
From: Riordan, Maureen (CRT); [redacted] (b)(6)
[redacted] (b)(6)
Sent: 9/8/2025 2:15:54 PM
To: Wake, Brittany (CRT) [redacted] (b)(6); Rameres, Jewel (CRT) [redacted] (b)(6)
Subject: FW: DOJ Request for Information and Vote List
Attachments: DOJ Letter (1).pdf; DOJ Letter (2).pdf

Morning, Can someone please send the directions to Kegan from the Indiana SOS on how to share the Indiana voter list via JEFS? Please cc me and Michael Gates on the response.

From: Prentice, Kegan [redacted] (b)(6)
Sent: Monday, September 8, 2025 10:01 AM
To: Gates, Michael (CRT); [redacted] (b)(6)
Cc: Riordan, Maureen (CRT); [redacted] (b)(6); Mellett, Timothy F (CRT) <[redacted] (b)(6)>
Subject: [EXTERNAL] RE: DOJ Request for Information and Vote List

Hello Mr. Gates,

I wanted to follow-up on both the requests attached and where our office currently stands on them.

Upon receipt of "DOJ Letter (1)" it was referred to the Indiana Election Division as the Bi-partisan Co-Directors are the NVRA officials in Indiana. This was done as many of the references in the request are to authorities under the NVRA. Thus, we referred it to them and asked for an extension for response from the DOJ on their behalf. When the second letter was received, it was also sent to the Indiana Election Division, and we requested a subsequent extension from the DOJ.

The extended deadline to respond to the DOJ was September 1st, 2025, and we requested that the Indiana Election Division let us know if they could finalize a response by August 29th, 2025. We did not receive a response from the Indiana Election Division, and they have not responded to the DOJ.

After consultation with the Indiana Attorney General, because the Co-Directors have not responded to the DOJ in their capacity of NVRA officials after multiple extensions being provided, our office is preparing a response under the statutory authority given to the Secretary of State under IC 3-7-38.2-18. Our office is currently collecting the information requested and should have a response ready in the coming days.

In the meantime, can you provide information on how to provide the voter lists requested via the "Department's secure file-sharing system" as referenced in the letters?

Please let me know if you have any questions.

Best Regards,
Kegan Prentice



Kegan Prentice
Deputy General Counsel
Legislative Director
Indiana Secretary of State Diego Morales
200 W. Washington Street, Room 201
Indianapolis, IN 46204
e: [redacted] (b)(6)
p: [redacted] (b)(6)

From: Gates, Michael (CRT) (b)(6)
Sent: Thursday, August 21, 2025 2:26 PM
To: Prentice, Kegan (b)(6)
Cc: Riordan, Maureen (CRT) (b)(6); Mellett, Timothy F (CRT) (b)(6)
Subject: RE: DOJ Request for Information and Vote List

This is the first time you received an email from this sender (b)(6). Exercise caution when clicking links, opening attachments or taking further action, before validating its authenticity.

EXTERNAL EMAIL: This email was sent from outside your organization. Exercise caution when clicking links, opening attachments or taking further action, before validating its authenticity.

Mr. Prentice, thank you for your response. An extension to September 1st is fine; although I would like to be clear that the authority under which the Justice Department is requesting the Voter Registration List (“VRL”) from Indiana is clear and unambiguous. This extension is granted with the expectation that we will receive Indiana’s VRL by September 1st. Thank you.

Michael E. Gates

Deputy Assistant Attorney General
Civil Rights Division, U.S. Department of Justice
Cell: (b)(6)

From: Prentice, Kegan (b)(6)
Sent: Thursday, August 21, 2025 2:10 PM
To: Riordan, Maureen (CRT) (b)(6)
Subject: [EXTERNAL] DOJ Request for Information and Vote List

Hello Maureen,

We received the follow-up letter from the DOJ on August 14th requesting the entire vote list with all data field by today, August 21st.

I am writing to inform you that we have referred this request to the bi-partisan Indiana Election Division.

They are working on this request in addition to the information that was previously requested.

They are working on collecting the information requested.

If possible, we are requesting some additional time to fulfill the request. We are requesting an extension of September 1st to fulfill the request.

They must come to an agreement on a response and if no agreement can be reached the Secretary of State will respond on their behalf.

Let me know if you have any questions.

Best Regards,
Kegan Prentice



Kegan Prentice

Legislative Director

Indiana Secretary of State Diego Morales

200 W. Washington Street, Room 201

Indianapolis, IN 46204

e: (b)(6)

p: (b)(6)



U.S. Department of Justice
Civil Rights Division

Voting Section
950 Pennsylvania Ave, NW – 4CON
Washington, DC 20530

July 14, 2025

Via Mail and Email

The Honorable Diego Morales
Secretary of State
200 West Washington Street, Room 201
Indianapolis, IN 46204
sos@sos.in.gov

Dear Secretary Morales:

We write to you as the **chief election official for the State of Indiana** to request information regarding the state's procedures for complying with the statewide voter registration list maintenance provisions of the National Voter Registration Act ("NVRA"), 52 U.S.C. § 20501 *et seq.* ✓

Please provide a list of the election officials who are responsible for implementing Indiana's general program of voter registration list maintenance from November 2022 through receipt of this letter, including those responsible officials not employed by your office (such as local election officials) who are also involved in that effort. Please also provide a description of the steps that you have taken, and when those steps were taken, to ensure that the state's list maintenance program has been properly carried out in full compliance with the NVRA.

The NVRA requires each state and the District of Columbia to make available for inspection "all records concerning the implementation of programs and activities conducted for the purpose of ensuring the accuracy and currency of official lists of eligible voters." 52 U.S.C. § 20507(i)(1). Section 11 of the NVRA authorizes the Attorney General to bring NVRA enforcement actions. *See* 52 U.S.C. § 20510.

Pursuant to Section 20507(i) of the NVRA, the Attorney General requests that you produce for inspection the following records:

The current electronic copy of Indiana's computerized statewide voter registration list ("statewide voter registration list") as required by Section 303(a) of the Help America Vote Act. Please include all fields contained within the list. Please produce each list in a .xls, .csv, or delimited-text file format. Please specify what delimiter is used, if applicable, or provide a file layout along with a database user manual, coding list, or other materials that define or explain how a voter record is coded into the statewide voter registration list and reported in the electronic copy of the statewide voter registration list.

Additionally, please provide the following information in electronic form. The time period for these requests is close of registration for the November 2022 general election through the close of registration for the November 2024 general election, the same time period as the most recent report from the Election Assistance Commission's Election Administration and Voting Survey ("EAVS"). If you are unable to provide the data, please explain why the data is not available.

1. Confirmation Notice data was missing in the EAVS survey for Questions A10a through A10i in Indiana. Please provide the data for each county in Indiana for Questions A10a through A10i. In EAVS data, Question a12e, Indiana reported removing 168,838 for failure to return confirmation notices. Please explain Indiana's process for sending out and keeping track of the results of Confirmation Notices.
2. In the EAVS data, Question A12a, Indiana reported that it removed 888,506 voters from the voter rolls, which was twice as high as the national average. Indiana does not categorize 714,021, 80.4 percent, of those removals. Please provide a list of all registrants removed from the statewide voter registration list including the date(s) of removal. If they were linked with another record, please provide that information. Please explain the process of how the State determines when to remove voters from the statewide voter registration database.
3. No data was listed in the EAVS survey for Question QA12c regarding the removal of voters due to death. Please explain Indiana's process for determining who is deceased and removing them from the voter roll and when that occurs.
4. Please provide a description of the steps that Indiana has taken, and when those steps were taken, to identify registered voters who are ineligible to vote as well as the procedures the state used to remove those ineligible voters from the registration list. Please identify the number of registered voters identified as ineligible to vote for the time period of the close of registration for the November 2022 general election through present for each of the following reasons:
 1. Non-citizen
 2. Adjudicated incompetent
 3. Felony conviction

For each of those voters identified in categories 1-3 above, provide their registration information on the statewide voter registration list, including their vote history.

Please provide this information within 14 days of the date of this letter. The information and materials may be sent by encrypted email to voting.section@usdoj.gov or via the Department's secure file-sharing system, Justice Enterprise File Sharing (JEFS).

Should further clarification be required, please contact Maureen Riordan at

(b)(6)

We look forward to your assistance in advance.

Sincerely,



Michael E. Gates
Deputy Assistant Attorney General
Civil Rights Division

Maureen Riordan
Acting Chief, Voting Section
Civil Rights Division

cc: J. Bradley King
Co-Director, Elections Division
302 West Washington Street, Room E-204
Indianapolis, IN 46204

(b)(6)

Angela Nussmeyer
Co-Director, Elections Division
302 West Washington Street, Room E-204
Indianapolis, IN 46204

(b)(6)



U.S. Department of Justice

Civil Rights Division

Office of the Assistant Attorney General

Washington, D.C. 20530

August 14, 2025

Via Mail and Email

The Honorable Diego Morales
Secretary of State
200 West Washington Street, Room 201
Indianapolis, IN 46204
sos@sos.in.gov

Re: Complete Indiana's Voter Registration List with All Fields

Secretary Morales:

We have received Indiana's statewide voter registration list ("VRL"). However, as the Attorney General requested, the electronic copy of the statewide VRL must contain *all fields*, including the registrant's full name, date of birth, residential address, his or her state driver's license number or the last four digits of the registrant's social security number as required under the Help America Vote Act ("HAVA")¹ to register individuals for federal elections. *See* 52 U.S.C. § 21083(a)(5)(A)(i).

We have requested Indiana's VRL to assess your state's compliance with the statewide VRL maintenance provisions of the National Voter Registration Act ("NVRA"), 52 U.S.C. § 20501, *et seq.* Our request is pursuant to the Attorney General's authority under Section 11 of the NVRA to bring enforcement actions. *See* 52 U.S.C. § 20501(a).

The Help America Vote Act ("HAVA"), 52 U.S.C. § 20501, *et seq.*, also provides authority for the Justice Department to seek the State's VRL via Section 401, which makes the Attorney General solely responsible for actions to enforce HAVA's computerized statewide Voter Registration List requirements. *See* 52 U.S.C. § 21111; *see also Brunner v. Ohio Republican Party*, 555 U.S. 5, 6 (2008) (*per curiam*) (finding there is no private right of action to enforce those requirements in HAVA).

¹ In charging the Attorney General with enforcement of the voter registration list requirements in the HAVA and in the NVRA, Congress plainly intended that Justice Department be able to conduct an independent review of each state's list. Any statewide prohibitions are clearly preempted by federal law.

In addition to those authorities, the Attorney General is also empowered by Congress to request records pursuant to Title III of the Civil Rights Act of 1960 (“CRA”), codified at 52 U.S.C. § 20701, *et seq.* Section 301 of the CRA requires state and local officials to retain and preserve records related to voter registration and other acts requisite to voting for any federal office for a period of 22 months after any federal general, special or primary election. *See* 52 U.S.C. § 20701.

Section 303 of the CRA provides, in pertinent part, “Any record or paper required by section 20701 of this title to be retained and preserved shall, upon demand in writing by the Attorney General or his representative directed to the person having custody, possession, or control of such record or paper, be made available for inspection, reproduction, and copying at the principal office of such custodian by the Attorney General or his representative...” 52 U.S.C. § 20703.

Pursuant to the foregoing authorities, including the CRA, the Attorney General is demanding an electronic copy of Indiana’s complete and current VRL. The purpose of the request is to ascertain Indiana’s compliance with the list maintenance requirements of the NVRA and HAVA.

When providing the electronic copy of the statewide VRL, Indiana must ensure that it contains *all fields*, which includes the registrant’s full name, date of birth, residential address, his or her state driver’s license number or the last four digits of the registrant’s social security number as required under the Help America Vote Act (“HAVA”)² to register individuals for federal elections. *See* 52 U.S.C. § 21083(a)(5)(A)(i).

To the extent there are privacy concerns, the voter registration list is subject to federal privacy protections. Section 304 of the CRA provides the answer:

Unless otherwise ordered by a court of the United States, neither the Attorney General nor any employee of the Department of Justice, nor any other representative of the Attorney General, shall disclose any record or paper produced pursuant to this chapter, or any reproduction or copy, except to Congress and any committee thereof, governmental agencies, and in the presentation of any case or proceeding before any court or grand jury.

Moreover, HAVA specifies that the “last 4 digits of a social security number . . . shall not be considered a social security number for purposes of section 7 of the Privacy Act of 1974” (5 U.S.C. § 552a note); 52 U.S.C. § 21083(c). In addition, any prohibition of disclosure of a motor vehicle record contained in the Driver’s License Protection Act, codified at 18 U.S.C. § 2721(b)(1), is exempted when the disclosure is for use by a government agency in carrying out the government agency’s function to accomplish its enforcement authority as the Justice Department is now doing. That said, all data received from you will be kept securely and treated consistently with the Privacy Act.

² In charging the Attorney General with enforcement of the voter registration list requirements in the HAVA and in the NVRA, Congress plainly intended that Justice Department be able to conduct an independent review of each state’s list. Any statewide prohibitions are clearly preempted by federal law.

In charging the Attorney General with enforcement of the voter registration list requirements in HAVA and in the NVRA, Congress plainly intended that DOJ be able to conduct an independent review of each state's list. Any statewide prohibitions are preempted by federal law.

To that end, please provide the requested electronic Voter Registration List³ to the Justice Department within seven days or by August 21, 2025.

The information and materials may be sent by encrypted email to voting.section@usdoj.gov or via the Department's secure file-sharing system, Justice Enterprise File Sharing ("JEFS"). Should further clarification be required, please contact Maureen Riordan at (b)(6)

Regards,



Harmeet K. Dhillon
Assistant Attorney General
Civil Rights Division

cc: J. Bradley King
Co-Director, Elections Division
302 West Washington Street, Room E-204
Indianapolis, IN 46204
(b)(6)

Angela Nussmeyer
Co-Director, Elections Division
302 West Washington Street, Room E-204
Indianapolis, IN 46204
(b)(6)

³ Containing *all fields*, which includes either the registrant's full name, date of birth, residential address, his or her state driver's license number or the last four digits of the registrant's social security number as required by HAVA.

From: Gates, Michael (CRT) <(b)(6)>
(b)(6)
Sent: 9/9/2025 12:56:46 PM
To: Zuckerman, Joshua (CRT) <(b)(6)>
Subject: RE: Oregon Complaint
Attachments: 20250814 Read from CRT.pdf

Thank you. Attached is the 'basis'

Michael E. Gates

Deputy Assistant Attorney General
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20530

(b)(6)
(b)(6)



From: Zuckerman, Joshua (CRT) <(b)(6)>
Sent: Monday, September 8, 2025 6:26 PM
To: Gates, Michael (CRT) <(b)(6)>
Subject: Re: Oregon Complaint

Hi Michael,

Nice to meet you! I have been working on this project. I drafted the OSC for Maureen today, and I'm happy to draft a complaint tomorrow; (b)(5)

Thanks!
Josh

From: Gates, Michael (CRT) <(b)(6)>
Sent: Monday, September 8, 2025 5:49:27 PM
To: Zuckerman, Joshua (CRT) <(b)(6)>
Subject: Oregon Complaint

Hi Josh, I am the DAAG assigned to the Voting Section. I just got back today from a week off last week. It was my understanding that we were preparing a Complaint against OR for violations of the NVRA/HAVA, including failure to hand over its Voter Registration List (with DL or last 4 of SSN). Have you been working on this project? If you worked on the attached too, you might be up to speed enough to help draft a Complaint. I do (b)(5) would be ideal – but Maureen is out tomorrow. Are you able to take a stab at a basic Complaint? If so, Tim Mellet of VOT can help provide (b)(5) Attached is a sample Complaint against AZ for HAVA violations; although not sure if this is very helpful.

In any event, a long explanation. We can discuss more. Please advise of your availability and ability to assist. Thank you.

Michael E. Gates

Deputy Assistant Attorney General
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20530

(b)(6)

(b)(6)



From: Zuckerman, Joshua (CRT) <(b)(6)>
Sent: Sunday, September 7, 2025 8:10 PM
To: Riordan, Maureen (CRT) <(b)(6)>
Subject: NVRA research

Hi Maureen,

In conjunction with DOJ's request that the Oregon Secretary of State produce voter data pursuant to 52 USC 20703, you asked me to analyze whether (b)(5)

(b)(5)

(b)(5)

You also asked me to research whether the Attorney General

(b)(5)

(b)(5)

(b)(5)

but I'll continue to research that tomorrow.

Thanks!

--

Josh Zuckerman | Trial Attorney
U.S. Department of Justice | Civil Rights Division
950 Pennsylvania Avenue, NW, Washington, D.C. 20530
Mobile: (b)(6) (b)(6)





U.S. Department of Justice

Civil Rights Division

Office of the Assistant Attorney General

Washington, D.C. 20530

August 14, 2025

Via Mail and Email

The Honorable Tobias Read
Secretary of State
900 Court Street NE, Capitol Room 136
Salem, OR 97301
oregon.sos@sos.oregon.gov

Re: **Complete Oregon's Voter Registration List with All Fields**

Secretary Read:

We understand that the time the Justice Department has provided your state to respond to the request for a statewide voter registration list ("VRL") and other information has not reached its deadline.

Given responses from other states thus far, we want to clarify that the Justice Department's request to provide an electronic copy of the statewide VRL should contain *all fields*, which means, your state's VRL must include the registrant's full name, date of birth, residential address, his or her state driver's license number or the last four digits of the registrant's social security number as required under the Help America Vote Act ("HAVA")¹ to register individuals for federal elections. *See* 52 U.S.C. § 21083(a)(5)(A)(i).

We have requested Oregon's VRL to assess your state's compliance with the statewide VRL maintenance provisions of the National Voter Registration Act ("NVRA"), 52 U.S.C. § 20501, *et seq.* Our request is pursuant to the Attorney General's authority under Section 11 of the NVRA to bring enforcement actions. *See* 52 U.S.C. § 20501(a).

The Help America Vote Act ("HAVA"), 52 U.S.C. § 20501, *et seq.*, also provides authority for the Justice Department to seek the State's VRL via Section 401, which makes the Attorney

¹ In charging the Attorney General with enforcement of the voter registration list requirements in the HAVA and in the NVRA, Congress plainly intended that DOJ be able to conduct an independent review of each state's list. Any statewide prohibitions are clearly preempted by federal law.

General solely responsible for actions to enforce HAVA's computerized statewide voter registration list requirements. *See* 52 U.S.C. § 21111; *see also Brunner v. Ohio Republican Party*, 555 U.S. 5, 6 (2008) (*per curiam*) (finding there is no private right of action to enforce those requirements in HAVA).

In addition to those authorities, the Attorney General is also empowered by Congress to request records pursuant to Title III of the Civil Rights Act of 1960 ("CRA"), codified at 52 U.S.C. § 20701, *et seq.* Section 301 of the CRA requires state and local officials to retain and preserve records related to voter registration and other acts requisite to voting for any federal office for a period of 22 months after any federal general, special or primary election. *See* 52 U.S.C. § 20701.

Section 303 of the CRA provides, in pertinent part, "Any record or paper required by section 20701 of this title to be retained and preserved shall, upon demand in writing by the Attorney General or his representative directed to the person having custody, possession, or control of such record or paper, be made available for inspection, reproduction, and copying at the principal office of such custodian by the Attorney General or his representative..." 52 U.S.C. § 20703.

Pursuant to the foregoing authorities, including the CRA, the Attorney General is demanding an electronic copy of Oregon's complete and current VRL. The purpose of the request is to ascertain Oregon's compliance with the list maintenance requirements of the NVRA and HAVA.

When providing the electronic copy of the statewide VRL, Oregon must ensure that it contains *all fields*, which includes either the registrant's full name, date of birth, residential address, his or her state driver's license number, or the last four digits of the registrant's social security number as required under the Help America Vote Act ("HAVA")² to register individuals for federal elections. *See* 52 U.S.C. § 21083(a)(5)(A)(i).

To the extent there are privacy concerns, the voter registration list is subject to federal privacy protections. Section 304 of the CRA provides the answer:

Unless otherwise ordered by a court of the United States, neither the Attorney General nor any employee of the Department of Justice, nor any other representative of the Attorney General, shall disclose any record or paper produced pursuant to this chapter, or any reproduction or copy, except to Congress and any committee thereof, governmental agencies, and in the presentation of any case or proceeding before any court or grand jury.

HAVA specifies that the "last 4 digits of a social security number . . . shall not be considered a social security number for purposes of section 7 of the Privacy Act of 1974" (5 U.S.C. § 552a note); 52 U.S.C. § 21083(c). In addition, any prohibition of disclosure of a motor vehicle record contained in the Driver's License Protection Act, codified at 18 U.S.C. § 2721(b)(1), is exempted when the disclosure is for use by a government agency in carrying out the government agency's function to

² In charging the Attorney General with enforcement of the voter registration list requirements in HAVA and in the NVRA, Congress plainly intended that DOJ be able to conduct an independent review of each state's list. Any statewide prohibitions are clearly preempted by federal law.

accomplish its enforcement authority as the Justice Department is now doing. That said, all data received from you will be kept securely and treated consistently with the Privacy Act.

To that end, please provide the requested electronic Voter Registration List³ to the Justice Department by the date set for your delivery by our original letter, or by August 21, 2025, whichever is later.

The information and materials may be sent by encrypted email to voting.section@usdoj.gov or via the Department's secure file-sharing system, Justice Enterprise File Sharing ("JEFS"). Should further clarification be required, please contact Maureen Riordan at (b)(6)

Regards,



Harmeet K. Dhillon
Assistant Attorney General
Civil Rights Division

cc: Dena Dawson
Elections Director
Public Service Building, Suite 126
255 Capitol St. NE
Salem, OR 97310
elections.sos@sos.oregon.gov

³ Containing *all fields*, which includes either the registrant's full name, date of birth, residential address, his or her state driver's license number or the last four digits of the registrant's social security number as required by HAVA.

From: Gates, Michael (CRT) (b)(6)
(b)(6)
Sent: 9/8/2025 9:49:27 PM
To: Zuckerman, Joshua (CRT) (b)(6)
Subject: Oregon Complaint
Attachments: Oregon Memo ISO Motion to Compel.docx; Maureen S Riordan Decl.docx; Oregon Order to Show Cause.docx; OTSC.docx; Arizona HAVA Complaint Draft 2025_09-04.doc

Hi Josh, I am the DAAG assigned to the Voting Section. I just got back today from a week off last week. It was my understanding that we were preparing a Complaint against OR for violations of the NVRA/HAVA, including failure to hand over its Voter Registration List (with DL or last 4 of SSN). Have you been working on this project? If you worked on the attached too, you might be up to speed enough to help draft a Complaint. I do

(b)(5)
would be ideal – but Maureen is out tomorrow. Are you able to take a stab at a basic Complaint? If so, Tim Mellet of VOT can help provide: (b)(5) Attached is a sample Complaint against AZ for HAVA violations; although not sure if this is very helpful.

In any event, a long explanation. We can discuss more. Please advise of your availability and ability to assist. Thank you.

Michael E. Gates
Deputy Assistant Attorney General
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20530

(b)(6)
(b)(6)



From: Zuckerman, Joshua (CRT) <(b)(6)>
Sent: Sunday, September 7, 2025 8:10 PM
To: Riordan, Maureen (CRT) <(b)(6)>
Subject: NVRA research

Hi Maureen,

In conjunction with DOJ's request that the Oregon Secretary of State produce voter data pursuant to 52 USC 20703, you asked me to (b)(5)

(b)(5)

(b)(5)

You also asked me to research whether the Attorney General can

(b)(5)

(b)(5)

(b)(5)

but I'll continue to research that tomorrow.

Thanks!

--

Josh Zuckerman | Trial Attorney
U.S. Department of Justice | Civil Rights Division
950 Pennsylvania Avenue, NW, Washington, D.C. 20530
Mobile: **(b)(6)** | **(b)(6)**



DOCUMENT WITHHELD IN FULL UNDER FOIA EXEMPTION B(6).

DOCUMENT WITHHELD IN FULL UNDER FOIA EXEMPTION B(5).

DOCUMENT WITHHELD IN FULL UNDER FOIA EXEMPTION B(5).

DOCUMENT WITHHELD IN FULL UNDER FOIA EXEMPTION B(5).

DOCUMENT WITHHELD IN FULL UNDER FOIA EXEMPTION B(5).

From: Mellett, Timothy F (CRT) [REDACTED]
Sent: 9/9/2025 2:58:43 PM
To: Gates, Michael (CRT) [REDACTED]
CC: Riordan, Maureen (CRT) [REDACTED]
Subject: RE: Oregon Complaint draft

Will do

From: Gates, Michael (CRT) [REDACTED]
Sent: Tuesday, September 9, 2025 10:55 AM
To: Mellett, Timothy F (CRT) [REDACTED]
Cc: Riordan, Maureen (CRT) [REDACTED]
Subject: RE: Oregon Complaint draft

Okay, please make sure Harin includes [REDACTED]
[REDACTED]

Michael E. Gates

Deputy Assistant Attorney General
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20530

[REDACTED]
[REDACTED]



From: Mellett, Timothy F (CRT) [REDACTED]
Sent: Tuesday, September 9, 2025 10:44 AM
To: Gates, Michael (CRT) [REDACTED]
Cc: Riordan, Maureen (CRT) [REDACTED]
Subject: RE: Oregon Complaint draft

Josh Zuckerman and David Vandenberg have pivoted to Maine [REDACTED] Harin Song is drafting a complaint for Oregon [REDACTED] and she has a deadline of cob today. I will ask Mary Rosenberg to draft a similar complaint [REDACTED] Thanks,

Tim

From: Mellett, Timothy F (CRT)
Sent: Tuesday, September 9, 2025 9:29 AM
To: Gates, Michael (CRT) [REDACTED]
Cc: Riordan, Maureen (CRT) [REDACTED]
Subject: RE: Oregon Complaint draft

(b)(5)

From: Gates, Michael (CRT) <(b)(6)>
Sent: Tuesday, September 9, 2025 9:21 AM
To: Mellett, Timothy F (CRT) <(b)(6)>
Cc: Riordan, Maureen (CRT) <(b)(6)>
Subject: RE: Oregon Complaint draft

(b)(5)

(b)(5)

Michael E. Gates
Deputy Assistant Attorney General
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20530

(b)(6)

(b)(6)



From: Gates, Michael (CRT)
Sent: Tuesday, September 9, 2025 9:14 AM
To: Mellett, Timothy F (CRT) <(b)(6)>
Cc: Riordan, Maureen (CRT) <(b)(6)>
Subject: RE: Oregon Complaint draft

(b)(5)

(b)(5)

So, it does not have to be done today. Please advise ASAP.

Michael E. Gates
Deputy Assistant Attorney General
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20530

(b)(6)

(b)(6)



From: Mellett, Timothy F (CRT) <(b)(6)>
Sent: Tuesday, September 9, 2025 9:10 AM
To: Gates, Michael (CRT) <(b)(6)>
Cc: Riordan, Maureen (CRT) <(b)(6)>
Subject: RE: Oregon Complaint draft

(b)(5)

(b)(5) Happy to discuss.

Tim

From: Riordan, Maureen (CRT) <(b)(6)>
Sent: Monday, September 8, 2025 6:50 PM
To: Gates, Michael (CRT) <(b)(6)>
Cc: Mellett, Timothy F (CRT) <(b)(6)>
Subject: Oregon Complaint draft

(b)(5)

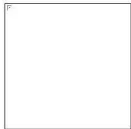
Something weird with the formatting too.

