They should be like the wigs. This should be like 1858. They should just fade.

A. Yes.

Q. But that is not a Democrat thing.

A. The Democrats should be --

Q. Yeah. Go ahead.

A. The Democrats should be splintering apart. The are the ones carrying out the fraud. We are asking them to do the right thing and they are frightened. I'm not going to stay at home. We got some really courageous people in -- I think they are going to turn around Pennsylvania. The guys who stepped forward and the woman who stepped forward.

I think they are going to turn around Arizona. I think -- and you know what I was told? This will give you an idea of it. I was told by one state legislator, "We don't want to be the first one, but we will be the second." So basically we are either going to get none or we are going to get four.

Q. Yeah. One falls, they all fall.

A. I'm telling you that. That is true. They want a leader to follow. So it isn't just them. And they want to know they have a chance to win so it isn't a futile effort. And they do because there is overwhelming evidence of all fraud in Pennsylvania, in Michigan, in Wisconsin, in Arizona, in Nevada and in Atlanta.

Any one of those, the state legislator quite legitimately could say the actual vote is Trump by 300,000. Trump by 4. Trump by 100,000 of the honest

votes. The votes that are real votes, not the four time in the machine where there is no ballots to even support.

Q. Have you seen this -- and Jack Posobiec is going to jump in here in a second--

JACK POSOBIEC: I think he already knows -- Mr. Mayor, how are you doing? Great to talk to you again. Happy Thanksgiving -- that I think -- I think the cat may have come out of the bag a little bit early on what you guys have in store for the Arizona hearing because Matt Brainerd just Tweeted that he is going to present VIP findings in person at your Arizona hearing.

Is that right, Mr. Mayor?

RUDY GIULIANI: Well, okay, I can say, yes, about that. I can't tell you the full --

BY STEVEN BANNON:

Q. Breaking news.

A. But, look, it is a combination -- it is a combination of witnesses and expert testimony, which is the way you do an election fraud case.

JACK POSOBIEC: Yes.

RUDY GIULIANI: You always use expert testimony. But I want to emphasize it is witnesses, too. We have over 250 affidavits for Michigan alone. We have got about 200 for Pennsylvania. We've got 100 for Arizona.

These are human beings. When I say "affidavits" these are human beings who are swearing under oath they witnessed a crime.

In some cases it is the few individual fraud. In some cases -- in one case he stood there while 100,000 ballots were just thrown in not examined by any independent person. Not even examined by the official of the election commission. He was throwing them in like this. Never even looked at them. He had to know -- and to the extent they could see it at all, it had Biden at the top. Biden, Biden, Biden, Biden. They have stretchers now that we can analyze where Biden gets 4,000 votes and Trump gets eight.

STEVEN BANNON: Mayor --

RUDY GIULIANI: It is ridiculous.

JACK POSOBIEC: Are these those spikes you --

RUDY GIULIANI: Do they think we are stupid?

JACK POSOBIEC: I mean, you had AN incredible moment that I think has been played again and again from your Pennsylvania hearing where you talked about this -- this spike of Biden votes 4:00 a.m. spike in Pennsylvania.

Are we going to see something like that in Arizona, possibly Maricopa County that we have focused on?

RUDY GIULIANI: Well, you're going to see -- you're going to see something like it. Maybe not quite as dramatic, but you're going see that the machines had real difficulty getting back to zero or starting out at zero. And you're going to see in some of the machines an early infusion of votes. And I think -- I would pay attention to the testimony on the machines there.

Remember, in Maricopa County they were using Dominion machines. And for all the propaganda about Dominion, Dominion is a company that specializes in stealing elections. That is their expertise. Their roots are Venezuelan. They keep denying it. It is absolutely true. I think we will be able to prove it scientifically that they are using Smartmatic software. Smartmatic company that was founded for Hugo Chavez to fix elections.

BY STEVEN BANNON:

Q. I want to go back and, Mayor, could we keep you over for a couple minutes in the next segment? But I want to finish --

A. Sure.

Q. I want to finish here for a second.

You just made a statement, and I think this is what -- we are the activist part of the Trump movement right? Our listeners, as you know, and our -- the

people from around the world, this is pure MAGA, this is the populist national movement is right here. The question they've got, you just made a statement, hey, I have 250 affidavits in Michigan. That is not baseless charges. I have real human beings that are prepared to come forward and take all the abuse to the left, but here is the question.

The legislator in Michigan has not scheduled a hearing. The legislator in Arizona -- and that in Michigan's control by Republicans. In Arizona controlled by Republicans. In Pennsylvania you've got heros like Don Keefer, who was just on here, following you who is going to be Colonel Mastriano, who you know was a hero the other day at your hearing.

They are now passing resolutions to reserve a 1938 law to get them more involved in this. They are trying to talk to leadership over the weekend to extend the session past the 30th so they actually are still a body that can address with this.

These are not -- this is not George Soros. This is not the Democratic Party. This is not the main stream media. We can't blame this on anybody. You just said, "Do they think we are stupid?" No, sir. They do not think you're stupid. But they think the Republican party is gutless. They do not think the Republican

party will step up --

A. Well --

Q. -- and stand up here in the -- why do they want to destroy Donald Trump? Why do they want to destroy this movement? They think we are smart enough. They don't think we is the stones to sit there are go, "We are not going to back down to this."

So Mayor with all of this, what are you going to do with -- you have done a heros work to get all these affidavits, you and Jenna Bors and the entire team. I tell you what. We've got 30 seconds. Let me take a break here. We are going to come back to you, Mayor. You cogitate on that response, but they think Rudy Giuliani is smart and brave and tough, but they don't think the establishment in these states is smart and brave and tough.

They think they are gutless. And that is the problem we have. We are going to return with America's Mayor, the President's lawyer on War Room Pandemic with Jack Posobiec.

Steven K. Bannon live from Washington D.C.

(Commercial break.)

War Room Pandemic with Steven K. Bannon. The epidemic is the demon. We cannot let this demon hide. War Room Pandemic. Here is your host, Steven K. Bannon.

BY STEVEN BANNON:

Q. Courage is contagious --

JACK POSOBIEC: New pandemic.

BY STEVEN BANNON:

Q. It is the new pandemic. And when you talk about courage, you got to talk about America's Mayor Rudy Giuliani.

So Mayor, understanding you're showing leadership and here is the leadership you're showing, they can mock and ridicule you. They can say you're -- you can't hit a fast ball anymore. You've lost a step, you know, Rudy is above his head. He is not constitutional guy, all of that, right? And you are just relentless. You keep coming. You keep coming. It is pure honey badger. Okay. And that is exactly what is needed now. Grit and determination.

So I want to go back to my question. Is there enough courage in the leadership of the Republican Party in these states to actually -- we are on the cusp of curing a great victory, right? Or we are on the cusp of oblivion. This is a binary function, right? There is not any question here. One or the other.

What do you -- what do you -- what are you telling our audience it takes now and what can they do to assist you in trying to put a spine into the gutless

establishment of the Republican Party in states like Georgia, in Arizona and in Pennsylvania?

A. Let the leadership of the party know that this is -- this is an absolute necessity of the future of our county, and it is not going to be forgotten if people are on the wrong side of this. This is one of these things that 10, 15, 20 years from now people will ask what said were you on.

And if you were on the wrong side of it, you're going to be on the wrong side of the Republican Party and the wrong side of history. And I think, you know, people tend to follow a leader. And I think this does come down to getting the first legislator to take a stand and say there is too much corruption in this election. It is quite clear that Biden stole it. And we are going to disqualify him, and we are going to give our votes to Trump.

They are perfectly entitled to do that under Article 2, Section 1, Clause 2 of the constitution. People have to go read it. The state legislator runs the presidential election. The state legislator determines the electors. The state legislator determines ultimately if the vote that was given to them can select electors is legitimate or not. And has the right to discount votes that are illegitimate.

And then you just stamp those illegitimate votes properly and we win Pennsylvania, Michigan, Wisconsin, easily. We win Arizona and Georgia, which were quite close. We win Nevada, too. So you don't need all of those. You just need three of them. You have Pennsylvania. It takes a lot of guts to do it, but I think if -- if enough go out front, the people who are now frightened will just will come along because then they are not going to be standing all by themselves.

Q. In Wisconsin Jack Posobiec has been reporting this entire show. He is been hearing from guys in the room that there is 19,000 of these IC rejections in Milwaukee County. There is going to be more in Dane County. They just announced it is going to be some time on Sunday. They think they will be finished.

What do you do once you get a state like Wisconsin, which the main stream media is not talking about, and the reason they are not talking about it is we caught them dead to rights illegal ballots out there.

What is your next step? Do you go -- do you take it to the general assembly there or you go into court? You're the strategist. You're driving this.

A. Well, you do both, but you know the courts are so darn political it is a shame. I mean, it is -- the case in Wisconsin in a court is almost an obvious one.

You're supposed to have an application for every absentee ballot. And when you count -- this is the law in Wisconsin who has the strictest absentee law in the county.

They almost don't like absentee ballots. They basically say it in the their legislation. And they even say in legislation they want the law strictly construed. So you have maybe 50, 60,000 absentee mail-in votes without an application. The law says you count those out in the county in which they were -- they were cast.

You do that and he wins that election by about 40,000 votes. You just follow the law. If you have the courage to follow the law. So that is why we have to also count on the state legislator because some of the judges make up the law. In Pennsylvania, the language in the statute says that when you're counting these ballots, both sides have to be present. You know what the Supreme Court of Pennsylvania decided 5/2, the five Democrat judges, that present just means you can be in the room, but they don't have to show you anything. Well, what would be the purpose of being in the room if they didn't show you anything? You're supposed to be there to inspect the integrity of the ballot, but they can put you in the room and hide it from you.

That is a ridiculous decision. You only make that decision for political reasons. No lawyer -- no rational person would come to that conclusion. I would by embarrassed to put my name on the opinion like that. Well, that will get reserved eventually. That is the lengths that these judges go to out of -- I don't know what it is, loyalty to the Democratic Party.

Q. Let me real quickly because we are burning daylight here and speaking of burning daylight, the 8th is Safe Harbor, the 14th the elector college meets in the different state capitals. You're going to go to the Supreme Court. When do you want to go and you said you had three or four strategies. What are the three that you have got? When do you anticipate going and, you know, people are sitting there going, hey, the president is thinking about going to Georgia next weekend, isn't that Safe Harbor like a steak in the ground?

It is one we can go past. The 14th you can't go past. And the President has actually said if he beats me in the electoral college on the 14th, I won't concede, but I understand it is time to move on. So when does Rudy Giuliani and the team, when are you going to be arguing in front of the Supreme Court as you see it on the 27th?

