

<p>DISTRICT COURT, DENVER COUNTY,          COLORADO          1437 Bannock Street          Denver, CO 80202</p>	<p>DATE FILED: September 17, 2021 8:12 PM          FILING ID: E9E5DD591D201          CASE NUMBER: 2020CV34319</p>
<p>ERIC COOMER, Ph.D.,          Plaintiff</p> <p>vs.</p> <p>DONALD J. TRUMP FOR PRESIDENT,          INC., et al.,          Defendants</p>	<p style="text-align: center;">▲ COURT USE ONLY ▲</p>
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<p style="text-align: center;"><b>EXHIBIT K-1</b></p>	

1 DISTRICT COURT, CITY AND COUNTY OF DENVER  
STATE OF COLORADO  
2 1437 Bannock Street  
Denver, CO 80202

3 ^ COURT USE ONLY ^

4 ERIC COOMER, Ph.D.,  
5 Plaintiff,

Case Number 20CV34319

Courtroom 409

6 vs.

7 DONALD J. TRUMP FOR PRESIDENT, INC.,  
SIDNEY POWELL, SIDNEY POWELL, P.C.,  
8 RUDOLPH GIULIANI, JOSEPH OLTMANN,  
FEC UNITED, SHUFFLING MADNESS MEDIA, INC.,  
9 dba CONSERVATIVE DAILY, JAMES HOFT,  
TGP COMMUNICATIONS LLC, dba THE GATEWAY PUNDIT,  
10 MICHELLE MALKIN, ERIC METAXAS, CHANEL RION,  
HERRING NETWORKS, INC. dba ONE AMERICA  
11 NEWS NETWORK, and NEWSMAX MEDIA, INC.,  
Defendants.

12  
13 VIDEO-RECORDED REMOTE DEPOSITION OF  
SIDNEY POWELL AND SIDNEY POWELL, P.C.

14 July 20, 2021

15  
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Page 2

1 PURSUANT TO WRITTEN NOTICE and the appropriate rules  
2 of civil procedure, the video-recorded remote deposition  
3 of SIDNEY POWELL & SIDNEY POWELL, P.C., called for  
4 examination by Plaintiff, was taken via videoconference,  
5 commencing at 9:09 a.m. on July 20, 2021, before Sara A.  
6 Stueve, Registered Professional Reporter and Notary Public  
7 in and for the State of Colorado.  
8  
9 I N D E X  
10 EXAMINATION OF SIDNEY POWELL & SIDNEY POWELL, P.C.:

	PAGE
11 By Mr. Skarnulis	8
12 PLAINTIFF'S DEPOSITION EXHIBITS	PAGE
13 Exh. 1 McLaughlin-Malkin text message	18
14 Exh. 2 Affidavit of Joseph T. Oltmann	28
15 Exh. 3 Transcript of Trump Campaign News Conference on Legal Challenges, November 19, 2020	58
16 Exh. 4 Audiovisual clip from Howie Carr Show; 11/20/20	132
17 Exh. 5 Audiovisual clip from Maria Bartiromo interview of Ms. Powell on Fox News	77
18	
19 Exh. 6 Trump tweet re legal team	79
20 Exh. 7 Politico article "Trump Campaign Cuts Sidney Powell from President's Legal Team"	98
21 Exh. 8 Powell text message re Restore the Republic PAC	--
22 Exh. 9 Powell tweet re adjudication	--
23 Exh. 10 Defendants Sidney Powell & Sidney Powell P.C. Privilege Log in Response to Plaintiff's Request for Production to Defendants	127
24	
25	

Page 4

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Also Present:  
Dennis Clayton, Videographer  
Rebecca M. Dominguez, Veritext Case Manager