From: Osete, Jesus (CRT) [(b)(6)]
Sent: 9/18/2025 2:33:45 PM
To: Gates, Michael (CRT) [(b)(6)]
Subject: Re: MOU for VRLs

I hear you but this is why these things need to be done well before we fire off things. It is what it is. I'll check in with Lanora before the weekend. [(b)(5)]

Jesus A. Osete
Principal Deputy Assistant Attorney General
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20579

[(b)(6)]
[(b)(6)]



From: Gates, Michael (CRT) [(b)(6)]
Sent: Thursday, September 18, 2025 10:31:18 AM
To: Osete, Jesus (CRT) <[(b)(6)]>
Subject: RE: MOU for VRLs

100%. I do NOT want to rush, at all. [(b)(5)]
[(b)(5)]
[(b)(5)] Anyway, you have my thoughts.

Michael E. Gates
Deputy Assistant Attorney General
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20530

[(b)(6)]
[(b)(6)]



From: Osete, Jesus (CRT) [(b)(6)]
Sent: Thursday, September 18, 2025 10:25 AM
To: Gates, Michael (CRT) <[(b)(6)]>
Subject: Re: MOU for VRLs

(b)(5)

(b)(5)

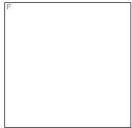
We need to do this right.

Jesus A. Osete

Principal Deputy Assistant Attorney General
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20579

(b)(6)

(b)(6)



From: Gates, Michael (CRT) <(b)(6)>
Sent: Thursday, September 18, 2025 10:01:59 AM
To: Osete, Jesus (CRT) <(b)(6)>
Subject: FW: MOU for VRLs

Jesus, I think we need to get this MOU done. (b)(5)
(b)(5)
(b)(5) I would like to get the MOU done
ASAP. States are waiting with bated breath.

Michael E. Gates

Deputy Assistant Attorney General
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20530

(b)(6)

(b)(6)



From: Riordan, Maureen (CRT) <(b)(6)>
Sent: Thursday, September 18, 2025 6:10 AM
To: Osete, Jesus (CRT) <(b)(6)>; Mehr, Benjamin (OASG) <(b)(6)>; Gates, Michael (CRT) <(b)(6)>
Subject: RE: MOU for VRLs

Think its necessary considering the SAVE aspect.

From: Osete, Jesus (CRT) <(b)(6)>
Sent: Wednesday, September 17, 2025 4:30 PM
To: Mehr, Benjamin (OASG) <(b)(6)>; Gates, Michael (CRT) <(b)(6)>
Cc: Riordan, Maureen (CRT) <(b)(6)>
Subject: RE: MOU for VRLs

I think I makes sense.

Jesus A. Osete

Principal Deputy Assistant Attorney General
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20579

(b)(6)
(b)(6)



From: Mehr, Benjamin (OASG) <(b)(6)>
Sent: Wednesday, September 17, 2025 4:29 PM
To: Gates, Michael (CRT) <(b)(6)>
Cc: Riordan, Maureen (CRT) <(b)(6)>; Osete, Jesus (CRT) <(b)(6)>
Subject: RE: MOU for VRLs

Jesus had flagged some concerns to OLC. It sounds like Lanora is working through those questions.

I think it makes sense to get that analysis before moving forward. What do you guys think?

I also flagged the MOU and told her CRT is trying to move quickly on it.

Thanks,

Ben

From: Gates, Michael (CRT) <(b)(6)>
Sent: Wednesday, September 17, 2025 2:33 PM
To: Mehr, Benjamin (OASG) <(b)(6)>
Cc: Riordan, Maureen (CRT) <(b)(6)>; Osete, Jesus (CRT) <(b)(6)>
Subject: RE: MOU for VRLs

Ben, checking on status

Michael E. Gates

Deputy Assistant Attorney General
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20530

(b)(6)

(b)(6)



From: Gates, Michael (CRT)

Sent: Monday, September 15, 2025 4:02 PM

To: Mehr, Benjamin (OASG) <(b)(6)>

Cc: Riordan, Maureen (CRT) <(b)(6)>; Osete, Jesus (CRT) <(b)(6)>

Subject: MOU for VRLs

Ben, attached is a draft of an MOU for the sharing of VRLs. Feel free to review and mark up.

Michael E. Gates

Deputy Assistant Attorney General

Civil Rights Division

U.S. Department of Justice

950 Pennsylvania Ave., NW

Washington, DC 20530

(b)(6)

(b)(6)



From: Gates, Michael (CRT) (b)(6)
Sent: 9/19/2025 4:26:26 PM
To: Riordan, Maureen (CRT) (b)(6); Mellett, Timothy F (CRT) (b)(6)
Subject: RE: New York
Attachments: State of New York Final.pdf

Here is 8/14 letter. Tim can send others.

Michael E. Gates
Deputy Assistant Attorney General
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20530

(b)(6)
(b)(6)



From: Riordan, Maureen (CRT) (b)(6)
Sent: Friday, September 19, 2025 12:26 PM
To: Gates, Michael (CRT) (b)(6); Mellett, Timothy F (CRT) (b)(6)
Subject: Re: New York

Tim could you send me all of our communications with NY so I can review? Thanks!

Maureen S. Riordan
Senior Counsel
Acting Chief, Voting Section
Civil Rights Division

(b)(6)

From: Gates, Michael (CRT) (b)(6)
Sent: Friday, September 19, 2025 12:24:19 PM
To: Mellett, Timothy F (CRT) (b)(6)
Cc: Riordan, Maureen (CRT) (b)(6)
Subject: RE: New York

(b)(5)

(b)(5)

Michael E. Gates

Deputy Assistant Attorney General
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20530

(b)(6)

(b)(6)



From: Gates, Michael (CRT)

Sent: Friday, September 19, 2025 12:20 PM

To: Mellett, Timothy F (CRT)

(b)(6)

Cc: Riordan, Maureen (CRT)

(b)(6)

Subject: RE: New York

(b)(5)

Michael E. Gates

Deputy Assistant Attorney General
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20530

(b)(6)

(b)(6)



From: Mellett, Timothy F (CRT)

(b)(6)

Sent: Friday, September 19, 2025 12:09 PM

To: Gates, Michael (CRT)

(b)(6)

Cc: Riordan, Maureen (CRT) <(b)(6)>

Subject: New York

Hi Michael,

(b)(5)

We will have Arielle continue to draft the Complaint, unless we hear back from you that we should <(b)(5)>

<(b)(5)>

Thanks,

Tim

From: Gates, Michael (CRT) <(b)(6)>

Sent: Friday, September 19, 2025 10:53 AM

To: Mellett, Timothy F (CRT) <(b)(6)>

Cc: Riordan, Maureen (CRT) <(b)(6)>

Subject: RE: Upcoming lawsuits

We did. See attached.

Michael E. Gates
Deputy Assistant Attorney General
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20530

<(b)(6)>
<(b)(6)>



From: Mellett, Timothy F (CRT) <(b)(6)>

Sent: Friday, September 19, 2025 10:50 AM

To: Gates, Michael (CRT) <(b)(6)>

Cc: Riordan, Maureen (CRT) <(b)(6)>

Subject: RE: Upcoming lawsuits

Michael,

(b)(5)
(b)(5) can work on a draft and send that to you today.

I think we need to take (b)(5) off the lawsuit list for now. Thanks,

Tim

From: Gates, Michael (CRT) <(b)(6)>
Sent: Friday, September 19, 2025 10:39 AM
To: Riordan, Maureen (CRT) <(b)(6)>; Mellett, Timothy F (CRT) <(b)(6)>
Cc: Neff, Eric (CRT) <(b)(6)>; Bennett, Brittany (CRT) <(b)(6)>; Vandenberg, David (CRT) <(b)(6)>; Reid, Arielle (CRT) <(b)(6)>
Subject: Upcoming lawsuits

Team, thank you for your work on these next suits. As you draft, prepare, and finalize for presentation to the front office, please also (b)(5)

(b)(5)
(b)(5) the sooner we can prep the complaints and have them approved by the FO, the better prepared we will be for the filings.

(b)(5)

ONE thing to keep in mind when we prep our Complaints and the OSC paperwork is expressing to the court in

(b)(5)

**Adding as this Complaint should be ready as well.

Michael E. Gates
Deputy Assistant Attorney General
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20530

(b)(6)

(b)(6)





U.S. Department of Justice

Civil Rights Division

Office of the Assistant Attorney General

Washington, D.C. 20530

August 14, 2025

Via Mail and Email

The Honorable Kristen Zebrowski Stavisky
The Honorable Raymond Riley, III
Co-Executive Directors, State Board of Elections
40 North Pearl Street, Suite 5
Albany, NY 12207-2729

(b)(6)

Re: Complete New York's Voter Registration List with All Fields

Executive Director Zebrowski Stavisky and Executive Director Riley:

We understand that the time the Justice Department has provided your state to respond to the request for a statewide voter registration list ("VRL") and other information has not reached its deadline.

Given responses from other states thus far, we want to clarify that the Justice Department's request to provide an electronic copy of the statewide VRL should contain *all fields*, which means, your state's VRL must include the registrant's full name, date of birth, residential address, his or her state driver's license number or the last four digits of the registrant's social security number as required under the Help America Vote Act ("HAVA")¹ to register individuals for federal elections. *See* 52 U.S.C. § 21083(a)(5)(A)(i).

We have requested New York's VRL to assess your state's compliance with the statewide VRL maintenance provisions of the National Voter Registration Act ("NVRA"), 52 U.S.C. § 20501, *et seq.* Our request is pursuant to the Attorney General's authority under Section 11 of the NVRA to bring enforcement actions. *See* 52 U.S.C. § 20501(a).

¹ In charging the Attorney General with enforcement of the voter registration list requirements in the HAVA and in the NVRA, Congress plainly intended that DOJ be able to conduct an independent review of each state's list. Any statewide prohibitions are clearly preempted by federal law.

The Help America Vote Act (“HAVA”), 52 U.S.C. § 20501, *et seq.*, also provides authority for the Justice Department to seek the State’s VRL via Section 401, which makes the Attorney General solely responsible for actions to enforce HAVA’s computerized statewide voter registration list requirements. *See* 52 U.S.C. § 21111; *see also Brunner v. Ohio Republican Party*, 555 U.S. 5, 6 (2008) (*per curiam*) (finding there is no private right of action to enforce those requirements in HAVA).

In addition to those authorities, the Attorney General is also empowered by Congress to request records pursuant to Title III of the Civil Rights Act of 1960 (“CRA”), codified at 52 U.S.C. § 20701, *et seq.* Section 301 of the CRA requires state and local officials to retain and preserve records related to voter registration and other acts requisite to voting for any federal office for a period of 22 months after any federal general, special or primary election. *See* 52 U.S.C. § 20701.

Section 303 of the CRA provides, in pertinent part, “Any record or paper required by section 20701 of this title to be retained and preserved shall, upon demand in writing by the Attorney General or his representative directed to the person having custody, possession, or control of such record or paper, be made available for inspection, reproduction, and copying at the principal office of such custodian by the Attorney General or his representative...” 52 U.S.C. § 20703.

Pursuant to the foregoing authorities, including the CRA, the Attorney General is demanding an electronic copy of New York’s complete and current VRL. The purpose of the request is to ascertain New York’s compliance with the list maintenance requirements of the NVRA and HAVA.

When providing the electronic copy of the statewide VRL, New York must ensure that it contains *all fields*, which includes either the registrant’s full name, date of birth, residential address, his or her state driver’s license number, or the last four digits of the registrant’s social security number as required under the Help America Vote Act (“HAVA”)² to register individuals for federal elections. *See* 52 U.S.C. § 21083(a)(5)(A)(i).

To the extent there are privacy concerns, the voter registration list is subject to federal privacy protections. Section 304 of the CRA provides the answer:

Unless otherwise ordered by a court of the United States, neither the Attorney General nor any employee of the Department of Justice, nor any other representative of the Attorney General, shall disclose any record or paper produced pursuant to this chapter, or any reproduction or copy, except to Congress and any committee thereof, governmental agencies, and in the presentation of any case or proceeding before any court or grand jury.

HAVA specifies that the “last 4 digits of a social security number . . . shall not be considered a social security number for purposes of section 7 of the Privacy Act of 1974” (5 U.S.C. § 552a note); 52 U.S.C. § 21083(c). In addition, any prohibition of disclosure of a motor vehicle record contained

² In charging the Attorney General with enforcement of the voter registration list requirements in HAVA and in the NVRA, Congress plainly intended that DOJ be able to conduct an independent review of each state’s list. Any statewide prohibitions are clearly preempted by federal law.

in the Driver's License Protection Act, codified at 18 U.S.C. § 2721(b)(1), is exempted when the disclosure is for use by a government agency in carrying out the government agency's function to accomplish its enforcement authority as the Justice Department is now doing. That said, all data received from you will be kept securely and treated consistently with the Privacy Act.

To that end, please provide the requested electronic Voter Registration List³ to the Justice Department by the date set for your delivery by our original letter, or by August 21, 2025, whichever is later.

The information and materials may be sent by encrypted email to voting.section@usdoj.gov or via the Department's secure file-sharing system, Justice Enterprise File Sharing ("JEFS"). Should further clarification be required, please contact Maureen Riordan at (b)(6)

Regards,



Harmeet K. Dhillon
Assistant Attorney General
Civil Rights Division

cc: Henry Berger
Peter Kosinski
Co-Chairs, State Board of Elections
40 North Pearl Street, Suite 5
Albany, NY 12207-2729
info@elections.ny.gov

³ Containing *all fields*, which includes either the registrant's full name, date of birth, residential address, his or her state driver's license number or the last four digits of the registrant's social security number as required by HAVA.

From: Mellett, Timothy F (CRT) [(b)(6)]
Sent: 9/19/2025 4:43:47 PM
To: Riordan, Maureen (CRT) [(b)(6)]; Gates, Michael (CRT) [(b)(6)]
Subject: RE: New York
Attachments: 20250630 State of New York.pdf; 20250724 New York Response Letter.pdf; 20250814 State of New York Final.pdf; 2025.8.29 - NYSBOE DOJ Letter Response_08292025.pdf; 20250728 Letter to Illinois.pdf

Hi Maureen and Michael,

Maureen, I have attached the NY letters per your request.

(b)(5)

Thanks,

Tim

From: Riordan, Maureen (CRT) [(b)(6)]
Sent: Friday, September 19, 2025 12:26 PM
To: Gates, Michael (CRT) [(b)(6)]; Mellett, Timothy F (CRT) [(b)(6)]
Subject: Re: New York

Tim could you send me all of our communications with NY so I can review? Thanks!

Maureen S. Riordan
Senior Counsel
Acting Chief, Voting Section
Civil Rights Division

[(b)(6)]

From: Gates, Michael (CRT) [(b)(6)]
Sent: Friday, September 19, 2025 12:24:19 PM
To: Mellett, Timothy F (CRT) [(b)(6)]
Cc: Riordan, Maureen (CRT) [(b)(6)]
Subject: RE: New York

(b)(5)

(b)(5)

Michael E. Gates

Deputy Assistant Attorney General
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20530

(b)(6)

(b)(6)



From: Gates, Michael (CRT)

Sent: Friday, September 19, 2025 12:20 PM

To: Mellett, Timothy F (CRT)

(b)(6)

Cc: Riordan, Maureen (CRT)

(b)(6)

Subject: RE: New York

(b)(5)

Michael E. Gates

Deputy Assistant Attorney General
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20530

(b)(6)

(b)(6)



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Sent: Friday, September 19, 2025 12:09 PM
To: Gates, Michael (CRT) <(b)(6)>
Cc: Riordan, Maureen (CRT) <(b)(6)>
Subject: New York

Hi Michael,

(b)(5)

We will have Arielle continue to draft the Complaint, unless we hear back from you that (b)(5)
(b)(5)

Thanks,

Tim

From: Gates, Michael (CRT) <(b)(6)>
Sent: Friday, September 19, 2025 10:53 AM
To: Mellett, Timothy F (CRT) <(b)(6)>
Cc: Riordan, Maureen (CRT) <(b)(6)>
Subject: RE: Upcoming lawsuits

We did. See attached.

Michael E. Gates
Deputy Assistant Attorney General
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20530

(b)(6)

(b)(6)



From: Mellett, Timothy F (CRT) <(b)(6)>
Sent: Friday, September 19, 2025 10:50 AM
To: Gates, Michael (CRT) <(b)(6)>
Cc: Riordan, Maureen (CRT) <(b)(6)>
Subject: RE: Upcoming lawsuits

Michael,

(b)(5)

(b)(5) Thanks,

Tim

From: Gates, Michael (CRT) <(b)(6)>
Sent: Friday, September 19, 2025 10:39 AM
To: Riordan, Maureen (CRT) <(b)(6)>; Mellett, Timothy F (CRT) <(b)(6)>
Cc: Neff, Eric (CRT) <(b)(6)>; Bennett, Brittany (CRT) <(b)(6)>; Vandenberg, David (CRT) <(b)(6)>; Reid, Arielle (CRT) <(b)(6)>
Subject: Upcoming lawsuits

Team, thank you for your work on these next suits. As you draft, prepare, and finalize for presentation to the front office, please also prepare the (b)(5)

(b)(5)

(b)(5) the sooner we can prep the complaints and have them approved by the FO, the better prepared we will be for the filings.

(b)(5)

ONE thing to keep in mind when we prep our Complaints and the OSC paperwork is expressing to the court in

(b)(5)

Michael E. Gates

Deputy Assistant Attorney General
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20530

(b)(6)

(b)(6)





U.S. Department of Justice

Civil Rights Division

Office of the Assistant Attorney General

Washington, D.C. 20530

August 14, 2025

Via Mail and Email

The Honorable Kristen Zebrowski Stavisky
The Honorable Raymond Riley, III
Co-Executive Directors, State Board of Elections
40 North Pearl Street, Suite 5
Albany, NY 12207-2729

(b)(6)

Re: Complete New York's Voter Registration List with All Fields

Executive Director Zebrowski Stavisky and Executive Director Riley:

We understand that the time the Justice Department has provided your state to respond to the request for a statewide voter registration list ("VRL") and other information has not reached its deadline.

Given responses from other states thus far, we want to clarify that the Justice Department's request to provide an electronic copy of the statewide VRL should contain *all fields*, which means, your state's VRL must include the registrant's full name, date of birth, residential address, his or her state driver's license number or the last four digits of the registrant's social security number as required under the Help America Vote Act ("HAVA")¹ to register individuals for federal elections. *See* 52 U.S.C. § 21083(a)(5)(A)(i).

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HAVA specifies that the “last 4 digits of a social security number . . . shall not be considered a social security number for purposes of section 7 of the Privacy Act of 1974” (5 U.S.C. § 552a note); 52 U.S.C. § 21083(c). In addition, any prohibition of disclosure of a motor vehicle record contained

² In charging the Attorney General with enforcement of the voter registration list requirements in HAVA and in the NVRA, Congress plainly intended that DOJ be able to conduct an independent review of each state’s list. Any statewide prohibitions are clearly preempted by federal law.

in the Driver's License Protection Act, codified at 18 U.S.C. § 2721(b)(1), is exempted when the disclosure is for use by a government agency in carrying out the government agency's function to accomplish its enforcement authority as the Justice Department is now doing. That said, all data received from you will be kept securely and treated consistently with the Privacy Act.

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The information and materials may be sent by encrypted email to voting.section@usdoj.gov or via the Department's secure file-sharing system, Justice Enterprise File Sharing ("JEFS"). Should further clarification be required, please contact Maureen Riordan at (b)(6)

Regards,



Harmeet K. Dhillon
Assistant Attorney General
Civil Rights Division

cc: Henry Berger
Peter Kosinski
Co-Chairs, State Board of Elections
40 North Pearl Street, Suite 5
Albany, NY 12207-2729
info@elections.ny.gov

³ Containing *all fields*, which includes either the registrant's full name, date of birth, residential address, his or her state driver's license number or the last four digits of the registrant's social security number as required by HAVA.

From: Braniff, Andrew (CRT) [(b)(6)]
Sent: 11/5/2025 3:17:23 PM
To: Riordan, Maureen (CRT) [(b)(6)]; Goldman, David (CRT) [(b)(6)]; Bennett, Brittany (CRT) [(b)(6)]; Gates, Michael (CRT) [(b)(6)]
Subject: RE: Weber/OSC memo
Attachments: AutoRecovery save of CA_OSC_MemorandumSupport (C) agb11.5.docx

Braniff, Andrew (CRT) has shared a OneDrive for Business file with you. To view it, click the link below.

 [AutoRecovery save of CA_OSC_MemorandumSupport \(C\) agb11.5clean.docx](#)

Actually use this one. Clean and redline attached.

(b)(5)

From: Riordan, Maureen (CRT) <(b)(6)>
Sent: Wednesday, November 5, 2025 9:12 AM
To: Goldman, David (CRT) <(b)(6)>; Braniff, Andrew (CRT) <(b)(6)>; Bennett, Brittany (CRT) <(b)(6)>; Gates, Michael (CRT) <(b)(6)>
Subject: Re: Weber/OSC memo

Thanks David!

Maureen S. Riordan
Senior Counsel
Acting Chief, Voting Section
Civil Rights Division

(b)(6)

From: Goldman, David (CRT) <(b)(6)>
Sent: Wednesday, November 5, 2025 9:10:45 AM
To: Riordan, Maureen (CRT) <(b)(6)>; Braniff, Andrew (CRT) <(b)(6)>; Bennett, Brittany (CRT) <(b)(6)>; Gates, Michael

(CRT) (b)(6)

Subject: RE: Weber/OSC memo

Hi Maureen, See attached clean and track-changes versions.

Thank you,
Dave

David N. Goldman
Acting Deputy Chief, Appellate Section
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20530

T: (b)(6)

C: (b)(6)

(b)(6)

From: Riordan, Maureen (CRT) (b)(6)

Sent: Wednesday, November 5, 2025 8:34 AM

To: Goldman, David (CRT) <(b)(6)>; Braniff, Andrew (CRT) <(b)(6)>; Bennett, Brittany (CRT) <(b)(6)>

Subject: Re: Weber/OSC memo

David

I don't think I received your latest draft. Could you please resend? And also please include DAG Gates.

Thanks!!

Maureen S. Riordan
Senior Counsel
Acting Chief, Voting Section
Civil Rights Division

(b)(6)

From: Goldman, David (CRT) <(b)(6)>

Sent: Tuesday, November 4, 2025 3:21:54 PM

To: Braniff, Andrew (CRT) <(b)(6)>; Riordan, Maureen (CRT) <(b)(6)>; Bennett, Brittany (CRT) <(b)(6)>

Subject: RE: Weber/OSC memo

Just sent in a separate email

Thank you,
Dave

David N. Goldman

Acting Deputy Chief, Appellate Section
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20530

T: (b)(6)

C: (b)(6)

(b)(6)

From: Braniff, Andrew (CRT) <(b)(6)>

Sent: Tuesday, November 4, 2025 3:18 PM

To: Goldman, David (CRT) <(b)(6)>; Riordan, Maureen (CRT)

<(b)(6)>; Bennett, Brittany (CRT) <(b)(6)>

Subject: RE: Weber/OSC memo

I'm on the phone with Gates right now. Can I see the most recent version. I think we will need

(b)(5)

From: Goldman, David (CRT) <(b)(6)>

Sent: Tuesday, November 4, 2025 3:16 PM

To: Riordan, Maureen (CRT) <(b)(6)>; Braniff, Andrew (CRT)

<(b)(6)>; Bennett, Brittany (CRT) <(b)(6)>

Subject: RE: Weber/OSC memo

I will send an email (and copy all of you).

Thank you,
Dave

David N. Goldman

Acting Deputy Chief, Appellate Section
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20530

T: (b)(6)

C: (b)(6)

(b)(6)

From: Riordan, Maureen (CRT) <(b)(6)>

Sent: Tuesday, November 4, 2025 12:27 PM

To: Goldman, David (CRT) <(b)(6)>; Braniff, Andrew (CRT)

<(b)(6)>; Bennett, Brittany (CRT) <(b)(6)>

Subject: Re: Weber/OSC memo

Let's just take the time needed to adequately prepare. I will say that Michael (b)(5)

(b)(5)

We will need to do another call involving Michael. He is on election coverage . Tomorrow he can schedule around it.

Maureen S. Riordan
Senior Counsel
Acting Chief, Voting Section
Civil Rights Division

(b)(6)

From: Goldman, David (CRT) <(b)(6)>
Sent: Tuesday, November 4, 2025 12:15:34 PM
To: Riordan, Maureen (CRT) <(b)(6)>; Braniff, Andrew (CRT) <(b)(6)>; Bennett, Brittany (CRT) <(b)(6)>
Subject: RE: Weber/OSC memo

The California case we have been discussing (Weber is the secretary).

Thank you,
Dave

David N. Goldman
Acting Deputy Chief, Appellate Section
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20530

T: (b)(6)

C: (b)(6)

(b)(6)

From: Riordan, Maureen (CRT) (b)(6)
Sent: Tuesday, November 4, 2025 12:15 PM
To: Goldman, David (CRT) <(b)(6)>; Braniff, Andrew (CRT) <(b)(6)>; Bennett, Brittany (CRT) <(b)(6)>
Subject: Re: Weber/OSC memo

What is Weber?

Maureen S. Riordan
Senior Counsel
Acting Chief, Voting Section

Civil Rights Division

(b)(6)

From: Goldman, David (CRT) <(b)(6)>
Sent: Tuesday, November 4, 2025 12:13:58 PM
To: Braniff, Andrew (CRT) <(b)(6)>; Riordan, Maureen (CRT) <(b)(6)>; Bennett, Brittany (CRT) <(b)(6)>
Subject: RE: Weber/OSC memo

Good afternoon (and Maureen, I hope your appointment went well). I was just talking with Jesus and he brought up Weber, so I thought I would check in on our timing. He wanted me to relay that he wants to get this filed sooner rather than later (b)(5)

(b)(5)

Thank you,
Dave

David N. Goldman
Acting Deputy Chief, Appellate Section
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20530

T: (b)(6)
C: (b)(6)
(b)(6)

From: Braniff, Andrew (CRT) <(b)(6)>
Sent: Monday, November 3, 2025 10:44 AM
To: Riordan, Maureen (CRT) <(b)(6)>; Goldman, David (CRT) <(b)(6)>; Bennett, Brittany (CRT) <(b)(6)>
Subject: RE: Weber/OSC memo

Sounds good.

From: Riordan, Maureen (CRT) <(b)(6)>
Sent: Monday, November 3, 2025 10:43 AM
To: Goldman, David (CRT) <(b)(6)>; Bennett, Brittany (CRT) <(b)(6)>; Braniff, Andrew (CRT) <(b)(6)>
Subject: Re: Weber/OSC memo

Me too!

Maureen S. Riordan
Senior Counsel
Acting Chief, Voting Section

Civil Rights Division

(b)(6)

From: Goldman, David (CRT) <(b)(6)>

Sent: Monday, November 3, 2025 10:19:02 AM

To: Bennett, Brittany (CRT) <(b)(6)>; Riordan, Maureen (CRT)

(b)(6)

; Braniff, Andrew (CRT) <(b)(6)>

Subject: RE: Weber/OSC memo

Works for me. Thanks Brittany.

Thank you,
Dave

David N. Goldman

Acting Deputy Chief, Appellate Section

Civil Rights Division

U.S. Department of Justice

950 Pennsylvania Ave., NW

Washington, DC 20530

T: (b)(6)

C: (b)(6)

(b)(6)

From: Bennett, Brittany (CRT) <(b)(6)>

Sent: Monday, November 3, 2025 10:18 AM

To: Goldman, David (CRT) <(b)(6)>; Riordan, Maureen (CRT)

(b)(6)

Braniff, Andrew (CRT)

(b)(6)

Subject: RE: Weber/OSC memo

2pm everyone?

