### **VOTERGAR** Securing Georgia's 2024 Elections



June 9, 2023

Georgia State Republican Convention

**Garland Favorito** 



The non-partisan, non-profit Georgia Election Integrity leader since 2006



### Who is Garland?

### 40+Yr. IT Professional 20+Yr. Election Integrity Leader

Feb 6, 2002: I wrote a letter to SOS Asst. Sec. Barnes and KSU Prof. questioning the constitutionality of paperless voting

> 2009: Georgia Supreme Court denies claim stating the voter bears responsibility for unequal voting systems

> 2019: U.S. District Court found Diebold DRE unconstitutional, banned it for 2020 and future (*Curling v. Raffensperger*)

Dear Michael.

Thank you for taking some time yesterday to talk with me about the request for proposal to acquire new electronic voting machines in the counties of Georgia. I have reviewed the request for proposal, including the audit trail section. I could not find any stated requirement, which ensures citizens can verify that their vote is electronically recorded for the candidates they actually chose. Many of my fellow citizens and I believe that such a requirement is absolutely mandatory to protect the Constitutional rights of the citizens as well as to preserve open, honest and free elections in Georgia.

In addition, it appears that this requirement cannot currently be satisfied by any of the voting machines that have been certified for use in Georgia. As a computer consultant with over 30 years of experience, I know that electronic voting machines can easily be programmed to distort voting results and still go undetected in pre-election tests or certifications. For example, voting machines can be programmed to:

- Distort vote counting after a certain number of ballots are counted;
- Distort vote counting on certain days;
- Distort vote counting after a vote is received for a certain abnormal combination of candidates;
- Distort vote counting after receiving a signal via a modem that is used to transfer results;
- Distort vote counting as results are transferred from a precinct to a central tabulation machine;

The vast majority of electronic voting machines available today do not have the type of audit trail that I have described to guard against corruption. A simple audit trail that could be implemented to protect the citizens from corruption would work like this:

- A unique sequentially generated number should be assigned to each electronically recorded ballot by the voting machine;
- As a ballot is completed, the number can either be displayed or printed for voters, who can choose to write
  the number down, memorize it or take the receipt showing the number with them;
- When the polls close, the machines should print the votes of all ballots ordered by the unique ballot
  identification number and totaled for public posting at the precinct;
- Once poll workers have publicly posted the detail precinct results, voters could view the results and match
  their number against the detail to verify that the machine correctly recorded the vote;

In this manner, the identity of the voter is still private, no one knows how any individual voted and the voter has the assurance that the vote was recorded correctly. I have found one machine that employs this type of concept and will continue to look for others. That machine, called Vote Trakker, is made by Avante International Technology Inc. in Princeton Junction, New Jersey. Regardless of the machine, vendor or particular audit trail, I believe that the principal of a verifiable vote count must be upheld for each citizen.

If I have misunderstood any of the facts or am unaware of other specific alternatives that achieve the same principal, please inform me of the details. My phone number is (770) 993-3622. Because of the critical nature of this subject matter I request the favor of a written reply. Thank you again for your time, consideration and efforts to improve voting in Georgia.

Sincerely,

Garland Favorito 220 Tallow Box Dr. Roswell, Ga. 30076

February 6, 2002

P.S. I attached a Word document with this same letter and will follow that up with a certified hard copy. My Email is garlandf@msn.com. Thank you.



#### Election Truth: Debunking Election Myths

#### 2020-2022 Election Problems to Solve

Legislative Solutions to Secure 2024 Elections



#### What You Heard:

- The courts have looked at the election fraud evidence and found nothing
- Agencies have investigated the fraud claims and found nothing
- An audit proved that the voting system counted correctly in 2020
- The 2022 election was conducted perfectly
- There was no fraud in 2020 that could have changed the election outcome



### Myth:

### Courts Looked at the Evidence and Found Nothing

### Reality:

Courts dismissed cases to prevent discovery without looking at evidence

- We received bogus ruling that we did not have standing in two lower courts
- GA Supreme Court confirmed Georgians have always had standing to sue government agencies and employees who violate the law
- We lost over two years and four months due to the bogus ruling
- Many believed there was no fraud in the ballots while we have never inspected them



### Myth:

### Government Agencies Investigated & Found Nothing

#### **Reality:**

A Senate Judiciary Sub-Committee report concluded on December 9, 2020: "The oral testimonies of witnesses on December 3, 2020, and subsequently, the written testimonies submitted by many others, provide ample evidence that the 2020 Georgia General Election was so compromised by systemic irregularities and voter fraud that it should not be certified".