Page 3

1 I N E X (Continued)

	PAGE
2 DEPOSITION EXHIBITS	PAGE
3 Exh. 11 Powell tweet re adjudication	128
4 Exh. 12 Video entitled "Eric Coomer Explains How to Alter Votes in the Dominion System"	129
5 Exh. 13 Powell tweet re contradictions	131
6 Exh. 14 Coomer contradictions video by DefendingTheRepublic.org	132
7	
8	
9	
10	
11	
12	
13	
14	
15	
16	
17	
18	
19	
20	
21	
22	
23	
24	
25	

Page 5

1                    P R O C E E D I N G S  
2                    \* \* \* \* \*  
3                    THE VIDEOGRAPHER: Good morning. We are going  
4 on the record at 9:09 a.m. Mountain Time, on  
5 July 20, 2021.  
6                    Please note that microphones are sensitive and  
7 may pick up whispering, private conversations, and  
8 cellular interference. Please turn off all cell phones or  
9 place them away from the microphones, as they can  
10 interfere with the deposition audio.  
11                    Audio- and video-recording will continue to take  
12 place unless all parties agree to go off the record.  
13                    This is Media Unit Number 1 of the recorded  
14 video deposition of Sidney Powell, taken by counsel for  
15 the plaintiffs in the matter of Eric Coomer, Ph.D. v.  
16 Donald J. Trump for President, Inc. et al., filed in the  
17 District Court, Denver County, State of Colorado,  
18 Case Number 2020CV034319.  
19                    Please note this deposition is being held  
20 remotely with all parties at various locations. My name  
21 is Dennis Clayton, from the firm Myers Legal Video, and I  
22 am the videographer. The court reporter today is Sara  
23 Stueve, from the firm Veritext Legal Solutions. I am not  
24 related to any party in this action, nor am I financially  
25 interested in the outcome.

Page 6

1                    All appearances for counsel and everyone  
2 appearing remotely will be noted on the transcript for the  
3 record. If there are any objections to the proceedings,  
4 please state them at the time of your appearance,  
5 beginning with the noticing attorney, which we're waiving.  
6                    So the reporter has a brief statement and will  
7 swear in the witness.  
8                    THE REPORTER: Thank you, Dennis.  
9                    The attorneys participating in this deposition  
10 acknowledge that I am not physically present in the  
11 deposition room and that I will be reporting this  
12 deposition remotely. They further acknowledge that, in  
13 lieu of an oath administered in person, the witness will  
14 verbally declare her testimony in this matter is given  
15 under penalty of perjury.  
16                    The parties and their counsel consent to this  
17 arrangement and waive any objections to this manner of  
18 reporting.  
19                    Typically, I would ask counsel to indicate their  
20 agreement by stating your name and agreement on the  
21 record. However, because there are so many attorneys, I  
22 will simply ask if there are any objections to this manner  
23 of reporting.  
24                    Hearing none, I will go ahead and swear you in,  
25 Ms. Powell. If you would raise your right hand, please.

Page 7

1                    SIDNEY POWELL,  
2 having been first duly sworn to state the whole truth,  
3 testified as follows:  
4                    THE REPORTER: You may proceed, Counsel.  
5                    DIRECT EXAMINATION  
6 BY MR. SKARNULIS:  
7                    Q. Good morning, Ms. Powell. My name is  
8 Steve Skarnulis. I'm here on behalf of the plaintiff,  
9 Eric Coomer. And I note that you are here today to appear  
10 individually and as a representative of your law firm,  
11 Sidney Powell, P.C.; isn't that right?  
12                    A. Yes.  
13                    Q. I will try to make it clear when I'll have  
14 questions that are specific to the law firm, but generally  
15 I think the questions will be about what your personal  
16 knowledge is. But if you have any questions, please feel  
17 free to ask me; is that okay?  
18                    A. Yes. Thank you.  
19                    Q. And since we're doing a Zoom proceeding, I'd ask  
20 if we can agree that you will refrain from communicating  
21 with others about the deposition by text or email or other  
22 electronic device during this -- I see your hands. I  
23 assume we can agree on that; right?  
24                    A. Yes. I have nothing in my hands.  
25                    Q. Okay. Now, let me start with kind of a basic