Brittany E. Bennett

Trial Attorney

Civil Rights Division, Voting Section

U.S. Department of Justice

150 M Street NE

Washington, D.C. 20002

(b)(6)

(b)(6)



From: Goldman, David (CRT) <(b)(6)>
Sent: Monday, November 3, 2025 10:07 AM
To: Bennett, Brittany (CRT) <(b)(6)>; Riordan, Maureen (CRT)
(b)(6) Braniff, Andrew (CRT) <(b)(6)>
Subject: RE: Weber/OSC memo

I can do any time outside of 3-4.

Thank you,
Dave

David N. Goldman
Acting Deputy Chief, Appellate Section
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20530

T: (b)(6)
C: (b)(6)
(b)(6)

From: Bennett, Brittany (CRT) <(b)(6)>
Sent: Monday, November 3, 2025 9:41 AM
To: Riordan, Maureen (CRT) <(b)(6)>; Braniff, Andrew (CRT)
<(b)(6)>; Goldman, David (CRT) <(b)(6)>
Subject: RE: Weber/OSC memo

I'm available any time today.

Brittany E. Bennett
Trial Attorney
Civil Rights Division, Voting Section
U.S. Department of Justice
150 M Street NE
Washington, D.C. 20002

(b)(6)
(b)(6)



From: Riordan, Maureen (CRT) <(b)(6)>
Sent: Monday, November 3, 2025 8:38 AM
To: Braniff, Andrew (CRT) <(b)(6)>; Goldman, David (CRT)

<(b)(6)>; Bennett, Brittany (CRT) <(b)(6)>
Subject: RE: Weber/OSC memo

Can we do this afternoon? My morning got filled with to do's since Friday.

From: Braniff, Andrew (CRT) <(b)(6)>
Sent: Friday, October 31, 2025 12:33 PM
To: Goldman, David (CRT) <(b)(6)>; Bennett, Brittany (CRT)
(b)(6) Riordan, Maureen (CRT) (b)(6)
Subject: Re: Weber/OSC memo

Me too.

Get [Outlook for iOS](#)

From: Goldman, David (CRT) <(b)(6)>
Sent: Friday, October 31, 2025 12:31:55 PM
To: Bennett, Brittany (CRT) <(b)(6)>; Riordan, Maureen (CRT)
(b)(6)
Cc: Braniff, Andrew (CRT) <(b)(6)>
Subject: RE: Weber/OSC memo

That works fine for me. I am available all day.

Thank you,
Dave

David N. Goldman
Acting Deputy Chief, Appellate Section
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20530
T: (b)(6)
C: (b)(6)
(b)(6)

From: Bennett, Brittany (CRT) <(b)(6)>
Sent: Friday, October 31, 2025 12:20 PM
To: Goldman, David (CRT) <(b)(6)>; Riordan, Maureen (CRT)
(b)(6)
Cc: Braniff, Andrew (CRT) <(b)(6)>
Subject: Re: Weber/OSC memo

Maureen is out the rest of the day. Could we do a call Monday if she is available?

Get [Outlook for iOS](#)

From: Goldman, David (CRT) <(b)(6)>
Sent: Friday, October 31, 2025 11:49:49 AM
To: Riordan, Maureen (CRT) (b)(6)
Cc: Bennett, Brittany (CRT) <(b)(6)> Braniff, Andrew (CRT)
<(b)(6)>
Subject: RE: Weber/OSC memo

Thanks Maureen. I think it might be helpful to have a phone call to discuss this and make sure we are all on the same page; I have copied Andy who is also interested in being part of the discussion. Are you available today?

Thank you,
Dave

David N. Goldman
Acting Deputy Chief, Appellate Section
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20530

T: (b)(6)

C: (b)(6)

(b)(6)

From: Riordan, Maureen (CRT) (b)(6)
Sent: Friday, October 31, 2025 10:35 AM
To: Goldman, David (CRT) <(b)(6)>
Cc: Bennett, Brittany (CRT) (b)(6)
Subject: Re: Weber/OSC memo

David

(b)(5)

We can certainly pare down that portion of the OSC.

Thanks

Maureen

Maureen S. Riordan
Senior Counsel
Acting Chief, Voting Section
Civil Rights Division

(b)(6)

From: Goldman, David (CRT) <(b)(6)>

Sent: Friday, October 31, 2025 8:11:30 AM

To: Riordan, Maureen (CRT) <(b)(6)>

Cc: Bennett, Brittany (CRT) <(b)(6)>

Subject: Weber/OSC memo

Maureen,

I wanted to touch base on the OSC memo in the *Weber* case. I have reviewed the memorandum at Jesus's request and read the cited caselaw. (b)(5)

(b)(5)

(b)(5)

Please let me know if I am misunderstanding or missing something here. If I am not, I am also happy to discuss how we can make changes to avoid these potential issues. I am happy to work on implementing those changes as well.

Thank you,
Dave

David N. Goldman
Acting Deputy Chief, Appellate Section
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20530

T: (b)(6)

C: (b)(6)

(b)(6)

DOCUMENT WITHHELD IN FULL UNDER FOIA EXEMPTION B(5).

From: Goldman, David (CRT) [(b)(6)]
Sent: 11/5/2025 2:10:45 PM
To: Riordan, Maureen (CRT) [(b)(6)]; Braniff, Andrew (CRT) [(b)(6)];
Bennett, Brittany (CRT) [(b)(6)]; Gates, Michael (CRT) [(b)(6)]
Subject: RE: Weber/OSC memo
Attachments: CA_OSC_MemorandumSupport (C) 10 (dng) (clean).docx; CA_OSC_MemorandumSupport (C) 10 (dng) (track changes).docx

Hi Maureen, See attached clean and track-changes versions.

Thank you,
Dave

David N. Goldman
Acting Deputy Chief, Appellate Section
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20530
T: [(b)(6)]
C: [(b)(6)]
[(b)(6)]

From: Riordan, Maureen (CRT) [(b)(6)]
Sent: Wednesday, November 5, 2025 8:34 AM
To: Goldman, David (CRT) <[(b)(6)]>; Braniff, Andrew (CRT) <[(b)(6)]>; Bennett, Brittany (CRT) <[(b)(6)]>
Subject: Re: Weber/OSC memo

David
I don't think I received your latest draft. Could you please resend? And also please include DAG Gates.
Thanks!!

Maureen S. Riordan
Senior Counsel
Acting Chief, Voting Section
Civil Rights Division
[(b)(6)]

From: Goldman, David (CRT) <[(b)(6)]>
Sent: Tuesday, November 4, 2025 3:21:54 PM
To: Braniff, Andrew (CRT) <[(b)(6)]>; Riordan, Maureen (CRT) <[(b)(6)]>
Bennett, Brittany (CRT) <[(b)(6)]>
Subject: RE: Weber/OSC memo

Just sent in a separate email

Thank you,
Dave

David N. Goldman

Acting Deputy Chief, Appellate Section
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20530

T: (b)(6)
C: (b)(6)
(b)(6)

From: Braniff, Andrew (CRT) <(b)(6)>
Sent: Tuesday, November 4, 2025 3:18 PM
To: Goldman, David (CRT) <(b)(6)>; Riordan, Maureen (CRT) <(b)(6)>
Bennett, Brittany (CRT) <(b)(6)>
Subject: RE: Weber/OSC memo

I'm on the phone with Gates right now. Can I see the most recent version. (b)(5)
(b)(5)

From: Goldman, David (CRT) <(b)(6)>
Sent: Tuesday, November 4, 2025 3:16 PM
To: Riordan, Maureen (CRT) <(b)(6)>; Braniff, Andrew (CRT) <(b)(6)>;
Bennett, Brittany (CRT) <(b)(6)>
Subject: RE: Weber/OSC memo

I will send an email (and copy all of you).

Thank you,
Dave

David N. Goldman
Acting Deputy Chief, Appellate Section
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20530

T: (b)(6)
C: (b)(6)
(b)(6)

From: Riordan, Maureen (CRT) <(b)(6)>
Sent: Tuesday, November 4, 2025 12:27 PM
To: Goldman, David (CRT) <(b)(6)>; Braniff, Andrew (CRT) <(b)(6)>; Bennett,
Brittany (CRT) <(b)(6)>
Subject: Re: Weber/OSC memo

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We will need to do another call involving Michael. He is on election coverage . Tomorrow he can schedule around it.

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Senior Counsel
Acting Chief, Voting Section
Civil Rights Division

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Bennett, Brittany (CRT) <(b)(6)>
Subject: RE: Weber/OSC memo

The California case we have been discussing (Weber is the secretary).

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950 Pennsylvania Ave., NW
Washington, DC 20530

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David N. Goldman

Acting Deputy Chief, Appellate Section
Civil Rights Division
U.S. Department of Justice
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To: Goldman, David (CRT) (b)(6); Riordan, Maureen (CRT) (b)(6);
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Subject: RE: Weber/OSC memo

2pm everyone?

Brittany E. Bennett
Trial Attorney
Civil Rights Division, Voting Section
U.S. Department of Justice
150 M Street NE
Washington, D.C. 20002

(b)(6)
(b)(6)



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To: Bennett, Brittany (CRT) <(b)(6)>; Riordan, Maureen (CRT) (b)(6);
Braniff, Andrew (CRT) <(b)(6)>
Subject: RE: Weber/OSC memo

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David N. Goldman
Acting Deputy Chief, Appellate Section
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20530

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(b)(6)

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To: Riordan, Maureen (CRT) <(b)(6)>; Braniff, Andrew (CRT) <(b)(6)>; Goldman, David (CRT) <(b)(6)>
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Brittany E. Bennett

Trial Attorney
Civil Rights Division, Voting Section
U.S. Department of Justice
150 M Street NE
Washington, D.C. 20002

(b)(6)
[brittany.\(b\)\(6\)@doj.gov](mailto:brittany.(b)(6)@doj.gov)



From: Riordan, Maureen (CRT) <(b)(6)>
Sent: Monday, November 3, 2025 8:38 AM
To: Braniff, Andrew (CRT) <(b)(6)>; Goldman, David (CRT) <(b)(6)>; Bennett, Brittany (CRT) <(b)(6)>
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Subject: Re: Weber/OSC memo

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Get [Outlook for iOS](#)

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Civil Rights Division
U.S. Department of Justice
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Washington, DC 20530

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Cc: Braniff, Andrew (CRT) <(b)(6)>
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Cc: Bennett, Brittany (CRT) <(b)(6)>; Braniff, Andrew (CRT) <(b)(6)>
Subject: RE: Weber/OSC memo

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David N. Goldman
Acting Deputy Chief, Appellate Section
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20530

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C: (b)(6)
(b)(6)

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Sent: Friday, October 31, 2025 10:35 AM
To: Goldman, David (CRT) <(b)(6)>
Cc: Bennett, Brittany (CRT) <(b)(6)>
Subject: Re: Weber/OSC memo

David

(b)(5)

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Thanks

Maureen

Maureen S. Riordan
Senior Counsel
Acting Chief, Voting Section
Civil Rights Division

(b)(6)

From: Goldman, David (CRT) <(b)(6)>

Sent: Friday, October 31, 2025 8:11:30 AM

To: Riordan, Maureen (CRT) <(b)(6)>

Cc: Bennett, Brittany (CRT) <(b)(6)>

Subject: Weber/OSC memo

Maureen,

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(b)(5)

(b)(5)

Please let me know if I am misunderstanding or missing something here. If I am not, I am also happy to discuss how we can make changes to avoid these potential issues. I am happy to work on implementing those changes as well.

Thank you,
Dave

David N. Goldman
Acting Deputy Chief, Appellate Section
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20530

T: (b)(6)

C: (b)(6)

(b)(6)

DOCUMENT WITHHELD IN FULL UNDER FOIA EXEMPTION B(5).

DOCUMENT WITHHELD IN FULL UNDER FOIA EXEMPTION B(5).

EXHIBIT 1



U.S. Department of Justice

Civil Rights Division

Voting Section
950 Pennsylvania Ave, NW – 4CON
Washington, DC 20530

July 10, 2025

Via Mail and Email

The Honorable Shirley Weber
Secretary of State
1500 11th Street
Sacramento, CA 95814
secretary.weber@sos.ca.gov

Dear Secretary of State Weber:

We write to you as the chief election official for the State of California to request information regarding the state's procedures for complying with the statewide voter registration list maintenance provisions of the National Voter Registration Act ("NVRA"), 52 U.S.C. § 20501 *et seq.*

Please provide a list of the election officials who are responsible for implementing California's general program of voter registration list maintenance from November 2022 through receipt of this letter, including those responsible officials not employed by your office (such as local election officials) who are also involved in that effort. Please also provide a description of the steps that you have taken, and when those steps were taken, to ensure that the state's list maintenance program has been properly carried out in full compliance with the NVRA. Please include both the actions taken by California officials as well as county officials.

The NVRA requires each state and the District of Columbia to make available for inspection "all records concerning the implementation of programs and activities conducted for the purpose of ensuring the accuracy and currency of official lists of eligible voters." 52 U.S.C. § 20507(i)(1). Section 11 of the NVRA authorizes the Attorney General to bring NVRA enforcement actions. *See* 52 U.S.C. § 20510.

Pursuant to Section 20507(i) of the NVRA, the Attorney General requests that you produce for inspection the following records:

The current electronic copy of California's computerized statewide voter registration list ("statewide voter registration list") as required by Section 303(a) of the Help America Vote Act. Please include all fields contained within the list. Please produce each list in a .xls, .csv, or delimited-text file format. Please specify what delimiter is used, if applicable, or provide a file layout along with a database user manual, coding list, or other materials that define or explain how a voter record is coded into the statewide voter registration list and reported in the electronic copy of the statewide voter registration list.

Additionally, please provide the following information in electronic form. The time period for these requests is close of registration for the November 2022 general election through the close of registration for the November 2024 general election, the same time period as the most recent report from the Election Assistance Commission’s Election Administration and Voting Survey (“EAVS”). If you are unable to provide the data, please explain why the data is not available.

1. In the EAVS data for Question A3d, California had 2,178,551 voters (15.6 percent) with duplicate registrations. However, seven counties failed to provide data regarding duplicate registrations. Please provide a list of all duplicate registration records in Imperial, Los Angeles, Napa, Nevada, San Bernardino, Siskiyou, and Stanislaus counties.
2. No data was listed in the EAVS survey for Question A12h for California regarding duplicate registrants who were removed from the statewide voter registration database. Please provide a list of all duplicate registrants who were removed from the statewide voter registration list including the date(s) of removal. If they were merged or linked with another record, please provide that information. Please explain California’s process for determining duplicates and what happens to the duplicate registrations.
3. In the EAVS data for Question QA12c, California had 378,349 voters (11.9 percent) removed because of death, which was well below the national average. Please provide a list of all registrations that were cancelled because of death. Please explain California’s process for determining who is deceased and removing them from the voter roll and when that occurs.
4. Confirmation Notice data was missing in the EAVS survey for Questions A10a through A10f for several counties in California. Please provide the data for each county in California for Questions A10a through A10f.
5. The 2022 EAVS report contained 4,984,314 inactive voters, while the 2024 report contained 2,883,995. Please explain the reason for the change in the number of inactive registrations for these years.
6. A list of all registrations, including date of birth, driver’s license number, and last four digits of Social Security Number, that were cancelled due to non-citizenship of the registrant.

Please provide this information within 14 days of the date of this letter. The information and materials may be sent by encrypted email to voting.section@usdoj.gov or via the Department’s secure file-sharing system, Justice Enterprise File Sharing (JEFS).

Should further clarification be required, please contact Maureen Riordan at

(b)(6)

We look forward to your assistance in advance.

Sincerely,



Michael E. Gates
Deputy Assistant Attorney General
Civil Rights Division

Maureen Riordan
Acting Chief, Voting Section
Civil Rights Division

Cc: Jana Lean
Chief of Elections
1500 11th Street, 5th Floor
Sacramento, CA 95814

(b)(6)

EXHIBIT 2



SHIRLEY N. WEBER, Ph.D. | SECRETARY OF STATE | STATE OF CALIFORNIA
LEGAL AFFAIRS OFFICE
1500 11th Street | Sacramento, CA 95814 | 916.695-1242 | www.sos.ca.gov

July 22, 2025

Via Mail and Email

Michael E. Gates
Deputy Assistant Attorney General
Civil Rights Division
United States Department of Justice
950 Pennsylvania Ave. NW -4CON
Washington, DC 20530

Maureen S. Riordan
Acting Chief, Voting Section
Civil Rights Division
United States Department of Justice
950 Pennsylvania Ave. NW -4CON
Washington, DC 20530

(b)(6)

Dear Michael Gates and Maureen Riordan,

We are in receipt of your letter dated July 10, 2025, wherein you requested information regarding California's procedures for complying with the statewide voter registration list maintenance provisions of the National Voter Registration Act.

Additionally, you requested additional information and posed six questions related to California responses to the Election Assistance Commission's Election Administration and Voting Survey (EAVS) report.

We are currently identifying information related to your request. We have determined we will require 90 days to provide a response, but will make every effort to respond sooner, if possible.

If you have any questions, please feel free to contact our office's Legal Affairs Division at legalsupport@sos.ca.gov.

Thank you for your understanding.

Respectfully,

/s/ Shirley N. Weber

Shirley N. Weber, Ph.D.
California Secretary of State

EXHIBIT 3



U.S. Department of Justice

Civil Rights Division

*Voting Section - NWB
950 Pennsylvania Ave, NW
Washington, DC 20530*

July 29, 2025

Via Mail and Email

The Honorable Shirley N. Weber
c/o Legal Affairs Office
Office of the Secretary of State
State of California
1500 11th Street
Sacramento, CA 95814
Secretary.weber@sos.ca.gov
legalsupport@sos.ca.gov

Dear Secretary Weber,

Please allow this letter to reply to your correspondence dated July 22, 2025, responding to the U.S. Department of Justice's July 10, 2025 letter, calling for a series of information and records disclosures pursuant to the NVRA.

The request for another 90 days to respond to the Justice Department with information that should already be readily available to the Secretary of State is not acceptable. For example, Question 5 regarding the EAVS Report, should be answerable now. Moreover, process questions such as in Question 2, "Please explain California's process for determining duplicates and what happens to the duplicate registrations," are also answerable now. Accordingly, please provide those responses by August 8, 2025.

Similarly, the electronic copy of the statewide voter registration list is readily available to you. Accordingly, we request an unredacted statewide voter registration list by August 8, 2025 as well. As you know, Section 8(i) of the NVRA requires states to make available "all records concerning the implementation of programs and activities conducted for the purpose of ensuring the accuracy and currency of official lists of eligible voters." 52 U.S.C. § 20507(i).

We recognize, however, that other responses may take more time. As such, we are willing to give the Secretary of State until Friday, August 29, 2025, to respond to the other requests. If you have any questions, please contact Tim Mellett, Deputy Chief, Voting Section, at (b)(6) or (b)(6).

Sincerely,



Michael E. Gates
Deputy Assistant Attorney General
Civil Rights Division

Maureen Riordan
Acting Chief, Voting Section
Civil Rights Division

cc: Jana Lean
Chief of Elections
1500 11th Street, 5th Floor
Sacramento, CA 95814
(b)(6)

EXHIBIT 4



SHIRLEY N. WEBER, Ph.D. | SECRETARY OF STATE | STATE OF CALIFORNIA
LEGAL AFFAIRS OFFICE
1500 11th Street | Sacramento, CA 95814 | 916.695-1242 | www.sos.ca.gov

August 8, 2025

Via Mail and Email

Michael E. Gates
Deputy Assistant Attorney General
Civil Rights Division
United States Department of Justice
950 Pennsylvania Ave. NW-4CON
Washington, DC 20530

Maureen Riordan
Acting Chief, Voting Section
Civil Rights Division
United States Department of Justice
950 Pennsylvania Ave. NW-4CON
Washington, DC 20530

(b)(6)

Dear Mr. Gates and Ms. Riordan:

I write in response to the U.S. Department of Justice’s (“DOJ”) July 29, 2025, letter stating that 90 days is not an acceptable amount of time to respond to a series of information and record requests made by DOJ on July 10, 2025. Although we are not required by law to respond by a certain deadline, below is a response to your request for “an unredacted statewide voter registration list by August 8, 2025,” as well as records responsive to questions two and five that you highlighted in your July 29 letter.

California’s Voter Registration Database

We are unable to comply with your request for an electronic copy of an entirely “unredacted statewide voter registration list.” First, California law prohibits making available for public inspection or disclosing electronically an entirely “unredacted” voter file. Second, the NVRA has never been interpreted to require total and unqualified access to all information contained in a voter registration record. *Pub. Int. Legal Found., Inc. v. Bellows*, 92 F.4th 36, 56 (1st Cir. 2024) (“[N]othing in the text of the NVRA prohibits the appropriate redaction of uniquely or highly sensitive personal information in the Voter File.” (collecting cases)). And finally, there is no need to collect sensitive personally identifiable information of California voters to evaluate whether California is “conduct[ing] a general program that makes a reasonable effort to remove the names of ineligible voters from the official lists of eligible voters by reason of” death and change in residence. 52 U.S.C. § 20507(a)(4).

Nonetheless, and as required under section 8(i), my office has made available for DOJ's inspection a copy of California's voter registration database at my office located at 1500 11th Street, Sacramento, California 95814. 52 U.S.C. § 20507(i)(1) (requiring States to make the records "available for public inspection and, where available, photocopying at a reasonable cost"); *Greater Birmingham Ministries v. Sec'y of State for Alabama* 105 F.4th 1324, 1333 (11th Cir. 2024) ("'[P]ublic inspection' as used in the National Voter Registration Act does not include electronic disclosure."). DOJ may inspect a copy of our redacted voter registration database during regular business hours by making an appointment with my office. Public inspection satisfies our legal obligations under the NVRA and ensures that this office complies with legal protections for voter registration data under California law. These protections include prohibitions on transferring the data, along with detailed data security and storage requirements. Cal. Code Regs. tit. 2, §§ 19005, 19008(a)(8), 19012, 19013.

Please know that in accordance with California law, the following information has been redacted from all records made available for DOJ's public inspection: voters' driver's license numbers, California identification card numbers, social security numbers, other unique identifier numbers used by the State of California for purposes of voter identification, and voter signatures. Cal. Elec. Code § 2194(b)(1)–(2); *see also* Cal. Gov. Code § 7924.000(b).

Finally, to the extent that DOJ intends to make copies of any records made available for public inspection, we would require that DOJ enter into a Memorandum of Understanding with my office to ensure that the handling of our registered voters' sensitive information meets the data protection standards of California law. In addition, my office requests that you inform us whether DOJ believes data collected from California's voter registration database is subject to the Privacy Act of 1974, along with the legal explanation for your position. Please also provide a citation within the Federal Register to the system of records under which DOJ intends to collect and maintain the records it has requested from California. And please describe how DOJ plans to store, maintain, and use the requested voter registration information.

California List Maintenance Processes – Response to Questions 2 and 5

DOJ's July 10, 2025, letter asked the following two questions:

2. No data was listed in the EAVS survey for Question A12h for California regarding duplicate registrants who were removed from the statewide voter registration database. Please provide a list of all duplicate registrants who were removed from the statewide voter registration list including the date(s) of removal. If they were merged or linked with another record, please provide that information. Please explain California's process for determining duplicates and what happens to the duplicate registrations.

5. The 2022 EAVS report contained 4,984,314 inactive voters, while the 2024 report contained 2,883,995. Please explain the reason for the change in the number of inactive registrations for these years.

While both questions request a narrative response, we are aware of no legal obligation to provide one. Rather, because California strives to have some of the most transparent election processes in

the country, the answer to your questions can be found in the following publicly available documents, which are available online.

In response to question two, please see the following documents:

1. [U.S. Election Administration Commission’s \(EAC\) 2024 Election Administration Policy Survey](#), See page 154.

https://www.eac.gov/sites/default/files/2025-07/2024_EAVS_Report_508.pdf

2. [Guidance: EMS Messages](#), See page 6, Section 2.2.

<https://elections.cdn.sos.ca.gov/votecal/guidance/ems-message.pdf>

3. [California 2022-2024 Election Administration and Voting Survey to EAC](#).

<https://view.officeapps.live.com/op/view.aspx?src=https%3A%2F%2Felections.cdn.sos.ca.gov%2Fnvra%2Freports%2Fbiennial%2Feavs-2024.xlsm&wdOrigin=BROWSELINK>

In response to question five, please see the following documents:

1. [California’s NVRA Manual, Ch. 4 entitled “Voter Registration Applications and Voter List Maintenance”](#), See Ch 4., page 20.

<https://elections.cdn.sos.ca.gov/nvra/nvra-manual/chap-4.pdf>

2. [Legislative History of AB-504 \(Berman\), California Statutes of 2019, Ch. 262 § 6](#).

https://leginfo.legislature.ca.gov/faces/billTextClient.xhtml?bill_id=201920200AB504

3. [Cal. Elec. Code, §§ 2222 through 2226](#).

https://leginfo.legislature.ca.gov/faces/codes_displayText.xhtml?lawCode=ELEC&division=2.&title=&part=&chapter=3.&article=2

4. [Husted v. A. Philip Randolph Inst. 584 U.S. 756 \(2018\)](#).

https://www.supremecourt.gov/opinions/17pdf/16-980_f2q3.pdf

The remaining four questions require compiling records from up to twelve different counties, which will require more time. As such, I cannot agree to your arbitrary deadline of August 29 to answer the remaining requests. Please accept my assurances that my office is looking into your questions and will inform you when the documents are available for inspection at my office.

Finally, I want to remind DOJ that the United States Constitution is clear about where the power to regulate elections is allocated in this country: as sovereigns closest to the people, the States have primary responsibility. Nowhere does the Constitution provide the President or the Executive Branch with *any* independent power to control or otherwise conscript States to carry out non-statutory policy priorities of the President. To the extent DOJ is utilizing the NVRA in a

manner not permitted to advance the President's policy objectives, my office is not obligated to follow along. To the contrary, my obligation is to support and defend the Constitution of the United States and the Constitution of the State of California, ensure election laws are being enforced, and protect California voters from unnecessary and illegitimate intrusions on their privacy.

Please do not hesitate to contact my office regarding when you plan to visit Sacramento to review the voter registration information.

Respectfully,

/s/ Shirley N. Weber

Dr. Shirley N. Weber
California Secretary of State

EXHIBIT 5



U.S. Department of Justice

Civil Rights Division

Office of the Assistant Attorney General

Washington, D.C. 20530

August 13, 2025

Via Mail and Email

The Honorable Shirley N. Weber
c/o Legal Affairs Office
Office of the Secretary of State
State of California
1500 11th Street
Sacramento, CA 95814
Secretary.weber@sos.ca.gov
legalsupport@sos.ca.gov

Re: California Voter Registration List and Other Disclosures

Secretary Weber:

This letter responds to your letter of August 8, 2025. This communication is limited to our request for the State of California’s voter registration list (“VRL”) and associated voter registration records and does not include the Justice Department’s response to your partial answers to the inquiries about California’s VRL maintenance processes. That response will come later.

Our July 10, 2025, letter requested California’s VRL to assess the State’s compliance with the statewide VRL maintenance provisions of the National Voter Registration Act (“NVRA”), 52 U.S.C. § 20501, *et seq.* Our request is pursuant to the Attorney General’s authority under Section 11 of the NVRA to bring enforcement actions. *See* 52 U.S.C. § 20501(a).

The Help America Vote Act (“HAVA”), 52 U.S.C. § 20501, *et seq.*, also provides authority for the Justice Department to seek the State’s VRL via Section 401, which makes the Attorney General solely responsible for actions to enforce HAVA’s computerized statewide Voter Registration List requirements. *See* 52 U.S.C. § 21111; *see also Brunner v. Ohio Republican Party*, 555 U.S. 5, 6 (2008) (*per curiam*) (finding there is no private right of action to enforce those requirements in HAVA).

In addition to those authorities, the Attorney General is also empowered by Congress to request records pursuant to Title III of the Civil Rights Act of 1960 (“CRA”), codified at 52 U.S.C.