County investigations have confirmed 98% of invalid voter roll challenges

Gov. Kemp's own study found, from our research, 36 severe Fulton Co. audit problems that he asked the State Election Board to investigate



### 2020 Audit Proved Voting System Counted Correctly

Myth:

Audit results compared to ballot images made public by SB202

A 60% batch error rate in presidential race totals for Trump, Biden, Jorgenson

**7 falsified** tally sheets with **850** Biden votes to **0** Trump votes

Over 300 duplicate scanned ballots

Over 6,000 duplicate reported ballots in the audit



### Myth: 2022 Election Was Perfect

 Candidate Michelle Long Spears came in 3rd in DeKalb Dist. 2 Commission race but had no votes in precinct where she and husband lived and voted

 She reported the problem and the DeKalb elections division tried to run a machine re-count but it failed

 They decided to postpone certification and do a hand count audit of the District 2 Commission race

The only 2022 primary race that was fully audited

#### DeKalb District 2 Commission results reported on May 24

Candidate	<b>Election Day</b>	Advance Voting	Absentee by Mail	Provisional	Total	
Lauren Alexander	2993	1569	304	0	4866	Includes results from 5
Marshall Orson	3524 📐	1590	413	0	5527	redistricted precincts
Michelle Long Spears	<b>4</b> 1029	2194	447	0	3670	
Total Votes	7546	5353	1164	0	14063 💘	•

#### District 2 results of audited hand count reported on June 3

Candidate	Election Day	Advance Voting	Absentee by Mail	Provisional	Total	] <b>(</b>
Lauren Alexander	3004	1561	306	7	4878	1
Marshall Orson	2068 🔨	1541	418	5	4032	1
Michelle Long Spears	<b>4078</b>	2291	450	4	6823	1
Donald Broussard	53	39	43	0	135	
Total	9203	5432	. 1217	16	15868 🎽	
	•					-

System failed to count 1805 votes

System shorted Mrs. Spears 3049 votes, added 1456 unearned votes to Mr. Orson

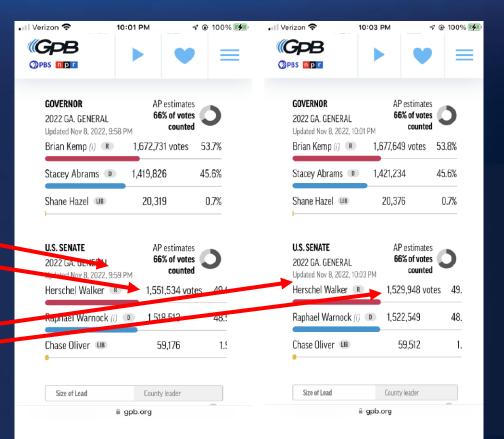


#### **Herschel Walker's Votes**

9:59 pm \_\_\_\_ 1,551,534 —

10:01pm 1,529,948

Herschel Walker: 21,586 vote decreaseRafael Warnock: 4,036 vote increaseChase Oliver: 336 vote increase



# **20,000 votes disappear!** State Election Director: no explanation



1	TIME	#Counties	WALKER	WARNOCK	WALKER+	WARNOCK+	-
2	7:09		47,553	186,229			
3	7:10		82,483	209,452	34,930	23,223	
4	7:15		147,038	268,038	64,555	58,586	
5	7:20		208,426	324,774	61,388	56,736	
6	7:30	1	339,883	484,025	131,457	159,251	
7	7:45	4	450,089	546,722	110,206	62,697	
8	7:46	9	511,915	679,087	61,826	132,365	
9	7:50	12	560,300	723,163	48,385	44,076	
10	7:56	17	607,283	759,654	46,983	36,491	
11	8:01	20	631,083	792,785	23,800	33,131	
12	8:06	21	660,260	837,410	29,177	44,625	
13	8:10	24	731,716	873,394	71,456	35 <b>,</b> 984	S
14	8:20	30	818,516	922,449	86,800	49 <b>,</b> 055	a
15	8:25	40	862,741	941,051	44,225	18,602	
16	8:34	55	954,079	999,033	91,338	57,982	l fc
17	8:40	61	1,003,743	1,016,207	49,664	17,174	f.
18	8:50	78	1,099,054	1,058,368	95,311	42,161	fc
19	8:55	85	1,190,273	1,230,639	91,219	172,271	
20	9:00	91	1,229,566	1,266,320	39,293	35,681	
21	9:05	99	1,270,186	1,281,507	40,620	15,187	
22	9:10	103	1,287,032	1,291,764	16,846	10,257	