A. Well, it depends on how we get there. If we can

-- if we can get these legislatures to do what they are supposed to do, to do what the evidence suggests then we will be in the Supreme court as defendants because Biden will show and take us there, right? And if we get -- right now the two situations that we have going on --

Q. Hang on. Mayor, hang on. Mayor, this is my point. I got that, but my point is you don't have Arizona, Pennsylvania, and Michigan will overwhelming evidence and even in Georgia with another Republican legislator. You don't even have a joint meeting set up yet. You have one week -- we have ten --

A. Yes, we do.

Q. In which state?

A. We have meetings set up. We have meetings set up. We have Arizona. We have --

Q. Mayor, that is a meeting with a group of Republicans that are going to sit there like in Gettysburg. It is fantastic. That is not an official -- the state legislator --

A. We are going to put -- we are going -- we going to put witnesses on so that the public can see the witnesses. And therefore create the, kind of, pressure that will get the leadership to have to come along. I'm not -- I talk to those leaders. I'm not convinced that that will turn into a hearing. Pennsylvania didn't

start as a hearing. Pennsylvania started as a private meeting. And we built it into a hearing. So let's us -- let us keep working all weekend. We've got -- we've made a lot of progress. You know, Michigan gave us a meeting. Then they took it back. And as soon as they heard about Pennsylvania they called me up and now we are going to have a bigger meeting. And now we are going to try to get the meeting from an informal hearing to a formal hearing.

So believe me --

Q. Is the buried lead --

A. If Pennsylvania takes action, they will all follow very quickly.

Q. Is the buried lead here the Safe Harbor and the 8th, we are going to blow by, it is really the 14th? Because this is never all going to get done by the 8th. It just can't.

A. I mean --

Q. You can't argue --

A. It would be better -- there is no reason why it can't get done by the 8th particularly the legislative part of it where you don't have all of those procedures rules that you have in court where you have to make a motion to dismiss and you have to make a motion of summary of judgment and although we are going to bring

another case probably within two days that would very quickly go to the Supreme court as a back up just in case.

Q. Mayor, you're a hero. Tell people -- do you have a new Podcast that is going to come out tonight? Your Podcast are a must watch. Do you have a new Podcast coming out today?

A. I have one. I have one. I have one that I did here yesterday. And it gives you an idea of -- gives you an idea of our strategy and people have heard a lot about the case in -- in Pennsylvania. They haven't heard a lot about the case in Michigan.

And we show them the evidence in the case in Michigan. And the Podcast are good because it puts the lie to what the media is saying "we have no evidence." If you were to take seven or eight of my Podcasts and put them together we got about 25 witnesses and about 50 documents and pictures. I mean, it is -- the case is -- the evidence is there.

Q. Your Podcast --

A. This propaganda --

Q. Yeah, your Podcast are amazing.

A. The propaganda is overwhelming.

Q. We got about -- how do people get to the Podcast? How do they get you on Twitter? How do they get you on

parlor? How do they get to the website? I know you got a great team.

A. Rudy -- Rudy -- Rudy -- Rudy'sCommonSense.com is my Podcast and Rudy Giuliani for all the rest.

Q. Mayor, you're a -- you're not just America's hero, I think you're the hero also of the deplorable's in the Trump movement and the MAGA movement. You never quit. You never die down.

A. I love being the hero of the deplorable's.

Q. You're the deplorable --

A. Some idiot wrote -- some idiot of the Times wrote with all these Trump -- with all these Trump people should be excluded from polite society, and I said, "I agree with you. I don't want to be apart of polite society." I never like the New York cocktail parties any ways. Bunch of phony's.

Q. You resemble that comment. Mayor Giuliani, thank you so much.

A. Would you (inaudible).

Q. Thank you so much for having us on -- or are coming on and thank you staff sometime.

A. Okay. Okay.

Q. Thank you, Mayor.

A. Bye.

Q. Mayor Rudy Giuliani.

A. Yes, sir.

Q. Mayor Rudy Giuliani.

I guess that was supposed to be the Park Avenue, the Park Avenue --

JACK POSOBIEC: This turns out to be the Rudy Giuliani comedy hour after --

STEVEN BANNON: A stand up. I tell you what. A real hero. We are going to take a short break. We are going to get the State Senator that really had the inflection point, Senator Mastriano, who is a 31-year-Army Colonel Veteran. Just like Jack Posobiec is Naval Intelligence. He is military. He is army intelligence. We will have them thrash it out in the next segment. Jack Posobiec, Steven K. Bannon. Be back in the War Room in a moment.

(End of recording.)

C E R T I F I C A T E

I, SHAWNEE WILBORN, Certified Shorthand Reporter/ Transcriptionist, do hereby certify that I was authorized to transcribe the foregoing recorded proceeding, and that the transcript is a true and accurate transcription of my shorthand notes, to the best of my ability, taken while listening to the provided recording.

I further certify that I am not of counsel or attorney for either or any of the parties to said proceedings, nor in any way interested in the events of this cause, and that I am not related to any of the parties thereto.

Dated this 23rd day of January, 2021

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SHAWNEE WILBORN, CSR 13361

Exhibit 223

Bannon's War Room EP 582 - Pandemic: Crisis At Our Own Making (w/ Maggie VandenBerghe, Rudy Giuliani, Raheem Kassam, Jack Maxey)

December 14, 2020

https://pandemic.warroom.org/2020/12/14/ep-582-pandemic-quest-for-justice-w-maggie-vandenberg-john-eastman-boris-epshteyn-phill-kline-ben-bergquam-mark-finchem/

BY STEVEN BANNON:

Q. Now, I want to go to America's Mayor, Rudy Giuliani. He is the President's lawyer. He is the senior strategist. He is the guy that is relentlessly going around the country. He has changed all the polling because of these hearings he's had before state legislatures and because he is driving all the different states and overseeing all the different lawsuits.

Rudy, or Mayor, John Avlon, if memory serves me correctly, he is lecturing and essentially lecturing the American people but really pointedly lecturing Rudy Giuliani. If I remember correctly, I think John Avlon at one point in time was actually on your payroll, wasn't he? Wasn't he head of coms before Jason Miller showed up?

A. Yeah. He worked with me in communications and he worked on my presidential campaign. And he and his wife, Margaret, are our good friends. They have gone way over for quite some time now. Way back during the impeachment they were flying off the left edge. And he works with CNN, and I think somehow he must have gotten affected or something. I don't know what happened to him.

The realty is that they are the ones don't want to look that facts. I would like to sit John down, give

him something to calm him down for about 20 minutes, and just have him watch the tape of what went on in Atlanta. All you need to know to know that this election was stolen, and it will last forever.

Like, there is a film of the Kennedy assassination. It shows them stealing somewhere between 40 or 50,000 votes. The margin of 10,000. There is Georgia right there. They locked the doors. They chased the people out. They count the ballots as if they are cracking up crack, moving crack around. They are looking all over, turn your shoulders.

I mean, it looked like a heist out of a James Bond movie or something. It is about as clear as evidence of voter fraud as you've ever seen on live television. It will be there for posterity. They are never going to escape this. No matter what the outcome of this, this will be a stolen election.

Q. Let's talk about that cause the numbers clearly coming the way the President of people walking up and saying, "Hey, something is going on here," but I want to -- before I get into the details, and we talk about Miller's great subnation and the about the electors, the breaking news here out of Steven Miller something that Rudy and the team have worked on, the Trump slate of electors are showing up today in the state capitals.

People ought to get -- ought to understand President Trump has not even begun to think about backing down and the reason he won, and he is going to close on his win, his electors are showing up today.

So heads are blowing up all over, but I want to go -- Raheem is coming on later at the bottom of the hour to talk about this guy Ryan Cooper and Ryder at yahoo or I think The Week, Yahoo put it up, but you see this tenancy now of John Avlon, and they are really pointing to elected officials and Rudy Giuliani and all of us that we are guilty of sedition. We are un-Democratic. This is basically illegal what we are doing. It is not fighting to basically make sure that only legal votes count is now an act of sedition.

The President Tweeted out yesterday, I thought a powerful Tweet, saying, "Hey, if you're guilty of election fraud or voter fraud and you're apart of this scam and you're going to show up and put forward a slate of electors and you knowingly were apart of this, that is a crime." So put it -- are you guilty of -- are you guilty of sedition, Mayor? Are you being a trader to the United States by demanding that only legal votes of American citizens count?

A. Well, it would seem to me that the people who are setting forth these certifications they know are false

are guilty of a crime. They are making a false statement to the United States government. So if you're certifying -- let's take Georgia because we mentioned Georgia, if you're certifying Georgia as an accurate vote, you know, by clear and convincing evidence that that is a false number.

You know, that it is discounted by the number of votes that were illegal and counted right there live on tape. You know, it is discounted by the 11,000 dead people who voted. That number is a false number. I hope we can all agree that dead people can't vote. It is discounted by the 16,000 already determined noncitizens who voted.

So you know that without any doubt the number you're signing your name to is false. So you're making a false statement to the United States government. So tell me who is committing the crime. You're committing the crime. Plus, there is no government yet. No one has selected our government. Our government is still in the making. The electors are meeting today. And the final vote, if it is a final vote, isn't until the 20th. So that is a totally ridiculous charge.

Q. Do you believe --

A. The ones that are guilty of sedition --

Q. Yep.

A. The ones that are guilty of sedition are the ones who are covering up the Biden connection with China. I mean, they are letting a -- they are letting a business partner of the Chinese Communist -- they are trying to whisk him in the White House without any examination of whether there was any espionage, any danger to national security.

How could it be that the Biden's were partners with the Chinese government for eight years and they got millions of dollars and there were no national security implications to that? What about Swalwell? Who is investigating him? He is sleeping with a Chinese spy, and she is not getting information out of him. She must be a pretty bad Chinese spy.

Q. Mayor, the elect -- your strategy today about having the electors show up, do you agree with Steven Miller, the assistant to the president, who said today the only date that matters here is high noon on the 20th of January because that is where the constitution says the term of office ends and another term of office begins.

Is that -- are you of the belief that that -- what Steven Miller said was accurate? That the date here, so we are going blow through like we did --

A. Of course.

Q. -- with Safe Harbor you were going to blow through today?

A. Well, of course it is. Of course it is the only date that matters. It is the date on which the government changes. Until that date Donald Trump is president of the United States. And if there is no president selected on that date, then the vice president is the -- the -- speaker of the house is the acting President as we have had -- as could happen. And then it will have to be determined who the president is. But I mean, tentatively that would be the -- that would be the real date that counts. That is the date on which the rubber meets the road.

Q. Why are you -- why are you sending electors why are electors going to the state capitals today? Today is the first Monday after the second -- after the second Wednesday in December. That is by statute, not be constitution, but by implementing statute. That is where the electors college meets in the States capitals and the elector -- the elector slate is put forward by the state govern -- by the State legislatures and the state governments. So why are you -- why is the Trump campaign sending its own slate electors to these state capitals?

A. Well, based on our legal research, the advise

we've gotten from a number of professors, our own advise, we could have had a gap here. If, for example, let's say, the State of Georgia decides to continue its hearing and decides that the count is grossly wrong, that Trump actually won Georgia, if we don't have a group of electors selected today, there is a question as to whether we can select electors after today. So out of an access of caution -- this goes back to the Kennedy/Nixon race in 1960.