§ 20701, *et seq.* Section 301 of the CRA requires state and local officials to retain and preserve records related to voter registration and other acts requisite to voting for any federal office for a period of 22 months after any federal general, special or primary election. *See* 52 U.S.C. § 20701.

Section 303 of the CRA provides, in pertinent part, “Any record or paper required by section 20701 to be retained and preserved shall, upon demand in writing by the Attorney General or his representative directed to the person having custody, possession, or control of such record or paper, be made available for inspection, reproduction, and copying at the principal office of such custodian by the Attorney General or his representative....” 52 U.S.C. § 20703.

As the plain language of the statute makes clear, California cannot limit the Justice Department’s access to mere inspection of the requested voter registration records; the Justice Department is entitled to a full and complete copy of those records in the form in which California maintains them, including in electronic form pursuant to HAVA.

As required by Section 303 of the CRA, our letter dated July 10, 2025, provided you with “a statement of the basis and the purpose therefore,” *id.*, namely, to assist in our determination of whether California’s list maintenance program complies with the NVRA. At your request, we have reaffirmed that statement in this correspondence.

When providing the electronic copy of the statewide VRL, California must ensure that it contains *all fields*, which includes the registrant’s full name, date of birth, residential address, his or her state driver’s license number, or the last four digits of the registrant’s social security number as required under the Help America Vote Act (“HAVA”)¹ to register individuals for federal elections. *See* 52 U.S.C. § 21083(a)(5)(A)(i).

In addition to the full electronic VRL, we also request by this letter a copy of all original and completed voter registration applications submitted to the State of California from December 1, 2023, through July 1, 2025. To be clear, that means copies of all voter registration applications completed and submitted by prospective voters during that time period. When providing a copy of the requested completed registration applications, California must ensure that they are provided in unredacted format.

Your letter dated August 8, 2025, also indicated concern regarding federal privacy protections of the VRL and other requested information by the Justice Department. Section 304 of the CRA provides the answer:

Unless otherwise ordered by a court of the United States, neither the Attorney General nor any employee of the Department of Justice, nor any other representative of the Attorney

¹ In charging the Attorney General with enforcement of the voter registration list requirements in the HAVA and in the NVRA, Congress plainly intended that Justice Department be able to conduct an independent review of each state’s list. Any statewide prohibitions are clearly preempted by federal law.

General, shall disclose any record or paper produced pursuant to this chapter, or any reproduction or copy, except to Congress and any committee thereof, governmental agencies, and in the presentation of any case or proceeding before any court or grand jury.

52 U.S.C. § 20704. As you noted, other federal laws may be applicable, including the Privacy Act. California's privacy laws, to the extent they are inconsistent with federal law, are preempted.

HAVA specifies that the "last 4 digits of a social security number . . . shall not be considered a social security number for purposes of section 7 of the Privacy Act of 1974" (5 U.S.C. § 522(a) note); 52 U.S.C. § 21083(c)). In addition, any prohibition of disclosure of a motor vehicle record contained in the Driver's License Protection Act, codified at 18 U.S.C. § 2721(b)(1), is exempted when the disclosure is for use by a government agency in carrying out the government agency's function to accomplish its enforcement authority as the Justice Department is now doing.

To that end, provide the requested electronic Voter Registration List² to the Justice Department within seven days or by August 21, 2025, and provide all original and completed voter registration applications submitted to the State of California from December 1, 2023, through July 1, 2025, to the Justice Department by September 12, 2025.

California's VRL and the requested original and completed voter registration applications may be sent by encrypted email to voting.section@usdoj.gov or via the Department's secure file-sharing system, Justice Enterprise File Sharing ("JEFS"). Please be advised that failure by California to provide its statewide VRL may result in legal action. Should further clarification be required, please contact Maureen Riordan at (b)(6)

Regards,



Harmeet K. Dhillon
Assistant Attorney General
Civil Rights Division

cc: Jana Lean
Chief of Elections
1500 11th Street, 5th Floor
Sacramento, CA 95814
(b)(6)

² Containing *all fields*, which includes either the registrant's full name, date of birth, residential address, his or her state driver's license number or the last four digits of the registrant's social security number as required by HAVA.

EXHIBIT 6



SHIRLEY N. WEBER, Ph.D. | SECRETARY OF STATE | STATE OF CALIFORNIA

LEGAL AFFAIRS OFFICE

1500 11th Street | Sacramento, CA 95814 | 916.695-1242 | www.sos.ca.gov

August 21, 2025

Via Mail and Email

Harmeet K. Dhillon
Assistant Attorney General
Civil Rights Division
United States Department of Justice
950 Pennsylvania Ave. NW-4CON
Washington, DC 20530

(b)(6)

Dear Ms. Dhillon:

I write in response to your August 13, 2025 letter regarding the U.S. Department of Justice's (DOJ) request for a copy of California's voter registration list and associated voter registration records.

DOJ's July 10 and July 29 letters both invoked the National Voter Registration Act's (NVRA) public inspection provision, 52 U.S.C. § 20507(i), in requesting that California provide a copy of its voter registration list. On August 8, I informed your office that we have made available for public inspection a copy of California's voter registration list at my office in Sacramento, with appropriate redactions of social security numbers, driver's license numbers, and similar protected personal identifying information as required under California law and allowed under the NVRA. Despite our invitation, you have not yet made an appointment for the inspection.

My office remains willing and available to facilitate your inspection of the redacted voter file; however, your letter fails to establish a sound legal basis to demand anything more.

1. DOJ Has Not Established Legal Authority to Request the Unredacted Voter File Containing Sensitive Personal Identifying Information of Millions of Californians.

Your August 13 letter—for the first time—references the Help America Vote Act (HAVA) and the Civil Rights Act of 1960 (CRA). But neither statute supports your office's sweeping request. HAVA gives the Attorney General authority to enforce the "uniform and nondiscriminatory election technology and administration requirements" set out in that Act. 52 U.S.C. § 21111. California carefully complies with every HAVA requirement and stands ready to demonstrate

this compliance through its documented policies and practices, should your office so request. Notably, your letter gives no basis for suspecting any shortcoming or failure in California’s HAVA compliance, nor suggests that DOJ is actually investigating any alleged HAVA violation.

The CRA also does not authorize your office’s sweeping request for all California voters’ sensitive, personal identifying information linked to their voter registration. As you note, to validly request election records under the CRA, your office must provide “a statement of the basis and the purpose” of the request. 52 U.S.C. § 20703. Your August 13 letter asserts that the purpose of DOJ’s request for the unredacted voter file is “to assist in [DOJ’s] determination of whether California’s list maintenance program complies with the NVRA.” But demonstrating compliance with the NVRA’s list maintenance requirements does not require production of sensitive and confidential records of millions of Californians. And your communications with my office articulate no basis for even suspecting a violation of the NVRA, much less a reason why DOJ needs access to confidential voter data to evaluate our list maintenance program.

As you know, the NVRA does not give DOJ general supervisory power over the accuracy of each record in the voter file. Rather, Congress deliberately left the primary responsibility to manage voter lists in the hands of the States, subject to protections against unjustified voter purges and the requirement that States “conduct a general program” to remove voters who become ineligible due to death or change in residence. 52 U.S.C. § 20507(a)(4). To satisfy the NVRA’s list maintenance obligations, a State must simply “establish a program that makes a rational and sensible attempt to remove” registrants who have died or moved. *Pub. Int. Legal Found. v. Benson*, 136 F.4th 613, 625 (6th Cir. 2025) (rejecting the argument that the adequacy of a list maintenance program should be judged by statistical indicia).

Because the protected, sensitive data of millions of California voters is not facially germane to an investigation of the State’s list maintenance practices, and your office has not provided any other basis or purpose for requesting this confidential data, the CRA does not require its production. *See* 52 U.S.C. § 20703.

DOJ’s request to California also does not come in a vacuum. Our sister States have informed us, along with reporting by media outlets, that DOJ is seeking voter registration lists from all 50 States. I understand that many States received letters nearly identical to the August 13 letter sent to my office, each demanding substantially identical data. This nationwide effort undermines DOJ’s claim that its data request is necessary for an investigation of *California’s* NVRA compliance. Thus, it appears that your requests are not part of any good faith investigation into California’s—or any State’s—compliance with the NVRA, but rather some undisclosed purpose.

2. California Law Protecting Voters’ Sensitive Identifying Information is Not Preempted in these Circumstances.

As I informed your office in my August 8, 2025 letter, the Secretary of State is required under California law to redact certain information from the copy of the voter registration list which has

been made available for inspection, including social security numbers, driver's license numbers, and contact information of confidential voters like victims of domestic violence. Cal. Elec. Code § 2194; Cal. Gov. Code § 7924.000(b); Cal. Elec. Code §§ 2166, 2166.5, 2166.7, 2166.8; *see also* Cal. Const. art. I, § 1.

These legal protections are not preempted by the NVRA, which does not require the disclosure of sensitive personal identifying information. *Pub. Int. Legal Found., Inc. v. Bellows*, 92 F.4th 36, 56 (1st Cir. 2024) (collecting cases). Nor are they preempted by HAVA, which does not contain any inspection provision and thus does not obligate California to make any records available to DOJ. *See* 52 U.S.C. § 21111. Finally, these legal protections are not displaced by DOJ's mere citation to the CRA, particularly when DOJ has not stated a valid purpose and basis for accessing this sensitive and confidential personal data. *See* 52 U.S.C. § 20703.

3. DOJ Has Not Demonstrated that Its Data Request Complies with the Privacy Act.

Finally, from DOJ's correspondence, we understand that DOJ is creating a system of records of California voters (and, apparently, all voters nationwide), which is subject to the Privacy Act of 1974. As I requested in my August 8 letter—but so far have received no response—please explain in detail how DOJ's request complies with the Privacy Act. Specifically, please explain:

- 1) DOJ's purpose for creating this system of records, including a citation to the notice published in the Federal Register, as required under 5 U.S.C. § 552a(e)(4);
- 2) Any currently planned or foreseen transfer of the records outside of DOJ's Voting Rights Section and your basis for believing that such a transfer complies with the Privacy Act;
- 3) How California's voter registration list is necessary and relevant to the reason DOJ is compiling this system of records;
- 4) How the system of records DOJ is establishing complies with the prohibition in 5 U.S.C. § 552a(e)(7) on maintaining records "describing how any individual exercises rights guaranteed by the First Amendment," considering that voter registration lists include party affiliation and voter participation history, *see id.*; and
- 5) What, if any, measures DOJ is taking to ensure the new system of records will be maintained with "such accuracy, relevance, timeliness, and completeness as is reasonably necessary to assure fairness to the individual in the determination." 5 U.S.C. § 552a(e)(5).

Before my office allows DOJ to make a copy of any part of the voter registration list, we must confirm that DOJ's collection of this data is permitted under the Privacy Act. Additionally, as I informed your office in my August 8 letter, prior to DOJ making copies of any voter file records, we require that DOJ enter into a Memorandum of Understanding with my office to ensure that

the handling of the data meets the standards of California law, the Privacy Act, and any other applicable protections.¹

Please do not hesitate to contact my office regarding when you plan to visit Sacramento to review the voter registration information.

Respectfully,

/s/ Shirley N. Weber

Shirley N. Weber, Ph.D.
California Secretary of State

¹ There is no legal basis for your claim that DOJ is entitled to receive the records in electronic form. The NVRA and the CRA require States to allow inspection and copying of the records, but no more than that. 52 U.S.C. § 20507(i)(1) (requiring States to make covered records “available for public inspection and, where available, photocopying at a reasonable cost”); *id.* § 20703 (requiring the records custodian to make covered records “available for inspection, reproduction, and copying at the principal office of such custodian”). Permitting your inspection satisfies our legal obligations under these statutes and ensures that my office complies with legal protections for voter registration data under California and federal law.

EXHIBIT 7



SHIRLEY N. WEBER, Ph.D. | SECRETARY OF STATE | STATE OF CALIFORNIA
LEGAL AFFAIRS OFFICE
1500 11th Street | Sacramento, CA 95814 | 916.695-1242 | www.sos.ca.gov

August 29, 2025

Via Mail and Email

Harmeet K. Dhillon, Assistant Attorney General
Michael E. Gates, Deputy Assistant Attorney General
Maureen S. Riordan, Acting Chief, Voting Section
Civil Rights Division
United States Department of Justice
950 Pennsylvania Ave. NW-4CON
Washington, DC 20530

(b)(6)

Ms. Dhillon, Mr. Gates, and Ms. Riordan:

We write in response to your letters dated July 10 and 29, 2025, wherein you requested information regarding California's procedures for complying with the statewide voter registration list maintenance provisions of the National Voter Registration Act. Additionally, you requested other county-specific information and posed six questions related to California's responses to the Election Assistance Commission's Election Administration and Voting Survey (EAVS) report. On August 8, 2025, we responded to two of those six questions.

In your July 29 letter, the Department of Justice (DOJ) requested that my office provide responses to the remaining requests in the July 10 letter by August 29, 2025. Since then, DOJ sent a subsequent letter on August 13, 2025, requesting additional voluminous documents and unredacted sensitive data.

In this letter, my office is providing a response to the following request from DOJ's July 10 letter: "Please provide a list of the election officials who are responsible for implementing California's general program of voter registration list maintenance from November 2022 through receipt of this letter, including those responsible officials not employed by your office (such as local election officials) who are also involved in that effort." Attached to this letter is a current list of all county elections officials with their contact information. Secretary of State employees may be reached through my Legal Affairs Office at: legalsupport@sos.ca.gov.

As to the remaining information requests from DOJ's original July 10 letter, I am writing to inform you that we anticipate providing a response by September 12, 2025. This will provide my

office with the necessary time to communicate with local elections officials regarding the county-specific information requested. To the extent my office can provide rolling responses sooner than September 12, we will do so.

Respectfully,

/s/ Shirley N. Weber

Shirley N. Weber, Ph.D.
California Secretary of State

Alameda

Tim Dupuis, Registrar of Voters
1225 Fallon Street, Room G-1
Oakland, CA 94612
(510) 272-6933
(510) 272-6982 Fax
Hours: 8:30 a.m. - 5:00 p.m.
<https://www.acvote.org>

Alpine

Teola L. Tremayne, County Clerk
99 Water Street
Markleeville, CA 96120
Mailing Address:
P.O. Box 158
Markleeville, CA 96120
(530) 694-2281
(530) 694-2491 Fax
Hours: 8:30 a.m. - 12:00 p.m. / 1:00 p.m. - 5:00 p.m.
<https://www.alpinecountyca.gov>
E-Mail: ttremayne@alpinecountyca.gov

Amador

Kimberly L. Grady, County Clerk
810 Court Street
Jackson, CA 95642-2132
(209) 223-6465
(209) 223-6467 Fax
Hours: 8:00 a.m. - 5:00 p.m.
<https://www.amadorgov.org/government/elections>
E-Mail: Elections@amadorgov.org

Butte

Keaton Denlay, County Clerk-Recorder/Registrar of Voters
155 Nelson Ave
Oroville, CA 95965-3411
(530) 552-3400, option 1
(800) 894-7761 (Domestic)
(530) 538-6853 Fax
Hours: 8:00 a.m. - 5:00 p.m.
<https://buttevotes.net/35/Elections>
E-Mail: elections@buttecounty.net

Calaveras

Rebecca Turner, County Clerk/Recorder
Elections Department
891 Mountain Ranch Road
San Andreas, CA 95249
(209) 754-6376
(209) 754-6733 Fax
Hours: 8:00 a.m. - 4:00 p.m.
<http://elections.calaverasgov.us>
E-Mail: electionsweb@co.calaveras.ca.us

Colusa

Cristy Jayne Edwards, County Clerk/Recorder/Registrar of Voters
546 Jay Street, Suite 200
Colusa, CA 95932
(530) 458-0500
(530) 458-0512 Fax
Hours: 8:30 a.m. - 4:00 p.m.
<http://www.countyofcolusa.org>
E-Mail: clerkinfo@countyofcolusa.org

Contra Costa

Kristin Braun Connelly, County Clerk, Recorder and Registrar of Voters
555 Escobar Street
Mailing Address:
P.O. Box 271
Martinez, CA 94553
(925) 335-7800
(925) 335-7838 Fax
Hours: 8:00 a.m. - 5:00 p.m.
<https://www.contracostavote.gov/>
E-Mail: voter.services@vote.cccounty.us

Del Norte

Alicia Northrup, County Clerk-Recorder
981 H Street, Room 160
Crescent City, CA 95531
(707) 464-7216
(707) 465-0321 Fax
Hours: 8:00 a.m. - 5:00 p.m.
<https://www.co.del-norte.ca.us/departments/Elections>
E-Mail: anorthrup@co.del-norte.ca.us

El Dorado

Linda Webster, Registrar of Voters
3883 Ponderosa Road
Shingle Springs, CA 95682
Mailing Address:
P.O. Box 678001
Placerville, CA 95667
(530) 621-7480
(530) 677-1014 Fax
Hours: 8:00 a.m. - 5:00 p.m.
<https://www.eldoradocounty.ca.gov/County-Government/Elections>
E-Mail: elections@edcgov.us

Fresno

James Kus, County Clerk/Registrar of Voters
2221 Kern Street
Fresno, CA 93721
(559) 600-8683
(559) 488-3279 Fax
Hours: 8:30 a.m. - 5:00 p.m.
<https://www.fresnocountyca.gov/Departments/County-ClerkRegistrar-of-Voters>
E-Mail: clerk-elections@fresnocountyca.gov

Glenn

Sendy Perez, County Assessor/Clerk-Recorder/Elections
516 W. Sycamore Street, 2nd Floor
Willows, CA 95988
(530) 934-6414
(530) 934-6571 Fax
Hours: 8:00 a.m. - 5:00 p.m.
<https://www.countyofglenn.net/dept/elections/welcome>
E-Mail: elections@countyofglenn.net

Humboldt

Juan Pablo Cervantes, County Clerk, Recorder and Registrar of Voters
2426 6th Street
Eureka, CA 95501
(707) 445-7481
(707) 445-7204 Fax
Hours: 8:30 a.m. - 12:00 p.m. / 1:00 p.m. - 5:00 p.m.
<https://humboldtgov.org/890/Elections-Voter-Registration>
E-Mail: humboldt_elections@co.humboldt.ca.us

Imperial

Linsey J. Dale, Registrar of Voters
940 W. Main Street, Suite 206
El Centro, CA 92243
(442) 265-1060
(442) 265-1062 Fax
Hours: 8:00 a.m. - 5:00 p.m.
<https://elections.imperialcounty.org/>
E-Mail: linseydale@co.imperial.ca.us

Inyo

Danielle Sexton, Clerk/Recorder & Registrar of Voters
168 N. Edwards Street
Independence, CA 93526
Mailing Address:
P.O. Drawer F
Independence, CA 93526
(760) 878-0224
(760) 878-1805 Fax
Hours: 8:00 a.m. - 12:00 p.m. / 1:00 p.m. - 5:00 p.m.
<https://elections.inyocounty.us>
E-Mail: dsexton@inyocounty.us

Kern

Aimee X. Espinoza, Auditor-Controller/County Clerk/Registrar of Voters
1115 Truxtun Avenue, First Floor
Bakersfield, CA 93301
(661) 868-3590
(800) 452-8683
(661) 868-3768 Fax
Hours: 8:00 a.m. - 5:00 p.m.
<https://www.kernvote.com>
E-Mail: elections@kerncounty.com

Kings

Lupe Villa, Registrar of Voters
1400 W. Lacey Blvd. Bldg. #7
Hanford, CA 93230
(559) 852-4401
(559) 585-8453 Fax
Hours: 8:00 a.m. - 5:00 p.m.
<https://www.countyofkings.com/departments/administration/elections>
E-Mail: Elections@Countyofkings.com

Lake

Maria Valadez, Registrar of Voters
325 N. Forbes Street
Lakeport, CA 95453
(707) 263-2372
(707) 263-2742 Fax
Hours: Monday - Friday: 8:00 a.m. - 5:00 p.m.
<https://www.lakecountyca.gov/818/Registrar-of-Voters>
E-Mail: elections@lakecountyca.gov

Lassen

Julie Bustamante, County Clerk-Recorder
220 S. Lassen Street, Suite 5
Susanville, CA 96130
(530) 251-8217
(530) 257-3480 Fax
Hours: 9:00 a.m. - 12:00 p.m. / 1:00 p.m. - 4:00 p.m.
<http://www.lassencounty.org/dept/county-clerk-recorder/elections/>
E-Mail: lcclerk@co.lassen.ca.us

Los Angeles

Dean Logan, Registrar - Recorder/County Clerk
12400 Imperial Hwy.
Norwalk, CA 90650
Mailing Address:
P.O. Box 1024
Norwalk, CA 90651-1024
(800) 815-2666
(562) 929-4790 Fax
Hours: 8:00 a.m. - 5:00 p.m.
<https://www.lavote.gov/home/voting-elections>
E-Mail: voterinfo@rrcc.lacounty.gov

Madera

Rebecca Martinez, Clerk/Recorder/ROV
Elections Division
200 W. 4th Street
Madera, CA 93637
(559) 675-7720
(559) 675-7870 Fax
Hours: 8:00 a.m. - 5:00 p.m.
<https://votemadera.com>
E-Mail: electionsinfo@maderacounty.com

Marin

Natalie Adona, Registrar of Voters
3501 Civic Center Drive, Room 121
San Rafael, CA 94903
Mailing Address:
P.O. Box E
San Rafael, CA 94913-3904
(415) 473-6456
(415) 473-6447 Fax
Hours: 8:00 a.m. - 4:30 p.m.
<https://www.marincounty.gov/departments/elections>
E-Mail: elections@marincounty.gov

Mariposa

Courtney Progner Morrow, Registrar of Voters
Hall of Records
4982 10th Street
Mariposa, CA 95338
Mailing Address:
P.O. Box 247
Mariposa, CA 95338
(209) 966-2007
(209) 966-6496 Fax
Hours: 8:00 a.m. - 5:00 p.m.
<http://www.mariposacounty.org/87/Elections>
E-Mail: cmorrow@mariposacounty.org

Mendocino

Katrina Bartolomie, Assessor-County Clerk-Recorder
Elections Department
501 Low Gap Road, Room 1020
Ukiah, CA 95482
(707) 234-6819
(707) 463-6597 Fax
Hours: 8:00 a.m. - 5:00 p.m.
<https://www.mendocinocounty.org/government/assessor-county-clerk-recorder-elections/elections>
E-Mail: acr@co.mendocino.ca.us

Merced

Melvin E. Levey, Registrar of Voters
2222 M Street
Merced, CA 95340
(209) 385-7541
(209) 385-7387 Fax
Hours: 8:00 a.m. - 5:00 p.m.
<https://www.countyofmerced.com/3878/Elections>
E-Mail: mcvotes@mendocinocounty.gov

Modoc

Stephanie Wellemeier, County Auditor/Clerk/Recorder
108 E. Modoc Street
Alturas, CA 96101
(530) 233-6200
(530) 233-6666 Fax
Hours: 8:30 a.m. - 12:00 p.m. / 1:00 p.m. - 5:00 p.m.
<http://www.co.modoc.ca.us/departments/elections>
E-Mail: clerkelections@co.modoc.ca.us

Mono

Queenie Barnard, Clerk – Recorder – Registrar
(Library Building)
74 N. School Street, Annex I
Bridgeport, CA 93517
Mailing Address:
P.O. Box 237
Bridgeport, CA 93517
(760) 932-5537
(760) 932-5531 Fax
Hours: 8:00 a.m. - 5:00 p.m.
<https://monocounty.ca.gov/elections>
E-Mail: elections@mono.ca.gov

Monterey

Gina Martinez, Registrar of Voters
1441 Schilling Place - North Building
Salinas, CA 93901
Mailing Address:
P.O. Box 4400
Salinas, CA 93912
(831) 796-1499
(831) 755-5485 Fax
Hours: 8:00 a.m. - 5:00 p.m.
<https://www.montereycountyelections.us>
E-Mail: elections@co.monterey.ca.us

Napa

John Tuteur, Assessor-Recorder-County Clerk
Napa County Registrar of Voters
1127 First St. Ste. E
Napa, CA 94559
(707) 253-4321
(707) 253-4390 Fax
Hours: 8:00 a.m. - 5:00 p.m.
<https://www.countyofnapa.org/396/Elections>
E-Mail: elections@countyofnapa.org

Nevada

Corey O'Hayre, Acting Clerk-Recorder, Registrar of Voters
950 Maidu Avenue, Suite 210
Nevada City, CA 95959
(530) 265-1298
(530) 265-9829 Fax
Hours: 8:00 a.m. - 5:00 p.m.
<https://www.nevadacountyca.gov/3446/Elections>
E-Mail: elections.mail@nevadacountyca.gov

Orange

Bob Page, Registrar of Voters
1300 South Grand Avenue, Bldg. C
Santa Ana, CA 92705
Mailing Address:
P.O. Box 11298
Santa Ana, CA 92711
(714) 567-7600
(714) 567-7556 Fax
Hours: 8:00 a.m. - 5:00 p.m.
ocvote.gov
E-Mail: ocvoter@ocgov.com

Placer

Ryan Ronco, County Clerk-Recorder-Registrar
3715 Atherton Road Suite #2
Rocklin, CA 95765
(530) 886-5650
(800) 824-8683
(530) 886-5688 Fax
Hours: 8:00 a.m. - 5:00 p.m.
<http://www.placercountyelections.gov>
E-Mail: election@placer.ca.gov

Plumas

Marcy DeMartile, County Clerk-Recorder-Registrar of Voters
520 Main Street, Room 102, Courthouse
Quincy, CA 95971
(530) 283-6256
(530) 283-6155 Fax
Hours: 8:00 a.m. - 5:00 p.m.
<http://www.countyofplumas.com/142/Elections-Division-Home>
E-Mail: elections@countyofplumas.com

Riverside

Art Tinoco, Registrar of Voters
2724 Gateway Drive
Riverside, CA 92507-0918
(951) 486-7200
(951) 486-7272 Fax
Hours: 8:00 a.m. - 5:00 p.m.
<https://www.voteinfo.net>
E-Mail: rovweb@rivco.org

Sacramento

Hang Nguyen, Registrar of Voters
7000 65th Street, Suite A
Sacramento, CA 95823
(916) 875-6451
(916) 875-6516 Fax
Hours: 8:00 a.m. - 5:00 p.m.
<https://elections.saccounty.gov/Pages/default.aspx>
E-Mail: voterinfo@saccounty.gov

San Benito

Francisco Diaz, County Clerk-Auditor-Recorder
1601 Lana Way
Hollister, CA 95023
Mailing Address:
PO Box 1150
Hollister, CA 95024
(831) 636-4016
(831) 636-2939 Fax
Hours: 8:00 a.m. - 5:00 p.m.
<https://www.sanbenitocounty-ca-cre.gov/>
E-Mail: sbcvote@sanbenitocountyca.gov

San Bernardino

Joani Finwall, Registrar of Voters
777 E. Rialto Avenue
San Bernardino, CA 92415-0770
(909) 387-8300
(909) 387-2022 Fax
Hours: 8:00 a.m. - 5:00 p.m.
<https://elections.sbcounty.gov/>
E-Mail: communications@rov.sbcounty.gov

San Diego

Cynthia Paes, Registrar of Voters
5600 Overland Avenue
San Diego, CA 92123
Mailing Address:
P.O. Box 85656
San Diego, CA 92186-5656
(858) 565-5800
(800) 696-0136
(858) 505-7294 Fax
Hours: 8:00 a.m. - 5:00 p.m.
<https://www.sdvote.com>
E-Mail: rovmail@sdcountry.ca.gov