7:09pm: Warnock 186,229 Walker: 47,553 Diff: 138,676

SOS unable to provide any record of source for first results via ORR for 6 months



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### Myth: There is no Evidence of Fraud in the 2020 Election

Reality: Voting System Illegalities
Election Process Illegalities
Bribery & Interference
Ballot Trafficking
Electronic Vote Failure & Manipulation

# VOTERGAN U.S. District Court found GA Voting System Illegal

#### Georgia's voting system must:

"...print an elector verifiable paper ballot" O.C.G.A. § 21-2-2(7.1); "...produce paper ballots which are marked with the elector's choices in a format readable by the elector" O.C.G.A. § 21-2-300(a)(2)

#### U.S. District Court finding: (2020)

"Plaintiffs and other voters who wish to vote in-person are required to vote on a system that does none of those things."

Judge Amy Totenberg *Curling v Raffensperger* 10/11/20 our votes

accumulated by encoded unverifiable bar codes



### Georgia Contracts Having Illegal Purpose Are Void

Master Solution Purchase and Services Agreement

#### 3. ImageCast X -Prime Touchscreen Ballot Marking Device (ICX-BMD)

- 3.1 <u>Application</u>; ImageCast X-Prime BMD is a touchscreen in-person voting device and ballot marking device. Voting sessions are initiated on the tablet by either a smart card or the entry of a numeric code based on activation. The ballot is loaded directly onto the standalone device. All voting activity is performed at the tablet, including accessible voting, Accessible voting interfaces connect to the tablet via an Audio Tactile Interface or ATI. For all modes of voting, after the voter reviews the ballot selections, a paper ballot is created for the voter from a printer in the voting both. The printed ballot contains a written summary of the voter's choices, as well as a 2D barcode which is read by Dominion's ImageCast Precind to Central tabulated and stored both the ImageCast Central advisor. No votes are stored on the ImageCast Central advisor.
- 3.2 <u>Components</u>: ImageCast X-Prime BMD is composed of a 21.5" Avalue touchscreen, Android OS 5.1, DC 19V input, HP LaserJet Pro M402dne laser printer.
- 3.3 <u>Additional included items:</u> Three (3) ICX smartcards (to be used for activation, pollworker or technician), battery, 6' cable and 8GB flash drive.
- 4. ImageCast Precinct Tabulator (ICP)

ImageCast Precinct Scanner and Tabulator is an optical scan ballot tabulator used to scan marked paper ballots, interpret voter marks on the paper ballot, communicate these interpretations back to the voter and upon voter acceptance, deposits the ballot in the ballot box. The ImageCast consists of the following:

- 4.1. Two (2) optical imaging scanners for creating a duplex scanned image of each side of the ballot. Ballots can be fed in all four (4) orientations.
- 4.2. Linux Operating System.
- 4.3. Two memory cards ports for storage capabilities. Two (2) 8GB memory cards are provided and located behind two securable doors (Administrator Door and Poltworker Door).
- 4.4. An integrated interactive electronic display in the form of an ultra-high contrast graphical color 5.7" LCD screen, and a built-in touch screen for administration purposes.
- 4.5. An internal 3" thermal printer and one (1) 3" paper roll for generating reports.
- 4.6. Two (2) administrative security key (iButton) used with an integrated receptacle (physically attached to the top of the unit and electrically connected to the motherboard) used for a variety of verification and security tasks such control, data confidentiality and integrity functions.
- 4.7 A motorized paper feed mechanism for detecting and moving the ballot within the scanner. Ballots used with the ImageCast must be 8.5" wide by a variable length (11", 14", 17" and 22"). The paper feed mechanism is physically capable of moving the ballot forward into the machine, across image sensors, enabling complete image capture of both sides of the ballot.
- 4.8. Power supply module uses 120 Vac, 60 Hz, one phase power. It has a power consumption of 0.07 Amps at 120 Volts AC.
- 4.9. An internal battery which is rated to provide two-and-a-half (2.5) hours of normal use in the absence of AC power. In addition to internal 2.5 hours battery an internal 6 hours battery option is also available. There is also a connection for an external 12VDC SLA battery.