In 1960 Nixon won Hawaii on election night. It was awarded to him, but it was very close. It was like 3 or 400 votes. The Kennedy people selected their own group of electors on that -- on that day -- on this day in 1960 as an alternative.

And then in December of 29 of 1960 the courts ruled for Kennedy. They gave him the state by 50 votes. And so, therefore, two sets of electors was sent to the congress. And guess who picked the Kennedy electors? Nixon, but had there have been no Kennedy electors, all they could have done is disqualify the Nixon electors.

And there is always a question as to whether you need a majority of the 271 or a majority only of the people voting. So it is done out of an access of caution so that if we get awarded a state, our electors are right there, and they can step right in.

Q. You bring up an interesting -- the buried lead there was that Nixon was president of the senate when you said he selected it. Just remember there is a lot more to come --

A. Yeah, president of the senate. Same thing Pence --

Q. Mike Pence is a lot --

A. Same thing Pence would get to it.

Q. There is a lot of fight left in this, ladies and gentlemen. As President Trump said on Saturday quoting one of my favorite Naval officers, "We have not yet begun to fight," that is John Paul Jones during the Naval engagement in the revolutionary war.

Rudy, can we ask you to please stay over for our next segment? I've got more questions on Biden and --

A. Of course.

Q. -- what the strategy is.

Mayor Rudy Giuliani, America's Mayor. Remember, Mayor Rudy Giuliani has taking on tough ones before. He has broke the five families, the five Mafia families back in New York in the mid -- the late 1980s. Then he broke the Mafia that was running Wall Street, Mike Milken and Ivan Boesky, that crowd. He broke them. He knows how to use RICO. He knows how to prosecute. He knows how to unearth bad guys. And Rudy Giuliani is now

dedicating his life to making sure that every legal vote counts. This is all the Trump movement wants. This is all the President wants, counting of legal votes and not counting illegal votes. Not all votes count. Only legal votes count.

This somehow is what the main stream media and the Democratic Party doesn't get. We are not going to count all votes. We are only going to count legal certifiable chain of custody votes.

Mayor Rudy Giuliani, we will come back and join Maggie VandenBerghe, Fog City Midge. She is sitting in as our cohost today.

Steven K. Bannon in the War Room. We are going to return in just a moment.

(Commercial break.)

War Room Pandemic with Steven K. Bannon. The epidemic is a demon. We cannot let this demon hide. War Room Pandemic. Here is your host, Steven K. Bannon.

BY STEVEN BANNON:

Q. Welcome back. Our guest is Mayor Giuliani, the war time (inaudible) for President Trump in this war to make sure that only legal votes count.

Mayor, the President was on Twitter lighting stuff up over the weekend. Do you anticipate the fiasco state by state and cowardly state legislatures, the

courts want to look the other way, you got the Wisconsin's supreme court, they got it right now, they are arguing about it. You got the situation in the Michigan. We will get to in a second, but have you recommended to the President, do you believe giving your time at the justice department, your time as the senior head of the southern district of New York, that a special prosecutor, a special counsel, is warranted to look at the election fraud and the voter fraud throughout the country particularly in these five or six battleground states?

A. Absolutely. It has to be done. It has to be done for the sake of this election. And it has to do be for the sake of the country in the future. You can't -- you can't let something like this go unaddressed because otherwise it will just be done again. I mean, that is the history of the crime. When you ignore it, it just gets worse and worse and worse.

It has to be -- it has to be dealt with at the earliest possible stage. And by the way, we are not dealing with it at the earliest possible stage. This kind of fraud has been going on for quite some time with the Democrat Party, and we have chosen to ignore it. And this time because of the pandemic, because of this hystera that was created over mail-in voting, which, you

know, we've always known would be the core of major fraud, they were able to do it on a very, very large scale, but I look back on some of their past elections that were this close.

Think about those Dominion machines, the way in which they play around with absentee ballots. And I say to myself, "This is not the first stolen election. This is the one that is the most traumatic however."

Q. Does the President have to be a supplicant to Bill Barr? Does he have to go and say "Pretty please, Bill Barr, can you do me a favor? Can you look at this?" Or is the President, as the Chief Magistrate of the country, does he have the authority, in your mind and in your understanding of the constitution, the relationship between the justice department and the White House, does the President have the authority to basically inform the attorney general that there is going to be a special prosecutor selected, and he is going to have full subpoena power and a full budget?

A. Well, yes, he is the Chief Executive Officer of the United States. He has all the executive powers of every inferior officer. It is a unitary executive. All executive power exists with the President. No one of those cabinet offices has a single bit of the executive power other than comes from the President and

therefore, he can tell them what to do and do it for them. And it would be far better for every one if the attorney general would recognize the gravity of the situation. Both with regard to the election, which is now at a point where --

Q. But Mayor, Mayor, Mayor, Mayor, you have -- Berney Kerik, who is a former police commissioner in New York under your administration and also spent his career in law enforcement, is one of the organizers of the thing. He has got binders with 2000 signed affidavits of American citizens under the penalty of perjury.

Affidavits that attest to voter from and election fraud and election administration mismanagement. You've got additional -- you've got other, you know, into the thousands other pieces of evidence besides just the affidavits. The attorney general said, "Well, I haven't seen anything yet," right, "I haven't seen anything."

So his lackadaisical attitude in addition to the fact that he covered for Biden on a national stage in a debate that was -- that globally had hundreds of millions eyeballs on it. The President of the United States called him out on the day the New York Post put up the hard drive from hell, and he looked the nation in the eye, President frump called him out.

Biden looked the nation in the eye and said, "Hey, my son hasn't done anything wrong. My son is a good guy. I'm proud of my son. He hasn't done anything wrong. He hasn't made any money from any foreign company." That is what his quote or "country." Bill Barr heard that. Bill Barr and Chris Ray knew that. They had the hard drive from hell. The hard drive from hell, they had it in '19, which would have stopped the entire impeachment process and proven that Trump's phone call actually was perfect to the head of the Ukrain. Actually was because got mocked ridiculed for that. It was a perfect call given from what we know about the tax returns now of Hunter Biden and all of that.

So how can anybody possibly think that Bill Barr is going to do anything because he just, kind of, is lollygagging around. Bill Barr -- we need -- Bill Barr has either got to step up to the plate or move on, right? And the President of the United States has got to take the bull by the horns and put in a special prosecutor today on this election fraud because you will have all the rats leaving the ship in the Democratic Party.

Guys, once they know the subpoena power and they can be put in jail, that is when they are going to start

coming forward and there should be a special prosecutor on the Biden.

Biden has compromised the country. He is the Manchurian candidate. He is owned lock, stock and barrel by the CCP and the evidence and the hard drive from hell, which the intelligence community former guys Burden and Haden and those guys, all lied in this -- in the thing in the Wash -- in the Wall Street journal, this ad that said it was Russian disinformation. This hard drive from hell is all Hunter Bidens, of which they never refuted it.

So do you think the President ought to today get these special prosecutors up and rolling?

A. I think the President should appoint two. One should be specifically geared toward the election. Should start immediately. He's got the evidence. He could open a grand jury today, if he wanted to. And the others should be the Biden case, in which really you would have to put together whatever it is the justice department is doing.

They are doing little things here and there all over the justice department investigating the Bidens. It needs to be pulled together. And the focus of the investigation is not Hunter Biden. The focus of the investigation, let's be clear about it, is Joe Biden.

He is the boss. He is the big guy. He is the chairman. He is the guy getting half the money.

Remember -- do you remember the text. Put it out there 100 times. Nobody wanted to pay attention to it. Hunter Biden explains to his daughter I get 50 percent of the cash to pop. Pop gets 50 percent of the kickbacks. Typical -- typical cheap although big scale bagman scheme. They have been doing it for 30 years. They are thoroughly corrupt to be discovered in a matter of weeks --

Q. Mayor Giuliani, given your expertise in national security and in national security, could Joe Biden today get a security clearance? Could he get a security clearance issued by the national security apparatus of the United States government? Could Joe Biden, given the information that is out there publically, could he get a security clearance today?

A. I don't even think they would be given an investigation. They would throw him out of the office. They would say, "Are you kidding me? You're in a partnership with Chinese Communist spy, and we are going to give you a clearance? Your family took millions in from Chinese communists. We are going to give you a clearance?" Are you out of your mind? You think we are stupid? Of course, he couldn't get a clearance.

Couldn't even get close to a clearance nor could anybody in his family. They have been in business with the Chinese Communist. How could they get a clearance? How could they get a clearance?

Q. Do you believe that this information -- there is two things going on here. One, it is to get to the bottom of the election fraud and to get to the bottom of Trump's victory. And, by the way, we are not -- all we are saying is let's get all the information out to the state legislatures. Hey, if they deem, after going through and having Democrats question that and the legal votes that Biden got it, then Biden got it. But the other issue today, the other crisis, is here you have a guy that has been compromised by the CCP. There is evidence out there.

The justice department has been dragging their feet. The FBI has been dragging their feet. They had all this Bernie Sanders would have been the nominee if they had stood up to the plate in December of '19 when they got this because they wanted a Neoliberalcon. They didn't want a populist from the left because they hate -- as much as they hate Trump, they had populists almost as much.

Do you think that we are in a crisis that no matter how the outcome of the vote goes as we grind

through this, that you can't place Joe Biden right now -- Joe Biden cannot take the oath of office on the 20th for the simple fact of the national security breach.

Does that make sense? Is that logical that you can't put Biden -- the constitution says only one of two guys that got electoral votes. There is no open -- Nancy Pelosi would only be the acting president. Only the person that could be president is someone who got electoral votes, either Donald J. Trump or Joe Biden.

So what type of crisis are we hurdling to because they are trying to protect Biden?

A. We are in a crisis that -- in that particular area we are in a crisis without a clear answer to it. And it is a crisis of our own making. This information was brought to the justice department by me over a year ago. They've had this information for over a year. Not only that I made it public. I yelled it. I screamed it. I put it on Fox. John Solomon printed it. I put it on Podcast. I was accused of being a Russian agent for doing it.

I did it anyway. I did it to warn the American people let's look into this man before we inaugurate him. This man has serious problems of criminality going back 30 years that nobody is looking at. And there was a concerted conspiracy to cover it up. And it is clear

-- the evidence is clear. It is overwhelming. It doesn't only involve corruption. It involves compromising our national security with Communist China. And, by the way, with Russian also. Money from Russia as well.

Q. Mayor, I know you got to bounce. I only got, like, 60 seconds, but I got to ask you this question. We are going to put up all your social media and we are going to push your Podcast after the break because we will have time then --

A. Please. I mean --

Q. Do you think --

A. -- people should see this.

Q. Do you think there is probable cause right now as you see it to seize all the machines up in Michigan and other places of Dominion voting and the --

A. 100 percent. 100 percent. The Dominion machine is a -- it is like cheesecake -- it is like a piece of swiss cheese. I mean, I'm not particularly good at computers. I think I can probably hack it, if I knew how to hack.