San Francisco

John Arntz, Director of Elections
1 Dr. Carlton B Goodlett Place
City Hall, Room 48
San Francisco, CA 94102-4635
(415) 554-4375
(415) 554-7344 Fax
Hours: 8:00 a.m. - 5:00 p.m.
<https://sf.gov/departments/department-elections>
E-Mail: sfvote@sfgov.org

San Joaquin

Olivia Hale, Registrar of Voters
44 N. San Joaquin Street, Third Floor, Suite 350
Stockton, CA 95202
Mailing Address:
P.O. Box 810
Stockton, CA 95201
(209) 468-8683
(209) 468-2889 Fax
Hours: 8:00 a.m. - 5:00 p.m.
<https://www.sjgov.org/department/rov/>
E-Mail: vbm@sjgov.org

San Luis Obispo

Elaina Cano, Clerk-Recorder-Registrar
1055 Monterey Street, Suite D-120
San Luis Obispo, CA 93408
(805) 781-5228
(805) 781-1111 Fax
Hours: 8:00 a.m. - 5:00 p.m.
<https://www.slocounty.ca.gov/Departments/Clerk-Recorder>
E-Mail: elections@co.slo.ca.us

San Mateo

Mark Church, Chief Elections Officer & Assessor-County Clerk-Recorder
Registration-Elections Division
40 Tower Road
San Mateo, CA 94402
(650) 312-5222
(650) 312-5348 Fax
Hours: 8:00 a.m. - 5:00 p.m.
<https://smcacre.gov/elections>
E-Mail: registrar@smcacre.gov

Santa Barbara

Joseph E. Holland, Clerk/Recorder/Assessor and Registrar of Voters
4440-A Calle Real
Santa Barbara, CA 93110
Mailing Address:
P.O. Box 61510
Santa Barbara, CA 93160-1510
(805) 568-2200
(800) 722-8683
(805) 568-2209 Fax
Hours: 8:00 a.m. - 5:00 p.m.
<https://www.countyofsb.org/164/Elections>
E-Mail: electionssupport@co.santa-barbara.ca.us

Santa Clara

Matt Moreles, ROV
1555 Berger Drive, Bldg. 2
San Jose, CA 95112
Mailing Address:
P.O. Box 611360
San Jose, CA 95161-1360
(408) 299-8683
(866) 430-8683
(408) 998-7314 Fax
Hours: 8:00 a.m. - 5:00 p.m.
<https://vote.santaclaracounty.gov/home>
E-Mail: registrar@rov.sccgov.org

Santa Cruz

Tricia Webber, County Clerk
701 Ocean Street, Room 310
Santa Cruz, CA 95060
(831) 454-2060
(831) 454-2445 Fax
Hours: 8:00 a.m. - 5:00 p.m.
<https://votescount.santacruzcountyca.gov/>
E-Mail: tricia.webber@santacruzcountyca.gov

Shasta

Clint Curtis, Clerk & Registrar of Voters
1643 Market Street
Redding, CA 96001
Mailing Address:
P.O. Box 990880
Redding, CA 96099-0880
(530) 225-5730
(530) 225-5454 Fax
Hours: 8:00 a.m. - 5:00 p.m.
<https://elections.shastacounty.gov/>
E-Mail: countyclerk@co.shasta.ca.us

Sierra

Heather Foster, County Clerk-Recorder
100 Courthouse Square, Room 11
P.O. Drawer D
Downieville, CA 95936-0398
(530) 289-3295
(530) 289-2830 Fax
Hours: 9:00 a.m. - 12:00 p.m. / 1:00 p.m. - 4:00 p.m.
<https://www.sierracounty.ca.gov/214/Elections>
E-Mail: hfooster@sierracounty.ca.gov

Siskiyou

Laura Bynum, County Clerk
311 Fourth Street, Room 201
Yreka, CA 96097
(530) 842-8084
(530) 841-4110 Fax
Hours: 9:00 a.m. - 12:00 p.m. / 1:00 p.m. - 4:00 p.m.
<https://www.co.siskiyou.ca.us/elections>
E-Mail: laura@sisqvotes.org

Solano

Timothy Flanagan, Registrar of Voters
675 Texas Street, Suite 2600
Fairfield, CA 94533
(707) 784-6675
(888) 933-8683
(707) 784-6678 Fax
Hours: 8:00 a.m. - 5:00 p.m.
<http://www.solanocounty.com/depts/rov/default.asp>
E-Mail: elections@solanocounty.com

Sonoma

Evelyn Mendez, Registrar of Voters

435 Fiscal Drive

Santa Rosa, CA 95403

Mailing Address:

P.O. Box 11485

Santa Rosa, CA 95406-1485

(707) 565-6800

(800) 750-8683

(707) 565-6843 Fax

Hours: 8:00 a.m. - 5:00 p.m.

<https://sonomacounty.ca.gov/administrative-support-and-fiscal-services/clerk-recorder-assessor-registrar-of-voters/registrar-of-voters>

E-Mail: rov-info@sonomacounty.gov

Stanislaus

Donna Linder, County Clerk-Recorder

1021 I Street, Suite 101

Modesto, CA 95354-2331

(209) 525-5200

(209) 525-5802 Fax

Hours: 8:00 a.m. - 4:00 p.m.

<http://stanvote.gov>

E-Mail: stanvote@stancounty.com

Sutter

Donna M. Johnston, County Clerk-Recorder

1435 Veterans Memorial Circle

Yuba City, CA 95993

(530) 822-7122

(530) 822-7587 Fax

Hours: 8:00 a.m. - 5:00 p.m.

https://www.suttercounty.org/doc/government/depts/cr/elections/cr_elections_home

Tehama

Sean Houghtby, Registrar of Voters
633 Washington Street, Room 17
Red Bluff, CA 96080
Mailing Address:
P.O. Box 250
Red Bluff, CA 96080-0250
(530) 527-8190
(530) 527-1140 Fax
Hours: 8:00 a.m. - 5:00 p.m.
<https://www.co.tehama.ca.us/government/departments/elections/>
E-Mail: elections@tehama.gov

Trinity

Shanna White, Registrar of Voters
11 Court Street
Weaverville, CA 96093
Mailing Address:
P.O. Box 1215
Weaverville, CA 96093-1215
(530) 623-1220
(530) 623-8398 Fax
Hours: 9:00 a.m. - 1:00 p.m, 2:00 p.m. - 4:00 p.m.
<https://www.trinitycounty.org/214/Elections>
E-Mail: elections@trinitycounty.org

Tulare

Michelle Baldwin, Registrar of Voters
5300 West Tulare Avenue, Suite 105
Visalia, CA 93277
(559) 839-2100
(559) 615-3019 Fax
Hours: M-Th 7:30 a.m. - 5:30 p.m., F 8:00 a.m. - 12:00 p.m.
<https://tularecoelections.org/elections>
E-Mail: absentee@co.tulare.ca.us

Tuolumne

Donny McNair, Clerk & Auditor-Controller

Elections Department

2 S. Green Street

Sonora, CA 95370-4618

(209) 533-5570

(209) 694-8931 Fax

Hours: 8:00 a.m. - 5:00 p.m.

<https://www.tuolumnecounty.ca.gov/194/Election-Information>

E-Mail: clerk@tuolumnecounty.ca.gov

Ventura

Michelle Ascencion, County Clerk-Recorder-Registrar of Voters

800 S. Victoria Avenue

Hall of Administration, Lower Plaza

Ventura, CA 93009-1200

(805) 654-2664

(805) 648-9200 Fax

Hours: 8:00 a.m. - 5:00 p.m.

<https://clerkrecorder.venturacounty.gov/elections/elections/>

E-Mail: elections@venturacounty.gov

Yolo

Jesse Salinas, Yolo County Assessor/Clerk-Recorder/Registrar of Voters

625 Court Street, Room B-05

Woodland, CA 95695

Mailing Address:

P.O. Box 1820

Woodland, CA 95776-1820

(530) 666-8133

(916) 375-6490

(530) 666-8123 Fax

Hours: 8:00 a.m. - 5:00 p.m.

<https://elections.yolocounty.gov/>

E-Mail: elections@yolocounty.gov

Yuba

Donna Hillegass, County Clerk-Recorder-Registrar of Voters

915 8th Street, Suite 107

Marysville, CA 95901-5273

(530) 749-7855

(530) 749-7854 Fax

Hours: 8:00 a.m. - 5:00 p.m.

<https://www.yuba.org/departments/elections/index.php>

E-Mail: elections@co.yuba.ca.us

EXHIBIT 8



SHIRLEY N. WEBER, Ph.D. | SECRETARY OF STATE | STATE OF CALIFORNIA

LEGAL AFFAIRS OFFICE

1500 11th Street | Sacramento, CA 95814 | 916.695-1242 | www.sos.ca.gov

September 12, 2025

Via Mail and Email

Harmeet K. Dhillon, Assistant Attorney General
Michael E. Gates, Deputy Assistant Attorney General
Maureen S. Riordan, Acting Chief, Voting Section
Civil Rights Division
United States Department of Justice
950 Pennsylvania Ave. NW-4CON
Washington, DC 20530

(b)(6)

Dear Ms. Dhillon, Mr. Gates, and Ms. Riordan:

This letter responds to the outstanding requests from your letters dated July 10 and August 13, 2025. It also supplements the response I provided in my August 8, 2025, letter.

Your July 10 letter requested that I provide “a description of the steps that you have taken, and when those steps were taken, to ensure that the state’s list maintenance program has been properly carried out in full compliance with the NVRA,” including “both the actions taken by California officials as well as county officials.” The letter also requested “a list of the election officials who are responsible for implementing California’s general program of voter registration list maintenance from November 2022 through receipt of this letter” and posed six questions, five of which concerned the U.S. Election Assistance Commission’s 2024 Election Administration and Voting Survey (EAVS). On August 8, I responded to questions two and five by producing documents responsive to those questions. On August 29, I responded to your request for “a list of the election officials who are responsible for implementing California’s general program of voter registration list maintenance from November 2022 through receipt of this letter.”

On August 13, I received another letter from your office requesting, among other things, that I “provide all original and completed voter registration applications submitted to the State of California from December 1, 2023, through July 1, 2025.”

Below are my responses to the U.S. Department of Justice’s (DOJ) outstanding request.

I. California’s List Maintenance Program

California has established a comprehensive list maintenance program that draws from multiple sources of data to identify voter registrations that may need updating or canceling while protecting eligible voters’ access to the ballot. This list maintenance complies with every requirement of the NVRA.

Under California’s system for administering elections, each county has primary responsibility for carrying out its list maintenance practices in accordance with California and federal law. California law requires counties to engage in numerous list maintenance activities, as detailed below. My office has also issued detailed written guidance and conducted in-person and webinar trainings for county elections officials on various list maintenance subjects, including six trainings since 2022.¹ Together, these California laws and the related guidance and training offered by my office constitute a general program that makes a reasonable effort to maintain accurate lists of eligible voters, and thus comports fully with Section 8(a)(4) of the NVRA.

As you know, the NVRA does not mandate that a State follow any particular method of identifying ineligible voters when it conducts its general program to make a reasonable effort to remove the names of ineligible voters from its rolls. In California, elections officials must follow the procedures for confirming registrants’ addresses set forth in sections 2220 through 2226 of the Elections Code. These procedures are described in detail in Chapter 4 of California’s NVRA Manual, entitled “Voter Registration Applications and Voter List Maintenance,” which was linked in my August 8 letter, and again here:

<https://elections.cdn.sos.ca.gov/nvra/nvra-manual/chap-4.pdf>. These procedures include:

- Sending voter notification cards to notify voters that they are registered and confirm the voters’ address and information (Cal. Elec. Code §§ 2155, 2155.3);
- Confirming voters’ residence prior to elections with pre-election residency confirmation postcards (Cal. Elec. Code § 2220) or an alternative procedure, such as:
 - the use of national change-of-address data from the U.S. Postal Service (Cal. Elec. Code § 2222);
 - the mailing of county voter information guides with address correction requests (Cal. Elec. Code § 2223); or
 - obtaining change-of-address data from a consumer credit reporting agency (Cal. Elec. Code § 2227);
- Sending address confirmation notices in response to information indicating that a registrant has moved (Cal. Elec. Code §§ 2155, 2225, 2226);

¹ Here is a limited sample of the materials my office generates as guidance and training materials: (1) VoteCal Guidance Documents (<https://www.sos.ca.gov/elections/voter-registration/votecal-project/votecal-guidance-documents>); (2) Training Resources for County Elections Officials (<https://www.sos.ca.gov/elections/voter-registration/votecal-project/votecal-guidance-documents>); and (3) General Publications and Resources (<https://www.sos.ca.gov/elections/publications-and-resources>).

- Intra- or inter-county transfer of voter registrations, when appropriate (Cal. Elec. Code § 2155);
- Placing voter registration records on inactive status, when appropriate (Cal. Elec. Code §§ 2221, 2225); and
- Canceling voter registrations when all requirements of Section 8(d) of the NVRA (52 U.S.C. § 20507(d)(2)) have been satisfied (Cal. Elec. Code §§ 2225, 2226).

As required by California law, county elections officials check new and updated registrations against a number of data points to determine their accuracy. This process includes steps to reconcile voter-to-voter duplicates, as discussed more fully in response to question two below. Voter registration records are also reviewed and updated regularly based on data from the California Department of Corrections and Rehabilitation (CDCR), California Department of Public Health (CDPH), Department of Motor Vehicles (DMV), and Employment Development Department (EDD). The process for canceling voter registrations due to death is also further discussed below in response to question three.

With respect to changes of address, my office provides the full voter registration database to the EDD on a monthly basis to compare against its National Change of Address (NCOA) database. EDD is the sole licensed provider of the NCOA database for the State. In return, EDD marks the voters that may have moved and provides this data to my office, which is processed into VoteCal, the federally mandated and compliant statewide voter registration database. Notices of potential address changes are then sent to county election officials for final determination. My office also receives daily change of address notifications from the DMV from registrants who update their address records with DMV about changes of address made at DMV. VoteCal identifies potential changes of address and automatically sends notices to county election officials for final determination.

In its recent correspondence, your office has cited its authority to enforce the NVRA in connection with its document and data requests. However, your office has not identified any aspect of California's list maintenance program that fails to comply with the NVRA, nor is there any basis for such an allegation. California's robust list maintenance program fully complies with the requirements of federal law.

II. Response to Specific Inquires

This section responds to the six questions raised in your July 10 letter, including supplementing the responses I provided in response to questions two and five in my August 8 letter.

a. Question 1 – EAVS Question A3d

Question one from your July 10 letter states:

In the EAVS data for Question A3d, California had 2,178,551 voters (15.6 percent) with duplicate registrations. However, seven counties failed to provide

data regarding duplicate registrations. Please provide a list of all duplicate registration records in Imperial, Los Angeles, Napa, Nevada, San Bernardino, Siskiyou, and Stanislaus counties.

As an initial matter, Napa responded to EAVS Question A3d with 9,760. The remaining six counties responded with “data not available.”

As the EAC makes clear in their guidance on completing the survey, “[i]f your state or jurisdiction does not track data for an item, then you may select ‘Data not available’ as your response. There are instructions throughout the survey that provide helpful advice and examples for when to use the ‘Does not apply’ and ‘Data not available’ responses.” *Guide to Using the Data Collection Templates*, 2024 Election Administration and Voting Survey (Nov. 5, 2024), available at

<https://eavsportal.com/Downloads/2024/2024%20EAVS%20Data%20Template%20User%20Guide.pdf>. Accordingly, I understand that these six counties did not provide data in response to these questions because they did not track that information during the EAVS reporting period.

b. Question 2 – EAVS Question A12h

Question two from your July 10 letter stated:

No data was listed in the EAVS survey for Question A12h for California regarding duplicate registrants who were removed from the statewide voter registration database. Please provide a list of all duplicate registrants who were removed from the statewide voter registration list including the date(s) of removal. If they were merged or linked with another record, please provide that information. Please explain California’s process for determining duplicates and what happens to the duplicate registrations.

In my August 8 letter, my office produced various documents that were responsive to your question regarding duplicates. As those documents reflect, California has no list of duplicate registrants that were removed because all duplicates were merged. California provided this information in response to Question 21 of the EAC’s 2024 Election Administration Policy Survey. This practice of merging duplicates is consistent with almost three quarters of the Nation’s states, as found in the 2024 EAVS Comprehensive Report (EAVS Report). EAVS Report, at 154 (“In response to a 2024 Policy Survey item that covered this topic, 73.2% of states reported merging records when a duplicate is found in their system.”).

The merging process occurs as follows: VoteCal, California’s federally compliant statewide voter registration database, automatically runs voter-to-voter duplicate checks on new registrations and updates to existing voter registrations. If a potential match (for example, the same registrant, registered twice with different addresses) is determined, VoteCal notifies relevant county elections officials for a potential match final determination. If the county elections official determines that the records are a match based upon a variety of data points, the

records are merged, and the most recent information is applied to the voter's record. These steps are outlined in Section 2.2 in the Guidance: EMS Messages linked in my August 8 letter.

c. Question 3 – EAVS Question QA12c

Question three from your July 10 letter stated:

In the EAVS data for Question QA12c, California had 378,349 voters (11.9 percent) removed because of death, which was well below the national average. Please provide a list of all registrations that were canceled because of death. Please explain California's process for determining who is deceased and removing them from the voter roll and when that occurs.

As required by California law, county elections official must cancel a voter's registration record upon their death. Cal. Elec. Code §§ 2201(a)(5), 2205. This requirement is implemented through our VoteCal database. My office receives a weekly data file from CDPH, which is processed through VoteCal and generates "Potential Deceased Match" messages. These messages are then automatically sent to the county's Election Management System (EMS) where the potential deceased voter's record resides.

Upon receipt of the "Potential Deceased Match" message, the county must review the voter record and the associated deceased record and compare date of birth, name, and any other information included to help verify a match. If the county verifies the match, a new EMS message, "Deceased to Voter Pre-Cancellation," is sent to the county to start the pre-cancellation process. This process requires county elections officials to notify the possibly deceased individuals 15 to 30 days before canceling their registration. That action triggers VoteCal to send another message to the EMS, "Deceased Voter Cancellation." If no response is received within 15 days of sending the pre-cancellation notice, the county must respond to the "Deceased Voter Cancellation" message on or after the 16th day of the pre-cancellation period and confirm the cancellation.

In regard to your request for a list of all registrations that were canceled due to death, my office can make this list available for public inspection, consistent with Section 8(i) of the NVRA, at my office during regular business hours whenever DOJ makes an appointment.

d. Question 4 – EAVS Questions A10a-A10f

Question four from your July 10 letter stated: "Confirmation Notice data was missing in the EAVS survey for Questions A10a through A10f for several counties in California. Please provide the data for each county in California for Questions A10a through A10f."

Twelve counties answered "data not available" or "valid skip" in response to A10a through A10f. These questions concern specific data related to confirmation notices mailed to registered voters, such as whether a notice was returned along with the specific reason it was returned.

As the EAC makes clear in their guidance on completing the survey, “[i]f your state or jurisdiction does not track data for an item, then you may select ‘Data not available’ as your response. There are instructions throughout the survey that provide helpful advice and examples for when to use the ‘Does not apply’ and ‘Data not available’ responses.” *Guide to Using the Data Collection Templates*, 2024 Election Administration and Voting Survey (Nov. 5, 2024), available at

<https://cavsportal.com/Downloads/2024/2024%20EAVS%20Data%20Template%20User%20Guide.pdf>. Accordingly, I understand that these 12 counties did not provide data in response to these questions because they did not track that information during the EAVS reporting period.

e. Question 5 – EAVS Report Change In Inactive Voters

Question five from your July 10 letter stated that “[t]he 2022 EAVS report contained 4,984,314 inactive voters, while the 2024 report contained 2,883,995. Please explain the reason for the change in the number of inactive registrations for these years.”

In my August 8 letter, my office produced various documents that were responsive to your question regarding the change in the number of inactive registrations between the 2022 EAVS report and the 2024 EAVS report.

A change in the number of inactive voters may have various causes, including increased participation in elections resulting in voters being removed from the inactive list, reregistration by voters with updated address information, or the cancellation of previously-inactive registrations. Additionally, another possible explanation is that the decrease in the number of inactive voters between 2022 and 2024 resulted from amendments to state law made to conform to the United States Supreme Court’s 2018 decision regarding the cancellation of voter registrations under the NVRA, *Husted v. A. Philip Randolph Inst.*, 584 U.S. 756 (2018).

As you know, the NVRA prohibits canceling a voter’s registration for failing to vote but allows removal if a registrant has changed residences, albeit only after a qualifying notice has been sent and certain conditions are thereafter satisfied. 52 U.S.C. § 20507(b)(2), (d)(1)(B). A qualifying notice can be sent in response to information indicating that the registrant has moved out of state or has moved and left no forwarding address. Cal. Elec. Code §§ 2221(a)(1), 2225(c). In addition, the voter registration status for these registrants is updated to inactive. Cal. Elec. Code §§ 2221(a)(1), 2225(f). At that point, if an inactive registrant fails to return the address confirmation notice, does not offer or appear to vote in any election within the next two federal general election cycles following the mailing of that notice, and does not notify a county elections official of continued residency within California, the county elections official must cancel the voter’s registration record. Elec. Code §§ 2225(c), 2226(b); 52 U.S.C. §§ 21083(a)(4)(A), 20507(a)(4), (d)(3); *Husted*, 584 U.S. at 767. These procedures, codified in Elections Code sections 2222 through 2226, are described in greater detail in the previously

mentioned Chapter 4 of California’s NVRA Manual, entitled “Voter Registration Applications and Voter List Maintenance.”

Previously, Elections Code section 2226 was permissive, allowing—but not requiring—removal once section 8(d)(1)(B) requirements had been met. This reflects the California Legislature’s prior understanding that such removals were permitted, but not mandatory, under the NVRA. In *Husted*, the Supreme Court clarified that cancellation is mandatory under federal law. 584 U.S. at 767. As of January 1, 2020, Elections Code section 2226, as amended, requires the cancellation of registrations once all section 8(d)(1)(B) prerequisites have been satisfied. Cal Stats. 2019, ch. 262, § 6. Thus, the difference in inactive voters between the 2022 and 2024 EAVS may reflect an increase in removal of inactive voters pursuant to changes in state law to comply with the United States Supreme Court’s *Husted* decision.

f. Question 6 – Non-Citizenship Cancellations

Question six from your July 10 letter requested “[a] list of all registrations, including date of birth, driver’s license number, and last four digits of Social Security Number, that were canceled due to non-citizenship of the registrant.”

Under California law, local elections officials shall cancel a voter’s registration “[u]pon proof that the person is otherwise ineligible to vote.” Cal. Elec. Code § 2201(a)(8). VoteCal does not track whether a cancellation of a registrant’s record by county elections officials was specifically due to their finding that the registrant was not a citizen. Accordingly, my office has no responsive records to this request.

III. DOJ Has Not Established Its Legal Authority to Request All Original and Completed Voter Registration Applications

In your August 13 letter, you requested that I “provide all original and completed voter registration applications submitted to the State of California from December 1, 2023, through July 1, 2025, to the Justice Department by September 12, 2025.” Your letter does not identify any authority for this sweeping request. To the extent you are relying on the Civil Rights Act of 1960 (CRA), that statute fails to support this request.

To make a valid request, the CRA requires that the Attorney General provide “a statement of the basis and the purpose” of the demand. 52 U.S.C. § 20703. The only asserted *purpose* in your August 13 letter is “to assist in [DOJ’s] determination of whether California’s list maintenance program complies with the NVRA.” But evaluating California’s compliance with the NVRA’s requirement that each State conduct a general program that makes a reasonable effort at removing ineligible voters due to a change in address or death is far afield from the CRA’s aim. The CRA was enacted to facilitate civil rights investigations related to the denial of the right to vote, but you readily admit that you are not seeking voter registration applications for this reason. You have also failed to state any *basis* for your demand. And you have not identified any suspected violation of the NVRA or HAVA, much less one to which the requested voter

registration applications would be relevant. No legitimate purpose is apparent for this burdensome and voluminous request. Accordingly, your purported reliance on the CRA does not establish the legal authority to demand the requested voter registration records, and my office will not be making them available for your inspection.

Your request for further documents containing sensitive information of Californians suggests that your aim is to create a system of records of California voters, which is subject to the Privacy Act of 1974. I note that your office still has not answered the questions that I posed in my August 21 letter to ensure that DOJ is following federal law and that the data of California voters receives the full protections entitled by law.

In addition, it appears that your request for voter registration applications (and for the California voter file) is governed by the e-Government Act of 2002, which requires the DOJ to complete a privacy impact assessment prior to collecting this type of information about individuals. *See* Pub. L. 107-347, 116 Stat. 2899, § 208. If you contend that your request complies with this Act, please explain the basis for that position.

As California's Chief Elections Officer, I am committed to complying with both state and federal law to ensure that eligible voters' rights to register and vote are protected. Hopefully, the thorough explanation of our list maintenance practices and detailed responses to your questions provided in this letter assuage any concerns your office may have about California's list maintenance program.

Respectfully,

/s/ Shirley N. Weber

Shirley N. Weber, Ph.D.
California Secretary of State

From: Riordan, Maureen (CRT) [(b)(6)]
Sent: 11/18/2025 6:50:41 PM
To: Braniff, Andrew (CRT) [(b)(6)]; Mellett, Timothy F (CRT) [(b)(6)]
Subject: Re: DUE by COB - Status update on election related DOJ actions

Andrew, just landed in Charlotte. The highlighted portion is incorrect. [(b)(5)]

[(b)(5)]

Maureen S. Riordan
Senior Counsel
Acting Chief, Voting Section
Civil Rights Division

[(b)(6)]

From: Braniff, Andrew (CRT) <[(b)(6)]>
Sent: Tuesday, November 18, 2025 1:17:00 PM
To: Riordan, Maureen (CRT) [(b)(6)]; Mellett, Timothy F (CRT) <[(b)(6)]>
Subject: FW: DUE by COB - Status update on election related DOJ actions

Tim,

We got a request for the below information. (And also an update on Ohio). Could you start on the highlighted section. I know we have to file California today. I will circulate a format with the above information you can check.

[(b)(5)]

From: Kramer, Zachary (CRT) [(b)(6)]
Sent: 12/9/2025 10:18:58 PM
To: Osete, Jesus (CRT) [(b)(6)]
Subject: FW: Sen. Padilla Voter Rolls letter
Attachments: Draft Response Letter to Sens. Padilla and Durbin.docx; 25.11.06 - Letter to AG Bondi re national voter database FINAL.pdf

Hi Jesus,

Bumping this to the top of your inbox. Would you please let me know if I can give OLA the approval to send?

Best,

Zachary A. Kramer

Senior Counsel

U.S. Department of Justice | Civil Rights Division

950 Pennsylvania Ave., NW

Washington, DC 20530

Cell: [(b)(6)]



From: Kramer, Zachary (CRT)
Sent: Tuesday, December 2, 2025 2:30 PM
To: Osete, Jesus (CRT) <[(b)(6)]>; Neff, Eric (CRT) <[(b)(6)]>
Subject: RE: Sen. Padilla Voter Rolls letter

OLA told me this afternoon that they plan on sending the response on their letterhead. Please see attached for your review. I added their typical intro and outro.

Zachary A. Kramer

Senior Counsel

U.S. Department of Justice | Civil Rights Division

950 Pennsylvania Ave., NW

Washington, DC 20530

Cell: [(b)(6)]



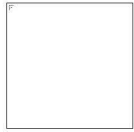
From: Osete, Jesus (CRT) <[(b)(6)]>
Sent: Monday, December 1, 2025 5:12 PM
To: Kramer, Zachary (CRT) <[(b)(6)]>; Neff, Eric (CRT) <[(b)(6)]>
Subject: Re: Sen. Padilla Voter Rolls letter

Can you please send it to me on letterhead?