Page 8

1 question to this lawsuit. Do you contend that Eric Coomer  
2 influenced the outcome of the 2020 presidential election?  
3                    A. All our contentions about Mr. Coomer are in the  
4 complaint, the complaints that have been filed and the  
5 lawsuits that we filed based on the information we had at  
6 the time.  
7                    Q. Okay. And I appreciate that, and we'll talk a  
8 little bit about those complaints, I'm sure.  
9                    My question here is a little different. Are you  
10 going to -- you understand as a lawyer, the truth is a  
11 defense to a defamation claim; right?  
12                    A. Yes.  
13                    Q. Are you going to contend to our judge and our  
14 jury in this case that the allegations you've made about  
15 Dr. Coomer, that are referenced in our -- in our  
16 complaint, are actually true?  
17                    MR. QUEENAN: Object to form.  
18                    MR. REAGOR: Steve, I want to let you keep going  
19 here. I just want to -- we -- we were off the record, and  
20 Mr. Queenan raised this.  
21                    I understand there's a stipulation that any  
22 objection by one defendant will be an objection for all  
23 defendants, and me and the other defendants or the parties  
24 need not join in that objection. Is that our  
25 understanding?

Page 9

1 MR. SKARNULIS: That is our agreement.  
 2 MR. REAGOR: Thank you, sir.  
 3 Q. (By Mr. Skarnulis) Okay. Ms. Powell, you may  
 4 answer.  
 5 A. Would you repeat the question, please?  
 6 Q. Are you going to contend in this lawsuit that  
 7 the allegations you've made about Dr. Coomer that are  
 8 referenced in the complaint are actually true?  
 9 MR. ARRINGTON: Object to form.  
 10 Q. (By Mr. Skarnulis) You may answer.  
 11 A. Yes. We are going to defend on the basis of  
 12 actual truth of the allegations that I made against  
 13 Dr. Coomer, yes.  
 14 Q. What do you contend that Dr. Coomer did to  
 15 influence the outcome of the 2020 presidential election?  
 16 A. We had evidence, largely from Mr. Oltmann and  
 17 Mr. Oltmann's affidavit and his interview with  
 18 Michelle Malkin, that Dr. Coomer had made certain  
 19 admissions in a telephone conversation or a Zoom meeting.  
 20 I'm not sure which it was. And those allegations are what  
 21 we based our lawsuit on.  
 22 Q. Okay. You said "largely from Mr. Oltmann." Are  
 23 there other sources that you rely on in your allegations  
 24 against Dr. Coomer?  
 25 A. Well, there were various expert reports. There  
 Page 10

1 was the manual of Dominion itself. But, essentially, I  
 2 would have to refer you to what we stated in our lawsuits.  
 3 Q. Okay. What is it specifically that you contend  
 4 Eric Coomer did that influenced the outcome of the  
 5 election?  
 6 A. I don't have a lot of specific knowledge about  
 7 what Mr. Coomer personally did. That would be the purpose  
 8 of discovery in any proceeding that we filed, and we never  
 9 got discovery in any proceeding that we filed.  
 10 Q. Okay. Where do you contend that Dr. Coomer  
 11 influenced the outcome of the 2020 presidential election?  
 12 A. Well, Mr. Coomer holds patents on a number of  
 13 processes and, according to Mr. Oltmann's affidavit,  
 14 indicated that he had done something to make the election  
 15 result favorable for Joe Biden and against  
 16 President Trump.  
 17 So, again, we would have to have discovery  
 18 and -- to determine the exact manner and means that  
 19 Dr. Coomer used to do whatever he did.  
 20 Q. So do you have any specific knowledge of a  
 21 single vote that Dr. Coomer allegedly changed?  
 22 A. Again, I would have to refer you to the  
 23 allegations we made in our complaint and the exhibit and  
 24 affidavit of Mr. Oltmann and his interview with  
 25 Michelle Malkin and Dominion's own manual of what its  
 Page 11