Q. But you think probable cause --

A. Anybody can get into it. You can change numbers. Why would you make a voting machine in which you can change the numbers?

Q. Mayor, we got to bounce.

A. I put my one in, you put your one in, and I can change your one to two.

Q. Mayor, we got to bounce but you believe there is probable cause to seize all the machines in Michigan and other places of Dominion, correct?

A. Any place Dominion was used is probable cause to seize the machines. They are not voting machines. They are calculators.

Q. Mayor, thank you very --

A. And dishonest calculators built to fix elections.

Q. Thank you very much Mayor Rudy Giuliani. Be back in a moment.

A. Thank you Steve.

(End of recording.)

C E R T I F I C A T E

I, SHAWNEE WILBORN, Certified Shorthand Reporter/ Transcriptionist, do hereby certify that I was authorized to transcribe the foregoing recorded proceeding, and that the transcript is a true and accurate transcription of my shorthand notes, to the best of my ability, taken while listening to the provided recording.

I further certify that I am not of counsel or attorney for either or any of the parties to said proceedings, nor in any way interested in the events of this cause, and that I am not related to any of the parties thereto.

Dated this 23rd day of January, 2021

_____

SHAWNEE WILBORN, CSR 13361

Exhibit 224

IN RE:

https://pandemic.warroom.org/2020/12/16/ep-588-pandemic-one-person-one-vote-w-maggie-vandenberghe-john-fredericks-michael-leahy-rudy-giuliani/

DATE: December 16, 2020

TRANSCRIBED BY: Lourdes Alvarado, Court Reporter

U.S. Legal Support, Inc.

STEPHEN K. BANNON: I want to go now to, Mayor, the special prosecutor, Jonathan Lemire lays out a case. I just have a question, a technical question, for you, sir. There is some confusion. They keep saying Rosen's got to do it and Barr left because he didn't want to do it. Does the president of the United States, as chief magistrate, by the Constitution, does he have the power at his sole discretion to actually direct the acting attorney general or the real attorney general or the deputy attorney general to set up a special prosecutor and say who that's going to be named and empower that with subpoena power in a budget to go about their work independently from any other interference? Does the president have that power?

RUDY GIULIANI: The president absolutely has that power. Under Article 2 of the Constitution, the executive power of the United States, is vested in one person. The rest of it flows from the president. We refer to it as the unitary executive. Meaning, every one of the cabinet offices derives his power out of the Constitution from the president. So, simply anything any cabinet officer can do, the president can do. And unless for some reason the president has delegated it away or said, "I want to leave that for you to decide," which he hasn't done.

So, for example, when I was the United States Attorney of the Southern District of New York, I worked in the Justice Department but I was appointed by the president. My first loyalty was to the president, not to the attorney general. He signed my certificate of employment. The deputy attorney general (unintelligible) signed it. So, every U.S. attorney technically works for the president of the United States.

So, if he wanted to order AG or the acting AG to appoint an independent counsel, he can do that. If he wanted to do it himself he could do it. He can just write an order saying, "Ken Starr is appointed the independent counsel to investigate everything pertaining to the 200 election and render a report on any criminal acts or irregularities that occur." That's it. And Starr is now the independent counsel.

STEPHEN K. BANNON: So, it's (unintelligible) -- I want to make sure the audience understands. There is two things that we're talking about. One is an independent prosecution, special prosecutor, independent counsel to look at -- to go into depth and have subpoena power and the power to basically go, I guess, in front of a grand jury and indict people about the election fraud and the voter fraud associated with

the 2020 campaign.

As we speak right now, Ken Starr is actually the leadoff witness to Senator Johnson's hearing on Capitol Hill. Note to YouTube. Note to the Associated Press. This is not the war room. This is not Rudy Giuliani. This is -- this is the United States Senate. And our team here is going to feed us, if we have anything.

Number two, what Jonathan Lemire is talking about is the hard drive from hell and the investigation into Hunter Biden and other parts of the Biden crime family and, specifically, in relationship to their compromise by the Chinese communist party as a national security issue.

Is it your belief, Mayor Giuliani, that the president should, because of everything that's going on and all the moving pieces, that on both of those, the election fraud and voter fraud as one, and a separate one regarding the national security issue of being compromised by the greatest enemy the United States has ever had, the Chinese community party, do you believe that the president should forthwith move and selected two independent special prosecutors that are -- that are basically outside the purview of the Justice Department as they would move forward?

RUDY GIULIANI: I believe he has to in both cases.

In the case of Hunter Biden, it really isn't about Hunter Biden. If it were Hunter Biden, maybe the Justice Department could do it. But, I mean, I know the hard drive backwards and forwards. You can't open an investigation of Hunter Biden without Joe Biden being a subject of that investigation. He's all over the hard drive.

For example, if you just want to look at the Chinese issue, he's getting 10 percent of the equity from the Chinese. That's established in the text, in the emails and also with Mr. Bobulinski's testimony. So, it begins as an investigation of Joe Biden. He's the number one target of that investigation. Hunter Biden is way down the totem pole. I mean, he's the bag man, the guy who collects the money, the guy who writes the deals. But it's quite clear right in the text of that hard drive, that the number one guy, the top of the totem pole, the top of the crime family is Joe Biden. You can't escape that. If I were -- if you were representing Joe Biden when that investigation opened, and you are a lawyer, and you went to the Justice Department and you asked them, "Is Joe Biden the subject," they would be lying to you if they said he wasn't. The evidence makes him the subject.

STEPHEN K. BANNON: This is -- by the way, and I

want to move on to the subject of Wray and Pat Cipollone, and what this reporting is coming out, I think, in the Politico and Washington Post about Pat Cipollone and the FIU director. And this is not coming from Rudy Giuliani. This is Stephen K. Bannon, and I'm just putting it out there. And I'm not a lawyer. Rudy's spent his career -- the Mayor spent his career being about law enforcement. He was the heroic and mythic Southern District of New York when he broke the five families, the five mafia families that controlled New York for so many decades.

He also broke the mafia that controlled Wall Street. When I was there at Goldman Sachs back in the 80s, Mike Milken, Ivan Boesky, put them all away. He knows what he's doing. He knows about RICO. But I will tell you, ladies and gentlemen, right this down on December 16th, when that special prosecutor is appointed for the Biden crime family, a target, maybe not a target, but an area of inquiry is going to be the Attorney General Bill Barr. What did Bill Barr know, and why this information suppressed? Why are we in this situation in December of 2020? Why was this information suppressed? Bill Barr will be a target of an investigation. And he deserves to be a target.

Okay. I want to move on to a different

target. Pat Cipollone -- it's reported that Pat Cipollone has told the president -- sorry about that -- told the president he cannot fire the FBI director, Christopher Wray.

What are your thoughts about that, Mayor?

RUDY GIULIANI: For the life of me, I can't figure out why he can't fire the head of the FBI. I mean, he already did it, right? We've already been through that, haven't we? With Comey and even the special counsel found that he had the power to do it. Even Comey agreed that he had the power to do it.

STEPHEN K. BANNON: I want --

RUDY GIULIANI: (Unintelligible).

STEPHEN K. BANNON: I want to reiterate that point, that you just brought up. Both the Mueller investigation of all those months and all that money and Comey himself, I think in his own testimony, did they not both --

RUDY GIULIANI: Yes.

STEPHEN K. BANNON: -- confer that the president has the absolute power to --

RUDY GIULIANI: Absolutely.

STEPHEN K. BANNON: -- terminate his FBI director?

RUDY GIULIANI: The question was -- the question was, did he obstruct justice? Which he didn't. But

here there would be no obstruction of justice. If he wants to fire him, he can fire him. He's not obstructing anything. And he's not involved in any investigation, involved with the FBI. So, he can fire him this second.

STEPHEN K. BANNON: So, what do you think -- what would Pat Cipollone -- and, by the way, I know Pat. He's a great guy. I think he's done overall a very good job.

RUDY GIULIANI: Pat's a great lawyer. I mean, I'd have to really talk to him --

STEPHEN K. BANNON: He's a great lawyer.

RUDY GIULIANI: -- to understand what he's saying, if he is saying that. Maybe he's getting more political advice than legal advice, I don't know.

But legally he has the absolute right to fire the FBI director any time he wants for any reason that he wants. He serves at the pleasure of the president.

STEPHEN K. BANNON: Okay. We got a couple minutes in this segment. I want to go to a different topic. You're the ultimate honey badger. You just been named Patriot of the Year in the National Pulse, a very prestigious award coming from the Trump base, Rahim Kasam (phonetic) and the team there at National Pulse. You're Patriot of the Year there with a tremendous

portrait, with the pocket square and all that, but --

And one of the reasons you are a honey badger is you went around and went to Gettysburg, and went out to Arizona for the 11-hour hearing and to Georgia and to Michigan. You're mocked and ridiculed by the mainstream media, "This is Rudy. He's out of control. Nobody's listening. They're doing it in hotel ballrooms. They're too embarrassed."

Today we have subpoenas coming from joint committees in Michigan, a massive subpoena, to basically say, "preserve the evidence." We have a massive subpoena in Arizona going to Maricopa County of four million people and telling the Board of Supervisors and the Election Commission, "We want the machines and we want the machines now. Don't touch anything."

Okay. Rudy this came about because of your road show and you're -- and the evidence that you put forward. Did it not, sir?

RUDY GIULIANI: Sure. And the team that we have. And also the report earlier this week that, you know, took two weeks to do, but that showed that the Dominion machines are completely fraudulent. I mean, they're a piece of Swiss cheese. You can do anything with them that you want. In the case of the machines, we got to

examine 22 of them. They had a 68 percent error rate. 68 percent error rate. And then missing from them were all the corrections. They had pulled out all of the material that would show the corrections that were made, which basically were to change votes from Trump to Biden.

So, I think that incensed the Michigan legislature. That's a republican county they were doing it in. If they're doing it in a republicans county to shave Trump's lead, imagine what they're doing in a crooked democrat dominated county. So that's why I think the legislature just said, "We've had enough. We're going to subpoena everything. We're going to look at every one of those machines."

And we start off knowing that the vote in Michigan is false. We immediately know it's false. I mean, they got 12,000 dead people to vote. So, we know it's false, right? We know that there are 100,000 ballots, that came out of no where, that were not cast by anybody, that were added in, all for Biden. So, we begin with a couple hundred votes already false. The question is, "How many more?"

STEPHEN K. BANNON: Mayor, we're going to take a short break. We want you to please hold over time. But we got to cover more questions we got to ask you.

(Thereupon, commercials played.)

STEPHEN K. BANNON: Welcome back. We've got Mayor Giuliani.

Mayor, yesterday there was a recording that came out that Mitch McConnell, talking to the -- his entire conference. And basically saying, "Hey, we don't want to have a tough vote. You just got to not support Mo Brooks, and when this thing comes to the senate, if it does come to the senate in January, you guys got to take a pass on it. We got to move on."

What are your thoughts about that?