Jesus A. Osete

Principal Deputy Assistant Attorney General
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20579

(b)(6)
(b)(6)



From: Kramer, Zachary (CRT) <(b)(6)>
Sent: Monday, December 1, 2025 4:42:00 PM
To: Neff, Eric (CRT) <(b)(6)>; Osete, Jesus (CRT) <(b)(6)>
Subject: RE: Sen. Padilla Voter Rolls letter

Jesus,

I have incorporated some of Eric's notes and updated my response to the letter received from Senators Padilla and Durbin. Please see attached. If you are okay with it, I will forward to OLA.

Best,

Zachary A. Kramer

Senior Counsel
U.S. Department of Justice | Civil Rights Division
950 Pennsylvania Ave., NW
Washington, DC 20530

Cell: (b)(6)



From: Neff, Eric (CRT) <(b)(6)>
Sent: Friday, November 21, 2025 4:23 PM
To: Kramer, Zachary (CRT) <(b)(6)>
Cc: Osete, Jesus (CRT) <(b)(6)>
Subject: RE: Sen. Padilla Voter Rolls letter

I think that is very good on its own. It is always sufficient to say "We will comply with all Federal law" and "See our briefing on this matter." Which is basically what that says. Always a good default.

If your office was inclined to reply in a little more depth or with a little more teeth, here are some possible points in their letter you could expound on:

(b)(5)

(b)(5)

These are just food for thought and probably not appropriate adds for this type of letter but I leave that to you all to decide.

Eric

From: Kramer, Zachary (CRT) <(b)(6)>
Sent: Friday, November 21, 2025 3:02 PM
To: Neff, Eric (CRT) <(b)(6)>
Cc: Osete, Jesus (CRT) <(b)(6)>
Subject: Sen. Padilla Voter Rolls letter

Thanks, Eric.

Attached is the other letter we received from OLA. They expect us to draft a response to Senators Padilla and Durbin. I'm copying Jesus for visibility. (b)(5) them. CRT's position can be found in various lawsuits and other letters they should have received. I'm thinking we draft something simple saying the following:

(b)(5)

OLA may decide they want to make it sound more congenial. Thoughts?

Best,

Zachary A. Kramer

Senior Counsel

U.S. Department of Justice | Civil Rights Division

Email: (b)(6)

Mobile: (b)(6)



From: Neff, Eric (CRT) <(b)(6)>
Sent: Friday, November 21, 2025 2:29 PM
To: Kramer, Zachary (CRT) <(b)(6)>
Subject: RE: Correspondence Tracker 11.17.2025

Looks good.

From: Kramer, Zachary (CRT) <(b)(6)>
Sent: Friday, November 21, 2025 2:22 PM
To: Neff, Eric (CRT) <(b)(6)>
Subject: FW: Correspondence Tracker 11.17.2025

Hey Eric!

Hope all is well. Jesus said I should forward the attached letters to you as you're the subject matter expert. Please let me know if the draft response looks accurate so I can get OLA our response.

Zachary A. Kramer

Senior Counsel

U.S. Department of Justice | Civil Rights Division

Email: (b)(6)

Mobile: (b)(6)



United States Senate

WASHINGTON, DC 20510

November 6, 2025

The Honorable Pamela J. Bondi
Attorney General
U.S. Department of Justice
950 Pennsylvania Avenue, NW
Washington, DC 20530

Dear Attorney General Bondi:

We write to raise serious objections to the Department of Justice’s (the Department or DOJ) ongoing efforts to force states to provide state voter rolls and private voter information to the Department. We strongly oppose DOJ’s efforts to pursue litigation against states that have refused to surrender unfettered access to their sensitive voter registration lists, which include personally identifiable information (PII). We are especially concerned that these actions pose serious risks to voter privacy and national security, and we stand with election officials who are ready to fight back against misuse of the data in calls for baseless purges or meritless challenges to election results.¹

The Department Lacks Legal Authority to Force State Voter Purges and is Desperately Trying to Implement the Legally Flawed Executive Order 14248

Regardless of President Trump’s attempted power grabs, the Constitution of the United States makes clear that states and Congress have primacy over federal elections.² As such, when Congress wrote and passed the *National Voter Registration Act of 1993 (NVRA)*, 52 U.S.C. § 20510 *et seq.*, and the *Help America Vote Act (HAVA)*, 52 U.S.C. § 20901 *et seq.*, it was deliberate in entrusting the details of voter list management to the “discretion” of the states.³ This is well understood by bipartisan Secretaries of State and chief election officials across the country who regularly conduct voter list maintenance according to state law.⁴

¹ U.S. Dept. of Justice, Press Release, “Justice Department Sues Six States for Failure to Provide Voter Registration Rolls,” (Sept. 25, 2025), <https://www.justice.gov/opa/pr/justice-department-sues-six-states-failure-provide-voter-registration-rolls>; U.S. Dept. of Justice, Press Release, “Justice Department Sues Oregon and Maine for Failure to Provide Voter Registration Rolls,” (Sept. 16, 2025), <https://www.justice.gov/opa/pr/justice-department-sues-oregon-and-maine-failure-provide-voter-registration-rolls>.

² U.S. Const., art. I, § 4, cl. 1 (“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 chusing Senators.”).

³ See 52 U.S.C. § 21085 (“The specific choices on the methods of complying with the requirements of this subchapter shall be left to the discretion of the State.”); see also 52 U.S.C. § 20507(a)(4) (“In the administration of voter registration for elections for Federal office, each State shall conduct a general program that makes a reasonable effort to remove the names of ineligible voters from the official lists of eligible voters . . .”).

⁴ See Ltr. from Penn. Sec. of the Commonwealth to Asst. Atty. Gen. Harmeet K. Dhillon, Aug. 21, 2025 (“This request, and reported efforts to collect broad data on millions of Americans, represent a concerning attempt to expand the federal government’s role in our country’s electoral process.”), available at <https://www.abc27.com/wp-content/uploads/sites/55/2025/08/d6124932-cc2a-4881-8a3e-8fffe667753c.pdf>; see also Ltr. From Maine Sec. Of State to Asst. Atty. Gen. Harmeet K. Dhillon, Sept. 8, 2025 (“In any event, DOJ’s correspondence has not set forth any facts or allegations suggesting that Maine is not in compliance with HAVA. To the contrary, my letter of August 8, 2025, demonstrates Maine’s compliance with HAVA’s list-maintenance requirements.”), available at [Maine](#).

Put simply, it is neither the Department's job nor its skillset to micromanage how election officials purge voters from state voter rolls. The Department claims that it is pursuing these adversarial tactics pursuant to *NVRA* and *HAVA*, but its sweeping demands go far beyond the statutes' purpose of enabling federal oversight of state list-maintenance practices. The Department is also invoking the *Civil Rights Act of 1960*, which was designed to prevent deprivation of the right to vote and other discriminatory practices, to demand state voter files in an unprecedented way.

DOJ appears to be driven by blind allegiance to the President's unlawful and unconstitutional Executive Order 14248. Of course, much of this executive order has been preliminarily enjoined by federal courts, and these actions by the Department have likely now made additional sections of the executive order ripe for review. The Department's largely unsuccessful track record in court with respect to the executive order, coupled with the Department's most recent legally suspect decisions, likely forecast similar findings by federal courts with respect to additional provisions of the order. The Department should cease these unprecedented activities until the legality of the executive order has been fully determined by the courts.

Demands for a National Voter Database Create Serious National Security and Privacy Risks

The Trump Administration's demands for vast amounts of voter data, aggressive tactics, and the greater potential for a centralized database of sensitive personal information pose an immense cybersecurity risk. In 2017, the Presidential Advisory Committee on Election Integrity *requested* that states provide voter records, including the names, addresses, birthdates, partial Social Security numbers, party affiliation, conviction status and other data for every registered voter.⁵ Even then, bipartisan Secretaries of State and chief election officials pushed back against such requests, citing concerns with providing confidential information,⁶ and national security experts cautioned "the bigger the database, the greater the payoff from a potential breach."⁷ Our adversaries have attempted to undermine U.S. election integrity before, and the Department is creating a new potential target for them to exploit.

On top of these serious security risks, the Department's demands lack the necessary legal transparency and pose a serious risk to Americans' data privacy. The Department has failed to issue or update any System of Records Notice (SORN) under the *Privacy Act of 1974* or any Privacy Impact Assessment (PIA) in connection with its ongoing efforts to obtain voter registration list data from all 50 states.⁸ These basic data management disclosures include what data the Department is seeking, who has access to it, how the Department plans to secure it, and

[Secretary of State response letter to DOJ_09082025.pdf](#)

⁵ Jessica Taylor, *Trump Dissolves Controversial Election Commission*, NPR (Jan. 3, 2018), <https://www.npr.org/2018/01/03/575524512/trump-dissolves-controversial-election-commission>.

⁶ See, *How states are handling Trump's voter information requests*, THE ASSOCIATED PRESS (Aug. 9, 2017), available at <https://apnews.com/general-news-2d43285492b94d859c0544372aff87ef>.

⁷ Maegan Vazquez, *White House's planned voter database could be hacking target, experts warn*, CNN (Dec. 5, 2017), <https://www.cnn.com/2017/12/05/politics/election-integrity-cyber-security-experts-clapper>.

⁸ Matt Cohen, Zachary Roth, *DOJ Is Said to Plan to Contact All 50 States on Voting Systems*, Democracy Docket (July 29, 2025), <https://www.democracymatters.com/news-alerts/doj-is-said-to-plan-to-contact-all-50-states-on-voting-systems/>.

what the Department plans on doing with it. If the Department’s motives are legitimate, then it should follow legal requirements to notify Congress and the public about its activities and provide full responses to congressional oversight requests. DOJ’s inexplicable failure to do so is a troubling sign of incompetence, willful disregard of the law, or suspicious intent.

Despite the lack of public transparency, credible reports indicate that the Administration plans to use sensitive state voter information to create a national voter database, without any direction from Congress or guardrails on how the information in the database will be used.⁹ Additional reports found that the Administration has already run the information of more than 33 million voters—likely with the Department’s involvement—through the U.S. Department of Homeland Security’s (DHS) Systemic Alien Verification for Entitlements (SAVE) database program.¹⁰ In fact, statements by official DOJ and DHS spokespeople have confirmed that the agencies are “sharing information” to “scrub” state voter roll data so that it is “being screened for ineligible voter entries.”¹¹ Unfortunately, many of the voters who may be purged as a result of these actions are unaware, given the lack of official information about which states have already handed over voter data.

Federal Efforts to Urge Purges of Eligible American Voters are Unreliable and Based on Conspiracy Theories, not Legitimate State and Local Election Administration Needs

The Department’s litigation efforts combined with DHS’s abuse of the SAVE program run the serious risk of states purging voter rolls of eligible voters, even if doing so would violate state and federal law. American citizens born before 1978 and naturalized citizens are the most at risk from inaccuracies in the SAVE program.¹² In addition, the SAVE program may also generate non-matches due to missing or inconsistent citizenship information for a variety of reasons, including sloppy matching protocols and new errors introduced into the system by this Administration and DOGE’s recent updates.

The Department is wasting significant time and energy on a dangerous “solution” in search of a nearly non-existent problem rooted in election denial conspiracy theories. Voter fraud is extremely rare, and noncitizen voting is even rarer, according to all available data.¹³ Nevertheless, President Trump has continued to spread conspiracy theories about millions of noncitizens voting in our elections and make false claims about how he would have won the State of California three times despite losing it by a combined 12.5 million votes in the last three

⁹ Devlin Barrett, Nick Corasaniti, *Trump Administration Quietly Seeks to Build National Voter Roll*, N.Y. TIMES (Sept. 9, 2015), <https://www.nytimes.com/2015/09/09/us/politics/trump-voter-registration-data.html>.

¹⁰ Jude Joffe-Block, Miles Park, *33 million voters have been run through a Trump Administration citizenship check*, NPR (Sept. 11, 2025), <https://www.npr.org/2025/09/10/nx-s1-5477367/save-election-citizenship-data-trump>.

¹¹ Jonathan Shorman, *DOJ is sharing state voter roll lists with Homeland Security*, Stateline (Sept. 12, 2025), <https://stateline.org/2025/09/12/doj-is-sharing-state-voter-roll-lists-with-homeland-security/>.

¹² Jasleen Singh, Spencer Reynolds, *Homeland Security’s “SAVE” Program Exacerbates Risks to Voters*, BRENNAN CTR. FOR JUST. (July 21, 2025), <https://www.brennancenter.org/our-work/research-reports/homeland-securitys-save-program-exacerbates-risks-voters>.

¹³ *Id.*

elections.¹⁴ The Administration’s few public justifications for this unprecedented interference in state voter registration lists and purges of eligible voters echo the President’s election denial.

The Department’s claims of improving election administration are difficult to believe, given the Administration’s lack of support for the critical resources that state and local election officials actually need.¹⁵ President Trump’s Fiscal Year 2026 Budget Request proposed a 40 percent cut for the Election Assistance Commission and the complete elimination of its Election Security Grants, along with the complete elimination of the Election Security Program at DHS’s Cybersecurity Infrastructure Security Agency (CISA). Making matters worse, DOJ’s demands and litigation against states will perversely divert time and resources away from the critical work that those states are already doing to ensure the accuracy of their voter lists.

Importance of Full Responses to Congressional Oversight Requests

You and others in Department leadership have sworn an oath to support and defend the U.S. Constitution, which unequivocally gives the states and Congress, not the Executive Branch, authority over elections. The Department also has a constitutional responsibility to be responsive to official congressional correspondence and oversight requests. As part of its written response to this letter, we expect the Department to fully answer the following questions, along with additional questions at a briefing.

A. Legal Authority:

- (1) What specific constitutional and statutory authorities give DOJ the right to engage in this unprecedented level of federal intrusion into state voter registration list maintenance, including the effort to take possession of state voter registration lists and voter PII?
- (2) Why is DOJ seeking information such as political party registration, which is wholly irrelevant to any legal inquiry?
- (3) How is the Department in compliance with federal court injunctions on implementation of E.O. 14248?
- (4) Please provide the names and titles of the relevant White House and Department of Homeland Security officials with whom you consulted on this request for sensitive voter information and any records or materials related to this consultation.

B. Privacy and National Security Risks:

- (1) How is the Department complying with the *Privacy Act of 1974* and its requirements to notify the public and Congress about how records of individuals are collected, maintained, used, and disseminated, along with other federal privacy requirements?

¹⁴ See, Marshall Cohen, Daniel Dale, *Fact check: 12 election lies Trump is using to set the stage to dispute a potential 2024 defeat*, CNN (Sept. 30, 2024), <https://amp.cnn.com/cnn/2024/09/30/politics/fact-check-trump-election-lies-2024>, Mark Z. Barabak, *A president who won't tell the truth about California may unfairly punish the state*, L.A. TIMES (Feb. 2, 2025), Daniel Dale, *Fact check: Trump's latest lies about California's elections and mail-in voting*, CNN (Sept. 13, 2025), [Fact check: Trump's latest lies about California's elections and mail-in voting](https://www.cnn.com/2025/09/13/politics/fact-check-trump-latest-lies-california-elections-mail-in-voting).

¹⁵ U.S. Dept. of Justice, Press Release, “Justice Department Sues Six States for Failure to Provide Voter Registration Rolls,” (Sept. 25, 2025) (stating that “[e]very state has a responsibility to ensure that voter registration records are accurate, accessible, and secure” and threatening states that they “will see this Department of Justice in court.”), <https://www.justice.gov/opa/pr/justice-department-sues-six-states-failure-provide-voter-registration-rolls>.

- (2) What safeguards are in place to protect state voter registration lists, including voter PII, both from unauthorized use within the federal government and from external data breaches?
- (3) What damage could criminal organizations or adversarial foreign nations inflict with unauthorized access to a national voter database?
- (4) Please provide the names and titles of the relevant White House and Department of Homeland Security officials with whom you consulted on this request for sensitive voter information and any records or materials related to this consultation.

C. Risks of Voter Purges:

- (1) The Civil Rights Division seems to have an interest in this data as a stalking horse for other Divisions within the Department or for other federal agencies. How will state voter data be used by the Department internally?
- (2) How does the Department plan to share this information internally and with other federal agencies?
- (3) How will the Department ensure eligible voters are not misidentified for removal from voter rolls as it runs 33 million voters and counting through new, unreliable, and untested federal databases?
- (4) Will the Department commit to not using this information to coerce states to purge eligible voters via lawsuits or to challenge election results based on debunked conspiracy theories?
- (5) Please provide the names and titles of the relevant White House and Department of Homeland Security officials with whom you consulted on this request for sensitive voter information and any records or materials related to this consultation.

Given the unprecedented nature of these actions by the Department and the threat of voter purges to millions of eligible American voters, we demand a thorough written response no later than November 20, 2025. We also request a briefing for the Senate Rules and Judiciary Committees on or before December 6, 2025, on the Department's activities regarding state voter rolls ahead of the 2026 midterm elections.

Sincerely,



Alex Padilla
United States Senator
Ranking Member, Committee
on Rules and Administration



Richard J. Durbin
United States Senator
Ranking Member, Senate
Committee on the Judiciary

From: Kyle Kirkpatrick [(b)(6)]
Sent: 12/18/2025 3:17:29 PM
To: Wake, Brittany (CRT) [(b)(6)]; Neff, Eric (CRT) [(b)(6)]
CC: Mellett, Timothy F (CRT) [(b)(6)]
Subject: [EXTERNAL] Re: Full Voter Roll List MOU
Attachments: JEFS_External Users Agreement.pdf

Thank you, Brittany.

Attached is completed request form. Please let me know if anything additional is needed.

Kyle Kirkpatrick,
Assistant Secretary of
State
Elections Division
Direct: [(b)(6)]
Fax: [(b)(6)]
Email: [(b)(6)]
www.sos.ms.gov



Michael Watson
SECRETARY OF STATE

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From: Wake, Brittany (CRT) [(b)(6)]
Sent: Thursday, December 18, 2025 8:13 AM
To: Neff, Eric (CRT) <[(b)(6)]>; Kyle Kirkpatrick [(b)(6)]
Cc: Mellett, Timothy F (CRT) <[(b)(6)]>
Subject: RE: Full Voter Roll List MOU

Good morning,

The attached form is required to provide access to the Justice Enterprise File Sharing (JEFS) system. On page 1, please fill out the following fields: First Name, Middle Initial, Last name, Organization/Company, Email Address, Address, Zip code, Citizenship of (Country), and Phone number.

After reviewing the remaining pages, please check the box on page 1 regarding Rules of Behavior and sign pages 5-7.

A separate form is required for each person intending to upload documents.

Please let us know if you have any questions.

Regards,

Brittany Wake

Civil Rights Analyst
Voting Section
Civil Rights Division
Department of Justice
(b)(6)

From: Neff, Eric (CRT) <(b)(6)>
Sent: Thursday, December 18, 2025 8:51 AM
To: KyleKirkpatrick (Vendor) (b)(6)
Cc: Wake, Brittany (CRT) <Brittany.Wake@doj.dhs.gov>; Hayes, Chris (CRT) (b)(6); Mellett, Timothy F (CRT) <(b)(6)>
Subject: RE: Full Voter Roll List MOU

Fantastic.

First step is to get in direct contact with Brittany Wake, who I have cc'ed here. She will assist in getting you enrolled/signed up in JEFS.

Chris is our normal contact to assist in the actual technical aspects of the transfer itself. However, he is out right now. Hence, I have cc'ed Tim, our Deputy Chief, who will reply with who will be the fill in IT contact until Chris returns.

Thank you all!

From: Kyle Kirkpatrick (b)(6)
Sent: Thursday, December 18, 2025 8:44 AM
To: Neff, Eric (CRT) <(b)(6)>
Subject: [EXTERNAL] Re: Full Voter Roll List MOU

Hey Eric,

We would like to request access to the JEFS to securely transmit the information.

Best,

Kyle Kirkpatrick,
Assistant Secretary of State
Elections Division
Direct: (b)(6)
Fax: (b)(6)
Email: (b)(6)
www.sos.ms.gov



Michael Watson
SECRETARY OF STATE

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records. Receipt by an unintended recipient does not waive attorney-client privilege, attorney work product privilege, or any other exemption from disclosure.

From: Neff, Eric (CRT) <(b)(6)>
Sent: Tuesday, December 9, 2025 3:15 PM
To: Kyle Kirkpatrick <(b)(6)>
Cc: Secretary <Secretary@sos.ms.gov>
Subject: RE: Full Voter Roll List MOU

Copy thanks

From: Kyle Kirkpatrick <Kyle.Kirkpatrick@sos.ms.gov>
Sent: Tuesday, December 9, 2025 4:13 PM
To: Neff, Eric (CRT) <(b)(6)>
Cc: Secretary <Secretary@sos.ms.gov>
Subject: [EXTERNAL] Re: Full Voter Roll List MOU

No apologies necessary. I believe it was just recently set. And I misspoke- it will be on the 15th.

Kyle Kirkpatrick,
Assistant Secretary of State
Elections
Direct: (b)(6)
Fax: (b)(6)
Email: (b)(6)
www.sos.ms.gov



Michael Watson
SECRETARY OF STATE

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From: Neff, Eric (CRT) <(b)(6)>
Sent: Tuesday, December 9, 2025 3:10 PM
To: Kyle Kirkpatrick <(b)(6)>
Cc: Secretary <Secretary@sos.ms.gov>
Subject: RE: Full Voter Roll List MOU

Thank you. I'll make sure I get updates from our front office next time.

From: Kyle Kirkpatrick <(b)(6)>
Sent: Tuesday, December 9, 2025 4:09 PM
To: Neff, Eric (CRT) <(b)(6)>
Cc: Secretary <Secretary@sos.ms.gov>
Subject: [EXTERNAL] Re: Full Voter Roll List MOU

Good afternoon,

Secretary Watson has a meeting with Assistant Attorney General Dhillon to discuss the MOU on December 16th.

Best,

Kyle Kirkpatrick,
Assistant Secretary of State

Elections

Direct: (b)(6)

Fax: (b)(6)

Email: (b)(6)

www.sos.ms.gov



Michael Watson
SECRETARY OF STATE

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From: Neff, Eric (CRT) <(b)(6)>
Sent: Tuesday, December 9, 2025 3:01 PM
To: Kyle Kirkpatrick <(b)(6)>
Cc: Secretary <Secretary@sos.ms.gov>
Subject: RE: Full Voter Roll List MOU

Mr. Kirkpatrick,

I am following up on this correspondence from a week ago. If I have missed any reply or attempts to reach me, please let me know. If I do not hear anything by end of day today, the DOJ will take that as a refusal to comply.

Thanks,
Eric

From: Neff, Eric (CRT) <(b)(6)>
Sent: Tuesday, December 2, 2025 9:54 AM
To: KyleKirkpatricksos (Vendor) <(b)(6)>
Cc: secretary@sos.ms.gov
Subject: Full Voter Roll List MOU

Mr. Kirkpatrick:

I am the new point of contact for Voter Roll Maintenance communication. Please see the attached proposed MOU from the Department of Justice. This MOU in our opinion satisfies all reasonable concerns regarding privacy and data security. This MOU includes a request for compliance within 7 days of receipt of this communication. Compliance requires providing all records requested in previous communications with your Department, most notably our August 14 letter, which I have attached for your reference.

We appreciate your initial responses to this request, the latter of which I have attached as well. We expect this MOU will satisfy those concerns. Please do not hesitate to contact me with any questions or concerns.

Best,
Eric

Eric Neff

Trial Attorney
Civil Rights Division
Department of Justice
150 M St. NE, Ste. 8-139
Washington, DC 20002

(b)(6)

Cell: (b)(6)



JEFS Account Request Form for External non-DOJ Users

Account Type:	<input checked="" type="radio"/> User (JEFS - Application Users)	JEFS is strictly for Department of Justice (DOJ) official business.
DOJ Staff Name (Sponsor)		Date of Request
Eric Neff		12/18/2025
Request Type: User Account	<input checked="" type="radio"/> Grant or Modify Access	<input type="radio"/> Remove Access
Request Type: Folder	<input checked="" type="radio"/> Grant or Modify Access	<input type="radio"/> Remove Access

NOTE:

Please include any additional information here. (special instructions, folder name(s), etc.)

2025 List Maintenance- MS			
External User Information			To be checked by Account User:
First Name	Middle Initial	Last Name	<input checked="" type="checkbox"/> I have read and agree to abide by the Rules of Behavior as described in the attached pages.
Kyle	B	Kirkpatrick	
Organization / Company		Email Address	
Mississippi Secretary of State		(b)(6)	
Address (Street, City, State)		Zip code	
401 Mississippi St., Jackson, MS		39201	
Sponsoring Component		Citizenship of (Country)	Phone Number
		United States	+1 (b)(6)
Approving Official (Component DSO or Manager)			
Name (Print or Type)		Title	
Approver Signature			
Approving Official JEFS (To be signed by JEFS Support Team)			
Name (Print or Type)		Title	
Approver Signature			

JEFS Account Request Form for External non-DOJ Users

Terms and Conditions

Department of Justice (DOJ), Civil Rights Division Terms and Conditions for JEFs Users

Introduction

The intent of the Terms and Conditions is to summarize for you, a user of DOJ Information Technology resources, the applicable laws and requirements from various Federal and DOJ documents. These include, but are not limited to, the Office of Management and Budget (OMB) Circular A-130, OMB M-17-12, OMB M-16-24, DOJ Order 2640.2 (series), DOJ Order 2740.1 (series), and the DOJ Cybersecurity Standard.

To remain compliant with all applicable Federal laws, regulations, and DOJ Standards, the Department reserves the right to update these terms and conditions at any time. Please direct all questions relating to the terms and conditions to your Point of Contact (POC) or the Litigation Support Group Case Manager.

Who is covered by these rules?

These rules apply to Litigation Consultants, Expert Witnesses, Mediators, and Non-Civil Rights Division Users providing services to DOJ. They also apply to any other persons using DOJ Information Technology or accessing DOJ systems under formally established agreements. These rules are written for the vast majority of people for the vast majority of time. However, some people (e.g. Investigators) may be exempt from a specific item for a specific situation when performing their official duties and with proper authorization. In a similar manner, equipment and/or software limitations may prevent operation in accordance with some of these rules. These situations must be documented, the risks accepted, and the applicable processes approved by the system Authorizing Official. All users are required to review and provide signature or electronic verification acknowledging compliance with these rules.

What are the penalties for noncompliance?

Non-compliance with requirements will be enforced through sanctions commensurate with the infraction. Actions and penalties may include a verbal or written warning, temporary suspension of system access, permanent revocation, civil, criminal, financial, and imprisonment depending on the severity of the violation. (We will not deal with any classified information)

Unauthorized browsing or inspection of Federal Taxpayer Information (Internal Revenue Code Sec. 7213A) is punishable with a fine of up to \$1,000 and/or up to one year imprisonment. Unauthorized disclosure of Tax Return information (Internal Revenue Code Sec. 7213) is a felony punishable with a fine of up to \$5,000 and/or up to five years in prison. In addition to these penalties, any Federal employee convicted under Sec. 7213 or Sec. 7213A will be dismissed from employment.