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State of Georgia/Dominion Confidentia

## Dominion contract specifies barcode read by tabulator pg 64

#### "[a] contract to do... an illegal thing is void."

Shea v. Best Buy Homes, LLC, 533 F. Supp. 3d 1321, 1331-1332 (2021)

#### "But a contract does not fall within this principle [void] unless its object or purpose is illegal."

<u>Smith v. Saulsbury</u>, 286 Ga. App. 322, 333, 649 S.E.2d 344, 347 (2007) (quoting O.C.G.A. § 13-8-1)

#### "[F]or the purpose or object of a contract to be illegal, thereby making the contract void, the contract must require a violation of law when performed."

<u>Hays v. Adam</u>, 512 F. Supp. 2d 1330, 1342 (N.D. Ga. 2007) (citing Shannondoah, Inc. v. Smith, 140 Ga. App. 200, 202, 230 S.E.2d 351, 352 (1976))



Curved room with inadequate monitor visibility O.C.G.A. 21-2-406

Skirted tables O.C.G.A. 21-2-406

Hidden ballots O.C.G.A. 21-2-406

Continuing to scan ballots after announcing that scanning will stop (2 affidavits) O.C.G.A. 21-2-483(b)

Duplicate scanning of ballots that were never jammed O.C.G.A. 21-2-374, 21-2-419(c)

### **VOTERGAN** Statewide 2020 Election Bribery & Interference

The Chan Zuckerberg Initiative spent \$330 million to establish the Center for Technology and Civic Life (CTCL) (Gableman Report)

They hired as CTCL Policy Director, David Plouffe, former Barrack Obama campaign manager who authored: "A Citizens Guide to Beating Donald Trump"

CTCL required counties to conduct partisan get out the vote efforts, implement unsecure drop boxes or accept technical resources to run voting systems

CTCL distributed \$45 million disproportionally and unconstitutionally in Georgia and 94% went to counties Biden won, including the top 10 largest county bribes

Voter turnout increased by 35% in those counties resulting in a net gain for Joe Biden of 200,000 votes in a race allegedly decided by 11,779 votes (CRC Report)

True the Vote GEO Tracking evidence indicates 200+ Atlanta ballot traffickers

More ballot trafficking videos of drop boxes on 2000 mules

Video surveillance for 181,507 ballots destroyed in 102 counties despite federal and state retention law

Improper Drop Box Chain of Custody forms for 107,000 ballots statewide

(unsigned, one-person pickup, impossible date/times)

SOS did not require counties to count ballots received from drop boxes Chain of Custody forms missing for about 355,000 ballots statewide (Georgia Star)

# **VOTERGAS** Ballot Trafficking Counterfeits

Senior Fulton poll managers submitted 4 sworn affidavits swearing they handled counterfeit mail-in ballots in the Nov. 14-15, 2020, Fulton Co. audit:

- Not folded from being mailed
- Marked by copy toner instead of writing instrument
- On wrong paper stock
- Voted same way in all down ballot races for a 100-ballot batch

Affiant swore the number of counterfeits could scale into tens of thousands

# VOTERGAS Ballot Trafficking Needs Invalid Voter Roll Entries

Over 22,000 invalid voter roll entries in Gwinnett Co. alone

Over 30,000 invalid voter roll entries found in Fulton Co.

#### 86,660 voters in 2020 have false registration dates prior to 2016 but were not on 2016 voter registration file

SOS illegally outsourced private voter registration data to 3<sup>rd</sup> party vendors:

- Election Privacy Law
- Competitive Bid Law (\$100,000 vs Salesforce \$3.5 million)
- Scope of Authority from General Assembly

## **VOTERGASE** Electronic Vote Failure & Results Manipulation

After SB202 made ballot images public we found 1.7 million original 2020 images were overwritten across 70 counties despite federal and state 2-year record retention law

Coffee Co. system produced 39 new votes during 2020 recount with no change in ballots cast, then produced same results twice after 185 new ballots added

Nearly all 148,00 mail-in ballot images required to produce 2020 results were electronically altered prior to certification