RUDY GIULIANI: Very disappointed, of course. The evidence isn't even in yet. He hasn't really had a chance to see it. I don't know what he's basing it on. The fact is that 80 to 90 percent of the republican party disagrees with him. I don't know what political party he belongs to. Well, I guess I know the political party, it's the Washington party.

I mean, we have a right to be heard on these things. And I tell you, Steve, no matter how it shakes out, if they completely cut off our right to be heard, it's going to be disaster ever trying to bring this country together again. I mean, when people are feeling aggrieved like this, the worst thing in the world to do is to cut them off. Let them have a chance

to have their hearing and maybe at the end they can say, "We don't agree with the result, but at least we got heard." Look at what the Supreme Court did.

STEPHEN K. BANNON: By the way -- by the way --

RUDY GIULIANI: The supreme Court said, "No, no, we don't want to look at it. We don't want to look at it."

STEPHEN K. BANNON: The polling is all coming. Jonathan Lemire implied this today on Morning Joe. The polling is all coming in the direction of -- the president's supporters are saying this was illegal. This was illegitimate. Things happened here from Michigan to Pennsylvania to Wisconsin to Georgia.

RUDY GIULIANI: Big time.

STEPHEN K. BANNON: And we've seen this in Wisconsin, and the Supreme Court, they validated where the steal was. Now, it's incumbent upon you -- like in Wisconsin. They talked about these indefinitely confined. They said, "Hey, the campaign's got to go find these people. Yes, it was clearly illegal. It was ballot harvesting, but you have to prove it."

Are you going to go -- to put the naysayers on their back foot, Mayor, are you going to -- are you -- since you're the head guy, are you going to authorize people to go to Wisconsin and find these -- of the

221,000 people, find out which ones were legal, which ones were truly and definitely confined and which ones were skiing in Aspen or in Hawaii on a beach, and just being ballot harvested at some park in either Madison or Milwaukee?

RUDY GIULIANI: Yes. And that's what we're trying do right now. I mean, it really isn't necessary. The law gives you the remedy. We're just unwilling to apply the law, which means that this can be done in the future. What is -- what is the deterrent to cheat? So, if you cheat, and they say, "Well, we can't take the vote away from somebody." If you cheat, a vote should be taken away. That's the only way to deter cheating in the future. And think about it this way, if you don't take the vote that was a dishonest vote away, you're taking my vote away, which was the honest vote.

I don't understand these judges. I really don't. I think it's just an excuse to not have to do something difficult and then be ridiculed in their community or in the Bar Association or with a bunch of other phony lawyers, who, you know -- that feel that if you do anything for Trump, you're a freak.

STEPHEN K. BANNON: Let me ask you a technical question, and this is for our folks at YouTube. Let me

just ask you a technical question. Given the dissenting opinion of the Supreme Court justices in Wisconsin in that case, given the case that you won on the indefinitely confined, given this hand audit that's going on in signature ballots in Georgia, in Cobb County, given subpoenas that are being issued by joint committees in Michigan to preserve all evidence and the Senate Judiciary Committee in Arizona to freeze everything in place immediately on the Dominion machines, given all that, when the media says that Rudy Giuliani has no evidence, when they say Rudy Giuliani and the president, it's all baseless -- I'm just asking from my technical point of view -- being that Bernie Kerik has binders, 50 or 60 binders of 2000 affidavits by American citizens under the panel of perjury, plus thousands of other pieces of evidence, is this, sir -- technically, from your expertise as a former prosecutor, are these charges baseless and is there no evidence?

RUDY GIULIANI: It's just the opposite. There is an overwhelming amount of evidence that this election was a farce in six states. It wasn't anything close to an election. And now we add to it the 22 machines that we got to examine that have a 68 percent error rate, that means they were wrong more than they were right.

Now, how could you have confidence in the result in Michigan, when those are the machines that are being used. And part of the reason this is happening is because the republicans elector in Arizona, this was an uprising, a popular uprising. The legislature was going to close this matter and then they started having peaceful demonstrations all over the weekend, and just came up from the grass roots.

Same thing in Michigan, when the people in Michigan heard that report about the Dominion machine, the legislature had no choice but to open this investigation. After all, right now on record is a false statement from the State of Michigan to the United States Government. We know that the election results they certified is a false statement. If we don't know anything else, we know that.

This has to be resolved. Otherwise, this is going to haunt us historically forever. This will be, you know, the election that was stolen.

STEPHEN K. BANNON: This is a scar --

RUDY GIULIANI: There's more and more evidence coming out than the Kennedy assassination. 20 years from now we'll find more evidence of machines that were fixed and Chinese that were involved in helping Dominion. I mean, there is a lot to this, including

foreign involvement.

STEPHEN K. BANNON: This is why you need a special prosecutor. This is a scar that's not going to heal.

Last question, Mayor. One, the direction you're taking this? And, two, has anybody in the Biden campaign or the democratic party reached out to you to assist and try to get to the bottom of this so they can put it in back of them and go do what they're going to do?

Has anybody in their aparatus or democratic party -- I know, because you know tons of democrats, being a Mayor of New York City. Has anybody reached out to you to somehow work together to get to the bottom of this? And, number two, we got about a minute, what's the direction that you're taking this in the next couple of days?

RUDY GIULIANI: Well, they have one answer to this, and they have one answer to the Biden crime family. It's been debunked. Of course, it hasn't been. They just lie. They tell the big lie and they get away with it because they have the establishment on their side that supports the big lie.

And our next step is two-fold. One, to get inside those machines, as many of them as possible. And to find out what the real vote is. That would totally

scientifically disprove the election results. And, secondly, to examine the mail ballots very, very carefully, because we're sure a number of them were created, more than enough to affect the outcome of the election. And now we have the technology to determine that.

STEPHEN K. BANNON: Mayor, we got --

RUDY GIULIANI: So, I think, our (unintelligible) right now is to put our hands on these -- on this raw material.

STEPHEN K. BANNON: We got to bounce. Last thing. The podcast, when is your podcast up so I can give people the specific when the podcast Common Sense Of Rudy?

RUDY GIULIANI: It's on Wednesday and Friday. It comes on at six o'clock every Wednesday and Friday. Rudy'scommonsense.com. And the one on right now is a reintroduction to the Biden crime family. We go back, you know, six months and point out what was available. To your point, the Justice Department had this information two years ago.

STEPHEN K. BANNON: We got to bounce.

RUDY GIULIANI: Two years ago.

STEPHEN K. BANNON: We got to bounce.

Rudy Giuliani. We'll be back after this short

break.

(Thereupon, the recording concluded.)

REPORTER'S CERTIFICATE

I, LOURDES ALVARADO, Professional Reporter, certify that I was authorized to and did stenographically transcribe said recording; and that the foregoing pages are a true and complete record; and that this computer-assisted transcript was prepared under my supervision.

Dated this 22nd day of January, 2021.

_____

LOURDES ALVARADO, Professional Reporter

Exhibit 225

WAR ROOM 597

12/19/20

listen.warroom.org/e/ep-597-pandemic-america-under-attack-w-maggie-vandenberghe-tony-shaffer-rudy-guiliani-john-fredericks/

STEVEN BANNON: I want to turn now to an American patriot. The gentleman who as the head of the Southern District of New York put away, broke the back of the five families, the five Mafia families that controlled New York City for so many decades, also then smashed the basic Mafia, the cartel that ran Wall Street in 1983. You saw the movie Wall Street. It was really about Rudy Giuliani's efforts to break the mob the Mafia run by Mike Milken, although I realize he's St. Mike Milken today. He wasn't a St. Mike Milken back then, Mike Milken, Ivan Boskey and that crowd.

Okay. Rudy Giuliani. Rudy, Mayor, here's the thing. I think it's accurate but I don't know. it's John Fredericks, he's down in Georgia. Last night at the Christmas party and, you know, I'm throwing out some inside baseball for our audience. Rudy and the lovely Dr. Maria Ryan were the guest of the President and the First Lady at the Christmas party, but somehow Governor Kemp, Governor Kemp's putting out pictures that he's -- look, I realize he's a Republican governor and there's a certain protocol and everything like that. But yo, we're in a dog fight. This guy refuses, refuses, refuses -- listen, I'm just throwing it out there.

You went out there. You've been sick.

You've had CCP virus. You've sick as a dog. You know, you're on the other side of 70. You're a fighter. You're down there. You do a multi-hour presentation down there of the facts. People's heads are blown up. You now have got everybody fighting for you, and Governor Kemp I don't think he even met with you, didn't even have the common courtesy to meet with Rudy Giuliani.

You know what, I go around. I see people around the world think it's a great honor to meet Rudy Giuliani. The mayor's down there kind of as an official representative, the President's lawyer, the official representative of the campaign to make a nine-hour presentation, and Kemp can't find it in his busy schedule I think to meet with you. Yet, he's shlepping up there on the taxpayer's money of Georgia to put his big mug in front of a Christmas tree and take a picture like it's all good. No, Governor, it's not all good, and I'm telling you, brother, if you don't call a special session you're going to get recalled. They're not going to primary you. They're going to recall you because you deserve to be recalled.

The President let him up yesterday on Twitter, and my God, I pray that the President lights

this guy up every day.

Mayor Giuliani, what was going on inside the Christmas party?

RUDY GIULIANI: Well, I didn't know he was there. I was at the White House with Maria. She was my colleague, and we just happened to spend the entire time in the oval office. The President both wanted to talk about the case, and he really just wanted to have some pleasant conversation with friends. It was actually -- it was very, very -- you know what, he's fun. He's a heck of a lot of fun.

STEVEN BANNON: Yeah, very funny.

RUDY GIULIANI: He was telling a lot of jokes, and I would say his feelings about -- I guess I'm glad he didn't know that Kemp was there. I don't know what would have happened.

He does not understand for the life of him how it is that this guy can't call a special session.

STEVEN BANNON: I understand the President, but do you understand. I know the President, he can't get it because it's just too unbelievable, but you're a professional prosecutor. And let's start in Georgia. Do you understand why he's not calling it?

RUDY GIULIANI: I only can come to one bad conclusion, Steve. I hate to do that. I can't imagine

why a Republican governor with the most popular President in Georgia history probably and, the governor is down to an 11 percent approval rating. Who wants to be at 11 percent approval rating? I'm not even sure if that's just his party or the entire state. Half the legislators want to remove him. They're embarrassed of him.

I think we're going to succeed in Georgia without him. We've got a big project working in Georgia right now right around his back. He doesn't no what the heck is going on. The secretary of state is some kind of total disaster. I think he's becoming a Democrat, so I understand these Republicans.

I mean, I hate to say this, Steve, but if the Republican Party was as loyal as the Democratic Party we would right now have three more states. We would have Georgia, we would have Michigan and Arizona on our side, and we'd have more electoral votes than Joe Biden.

STEVEN BANNON: Of course the case -- go ahead, Mayor.

RUDY GIULIANI: We're just asking them to listen. They won't even listen to us.