JEFS Account Request Form for External non-DOJ Users

User Security Guide

Your responsibilities as an external user:

1. Comply with all Federal laws and Department and Component policies and requirements. Use DOJ information and information systems for lawful, official use, and authorized purposes only.
2. Read and accept the DOJ security warning banner that appears prior to logging onto the system.
3. Screen-lock or log off your computer when JEFS is no longer in use.
4. Do not post Department information on cloud-based services unless approved.
5. Do not post Department information for official business on public websites or social media unless explicitly authorized for your official duties. (e.g., Public Affairs Office)
6. Do not post information on social media or public websites that allows unauthorized users to infer or obtain non-public information (system account information, personal identifiable information (PII), project status, etc.).
7. Protect and safeguard all DOJ information commensurate with the sensitivity and value of the data at risk, including encrypting all PII being sent to third parties.
8. Protect and safeguard all DOJ information and information systems from unauthorized access; unauthorized or inadvertent modification, disclosure, damage, destruction, loss, theft, denial of service; and improper sanitization or use.
9. JEFS users shall ensure that all DOJ data are stored on authorized removable media (e.g., thumb drives, removable hard drives, and CD/DVD), laptops, tablets, and mobile devices (e.g., smartphones and netbooks) is encrypted with a Department-approved solution unless the Department's Chief Information Officer (CIO) or designee approves a waiver from the Department policy.
10. Handle all Department data as Sensitive unless designated as non-Sensitive by your Attorney Point of Contact (POC) or the Litigation Support Group Case Manager.
11. Report any anomalous or unusual behavior, and discovered or suspected security incidents to your appropriate point of contact (POC) (e.g., Civil Rights Attorney, Litigation Support Group (LSG) Case Manager, LSG Office at 202-514-4224, or Justice Security Operations Center [JSOC], DOJCert@usdoj.gov).
12. The email address associated with your JEFS account should be attributable by another party or organization (e.g., .org, .com, .mil, .gov) controlled by only you and not shared with anyone, even family members.
13. Do not attempt to circumvent or test the security controls of the system.

JEFS Account Request Form for External non-DOJ Users

Passwords

14. Change the default password upon receipt from a system administrator.
15. Do not share account passwords with anyone.
16. Avoid using the same password for multiple accounts.

Software

17. Do not copy or distribute intellectual property without permission or license from the copyright owner (e.g., music, software, documentation, and other copyrighted materials). Use DOJ-licensed and authorized software only.
18. Do not install or update software on the File Sharing System unless specifically authorized.
19. Do not attempt to access any electronic audit trails that may exist on the File Sharing System computer.

At the completion of your service, please properly dispose of any case related data Contact your Attorney Point of Contact (POC) or the Litigation Support Group Case Manager for more guidance.

Mobile Computing & Remote Access

20. When utilizing the Litigation Support System, connect to a secure wireless network (password protected) and take precautionary measures to prevent the compromise of DOJ data when insecure wireless networks must be used. **Never connect to open wireless networks that require no passwords.**
21. Ensure the confidentiality of government information from a non-Government Furnished Equipment (GFE) client (public or private). This includes the following:
 - a. Non-GFE devices and computers must have updated antivirus, local firewall, updated Operating System security patches and software patched levels.
 - b. In addition, all wireless access to DOJ networks must be from a WI-FI Protected Access 2 (WPA2) or higher encrypted wireless network with password protection.
 - c. Do not download documents or files public computers.
 - d. Purge documents and files when finished on a non-GFE private will be held responsible for the compromise of Government information through negligence or a willful act.

JEFS Account Request Form for External non-DOJ Users

Personally Identifiable Information (PII)

22. Verify that each computer-readable data extract containing sensitive PII data has been erased within 90 days of origination or that its use is still required. Contact your Attorney Point of Contact (POC) or the Litigation Support Group Case Manager.
23. Safeguard against breaches of information involving PII, which refers to information that can be used alone or combined with other information that can distinguish or trace an individual's identity --such as a name, social security number, biometric records, the date and place of birth, mother's maiden name, etc.
24. Report all breaches of information involving PII to your Attorney Point of Contact (POC) or the Litigation Support Group Case Manager as soon as possible.

Signature Block

I acknowledge receipt of, understand my responsibilities as identified in, and will comply with the DOJ Civil Rights Division Terms and Conditions for External Users. This includes my responsibility to ensure protection of PII that I may handle.

Kyle Kirkpatrick  Digitally signed by Kyle Kirkpatrick Date: 2025.12.18 09:13:37 -06'00'	Dec 18, 2025
_____ Your Signature	_____ Date
Kyle Kirkpatrick	Mississippi Secretary of State
_____ Your Printed Name	_____ Organization/Component

[Note: For DOJ employees, statement of acknowledgement may be made by signature of the Terms and Conditions for General Users are provided in hard copy or by email.]

JEFS Account Request Form for External non-DOJ Users

Confidentiality Agreement

In consideration of being provided access to the Department of Justice (DOJ), Civil Rights Division Justice Enterprise File Sharing System (JEFS), the User hereby agrees to the following:

1. The provisions of this agreement shall apply to and be binding upon the User, the User's company, business, employees, agents, officers, successors and assigns, and any person acting upon behalf of the User in relation to the DOJ case(s) or project(s) he or she is authorized to access.
2. Except as required by law, as otherwise provided in this agreement, or as directed in writing by the Department of Justice, no information obtained, developed, gathered, or created as a result of work performed in connection with this matter, including any training materials or guidance concerning the System, shall be provided or disclosed orally, in writing, or in any other form, including the transmission of electronic data, to any third party or person who is not a part of this agreement. In any case in which disclosure of such information is or may be appropriate, no disclosures shall be made without prior written approval of the Department of Justice. This prohibition includes, but is not limited to communications with any person representing the media, any industry representatives, and any colleagues or fellow researchers. Disclosures may be made to persons who have signed and filed Confidentiality Agreements with the Department of Justice in connection with this case or project, as well as your management, supervisory, or support personnel as they may be necessary to execute your role as an authorized User in connection with this case or project.
3. Except as required by law, as otherwise provided in this agreement, or as directed by the Department of Justice, all documents, information, electronic data, or other work obtained, developed, gathered, or created as a result of System access, including documents or other information provided by the United States or other parties, shall be treated as privileged Sensitive But Unclassified (SBU) information. The User shall not reveal such materials to any third party or person without prior written approval from the Department of Justice, except for those persons who have signed and filed Confidentiality Agreements with the Department of Justice in connection with this case or project.
4. Should any documents, information, or electronic data, provided, obtained, developed, gathered, or created in connection with this System be lost, discovered missing, or mistakenly or inadvertently turned over without DOJ consent to an unauthorized person or third party, the User shall immediately report the details of such incident to the lead Department of Justice attorney point of contact responsible for this case or matter and the Litigation Support Group (LSG) Case Manager assigned to this case or project. In the event the User receives any requests in any form for such information, the User shall immediately notify the lead Department of Justice attorney point of contact and LSG Case Manager and await and follow DOJ instructions on how to proceed.
5. The User is responsible for notifying the LSG Case Manager when his or her involvement in this case or matter has concluded, at which time the User will request termination of access to the System. The User shall deliver upon request, within 30 days of notification that System access has been terminated, all documents, electronic data, and other information provided, obtained, developed, gathered, or created in connection with System access and related to the case or project he or she was supporting to the Department of Justice.
6. Notwithstanding the terms of this agreement, documents created by third-parties and gathered as evidence in litigation that are stored as images on the System will not be deemed to be privileged or confidential by virtue of this agreement. Nothing in this agreement limits the authority of agents or attorneys assigned to the matters in which that evidence is, was or will be collected from disclosing that evidence to witnesses, courts, or other persons who are not parties to this agreement in any manner authorized by law as necessary for those assigned agents and attorneys to discharge their duties in investigating and prosecuting the matters.

Should you have any questions regarding these documents or your responsibilities, please contact your Litigation Support Group Case Manager.

Acknowledgement Block

I acknowledge receipt of the "CIVIL RIGHTS DIVISION, JUSTICE ENTERPRISE FILE SHARING SERVER User Security Guide & Confidentiality Agreement" and understand my responsibilities as identified. This includes my responsibility to ensure the protection of PII that I may handle.

Kyle Kirkpatrick

Digitally signed by Kyle Kirkpatrick
Date: 2025.12.18 09:13:48 -0600'

Dec 18, 2025

Your Signature

Date

Kyle Kirkpatrick

Your Printed Name

Mississippi Secretary of State

Organization/Component

JEFS Account Request Form for External non-DOJ Users

Privacy Statement

In order for the Department of Justice Civil Rights Division to provide you with access to its document review system, please complete the attached form. Information gathered from this form will be used solely to confirm the identity and eligibility of the individuals requesting access to the system owned by the Civil Rights Division of the United States Department of Justice. Email, phone and computer information gathered will be used solely to create an account that will let the individuals requesting access view, process and/or store electronic information that is the property of the Civil Rights Division.

Failure to provide this information will result in denial of access to the document review system.

This form is not an application for Government employment. Information collected by this form will not be used for or affect any subsequent application for employment with the Federal Government.


The Department of Justice does not collect or use information for commercial marketing.

Information gathered in this form will not be disclosed outside of the Civil Rights Division except where contractors are acting on behalf of the Civil Rights Division, and where the Division may be required by law to disclose information you submit with other agencies for law enforcement purposes in accordance with the Civil Rights Division's routine uses published at 68 Fed. Reg. 47610 (Aug. 11, 2003, <http://edocket.access.gpo.gov/2003/pdf/03-20342.pdf>) or to protect the Division from security threats.

Electronically submitted information is maintained and destroyed according to the principles of the Federal Records Act and the regulations and records schedules of the National Archives and Records Administration, and in some cases may be covered by the Privacy Act and subject to the Freedom of Information Act (FOIA). A discussion of the FOIA can be found at http://www.justice.gov/oip/foia_guide09.htm and a discussion about the Privacy Act can be found at <http://www.justice.gov/opcl/privacyact1974.htm>.

I acknowledge receipt of these Terms and Conditions and understand my responsibilities as identified in the DOJ Terms and Conditions. This includes my responsibility to ensure protection of PII that I may handle.

Kyle Kirkpatrick

 Digitally signed by Kyle Kirkpatrick
Date: 2025.12.18 09:13:59 -06'00'

Dec 18, 2025

Signature

Date

Kyle Kirkpatrick

Printed Name

Mississippi Secretary of State

Component and Office

Clear Form

Print Form

DOCUMENT WITHHELD IN FULL UNDER FOIA EXEMPTION B(5).

From: GeneralCounsel [GeneralCounsel@sos.texas.gov]
Sent: 12/5/2025 11:52:44 PM
To: Neff, Eric (CRT) [(b)(6)]
CC: Christina Adkins [(b)(6)] Secretary [Secretary@sos.texas.gov]; GeneralCounsel [GeneralCounsel@sos.texas.gov]
Subject: [EXTERNAL] RE: DOJ CRT proposed MOU
Attachments: VRLData Sharing Agreement DOJ-TX (TXSOS Signed).pdf

Mr. Neff,

In reference to your November 25, 2025 correspondence, the Office of the Texas Secretary of State is providing the attached executed copy of the Memorandum of Understanding. Please return a counter-signed version of the MOU once the agreement has been executed by a representative of the Civil Rights Division.

Sincerely,

Adam Bitter

Adam Bitter
General Counsel
Office of the Texas Secretary of State
[(b)(6)]

From: Neff, Eric (CRT) <[(b)(6)]>
Sent: Tuesday, November 25, 2025 10:08 AM
To: GeneralCounsel <GeneralCounsel@sos.texas.gov>
Cc: Christina Adkins [(b)(6)]; Secretary <Secretary@sos.texas.gov>
Subject: DOJ CRT proposed MOU

This Message Is From an External Sender

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Report Suspicious

Mr. Bitter,

Following up on my voicemail from today. I am the new point of contact for Voter Roll Maintenance communication. Please see the attached proposed MOU from the Department of Justice. This MOU in our opinion satisfies all reasonable concerns regarding privacy and data security. This MOU includes a request for compliance within 7 days of receipt of this communication. Compliance requires providing all records requested in previous communications with your Department, most notably our letters from August 7 and August 14 of this year.

Please do not hesitate to contact me if you have any questions.

Best,

Eric

Eric Neff

Trial Attorney
Civil Rights Division
Department of Justice
150 M St. NE, Ste. 8-139
Washington, DC 20002

(b)(6)

Cell: (b)(6)





U.S. Department of Justice

Civil Rights Division

CONFIDENTIAL MEMORANDUM OF UNDERSTANDING

I. PARTIES & POINTS OF CONTACT.

Requester

Federal Agency Name: Civil Rights Division, U.S. Department of Justice

VRL/Data User:

Title:

Address:

Phone:

VRL/Data Provider

State Agency Name: Office of the Texas Secretary of State

Custodian: Adam Bitter

Title: General Counsel

Address: P.O. Box 12697, Austin, Texas 78711-2697

Phone: (b)(6)

The parties to this Memorandum of Understanding (“MOU” or “Agreement”) are the Department of Justice, Civil Rights Division (“Justice Department” or “Department”), and the State of Texas (“Texas”).

II. AUTHORITY.

By this Agreement, Texas has agreed to, and will, provide an electronic copy of your state’s complete statewide Voter Registration List (“VRL” or “VRL/Data”) to the Civil Rights Division of the U.S. Department of Justice (at times referred to as the “Department”). The VRL/Data must include, among other fields of data, the voter registrant’s full name, date of birth, residential address, his or her state driver’s license number or the last four digits of the registrant’s social

security number as required under the HAVA to register individuals for federal elections. *See* 52 U.S.C. § 21083(a)(5)(A).

The authorities by which this information is requested by the Department of Justice are:

- National Voter Registration Act of 1993, 52 U.S.C. § 20501, *et seq.*
- Attorney General’s authority under Section 11 of the NVRA to bring enforcement actions. *See* 52 U.S.C. § 20501(a).
- Help America Vote Act of 2002, 52 U.S.C. § 20901, *et seq.*
- Attorney General’s authority to enforce the Help America Vote Act under 53 U.S.C. § 21111.
- Attorney General authority to request records pursuant to Title III of the Civil Rights Act of 1960 (“CRA”), codified at 52 U.S.C. § 20701, *et seq.*
- The Privacy Act of 1974, 5 U.S.C. § 552a, as amended.

III. PURPOSE.

A VRL is a Voter Registration List pursuant to the NVRA and HAVA, commonly referred to as “voter roll,” compiled by a state – often from information submitted by counties – containing a list of all the state’s *eligible* voters. Regardless of the basis for ineligibility, ineligible voters do not appear on a state’s VRL when proper list maintenance is performed by states. The Justice Department is requesting your state’s VRL to test, analyze, and assess states’ VRLs for proper list maintenance and compliance with federal law. In the event the Justice Department’s analysis of a VRL results in list maintenance issues, insufficiency, inadequacy, anomalies, or concerns, the Justice Department will notify your state’s point of contact of the issues to assist your state with curing.

The purpose of this MOU is to establish the parties' understanding as to the security protections for data transfer and data access by the Department of Justice of the electronic copy of the statewide voter registration list, including all fields requested by the Department of Justice.

IV. TIMING OF AGREEMENT – TIME IS OF ESSENCE.

Although the Justice Department is under no such obligation as a matter of law, because this Agreement is proposed, made, and to be entered into at your state's request as part of your state's transmission of its VRL to the Justice Department, this Agreement is to be fully executed within seven (7) days of the Justice Department presenting this Agreement to you. Both parties agree that no part of this Agreement or execution is intended to, or will, cause delay of the transmission of your state's VRL to the Justice Department for analysis.

V. TIMING OF VRL/DATA TRANSFER.

You agree to transfer an electronic copy of your state's complete statewide VRL/Data to the Civil Rights Division of the U.S. Department of Justice as described in Section III of this Agreement no later than five (5) business days from the execution of this Agreement, which is counted from the last day of the last signatory.

VI. METHOD OF VRL/DATA ACCESS OR TRANSFER.

The VRL will be submitted by your state via the Department of Justice's secure file-sharing system, i.e., Justice Enterprise File Sharing (JEFS"). A separate application to use JEFS must be completed and submitted by your state through the Civil Rights Help Desk. JEFS implements strict access controls to ensure that each user can only access their own files. All files and folders are tied to a specific user, and each user has defined permissions that govern how they may interact with those files (e.g., read, write, or read-only).

Whenever a user attempts to access a file or folder, JEFS validates the request against the assigned permissions to confirm that the user is explicitly authorized. This process guarantees that users can only access files and folders only where they have permission. Users are also limited to the authorized type of interaction with each file or folder. Within the Department of Justice, access to JEFS is restricted to specific roles: Litigation Support, IT staff, and Civil Rights Division staff.

VII. LOCATION OF DATA AND CUSTODIAL RESPONSIBILITY.

The parties mutually agree that the Civil Rights Division (also “Department”) will be designated as “Custodian” of the file(s) and will be responsible for the observance of all conditions for use and for establishment and maintenance of security agreements as specified in this agreement to prevent unauthorized use. The information that the Department is collecting will be maintained consistent with the Privacy Act of 1974, 5 U.S.C. § 552a. The full list of routine uses for this collection of information can be found in the Systems of Record Notice (“SORN”) titled, JUSTICE/CRT – 001, “Central Civil Rights Division Index File and Associated Records,” 68 Fed. Reg. 47610-01, 611 (August 11, 2003); 70 Fed. Reg. 43904-01 (July 29, 2005); and 82 Fed. Reg. 24147-01 (May 25, 2017). It should be noted that the statutes cited for routine use include NVRA, HAVA, and the Civil Rights Act of 1960, and the Justice Department is making our request pursuant to those statutes. The records in the system of records are kept under the authority of 44 U.S.C. § 3101 and in the ordinary course of fulfilling the responsibility assigned to the Civil Rights Division under the provisions of 28 C.F.R. §§ 0.50, 0.51.

VRL/Data storage is similar to the restricted access provided on JEFS and complies with the SORN: Information in computer form is safeguarded and protected in accordance with applicable Department security regulations for systems of records. Only a limited number of staff members who are assigned a specific identification code will be able to use the computer to access

the stored information. However, a section may decide to allow its employees access to the system in order to perform their official duties.

All systems storing the VRL data will comply with all security requirements applicable to Justice Department systems, including but not limited to all Executive Branch system security requirements (e.g., requirements imposed by the Office of Management and Budget [OMB] and National Institute of Standards and Technology [NIST]), Department of Justice IT Security Standards, and Department of Justice Order 2640.2F.

VIII. NVRA/HAVA COMPLIANT VOTER REGISTRATION LIST.

After analysis and assessment of your state's VRL, the Justice Department will securely notify you or your state of any voter list maintenance issues, insufficiencies, inadequacies, deficiencies, anomalies, or concerns, the Justice Department found when testing, assessing, and analyzing your state's VRL for NVRA and HAVA compliance, i.e., that your state's VRL only includes eligible voters.

You agree therefore that within forty-five (45) days of receiving that notice from the Justice Department of any issues, insufficiencies, inadequacies, deficiencies, anomalies, or concerns, your state will clean its VRL/Data by removing ineligible voters and resubmit the updated VRL/Data to the Civil Rights Division of the Justice Department to verify proper list maintenance has occurred by your state pursuant to the NVRA and HAVA.

IX. CONFIDENTIALITY & DEPARTMENT SAFEGUARDS.

Any member of the Justice Department in possession of a VRL/Data will employ reasonable administrative, technical, and physical safeguards designed to protect the security and confidentiality of such data. Compliance with these safeguards will include secure user authentication protocols deploying either: (i) Two-Factor Authentication ("2FA"), which requires users to go through two layers of security before access is granted to the system; or (ii) the

assignment of unique user identifications to each person with computer access plus unique complex passwords, which are not vendor supplied default passwords.

The Department will activate audit logging for the records, files, and data containing the state's VRL/Data in order to identify abnormal use, as well as to track access control, on computers, servers and/or Devices containing the VRL/Data.

For all devices storing records, files, and data containing the VRL/Data: there is (i) up-to-date versions of system security agent software that includes endpoint protection and malware protection and reasonably up-to-date patches and virus definitions, or a version of such software that can still be supported with up-to-date patches and virus definitions, and is set to receive the most current security updates on a regular basis; and (ii) up-to-date operating system security patches designed to maintain the integrity of the personal information.

For all devices storing records, files, and data containing the VRL/Data: there is (i) controlled and locked physical access for the Device; and (ii) the prohibition of the connection of the Device to public or insecure home networks.

There will be no copying of records, files, or data containing the VRL/Data to unencrypted USB drives, CDs, or external storage. In addition, the use of devices outside of moving the records, files, or data to the final stored device location shall be limited.

Any notes, lists, memoranda, indices, compilations prepared or based on an examination of VRL/Data or any other form of information (including electronic forms), that quote from, paraphrase, copy, or disclose the VRL/Data with such specificity that the VRL/Data can be identified, or by reasonable logical extension can be identified will not be shared by the Department. Any summary results, however, may be shared by the Department.

In addition to the Department's enforcement efforts, the Justice Department may use the information you provide for certain routine, or pre-litigation or litigation purposes including:

present VRL/Data to a court, magistrate, or administrative tribunal; a contractor with the Department of Justice who needs access to the VRL/Data information in order to perform duties related to the Department's list maintenance verification procedures. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. § 552a(m).

X. LOSS OR BREACH OF DATA.

If a receiving party discovers any loss of VRL/Data, or a breach of security, including any actual or suspected unauthorized access, relating to VRL/Data, the receiving party shall, at its own expense immediately provide written notice to the producing party of such breach; investigate and make reasonable and timely efforts to remediate the effects of the breach, and provide the producing party with assurances reasonably satisfactory to the producing party that such breach shall not recur; and provide sufficient information about the breach that the producing party can reasonably ascertain the size and scope of the breach. The receiving party agrees to cooperate with the producing party or law enforcement in investigating any such security incident. In any event, the receiving party shall promptly take all necessary and appropriate corrective action to terminate unauthorized access.

XI. DESTRUCTION OF DATA.

The Department will destroy all VRL/Data associated with actual records as soon as the purposes of the list maintenance project have been accomplished and the time required for records retention pursuant to applicable law has passed. When the project is complete and such retention requirements by law expires, the Justice Department will:

1. Destroy all hard copies containing confidential data (e.g., shredding);
2. Archive and store electronic data containing confidential information offline in a secure location; and

3. All other data will be erased or maintained in a secured area.

XII. OTHER PROVISIONS.

- A. Conflicts. This MOU constitutes the full MOU on this subject between the Department and your state. Any inconsistency or conflict between or among the provisions of this MOU, will be resolved in the following order of precedence: (1) this MOU and (2) other documents incorporated by reference in this MOU (e.g., transaction charges).
- B. Severability. Nothing in this MOU is intended to conflict with current law or regulation or the directives of Department, or the your state. If a term of this MOU is inconsistent with such authority, then that term shall be invalid but, to the extent allowable, the remaining terms and conditions of this MOU shall remain in full force and effect.
- C. Assignment. Your state may not assign this MOU, nor may it assign any of its rights or obligations under this MOU. To the extent allowable by law, this MOU shall inure to the benefit of, and be binding upon, any successors to the Justice Department and your state without restriction.
- D. Waiver. No waiver by either party of any breach of any provision of this MOU shall constitute a waiver of any other breach. Failure of either party to enforce at any time, or from time to time, any provision of this MOU shall not be construed to be a waiver thereof.
- E. Compliance with Other Laws. Nothing in this MOU is intended or should be construed to limit or affect the duties, responsibilities, and rights of the User Agency under the National Voter Registration Act, 52 U.S.C. § 20501 *et seq.*, as amended; the Help America Vote Act, 52 U.S.C. § 20901 *et seq.*, as amended; the Voting Rights Act, 52 U.S.C. § 10301 *et seq.*, as amended; and the Civil Rights Act, 52 U.S.C. § 10101 *et seq.*, as amended.
- F. Confidentiality of MOU. To the extent allowed by applicable law, this MOU, its contents, and the drafts and communications leading up to the execution of this MOU are deemed

by the parties as "confidential." Any disclosures therefore could be made, if at all, pursuant to applicable laws or court orders requiring such disclosures.

SIGNATURES

VRL/Data Provider

State Agency Name: Office of the Texas Secretary of State

Signature: AWB/A Date of Execution: 12/5/25

Authorized Signatory Name Printed: Adam Bitter _____

Title: General Counsel _____

Requester

Federal Agency Name: Civil Rights Division, U.S. Department of Justice

Signature: _____ Date of Execution: _____

Authorized Signatory Name Printed: _____

Title: _____

From: Neff, Eric (CRT) (b)(6)
(b)(6)
Sent: 12/9/2025 9:41:23 PM
To: Brown, Taylor (SBE) (b)(6)
CC: Sellers, Karen R (SBE) (b)(6) Adams, Michael G (SOS) (b)(6)
Subject: RE: MOU re: Complete Voter Roll Maintenance Information

Thank you, and yes Ms. Scutchfield was very helpful in getting me up to speed on the process.

The DOJ believes its letter requests and the proposed MOU adequately state our position. However, if it helps the Board's deliberations at all, I can add at this point that four states – Arkansas, Indiana, Kansas, and Wyoming – have already turned over the data and declined to sign an MOU to do so. We agree that it is unnecessary, but we are offering it to all states regardless, as some have asked for it. Texas has already signed it, and Missouri has orally indicated they are signing it today or tomorrow. States with Boards similar to yours – Wisconsin and South Carolina come to mind – have scheduled votes on it as well.

In addition, 21 states already provide this data to DHS to run through the SAVE database. I do not know whether Kentucky is one of those states or not.

If there are any questions you have leading up to the meeting, do not hesitate to contact me.

Thanks,
Eric

From: Brown, Taylor (SBE) (b)(6)
Sent: Tuesday, December 9, 2025 4:23 PM
To: Neff, Eric (CRT) <(b)(6)>
Cc: Sellers, Karen R (SBE) (b)(6) Adams, Michael G (SOS) (b)(6)
Subject: [EXTERNAL] RE: MOU re: Complete Voter Roll Maintenance Information

Mr. Neff,

The Kentucky State Board of Elections is in receipt of your email from Tuesday, December 2, 2025, titled "MOU re: Complete Voter Roll Maintenance Information."

Additionally, I have been informed that you have spoken with Assistant Secretary of State Jenni Scutchfield, who may have informed you that it is the Board who is tasked with voter list maintenance in the Commonwealth. As such, any MOU related to voter list maintenance requires approval by the Board by a majority vote. The Board is scheduled to meet again on Tuesday, December 16, 2025. If you have any additional information that you would like the Board to consider at that meeting, please feel free to send it to me at this email address.

Thanks,

Taylor Austin Brown
General Counsel
State Board of Elections
140 Walnut Street

Frankfort, Kentucky 40601

(b)(6)

(b)(6)

NOTICE TO UNINTENDED RECIPIENTS: This electronic mail transmission is for the use of the named individual or entity to which it is directed and may contain information that is privileged or confidential. It is not to be transmitted to or received by anyone other than the named addressee (or a person authorized to deliver it to the named addressee). It is not to be copied or forwarded to any unauthorized persons. If you have received this electronic mail transmission in error, delete it from your system without copying or forwarding it, and notify the sender of the error by replying via email or by calling the Kentucky State Board of Elections at (502) 573-7100, so that our address records can be corrected.

NOTICE TO RECIPIENTS OUTSIDE THE STATE BOARD OF ELECTIONS: Information contained in this email directed to members and/or employees of the Kentucky State Board of Elections, including any accompanying attachments, may be privileged, confidential, and protected by Attorney-Client privilege. Persons who are not members or employees of the Kentucky State Board of Elections should be aware of the following points: (1) You should consult your own lawyer, as I represent the SBE; (2) I am not your attorney and anything you tell me is not confidential; (3) Any information provided in an email is NOT LEGAL ADVICE, should not be relied upon as legal advice, and I do not consent to the creation of an attorney-client relationship between myself and you. Any opinions expressed are mine alone and do not constitute policy or opinion of the SBE. BEFORE MAKING ANY PERSONAL OR BUSINESS DECISIONS, CONSULT WITH A PRIVATE ATTORNEY.