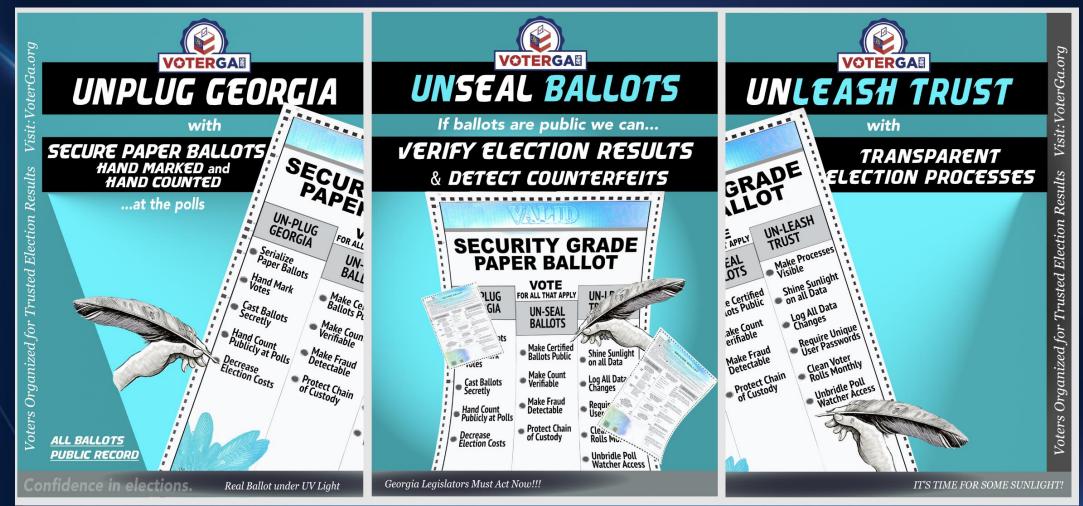
17,724 more votes than recount in-person ballot images that were rescanned to certify the 2020 Fulton Co. Presidential race

# **VOTERGAE** State's Response to Evidence

- Filed Amicus Brief trying to prevent us from seeing counterfeit ballots
- Claimed State Farm Arena video showed "normal ballot processing"
- Told county election directors they could overwrite original 2020 ballot images in violation of federal and state record retention law
- Worked to remove county election directors who exposed system problems
- Threatened DeKalb Election Board members if they audited more races in 2022 after discovering the voting system produce the wrong results



#### **VoterGA Top Legislative Priorities**





L&A Testing cannot ensure system will count accurately on Election Day
 Machines can count differently by date, after a # of ballots processed, by test/election mode

Counties have no means to detect malware delivered to their servers

Federal certification tests are funded by voting system vendors
 Voting systems are certified to <u>2005</u> Voluntary Voting System Standards

All voting systems use many foreign components in supply chain
 Nearly all systems are fully assembled in foreign nations including our adversaries

Machines are enabled to connect to internet (Mich. Syber Forensic Report)

Dominion installation activates wireless profiles & drivers to use native Dell chipset on EMS server

No study has ever found that electronic voting systems are secure



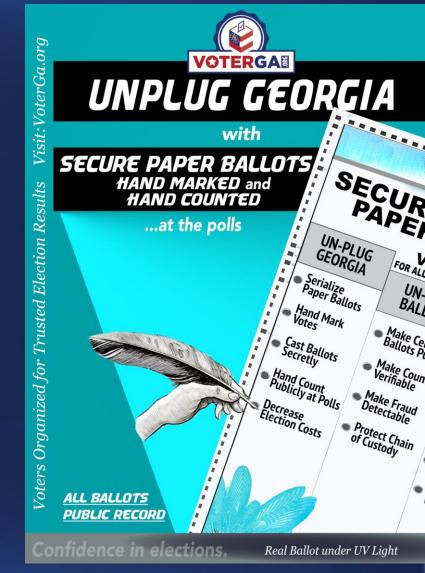
Vote on serialized, security grade paper ballots 4

Hand mark votes on paper 3

Continue to cast the ballots with full secrecy

Hand count ballots publicly at polls 2

Decreased election costs





Make Ballots subject to Open Records Request at requestor expense upon election certification 1

Inspection and copies conducted in custody of officials at requestor expense

Improve Chain of Custody procedures to protect ballots 12

Why? To verify vote counts and detect counterfeits



VERIFY ELECTION RESULTS

& DETECT COUNTERFEITS VISV VII SECURITY GRADE VOTE PLUG FOR ALL THAT APPLY UN-L GIA UN-SEAL BALLOTS Make Certified Shine Sunlight Make Coun Log All Data Changes Cast Ballots Secretly Make Fraud Requi Hand Count Detectable Publicly at Polls Protect Chain Clea. Rolls Mu. Decrease of Custody Election Costs Unbridle Pol

Georgia Legislators Must Act Now!!!