STEVEN BANNON: Mayor, if my aunt had other

equipment, she'd be my uncle. Listen, here's the point. Here's the point. Here's the point. It's not happening right now with all this evidence. Look, you did 11 hours in Arizona and changed the direction of this. You did up in Gettysburg and changed the direction of this. You did the Lansing, Michigan and changed the direction of this. Your road show changed the direction where we sit. But in Maricopa County they're fighting the subpoena that you got the legislature to move. Maricopa County fighting it. It's total (inaudible).

The only thing they understand -- the reason the Democrats are disciplined because they know how to apply discipline. You get out of line, it's not a good thing.

RUDY GIULIANI: Yes.

STEVEN BANNON: Look at AOC. You get out of line, hey, AOC, sorry, not sorry, right? What are we doing on the discipline? What are we doing on the discipline of people like Kemp?

RUDY GIULIANI: We met pretty much on and off yesterday, and starting the morning there's a completely different strategy. The strategy is going to focus a great deal on some evidence we have about some of these machines that could throw off these states in a matter of maybe a one or two-day audit. I think we can get

these accomplished despite the resistance and the cover up of the Republican governors, the guy in Arizona and the guy in Georgia. If we had their cooperation we could have it ended by Monday. So I'm tired of dealing with them. We just push them aside, and I think over the weekend you'll see different strategies being employed than we were employing before.

I also think it's time for Republicans in those states where we have turncoat Republicans to demonstrate. I think it's time to let the governor of Georgia know that we think he's a traitor to the Republican Party. Not only that. He's a traitor to the sense of a fair election.

He won't even listen to my evidence. I mean, it would be one thing if he said Mayor Giuliani, I don't agree with you but I understand you have this videotape of votes you say are being stolen. You've got these five people on video who explain how it's stolen and it amounts to enough votes to turn the election. Now, my people say it's false, but let me give you the courtesy of looking at it. What could be so bad about that except they don't want to know the truth. Or how about Arizona? We get a warrant. We want a warrant to search all of the machines in Maricopa County and Maricopa County

resists the warrant. Why would you ever not want people to look at voting machines. Voting machines aren't private. They don't contain medical information, they don't contain legal information. We don't get to see who you vote for. It's public information, doesn't even belong to you.

The only reason you would be resisting our examining those machines is because you know you did something crooked. If those machines were straight as an arrow, they'd have put them out a month ago. Are the people stupid? Don't they realize when somebody resists a subpoena to examine voting machines and we're complaining fraud and they're claiming no fraud, the person who wants to reveal it is the one who's right.

STEVEN BANNON: Mayor, hang on for a second. You said a few minutes ago that if we had this ability in a forum today, by Monday this would all be cleared up. If you had the legislatures in Wisconsin, in Georgia, in Arizona that would actually have these hearings in a special session, what would you present that's so damning that you think it gets reversed by a vote in those legislatures by Monday?

RUDY GIULIANI: Here's what I propose to do. It would depend on the state. In the state of Arizona,

make two hundred machines available. We can do it publicly. We can have the press there. Make sure we don't do any damage to the machine. Give us eight hours, and we'll show you how many false votes were in this machine and how it was used to manipulate the vote. Do that in Georgia, do that in Arizona, do that in Michigan and do that in Pennsylvania, and I am pretty certain we'll flip all four of those states, but let us see the machines. Let us examine them. We'll examine them on television if you want. It takes eight hours to do 22 machines. So we give one day to one place, one day to another. And we're not looking at anything particularly private. We're not looking at a person's medical record, we're not looking at their criminal record, we're not looking at their dental record. We're not looking at anything but a little number that says one for Trump and one for Biden. But sometimes when you were voting one for Trump, you ended up voting two for Biden which is what we want to show.

STEVEN BANNON: Besides the machines, what else would you present?

RUDY GIULIANI: Well, then we would present -- I think the machines get your attention because you can't fight the machine. If they would allow this, I could put on television a machine, and I could show you

how I could change the vote 14 day ways. You shouldn't be able to change a vote in a machine.

I can show you when they reran the vote in Coppee County Georgia they got three different results three different times, three different results three different times. This is a voting machine? This is a voting machine designed way back in Venezuela to fix elections. That's why it works that way. So we can discount these votes. We can show you these votes belong to Trump, they don't belong to Biden.

Now it's easy in Atlanta, it's easy in Arizona and it's relatively easy in Wisconsin. The margin is ten thousand. We're talking about 20 machines.

it is more difficult in Michigan and in Philadelphia because to scope of the fraud there was much larger. They had to make up 80,000 votes and what, 160,000. It still could be done.

STEVEN BANNON: Mayor, hang on for a second. If you stay through the break, we're going to take a commercial break. Just a couple things. Dominion's starting to fight back. They sent a letter everything Sidney Powell and people are saying about these machines is absolutely incorrect and they're going to sue if they

don't stop.

Smartmatic I think retained a lawyer, got to Fox because they rattled some cages. The great Lou Dobbs put in thing up last night. It was bizarro land about some guy basically saying Smartmatic is fine. You guys are off the bat. And Mediaite, Dan Abrams' site, is reporting that tonight on Judge Shenine and tomorrow morning on Maria Bartiromo, guess what, they're going to have the same codicil or the same coda I guess you should say of this thing if you get away from a Smartmatic lawsuit.

So Dominion voting systems and Smartmatic take a different point of view, Mayor, just saying, and we're in an advocacy system. They're saying hey, you guys are not just wrong. You're actually smearing us inadvertently.

In addition, I want to get into the other receipts, illegal voting and no chain of custody. We're going to take a short commercial break. America's Mayor will rejoin us on the other side of this.

(Music)

ANNOUNCER: Pandemic with Steven K. Bannon. The epidemic is a demon. We cannot let this demon hide. War Room Pandemic. Here's your host, Steven K. Bannon.

(Chanting.)

STEVEN BANNON: You're at the home of the fight club. Remember, these are fights that matter fighting for President Trump, right now you're fighting for the United States of America, you're fighting for this republic. It's a righteous fight, and we're never, ever, ever, ever going to concede, okay, ever, will not happen. We've got some breaking news, at least something out of to war room.

ANNOUNCER: The war room audience wanted to recall Kemp, and we've got some tweets going up, people saying Governor Brian Kemp, call a special session or be recalled. It is your choice.

STEVEN BANNON: Cut to the chase. That's what I love about this, most powerful audience in all media. Kemp, either call a special session or get ready to be recalled. Not going to worry about primary. By the way, you're getting very close to what I call the Christy line. Remember the Mendoza line in baseball batting 215? The Christy line was when Christy left the governorship of New Jersey. Given all his lies and incompetence he was at nine percent, okay. Kemp's at 11 percent. You're getting close to the Christy line. Once you cross that line you never return, right. You're a one digit midget, okay. And now we're going to

return to the single digit midget.

Okay. We're going to return now to America's Mayor.

Mayor, if you said hey, if I had a special session, if Kemp gave me a special session, in 48 hours they would vote to reverse, to decertify their Biden electors and either certify Trump or just either decertify and let the House of representatives deal with it.

RUDY GIULIANI: Absolutely, or they would certify Trump.

STEVEN BANNON: Or certify Trump. Besides the machines, tell me what else you got. What else you got there?

RUDY GIULIANI: Of course we have the most famous film of all. We have the film of this Ruby Freeman who's a Democratic operative who basically stuffing the ballot box with about 30 or 40,000 phoney votes. You can see her do it. She throws everybody out of the room. She doesn't realize that the security cameras at the forum are on. We didn't realize it for a week and a half. It took us awhile to get it, and there you can see her. I mean, you can make your own judgment about it the way she's going about it. It looks like a Pierce Brosnan bank heist movie. I mean,

they're looking all over the place surreptitiously. Then they're grabbing the ballots. Nobody's looking. They go over. They give it to the person.

You can distinctly see them counting the ballots more than one time. There's no reason to count any ballot than one time. You can distinctly see them throwing away some ballots, and then when you go look at the count you realize who that must be because roughly it came out 138,000 to 7,000 Biden over Trump, which is crazy. That was the numbers they needed to catch up in Georgia.

So I say you put that together with the machines. You put it together with the evidence in Coppee County where Coppee County alone there's a nine thousand vote mistake that gets you one thousand votes from turning the election. I think you give me two days in front of the Georgia legislature done professionally, calling witnesses, putting on videos and doing demonstrations with machines. That legislature will vote to substitute Trump as the winner in Georgia. I think we can prove he won Georgia.

STEVEN BANNON: Okay. We've only got a couple minutes, but I just want to throw it out there and have you respond because look, the Trump movement, the

Republican Party, the people love the President and are fighting for the righteousness here in this fight. Love you, support you and pray for you. But of course, obviously we're in an advocacy system and the Democrats disagree with that.

Right now they're saying, Rudy, you got nothing. It's baseless, you have no evidence, you've run around. You're one for 50 or one for 60 in court cases. You can't even get standing, nobody wants to hear this, nobody wants to see it. No legislature wants to deal with it, no court wants to deal with it, there's no fairy godmother in the Supreme Court that's going to come in, there's no fairy godmother in the insurrection act. You're running around and they're saying hey, Rudy's a good guy, he's a loyal guy, but he's doing this because he's a friend of President Trump, he loves President Trump, he supports President Trump, but they got nothing. What do you say to that, sir and we got two minutes, sir. Tell me what you got. Tell me what you got.

RUDY GIULIANI: That's part of the cover up. That's part of to cover up going back to the charges against Joe Biden were debunked six months ago. We see how true that is, right? This is a usual Democrat propaganda.

First of all, I've only argued one case, not 50 cases, one. So it's ridiculous. We haven't lost 50 cases. Number two, in none of those cases brought by some of our allies were we given one minute of a hearing. They didn't want to hear evidence. So how could the court decide a case without hearing evidence. The only place we've been able to present evidence is the state legislatures, and it's the only place we have support for overturning this election. And if we could get a fair two-day hearing, we could prove that he won Georgia, that he won Arizona, that he won Wisconsin, and he won, believe it or not, Pennsylvania and Michigan by big numbers. We could prove it. We have the proof. They don't want to hear it.

STEVEN BANNON: Mayor, okay, in a minute.

RUDY GIULIANI: They are cooking us down from our free speech right.

STEVEN BANNON: In one minute, does the President of the United States have the -- does she have the full authority to call for a special prosecutor on the election fraud and a separate special prosecutor on the Biden crime family's compromise by the Chinese communist party? Does he have that authority, yes or no?

RUDY GIULIANI: He does, and he should exercise it, and she should exercise it that way. Those are things that are both very complicated. They require two separate kinds of prosecutors, and it's my advice to do it, absolutely, and for the good of the country.

STEVEN BANNON: Since he follows your advice, why has this not happened?

RUDY GIULIANI: You know the White House. One person's advice goes through I don't know what I call it, puzzle palace of other people's advice. They have valid ideas also, but I would say I'm more confident it will happen than I will not happen.