From: Sellers, Karen R (SBE) (b)(6) >
Sent: Tuesday, December 2, 2025 1:38 PM
To: Brown, Taylor (SBE) (b)(6)
Subject: FW: MOU re: Complete Voter Roll Maintenance Information

****CAUTION** PDF attachments may contain links to malicious sites. Please contact the COT Service Desk ServiceCorrespondence@ky.gov for any assistance.**

From: Neff, Eric (CRT) <(b)(6)>
Sent: Tuesday, December 2, 2025 9:38 AM
To: Sellers, Karen R (SBE) (b)(6) >
Cc: SOS Secretary (SOS) <SOS.Secretary@ky.gov>
Subject: MOU re: Complete Voter Roll Maintenance Information

****CAUTION** PDF attachments may contain links to malicious sites. Please contact the COT Service Desk ServiceCorrespondence@ky.gov for any assistance.**

Dear Executive Director Sellers,

I am the new point of contact for Voter Roll Maintenance communication. Please see the attached proposed MOU from the Department of Justice. This MOU in our opinion satisfies all reasonable concerns regarding privacy and data security. This MOU includes a request for compliance within 7 days of receipt of this communication. Compliance requires providing all records requested in previous communications with your Department, most notably our August 14 letter, which I have attached for your reference.

We appreciate your correspondence and what you have provided up to this point. Please do not hesitate to contact me with any questions or concerns.

Best,
Eric

Eric Neff

Trial Attorney
Civil Rights Division
Department of Justice
150 M St. NE, Ste. 8-139
Washington, DC 20002

(b)(6)

Cell: (b)(6)



ALABAMA STATE CAPITOL
600 DEXTER AVENUE
SUITE S-105
MONTGOMERY, AL 36130



(334) 242-7200
WWW.SOS.ALABAMA.GOV
WES.ALLEN@SOS.ALABAMA.GOV

WES ALLEN
SECRETARY OF STATE

December 10, 2025

Maureen Riordan
Acting Chief, Voting Section
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave, NW
4CON 8th Floor
Washington, DC 20530
voting.section@usdoj.gov

VIA ELECTRONIC EMAIL TRANSMISSION

Dear Chief Riordan,

Election integrity has been a top priority for Secretary of State Allen since the beginning of his tenure, positioning Alabama as a national leader in effective voter-file maintenance—even in the face of litigation from the Biden administration. Secretary Allen now looks forward to continuing that work in coordination with President Trump’s Department of Justice.

This letter confirms transmission of the State of Alabama’s statewide voter registration list to the Voting Section of the Civil Rights Division of the U.S. Department of Justice on this date, pursuant to the National Voter Registration Act (NVRA), the Help America Vote Act (HAVA), Title III of the Civil Rights Act of 1960, and the Privacy Act of 1974.

As we have discussed with your team, Alabama’s voter-list-maintenance process is comprehensive and multilayered. It involves coordinated efforts by both state and county officials; detailed data analysis; multiple rounds of correspondence with registrants and local election authorities; review of various state and federal records; and the application of several statutory timelines, depending on the circumstances. Alabama has also recently begun incorporating SAVE data in partnership with DHS/USCIS. Using this data, the state is currently in the process of removing 188 non-citizens from the voter rolls, 26 of whom have cast ballots in Alabama elections. A number of additional deceased registrants have likewise been identified and are currently being processed for removal.

Given these complexities, Secretary Allen respectfully requests that the Department share its methodology for reviewing Alabama’s file—as well as any preliminary findings—before issuing any public statements. In his view, this step is essential to preventing inadvertent errors and ensuring that only accurate information is released, thereby protecting public confidence in Alabama’s elections.

In addition, it is our understanding from prior conversations that the Department will not disclose Alabama's statewide voter-registration list, or any portion of it, outside of the Voting Section of the Civil Rights Division, and that the protections of Title III of the Civil Rights Act of 1960 and the Privacy Act of 1974 apply fully to this project.

Secretary Allen appreciates this opportunity for continued cooperation with the Department in support of our shared commitment to election integrity. Please do not hesitate to contact me at (b)(6) or (b)(6) with any questions regarding this matter as we move forward.

Sincerely,

A handwritten signature in blue ink, appearing to read "Michael L. Jones, Jr.", with a stylized flourish at the end.

Michael L. Jones, Jr.
General Counsel

**DOCUMENT WITHHELD IN FULL UNDER
FOIA EXEMPTIONS B(5) AND B(6).**

**DOCUMENT WITHHELD IN FULL UNDER
FOIA EXEMPTIONS B(5) AND B(6).**

HARMEET K. DHILLON
Assistant Attorney General
Civil Rights Division

ERIC NEFF
Acting Chief, Voting Section
Civil Rights Division

MEGAN FREDERICK
BRITTANY E. BENNETT
Trial Attorneys, Voting Section
Civil Rights Division
U.S. Department of Justice
4CON – Room 8.141
950 Pennsylvania Avenue N.W.
Washington, D.C. 20530
Telephone: (202) 704-5430
Email: Brittany.Bennett@usdoj.gov
Attorneys for Plaintiff, UNITED STATES OF AMERICA

UNITED STATES DISTRICT COURT
DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA

Plaintiff,

v.

DISTRICT OF COLUMBIA BOARD OF
ELECTIONS, MONICA H. EVANS, in her
Official Capacity as Executive Director for
the District of Columbia Board of Elections
GARY THOMPSON, in his official capacity
for the District of Columbia Board of
Elections as Chair and Member, and
KARYN GREENFIELD, in her official
capacity for the District of Columbia Board
of Elections as Member,
Defendants.

CASE NO:

DECLARATION OF ERIC NEFF IN
SUPPORT OF THE DEMAND TO COMPEL
PRODUCTION OF RECORDS PURSUANT
TO 52 U.S.C. § 20701, *et seq.*

DECLARATION

I, Eric Neff, declare, pursuant to 28 U.S.C. § 1746, that:

1. I am currently Acting Chief of the Voting Section within the Civil Rights Division of the United States Department of Justice. I am fully and personally familiar with the facts stated herein. I make this declaration in support of the United States’s motion to compel production of election records pursuant to the Civil Rights Act codified at 52 U.S.C. § 20701, *et seq.*

2. The National Voter Registration Act, (“NVRA”) 52 U.S.C. § 20501, *et seq.*, and the Help America Vote Act (“HAVA”), 52 U.S.C. § 20901, *et seq.*, require each state and the District of Columbia to perform voter-list maintenance to ensure that only eligible voters remain on the voter registration list. Under Section 11 of the NVRA and Section 401 of HAVA, the Attorney General is charged with the responsibility for enforcement of the list maintenance requirements of both statutes. *See* 52 U.S.C. § 20510(a) and 52 U.S.C. § 21111. This enforcement responsibility has been delegated to the Civil Rights Division by Congress.

3. One of the Justice Department’s responsibilities is monitoring states’ compliance with the requirements of the NVRA and HAVA, including the filing of enforcement actions for noncompliance.

4. On August 14, 2025, the Attorney General sent a letter renewing the July 11 request and requested a copy of District of Columbia’s districtwide voter registration list (“VRL”) within seven days of the date of the letter (the “August 14 Letter”). The August 14 Letter also requested that District of Columbia provide a current electronic copy of its computerized districtwide voter registration list, containing “all fields” (“SVRL”), required under Section 303 of HAVA.

5. On August 14, 2025, the Civil Rights Division sent a letter clarifying the July 11 request pursuant to 52 U.S.C. § 20507 Defendants, requesting, *inter alia*, an electronic copy of District of Columbia’s districtwide voter registration list (“SVRL”), containing *all fields*.

6. On September 4, 2025 Defendants did not provide the requested SVRL containing all fields, citing District law perceived to prohibit compliance.

7. In the August 14 letter the Attorney General made a demand pursuant to the Civil Rights Act, for the electronic copy of the SVRL specifying that it includes each registrant's Driver's License number or last four digits of the social security number as required by HAVA for federal registration.

8. The letter also informed Defendants that the purpose of the demand for these records was to ascertain the District of Columbia's compliance with the list maintenance requirements of federal laws, specifically the NVRA and HAVA.

9. The letter further explained that HAVA specifies that "the last four digits of a social security number...shall not be considered to be a social security number for purposes of Section 7 of the Privacy Act of 1974 (5 U.S.C. § 522a note)." 52 U.S.C. § 21083. The demand also instructed that any prohibition of disclosure of a motor vehicle record contained in the Driver's License Protection Act, codified at 18 U.S.C. §2721(b)(1), is exempted, when the disclosure is for use by a government agency in carrying out the agency's enforcement authority, which the Department of Justice is now endeavoring to do.

10. The letter also explained to Defendants that the Attorney General would keep all data received secure and treat it consistently with the Privacy Act. The Justice Department's requests came with instructional information for the secure transmission of the statewide VRLs to the Justice Department by way of encryption. (*See* August 14 Letter).

11. The request specified a deadline for responses of August 21, 2025.

12. On September 4, 2025, Defendants refused to provide the Attorney General with an electronic copy of the District of Columbia's districtwide VRL.

13. True and correct copies of the Justice Department letter dated July 11, 2025 and August 14, 2025; the reply letters by Defendants dated August 6, 2025 and September 4, 2025; are attached to the Memo in support of this Motion. Exhibits 1 - 4.

14. A true and correct copy of the Order denying a temporary injunction in *Crook v. S.C. Election Comm'n*, No. 2025-CP-40-06539 (Richland Cty. Comm. Pleas Oct. 1, 2025) as cited in the Memorandum of Support is attached hereto as Exhibit 5.

I declare under the penalty of perjury that the above statements are true and correct.
Executed on December 18, 2025.

Dated: December 18, 2025, at Washington, DC.

/s/ Eric Neff

EXHIBIT 3



U.S. Department of Justice

Civil Rights Division

Office of the Assistant Attorney General

Washington, D.C. 20530

August 14, 2025

Via Mail and Email

Monica Evans
Executive Director, Board of Elections
1015 Half Street S.E., Suite 750
Washington, DC 20003

(b)(6)

Re: **Complete District of Columbia's Voter Registration List with All Fields**

Executive Director Evans:

We are in the process of downloading the District of Columbia's statewide voter registration list ("VRL"). However, as the Attorney General requested, the electronic copy of the statewide VRL must contain *all fields*, including the registrant's full name, date of birth, residential address, his or her state driver's license number or the last four digits of the registrant's social security number as required under the Help America Vote Act ("HAVA")¹ to register individuals for federal elections. See 52 U.S.C. § 21083(a)(5)(A)(i).

We have requested District of Columbia's VRL to assess your state's compliance with the statewide VRL maintenance provisions of the National Voter Registration Act ("NVRA"), 52 U.S.C. § 20501, *et seq.* Our request is pursuant to the Attorney General's authority under Section 11 of the NVRA to bring enforcement actions. See 52 U.S.C. § 20501(a).

The Help America Vote Act ("HAVA"), 52 U.S.C. § 20501, *et seq.*, also provides authority for the Justice Department to seek the State's VRL via Section 401, which makes the Attorney General solely responsible for actions to enforce HAVA's computerized statewide Voter Registration List requirements. See 52 U.S.C. § 21111; *see also Brunner v. Ohio Republican Party*, 555 U.S. 5, 6 (2008) (*per curiam*) (finding there is no private right of action to enforce those requirements in HAVA).

¹ In charging the Attorney General with enforcement of the voter registration list requirements in the HAVA and in the NVRA, Congress plainly intended that Justice Department be able to conduct an independent review of each state's list. Any statewide prohibitions are clearly preempted by federal law.

In addition to those authorities, the Attorney General is also empowered by Congress to request records pursuant to Title III of the Civil Rights Act of 1960 (“CRA”), codified at 52 U.S.C. § 20701, *et seq.* Section 301 of the CRA requires state and local officials to retain and preserve records related to voter registration and other acts requisite to voting for any federal office for a period of 22 months after any federal general, special or primary election. *See* 52 U.S.C. § 20701.

Section 303 of the CRA provides, in pertinent part, “Any record or paper required by section 20701 of this title to be retained and preserved shall, upon demand in writing by the Attorney General or his representative directed to the person having custody, possession, or control of such record or paper, be made available for inspection, reproduction, and copying at the principal office of such custodian by the Attorney General or his representative...” 52 U.S.C. § 20703.

Pursuant to the foregoing authorities, including the CRA, the Attorney General is demanding an electronic copy of District of Columbia’s complete and current VRL. The purpose of the request is to ascertain District of Columbia’s compliance with the list maintenance requirements of the NVRA and HAVA.

When providing the electronic copy of the statewide VRL, District of Columbia must ensure that it contains *all fields*, which includes the registrant’s full name, date of birth, residential address, his or her state driver’s license number or the last four digits of the registrant’s social security number as required under the Help America Vote Act (“HAVA”)² to register individuals for federal elections. *See* 52 U.S.C. § 21083(a)(5)(A)(i).

To the extent there are privacy concerns, the voter registration list is subject to federal privacy protections. Section 304 of the CRA provides the answer:

Unless otherwise ordered by a court of the United States, neither the Attorney General nor any employee of the Department of Justice, nor any other representative of the Attorney General, shall disclose any record or paper produced pursuant to this chapter, or any reproduction or copy, except to Congress and any committee thereof, governmental agencies, and in the presentation of any case or proceeding before any court or grand jury.

Moreover, HAVA specifies that the “last 4 digits of a social security number . . . shall not be considered a social security number for purposes of section 7 of the Privacy Act of 1974” (5 U.S.C. § 552a note); 52 U.S.C. § 21083(c). In addition, any prohibition of disclosure of a motor vehicle record contained in the Driver’s License Protection Act, codified at 18 U.S.C. § 2721(b)(1), is exempted when the disclosure is for use by a government agency in carrying out the government agency’s function to accomplish its enforcement authority as the Justice Department is now doing. That said, all data received from you will be kept securely and treated consistently with the Privacy Act.

² In charging the Attorney General with enforcement of the voter registration list requirements in the HAVA and in the NVRA, Congress plainly intended that Justice Department be able to conduct an independent review of each state’s list. Any statewide prohibitions are clearly preempted by federal law.

In charging the Attorney General with enforcement of the voter registration list requirements in HAVA and in the NVRA, Congress plainly intended that DOJ be able to conduct an independent review of each state's list. Any statewide prohibitions are preempted by federal law.

To that end, please provide the requested electronic Voter Registration List³ to the Justice Department within seven days or by August 21, 2025.

The information and materials may be sent by encrypted email to voting.section@usdoj.gov or via the Department's secure file-sharing system, Justice Enterprise File Sharing ("JEFS"). Should further clarification be required, please contact Maureen Riordan at (b)(6)

Regards,



Harmeet K. Dhillon
Assistant Attorney General
Civil Rights Division

cc: Gary Thompson
Chairperson, Board of Elections
1015 Half Street S.E., Suite 750
Washington, DC 20003

(b)(6)

³ Containing *all fields*, which includes either the registrant's full name, date of birth, residential address, his or her state driver's license number or the last four digits of the registrant's social security number as required by HAVA.

From: Neff, Eric (CRT) (b)(6)
(b)(6)
Sent: 12/30/2025 3:38:27 PM
To: (b)(6)@njoag.gov; (b)(6); (b)(6)@njoag.gov; (b)(6)
Subject: RE: Follow Up email

Dan and Liza,

Just re-upping this. Happy to hop on a quick call if that would be easier.

Thanks,
Eric

From: Neff, Eric (CRT)
Sent: Friday, December 19, 2025 3:30 PM
To: (b)(6)@njoag.gov; (b)(6)@njoag.gov
Subject: Follow Up email

Dan and Liza,

Thank you for speaking with me today and listening to the DOJ's position in detail. While our call certainly had more detail than this email will, I think we all agree this will help you in your discussions internally if I memorialize some of the positions I expressed on our call in bullet point form here. This is loosely structured off of your Dec. 8 letter to our office:

- The last 4 of SSN and/or DL is necessary for accuracy purposes.
- Our global position regarding privacy concerns is that 1. We will always comply with federal law, including the Privacy Act. 2. We take enormous precautions in all things we do to protect privacy as part of routine procedure 3. To the extent a State agency believes a State law is in conflict with our election maintenance obligations under federal law, federal law preempts.
- The MOU was constructed as an offer to all states if that individual state feels it is in their state's interest to sign it. We take no position on it other than we agree with the multiple states that have taken the position it is not necessary to sign in order to facilitate the data transfer. For multiple reasons, it cannot be redlined in any fashion.
 - o SORNS are internal policies that are based on federal law and regulations and best practices. While we will continue to comply with federal law regardless, we cannot make any promises or predictions as to what the SORNS will be at any point in time. They are publicly available as they currently stand on our website.
- We believe the basis and purpose as part of a CRA request is a nonreviewable matter that requires nothing more than a basic assertion, which can be applied to both the basis and the purpose. In this case, it is our voter list maintenance obligations under federal law.
- As for data sharing with other agencies, this folds back into our position before that we are going to at all times comply with all federal laws.

Let me know when I can expect a response from your office.

Best,
Eric

Eric Neff
Acting Chief
Civil Rights Division, Voting Section
Department of Justice
150 M St. NE, Ste. 8-139
Washington, DC 20002

(b)(6)

Cell: (b)(6)





FLORIDA DEPARTMENT *of* STATE

RON DESANTIS
Governor

CORD BYRD
Secretary of State

December 19, 2025

Harmeet K. Dhillon
Assistant Attorney General
Civil Rights Division
U.S. Department of Justice
Washington, D.C. 20530

Re: Complete Voter Registration List

Dear Ms. Dhillon,

On August 14, 2025, pursuant to 52 U.S.C. § 20703, the Civil Rights Division of the U.S. Department of Justice requested that the Florida Department of State provide an unredacted statewide voter registration list for the State of Florida. The Division represented that, “[u]nless otherwise ordered by a court of the United States, neither the Attorney General nor any employee of the Department of Justice, nor any other representative of the Attorney General, shall disclose” Florida’s list or any copy thereof, “except to Congress and any committee thereof, governmental agencies, and in the presentation of any case or proceeding before any court or grand jury.” 52 U.S.C. § 20704.

Florida is committed to election integrity, which begins with accurate voter rolls. To that end, Florida sued the Obama Administration in 2012, becoming the first state to gain access to the SAVE database for citizenship status information to use during voter list maintenance. Due to the Biden Administration’s failure to provide adequate and timely information regarding citizenship status through the SAVE database, Florida sued again in 2024 seeking necessary information that only the federal government has in its possession. The 2024 lawsuit resulted in a settlement agreement between Florida and DHS granting Florida enhanced access to SAVE. That agreement was finalized on November 28, 2025, and we are now in the process of reviewing our more than 13.5 million registered voters using our enhanced access. We anticipate providing Florida’s list by mid-January.

I expect that Florida’s list and all data therein will be maintained according to the highest security requirements under state and federal law and then properly destroyed once your review is complete. If you find any alleged issues or deficiencies with Florida’s list, please notify my office. We will take all necessary action permitted under law, including notice and removal pursuant to section 98.075, Florida Statutes, as appropriate.

Sincerely,

A handwritten signature in black ink, appearing to read "Cord Byrd".

Cord Byrd

Office of the Secretary
R.A. Gray Building • 500 South Bronough Street • Tallahassee, Florida 32399
850.245.6500 • 850.245.6127 (Fax) • dos.fl.gov



Via Electronic Mail

December 19, 2025

Harmeet K. Dhillon
Assistant Attorney General
Civil Rights Division
U.S. Department of Justice
950 Pennsylvania Ave., NW 4CON
Washington, D.C. 20530

Re: DOJ Request

Dear Assistant Attorney General Dhillon,

As Ohio's chief election officer, I am grateful for the opportunity to partner with the federal government in protecting the integrity of our elections. Under the current administration, the Department of Justice has shown a refreshing and welcome commitment to enforcing federal laws designed to prevent illegal voting. For that reason, and pursuant to your requests under federal law, I have instructed my staff to begin the process of providing to the DOJ Ohio's statewide voter file, which we will transfer through the DOJ's secure file-sharing system.

My office fought efforts by the previous administration to block this meaningful partnership, attempting to deny our lawful access to the federal records and systems necessary for the verification of citizenship status and other vital information. On behalf of the state of Ohio, I filed litigation against the Biden administration to establish a voter verification protocol through the Department of Homeland Security's Systematic Alien Verification and Entitlements (SAVE) System. That lawsuit recently resulted in a settlement guaranteeing that Ohio will have access to federal SAVE data for the next 20 years.

My office also partnered this year with personnel at the United States Citizenship and Immigration Services (USCIS) to pioneer SAVE's state-specific search and voter verification capabilities. In a letter dated October 8, 2025, President Trump acknowledged Ohio's leadership in this effort, stating, "You were one of the first leaders to step up and protect the integrity of our elections by using the SAVE system—and I

commend you for your decisive action.” At this moment, we are actively working with USCIS to verify thousands of voter records. As that work continues, I can confidently say that Ohio has the most accurate and accountable statewide voter file in our state’s history, and we look forward to obtaining even more federal resources through the Department of Justice to help us build on that progress.

To that end, the Department of Justice has stated its intent, through written correspondence on August 6, 2025, and August 14, 2025, to assess our state’s compliance with federal law and assist Ohio with the verification of our statewide voter file. I intend to fulfill this request within the requirements of state and federal law.

As you know, the Department’s August 6 letter specifically requests an electronic copy of Ohio’s statewide voter registration list “for purposes of enforcing” the National Voter Registration Act (“NVRA”), 52 U.S.C. § 20501 *et seq.*, and the Help America Vote Act (“HAVA”), 52 U.S.C. § 20901 *et seq.* The letter argues that “[t]he NVRA requires each state ... to make available for inspection ‘all records concerning the implementation of programs and activities conducted for the purpose of ensuring the accuracy and currency of official lists of eligible voters.’” DOJ Letter (Aug. 6), at 1 (quoting 52 U.S.C. § 20507(i)(1)). The letter further contends that the “plain text of § 20507(i) requires disclosure.” *Id.*

The Department’s August 14 letter restates this position and posits additional authority for the requested actions. Specifically, the August 14 letter states that the Department is requesting Ohio’s voter registration list (“VRL”) “to assess your state’s compliance with the statewide VRL maintenance provisions” of the NVRA. DOJ Letter (Aug. 14), at 1. It indicates that the request is made pursuant to the Attorney General’s authority under Section 11 of the NVRA. *See id.* The Department further contends that it has the authority to seek the state’s voter list pursuant to Section 401 of HAVA. *See id.* at 1-2 (citing 52 U.S.C. § 21111). Finally, the letter separately contends that DOJ is empowered to request the voter registration list under Title III of the Civil Rights Act of 1960 (“CRA”). Section 303 of the CRA provides that “[a]ny record or paper required by section 20701 of this title to be retained and preserved shall, upon demand in writing by the Attorney General ... be made available for inspection, reproduction, and copying” 52 U.S.C. § 20703; *see* DOJ Letter (Aug. 14), at 2.

I appreciate that you personally took the time to meet on December 15, 2025, to discuss these requests. As noted above, I have instructed my staff to begin the process of fulfilling your request for Ohio's statewide voter file.

As a duty of my office, one of our foremost obligations is to safeguard the personal identifying information of Ohio's nearly eight million registered voters. Ohio has a hard-earned national reputation as the Gold Standard for election administration, and we remain committed to maintaining the security of voter data while simultaneously ensuring the integrity of Ohio's voter roll. In accordance with the Department's August 14, 2025 letter and our subsequent communications, the Ohio Secretary of State's Office understands that the Department of Justice will use the records only for legitimate governmental purposes and will not disclose any of the provided records to any entity except as authorized to do so under 52 U.S.C. § 20704. Further, it is our understanding that all federal data-privacy laws, including, but not limited to, the Privacy Act of 1974, 5 U.S.C. § 552(a), and Section 304 of the CRA, 52 U.S.C. § 20704, will be strictly followed.

Consistent with this understanding, we will work to transfer the requested data as quickly as practicable. We also appreciate your assurance that any notice regarding records identified throughout this process will contain sufficient information to explain why the record is flagged and why it is permissible to remove under federal law.

You have my assurance that election integrity will always be the top priority of my administration, and that begins with our duty under the law to maintain accurate voter rolls. We stand ready and grateful to partner with you in this effort. Thank you for your leadership.

Yours in service,



Frank LaRose

Ohio Secretary of State

From: Daniel Dryzga <[REDACTED] (b)(6)>
Sent: 1/9/2026 10:16:22 PM
To: Neff, Eric (CRT) <[REDACTED] (b)(6)>; Liza Fleming <[REDACTED] (b)(6)>
Subject: [EXTERNAL] RE: Follow Up email
Attachments: Letter in Response to Information from E. Neff.pdf

Eric,

I hope all is well. We appreciate you taking the time to speak with us about this issue. Attached is a more detailed response to your requests.

Thank you again.

Dan

Daniel F. Dryzga, Jr.,
Assistant Attorney General In Charge;
Administrative Practice Group
Division of Law
25 Market St.
P.O. Box 112
Trenton, NJ 08625-0081

[REDACTED] (b)(6)
[REDACTED] (b)(6)

From: Neff, Eric (CRT) <[REDACTED] (b)(6)>
Sent: Tuesday, December 30, 2025 5:02 PM
To: Daniel Dryzga <[REDACTED] (b)(6)>; Liza Fleming <[REDACTED] (b)(6)>
Subject: [EXTERNAL] RE: Follow Up email

Yes no problem, thanks for the update.

From: Daniel Dryzga <[REDACTED] (b)(6)>
Sent: Tuesday, December 30, 2025 4:50 PM
To: Neff, Eric (CRT) <[REDACTED] (b)(6)>; Liza Fleming <[REDACTED] (b)(6)>
Subject: [EXTERNAL] RE: Follow Up email

Eric,

I am sorry for the delayed response. We are discussing this matter internally but the holidays has made it difficult for everyone on our end to connect. I anticipate having a fuller response to your e-mail next week. I hope you have a happy new year and I look forward to speaking with you soon,

Dan

From: Neff, Eric (CRT) <[REDACTED] (b)(6)>
Sent: Tuesday, December 30, 2025 10:38 AM

To: Daniel Dryzga (b)(6) Liza Fleming (b)(6)
Subject: [EXTERNAL] RE: Follow Up email

Dan and Liza,

Just re-upping this. Happy to hop on a quick call if that would be easier.

Thanks,
Eric

From: Neff, Eric (CRT)
Sent: Friday, December 19, 2025 3:30 PM
To: (b)(6)@njoag.gov; (b)(6)@njoag.gov
Subject: Follow Up email

Dan and Liza,

Thank you for speaking with me today and listening to the DOJ's position in detail. While our call certainly had more detail than this email will, I think we all agree this will help you in your discussions internally if I memorialize some of the positions I expressed on our call in bullet point form here. This is loosely structured off of your Dec. 8 letter to our office:

- The last 4 of SSN and/or DL is necessary for accuracy purposes.
- Our global position regarding privacy concerns is that 1. We will always comply with federal law, including the Privacy Act. 2. We take enormous precautions in all things we do to protect privacy as part of routine procedure 3. To the extent a State agency believes a State law is in conflict with our election maintenance obligations under federal law, federal law preempts.
- The MOU was constructed as an offer to all states if that individual state feels it is in their state's interest to sign it. We take no position on it other than we agree with the multiple states that have taken the position it is not necessary to sign in order to facilitate the data transfer. For multiple reasons, it cannot be redlined in any fashion.
 - o SORNS are internal policies that are based on federal law and regulations and best practices. While we will continue to comply with federal law regardless, we cannot make any promises or predictions as to what the SORNS will be at any point in time. They are publicly available as they currently stand on our website.
- We believe the basis and purpose as part of a CRA request is a nonreviewable matter that requires nothing more than a basic assertion, which can be applied to both the basis and the purpose. In this case, it is our voter list maintenance obligations under federal law.
- As for data sharing with other agencies, this folds back into our position before that we are going to at all times comply with all federal laws.

Let me know when I can expect a response from your office.

Best,
Eric

Eric Neff
Acting Chief
Civil Rights Division, Voting Section