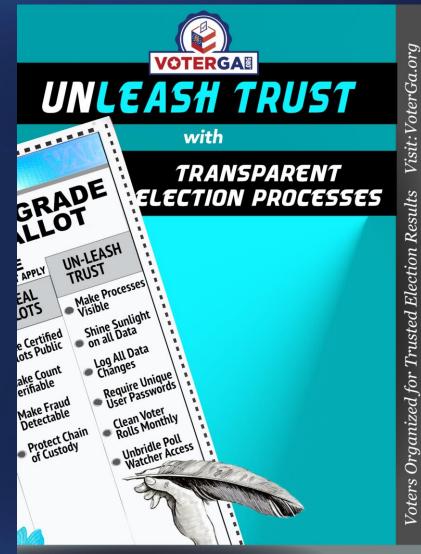
Make election processes visible to public

Make processes verifiable by poll watchers

Make files subject to Open Records Requests

Log all data changes w/ Unique IDs, passwords

Regularly ensure voter rolls are accurate 8



IT'S TIME FOR SOME SUNLIGHT!

# VOTERGAR 2021-2023 Legislative Activity

SB202 (2021)
Banned outdoor drop boxes
Banned direct private money to counties
Made ballot images public record

SB89 (2022) - Blocked by Lt. Gov. Geoff Duncan at last minute on Sine Die
Unseal ballots for Open Records Request
Chain of custody for ballots

SB222 (2023)
 Banned indirect private money transfers within a county 5
 Independently funded State Election Board 6

# VOTERGAE 2023 Legislative Status

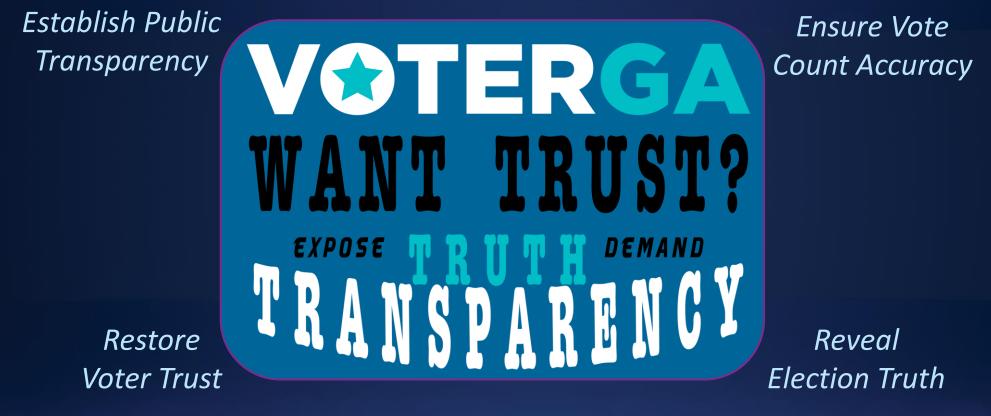
**SB122, K. Kirkpatrick** – heard, **HB426 S. Blackmon** - Rules Unseal ballots for Open Records Requests 1

HB17, A. Powell – Rules Chain of custody, sealing and sign-off procedures for ballots 12

**SB226, M. Harbin** – intro All ballots must be serialized on security grade paper 3

**SB 233, B.Jones** - intro 2021 hand marked paper ballots, all race audits, non-proprietary program 4,20,20

**SB221, M. Burns** - heard Voter rolls cleaned often, drop boxes deauthorized, citizen election workers 8, 16, 23 Add election process, file and election worker ID transparency 10, 18,19 **VOTERGAS** Transparency is the Foundation for Truth and Trust



Decrease Election Costs





#### VoterGA.org/Donate Tab

All donations are tax deductible

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