STEVEN BANNON: Mayor, how do people get to your podcast, how do they get to your Twitter? We've got about 30 sections. Give us your podcast address and your Twitter.

RUDY GIULIANI: Rudy'scommonsense.com. You can go on there right now with a nice review of the evidence against Hunter Biden. And then tomorrow Dr. Ryan are on between 10:00 and 11:00, and of course we're be discussing this in great detail.

STEVEN BANNON: That's WABC. You can't miss that show, 10:00.

RUDY GIULIANI: WABC.

STEVEN BANNON: Every Sunday morning in New

York City, and you can get it up on their app and listen to Dr. Maria Ryan and Mayor Rudy Giuliani.

RUDY GIULIANI: You can get to call in from the app. It's great.

STEVEN BANNON: It a fabulous show and the podcast is amazing. His Twitter will put it up. Mayor thank you very much. Dr. Ryan, thank you for setting this up.

RUDY GIULIANI: Thank you, Steve. See you soon.

STEVEN BANNON: Two great Americans. Two great Americans, two patriots fighting. Rudy needs one presentation. 48 hours it's done. Return with Boris Epstein next.

(Music.)

(End of recording.)

CERTIFICATE OF REPORTER

I, Charlotte Crandall, certify that I was authorized to and did transcribe the foregoing audio recorded proceedings and that the transcript is a true and complete record of my stenographic notes from an audio recording and was transcribed to the best of my ability.

Dated this 23rd day of January, 2021.

_____
Charlotte Crandall
Registered Professional Reporter

Exhibit 226

JOE PAGS SHOW

JOEPAGS - Twitch and 2 more pages

JOE PAGS: Radio stations across the land, JoePags.com. All the social media that you can get on. Parler still doesn't work but (inaudible). Also (inaudible) the Joe Pags Show. Glad to have you here. Really glad to have back America's mayor. It's Rudy Giuliani. Rudy, how are you?

RUDY GIULIANI: I'm doing all right. How are you, Joe?

JOE PAGS: I'm doing well. You know, I've got the U.S. Capitol behind me in the shot. I know you can't see it.

RUDY GIULIANI: Oh, yeah. That's a shame.

JOE PAGS: I know. I've got it behind us, and that thing we saw yesterday was very strange. The first moves made by this administration, very strange. But I'd be remiss if I didn't start where people want me to start, which is what is the future of the former president, Donald Trump? What does that look like? Is he really going to be going through an impeachment trial as a private American citizen?

RUDY GIULIANI: He shouldn't. The impeachment is completely bogus. You can't remove -- impeachment is in the Constitution for removal from office. He has to be removed from office. So by the plain language of the United States Constitution, this is completely malicious

and bogus prosecution intended to try to stop him from running for office because of the Democrats and some turncoat Republicans are deadly afraid of him because he has the support of 75 million people, real people. I mean, Joe Biden has horns that honk, a few occasional people.

JOE PAGS: That's true.

RUDY GIULIANI: You'd think that was all about security yesterday at the Capitol? That was about the fact that if they had a real inauguration he might have had 30 people show up in a couple of cars.

JOE PAGS: I think that America --

RUDY GIULIANI: This guy got 85 million votes and he couldn't turn out 500 people.

JOE PAGS: Right.

RUDY GIULIANI: Is one of the things why the darn thing is so suspicious.

JOE PAGS: Well, you and I agree. And you and I talked about that last time, just last week or the week before. Rudy Giuliani, you check out Rudy's Common Sentence which is amazing. It's a podcast that he does. Go check it out on his a Web site. Other people try to keep your podcast down. I say everybody go in there to make sure you can do it.

RUDY GIULIANI: The latest one I did I did on

censorship and the censors took it down. So now if you want to see it you go to Rudy'sCommonSense.com. If you'd like to register a protest, just hit subscribe.

JOE PAGS: Yeah.

RUDY GIULIANI: And tell those petty dictators you're not going to stop uses from speaking. No way.

JOE PAGS: I want to get into that in earnest in a moment. Let me ask you this. Is Dominion coming after you? Are you afraid of Dominion. Did the evidence that you have -- I mean, you've got a thousand plus affidavits that are signed sworn statements.

RUDY GIULIANI: I'd love to take discovery on Dominion and find out where they got their money to show you where they started, where they came from, how they got tossed out of Texas, and then to show you how the machine works where you can change votes and where 80 percent of the votes end up in adjudication, which means only 20 percent of the votes get registered the way you put it in, and the other 80, some Democratic hack can come along and say oh, that doesn't look like it's clear enough.

JOE PAGS: Right.

RUDY GIULIANI: Oh, I think that's really a vote for Biden, 80 percent. I would like you to know that among the other vicious, malicious and

unconstitutional things the Democrats are doing here, the New York Bar Association is about as left as you can get now wants to disbar me because I lied when I said there was voter fraud.

JOE PAGS: Well, it would be verifiable you didn't lie, Rudy obviously with these affidavits. You taught me this, if you've got a signed, sworn affidavit, somebody's putting their freedom on the line to say this is what I saw. In any court of law in any place in this country a signed, sworn affidavit is evidence. What the hell are they talking about in New York?

RUDY GIULIANI: What they're trying to do is frighten people. Not everybody is me, not everybody has a career I've had, not everybody is as tough as I am.

JOE PAGS: Yeah.

RUDY GIULIANI: We lost lawyers on this case because they were afraid of the left wing bar association would do this to them, but this is extraordinary. They're actually suing me for exercising my right of free speech. They may disagree with vehemently, but I have the right to say it, and I'm saying it based on videotape and affidavits.

JOE PAGS: And doesn't Donald Trump have the right to a vehement, fervent defense? Doesn't he have the right to have somebody represent him?

RUDY GIULIANI: No, he doesn't have a right to anything. If you look at the impeachment proceeding, every single form of due process was taken away from him. They didn't even have witnesses. They didn't call a single witness. The impeachment is based on newspaper stories.

JOE PAGS: He literally couldn't defend himself.

RUDY GIULIANI: He wasn't allowed to call a witness, he wasn't allowed to cross-examine witnesses. And the most extraordinary thing of all, they didn't call a single witness. I mean, the thing should be thrown out because there is no evidence evidentiary support to anything they elect. One congressman stood up and said is there anyone who can produce someone who was at the rally and went to the Congress. And after one minute of silence he kept his mouth shut. All these phoneys allege that in the impeachment. If you allege it, you have to have evidence of it. You don't have it.

JOE PAGS: Is it your opinion, Rudy, that's why Nancy Pelosi has not sent over the article of impeachment yet because really there's nothing there.

RUDY GIULIANI: There is absolutely nothing. It's based on newspaper articles and television reports, no witnesses. Like a person coming in and swearing

these people did for me, particularly one woman who said she was trained by the Detroit Democratic Party on how to cheat.

JOE PAGS: It's sick. It's Rudy's Common Sense.

RUDY GIULIANI: That's her.

JOE PAGS: If you want access --

RUDY GIULIANI: Her saying they showed me how to cheat. I'm a very religious Catholic, and I was disgusted by it.

JOE PAGS: And her testimony was (inaudible). I heard that testimony. It was amazing. It was truthful. It was great. And guess what, she's not in jail today for lying under oath. You know why because she wasn't lying under oath. It's Rudy's Common Sense. Go there. It's Rudy'sCommonSense.com. It's being squelched by big media all over the place. We won't allow his voice to be squelched. Go to Rudy'sCommonSense.com.

By the way, when it comes to the actual trial they're alleging they're going to have on a private citizen now, I saw Alan Dershowitz that you know and you've known for a long time say this the other day. The Constitution disallows this because let's say that Rudy Giuliani wanted to run for

president and Rudy Giuliani's got a pretty good following and he probably could win. All the Congress has to do is impeach him preemptively and they stop him from ever running. I mean, this is a way to get rid of your political opponents, isn't it, if you can do this to a private citizen?

RUDY GIULIANI: Well, since they have no evidence of the charge they're making, which means they produced no witnesses, the reason for it is the collateral consequence of stopping him from running for office, which is totally undemocratic, small D, totally anti-American.

JOE PAGS: Right.

RUDY GIULIANI: Shouldn't the American people make the judgment as to whether Donald Trump should be president again, not the corrupt leaders of the Democrat Party?

JOE PAGS: A thousand percent. But like I said the other day --

RUDY GIULIANI: The same people that have been fighting for five years.

JOE PAGS: If he's such a nothing, if he's such a bad candidate what are they so afraid of? Why try to make it so that he can't run again? Because they're lying. They're scared to death of him and the

75 million people in the movement, right?

RUDY GIULIANI: There may have been more too. They took a lot of votes away from him. I mean, 75 million is a bare minimum that he got. It was substantially more than that.

JOE PAGS: It's Rudy Giuliani. Make sure you go follow him everywhere and check out Rudy's Common Sense. When I hear you on WABC I think you're a star when it comes to talk radio. Thank God your first job is a lawyer so you leave people like me alone.

At the end of the day what you say is common sense, and I'm glad you're doing this. But let me ask you something the media and social media have been widely reporting. There's a rift between you and former President Trump, you're not friends anymore, you're on the outs. Any of that true?

RUDY GIULIANI: Never been true. I had several very, very long conversations with him the last two days, one very emotional one. I called him late at night on Monday night. Was it Monday night or Tuesday night? Monday night. I called him late at night on Monday night, basically the last hour that he'd be in the White House, and I told him that as his friend I supported him in '16, and I was one of the few people very confident he'd be a good president because a lot of

people felt he didn't have experience. And I said Mr. President, I never thought you'd be a great president and you were. Nobody can ever take that away from you. You accomplished more in four years than any president I can think of. The only president maybe that did as much maybe was Roosevelt. I don't think he didn't anything much in foreign policy except dilly dally over Hitler.

JOE PAGS: And again, you're absolutely right. He was a great president. He did everything you said he would do. His agenda make sense for all Americans. But the movement now because Biden's been sworn in is to undo everything Trump did because everything Trump did was horrible, Rudy. Everything Trump did was anti-American and he divided us somehow.

The great divider, and I think you and I agree on this, was Barack Obama. He divided us on the lines of race and the lines of wealth and the lines of where you live. He did that on purpose because if you divide you can conquer. This president, President Trump, tried to bring us back together. Now you've got a divider back in there.

And how did it make you feel to see Hunter Biden standing there at the inauguration, knowing who this guy is, having seen the hard drive like you

have, and I've seen some of it too. How did it make you feel to see that guy there?

JOE PAGS: Joe, my anger is at Joe Biden. Hunter Biden is an addicted personality, he's been addicted since he was probably 20. His father misused him, his father abused him, his father used him so he could make millions and millions collected by him as a bag man. So Hunter Biden is somebody that can't be relied on. He's a national security risk, but he's got an addiction. Joe has. I don't know what his son has on that position.

But here's the simple fact. That hard drive shows that for 30 years his family's been a crime family. To watch him go into the White House was very, very hard on me, knowing that for 30 years they've been selling out public office to the tune of millions and millions of dollars to some of our worst enemies in the Chinese communist party. This is absurd.

JOE PAGS: Does all that go away now, Rudy? Does any investigation continue with this guy being the commander in chief?

RUDY GIULIANI: Not with the warped criminal justice we have now with one standard criminal justice system. If this man wanted to have unity, he would have

called off the censorship. He would have said to the big tech, after all they're in each other's pocket, right? They have to depend on him for 230. They do witness to him. They did unprecedented censorship. They should have said, you want to bring this country together, you can't stop the American people. You can't (inaudible) their right to know. It's even more. 85 million American people watch and listen to Donald Trump. They have a right to know.

We're not afraid of Donald Trump's ideas because we'll battle his ideas in the marketplace of ideas which comes from Oliver Wendell Holmes, by the way. Your anti First Amendment attitude, your anti free speech attitude reminds you of communism.

JOE PAGS: It does. America's Mayor Rudy Giuliani, Rudy's Common Sense, go and check it out right now. Two.

Last quick questions. One report in the media is that Donald Trump can't find any anybody to defend him in an impeachment trial if it happens. Is that true?

RUDY GIULIANI: That's not true. There are a number of lawyers that he's working with, and if it all breaks right and if you get past the legal issue, I might be very happy to defend him.

JOE PAGS: Because it's just a lie. (inaudible).

Last question. You know how much I think of you, you know how much America thinks of you. No matter what social media and big media says or big tech says, Rudy Giuliani is always going to be America's mayor. What is next for you? I know you're still going to be friends with Donald Trump. I know you'll still appear on my show. We'll talk about it. But what's the next step away from that fray? Are you just going to be working your ass off.

RUDY GIULIANI: (Inaudible) to win by far (inaudible) I love. The reason it angers me is there's nothing I love more than being a lawyer and I'm a darn good one and a very honest one. I'm very, very careful about who I represent, how I do it and I never had a problem at all in 50 years of practicing law except now, a political witch hunt over my right of free speech and my right to defend my client. That's how -- if I were defending a terrorist the bar association would be going crazy on my side. You can't defend Donald Trump. He's not entitled to a vigorous robust defense.

JOE PAGS: You said that last time.

RUDY GIULIANI: Can't do it any other way.

JOE PAGS: If you were a murderer they would

be applauding you and giving you an award. You said that last time and you were a hundred percent right.

Going forward, and I'm glad to hear you're going to stay in the public eye, you're going to keep on defending people who deserve a good, vigorous defense. You'll keep your connection with Donald Trump in whatever your his next steps are? You guys will stay affiliated?

RUDY GIULIANI: He's a close personal friend. He was before he was president. The things we went through while he was president, both the impeachments and now this election situation really bonds you to a person. I mean, I remain very close with him. The whole idea -- I don't think we've ever really had an argument in the sense of nasty arguments.

JOE PAGS: So the media is simply lying.

RUDY GIULIANI: When I first came in I got very adamant about I didn't want to testify, but we didn't yell and scream about that.

That's also another thing about him that's a complete myth. He's quite rational.

JOE PAGS: He's a nice guy. Hey Rudy, you know, I was invited to the white house.

RUDY GIULIANI: Too nice a guy.

JOE PAGS: I was one of five people to

interview him. He's a nice man.

RUDY GIULIANI: He's too nice. He hung onto too many of these bums for too long.

JOE PAGS: Yeah. I agree.

RUDY GIULIANI: He's too nice.

JOE PAGS: It's Rudy Giuliani, America's mayor. Go to Rudy'sCommonSense.com and check out every vodcast, podcast he does. It's amazing how you lay things out, and I really appreciate your friendship, my friend. Let's talk again, sir.

RUDY GIULIANI: Joe (inaudible). Nowadays I don't get on everywhere. I really appreciate twice because they try to cut my voice off. And do you think they're doing that because I'm ineffective?

JOE PAGS: No, of course not.

RUDY GIULIANI: They wasted all this time trying to get me disbarred, trying to silence me because I'm making weak points?

JOE PAGS: No, no.

RUDY GIULIANI: You know why they're doing it because I'm kicking the hell out of them.

JOE PAGS: You are. You've always got access to my five million listeners, my friend, on my 145 stations. I'm honored to have you on any time, any day. Thank you my friend.

RUDY GIULIANI: Thank you, Joe. Thank you.

JOE PAGS: All right, brother. We're back after this on the Joe Pags Show. Stay right here.

(End of recording.)

CERTIFICATE OF REPORTER

I, Charlotte Crandall, certify that I was authorized to and did transcribe the foregoing audio recorded proceedings and that the transcript is a true and complete record of my stenographic notes from an audio recording and was transcribed to the best of my ability.

Dated this 22nd day of January, 2021.

_____
Charlotte Crandall
Registered Professional Reporter

Exhibit 227

RUDY'S COMMON SENSE

app.cricalmention.com/app#clip/view/a6d28d7d-10df-4f50-b601-a9618d30dd27?token=c61d6a3e-e336-44f7-8438-b22c6611f7fb

RUDY GIULIANI: It is a big, phoney operation. So let's o to her Cheryl in Woodbury.

CHERYL: Hello. Can you hear me?

RUDY GIULIANI: Yes, yes. How are you, Chery.

CHERYL: Hi, Rudy. Thank you for all you are doing. If I get a couple of minutes of sleep at night it's because of you. So I'm up on everything.

This is my question. The definition of insanity is going back to the same thing and thinking you're going to get a different result. In 2022 they're going to have the House and Senate elections again. If we cannot get the electoral fraud heard, how do we ever change a result? Are you confident do, you feel there's anything that we're going to be heard? I'm getting nervous.

I feel like McCarthy's now a sell out, I think McConnell. If my kid had an election in middle school and there was a discrepancy, there would be an investigation. I have no words.

RUDY GIULIANI: You're not far off. There's nothing right now that suggests that the mid-term election would be conducted anymore regularly or properly than the prior election. Dominion is still the voting machine in 27 percent of the states. Dominion is a voting machine. I'll just tell you one thing about

it. You can change the vote.

If you can change the vote in a voting machine, then it's built for one purpose and one purpose alone, and that's to cheat. Once my vote goes in for Trump, it should never be able to be changed. Not only that, it computes votes rather than just counts them. It is susceptible and is used to be used to be connected to the internet, which means people can get in and hack it and change the vote.

So so long as you have Dominion, there is a clear and present danger that there's going to be a bump of two, three, four percent for whomever they want to bump it for. And then if you continue this mail-in ballot thing where people never have to show up at the poling place, and three out of four voters can just send in a piece of paper which is never everybody scrutinized, never even looked at with regard to signature, which is what happened in Pennsylvania, in Michigan, in Arizona, nor will they allow you to examine the ballots forensically to determine which were official and which weren't, nor will they allow you to look at the machines forensically thereafter so you can see whether they're cheating or not. If that same thing follows

like they stole if Senate selection, they'll be stealing any number of elections except where the vote is so high you can't do it, you know, a place let's say like Mississippi where you get 75 percent of the vote or 70 percent of the vote. But anything within 55, 56. Like Pennsylvania I'd said he won by minimum 400,000. They were able to steal that many votes.

Now, I know I'm in a lot of trouble for saying that. They want to disbar me or something for it, but I'm ready for them. I got the proof and the witnesses. This is my opinion based on what people have told me. This is not my opinion based upon the propaganda and the lies of the press and the pressure of losing my job if I don't say what they want me to say.

I'm Rudy Giuliani and with Common Sense --

(End of recording.)

CERTIFICATE OF REPORTER

I, Charlotte Crandall, certify that I was authorized to and did transcribe the foregoing audio recorded proceedings and that the transcript is a true and complete record of my stenographic notes from an audio recording and was transcribed to the best of my ability.

Dated this 23rd day of January, 2021.

_____
Charlotte Crandall
Registered Professional Reporter

Rudy Giuliani Phone call with Maureen

RUDY GIULIANI SPEAKING TO TELEPHONE CALLER MAUREEN

app.criticalmention.com/app#clip/view/cfa46023-a414-45c4-9107-bba054e13868Ztoken=c61d63e-336-44f7-8438-622c6611f7fb

RUDY GIULIANI: T2T.org, and Maureen, we'll go to you in Bedford, New York.

MAUREEN: Hi, Rudy. How are you?

RUDY GIULIANI: I'm good, Maureen. How are you?

MAUREEN: Good. I have a question.

RUDY GIULIANI: Please.

MAUREEN: All during this rigged election I kept thinking why don't they put a huge ad in the New York Post, anyone that comes out and tells us what went on behind the scenes, we'll give them $50,000 and get the people to come out that rigged the election because you know they hired people to do this. AOC and her crew, they were all behind this, and I think that they also had a deal with Biden that if you win this election after we rig it, you've got to open the gates and let them all in. Every immigrant gets in and clemency for all. It sounds cynical but this is what I think --

RUDY GIULIANI: I know it does. It's a hypothetical.

MAUREEN: I don't put anything past them.

RUDY GIULIANI: I don't either, but you would call that a hypothesis, not a fact. The thing they won't let us talk about are the facts, the facts that there were votes stolen, that it can be proven, that it

has been proven in at least seven or eight states, that that evidence is in the form of a security tape that lasts nine hours that demonstrates the theft of about 30,000 votes. It's in the form of another security tape showing the passing on of hard drives or the things that they use to program these Dominion machines, it's evidenced by the examination of the Dominion machines in Antrim, Michigan that showed 6,000 votes changed, it's evidenced by the fact that 165,000 underage voters voted in Atlanta, and that's on the state's record. That's a fact.

Underage voters cannot vote. Those votes are illegal. Trump would have won the state had they not been allowed to vote. And when you say oh, gee, they're just young people voting, I guarantee you those underage votes were not underage people. Those underage votes were phoney registrations for people voting a second, third and fourth time. I would bet that no more than 20,000 underage people actually showed up, but it's a great category in which these professional vote stealers hide votes.

I can go on and on and on. But when they say I lied like they are saying now about Congresswoman Stephanic that I lied about voter fraud, I have boxes of evidence to support everything

I said. They never gave me a chance to present it in any court. Every place I presented it I now have that testimony on tape, so I'm ready to take on anybody that wants to fight that battle, and I can show you the hundreds of thousands of votes that Biden stole, and I can show you the states in which it would have made a significant difference. I just gave you one, the state of Atlanta where there were 165,000 underage voters by the Biden ten thousand little lead, and 30,000 ballots that were counted with no one around in secret after they illegally cleared out the center, which you can all see on tape if you have the patience to care about honesty in voting.

Now we go to Lance in Queens.

(End of recording.)

CERTIFICATE OF REPORTER

I, Charlotte Crandall, certify that I was authorized to and did transcribe the foregoing audio recorded proceedings and that the transcript is a true and complete record of my stenographic notes from an audio recording and was transcribed to the best of my ability.

Dated this 23rd day of January, 2021.

_____
Charlotte Crandall
Registered Professional Reporter