1 machines are capable of doing.  
 2 Q. So as you sit here today, you have no evidence  
 3 that Dr. Coomer, in any way, changed the outcome of the  
 4 2020 presidential election; right?  
 5 MR. ARRINGTON: Object to form. And foundation.  
 6 A. As I sit here today, I have no knowledge of the  
 7 entire role of Dr. Coomer. We have knowledge of  
 8 certain -- certain aspects of his involvement, but I can't  
 9 say he flipped a switch himself.  
 10 Q. (By Mr. Skarnulis) You mentioned "certain  
 11 aspects of his involvement." Other than Joe Oltmann's  
 12 affidavit and the contentions in the complaints you  
 13 referenced that you filed and the Dominion manual, what  
 14 other aspects of Dr. Coomer's involvement in the 2020  
 15 presidential election do you have?  
 16 A. As I sit here right now, I can't think of  
 17 anything else. But that doesn't mean there isn't more.  
 18 Q. When did Dr. Coomer take action to influence the  
 19 outcome of the 2020 presidential election?  
 20 A. I don't know. We would like to take his  
 21 deposition to find that out.  
 22 Q. Did Dr. Coomer only influence the outcome of the  
 23 presidential election, or did he have an influence in  
 24 down-ballot elections?  
 25 A. I don't know. We would like to take his  
 Page 12

1 deposition to find that out.  
 2 Q. So you don't know whether Dr. Coomer possibly  
 3 also had an influence on the outcome of the Senate race --  
 4 MR. ARRINGTON: Object to form.  
 5 Q. (By Mr. Skarnulis) -- right?  
 6 A. I don't know the extent or the duration of  
 7 Dr. Coomer's involvement in any kind of vote manipulation  
 8 or work for Dominion.  
 9 Q. Wouldn't it make sense that if Dr. Coomer was  
 10 going to change the outcome of the 2020 election to allow  
 11 Joe Biden to win, that he could also change the outcome of  
 12 the Senate and congressional races where democratic  
 13 candidates actually lost seats?  
 14 MR. ARRINGTON: Object to form and foundation.  
 15 A. I have made very few comments about Dr. Coomer.  
 16 He was essentially a gnat in the tsunami of information  
 17 that was being thrown at me.  
 18 The allegations we made against Dr. Coomer are  
 19 stated in the complaint and in our complaints and multiple  
 20 lawsuits based on the information that we received from  
 21 Mr. Oltmann and his interview with Michelle Malkin.  
 22 Q. (By Mr. Skarnulis) As a gnat, what was  
 23 Dr. Coomer's role in the various people and entities who  
 24 affected the outcome of the 2020 presidential election as  
 25 you understand it?  
 Page 13

1 MR. ARRINGTON: Object to form and foundation.  
2 A. Yes. We would have to take Dr. Coomer's  
3 deposition and the depositions of others to find out his  
4 full role in the 2020 election or any other part of it.  
5 Q. (By Mr. Skarnulis) Did Dr. Coomer have a role  
6 in influencing in Maricopa County, Arizona?  
7 A. I don't know.  
8 Q. Did Dr. Coomer, as you understand, have an  
9 outcome in -- or have an influence in the outcome of the  
10 vote in Fulton County, Georgia?  
11 MR. ARRINGTON: Object to form and foundation.  
12 A. I don't know the extent of Dr. Coomer's role in  
13 doing anything for Dominion.  
14 Q. (By Mr. Skarnulis) Okay. And you don't know  
15 whether Dr. Coomer also had some involvement in  
16 influencing the outcome of the vote in Douglas County,  
17 Colorado; right?  
18 MR. ARRINGTON: Object to form.  
19 A. I don't know. But I would love to take  
20 Dr. Coomer's deposition.  
21 Q. (By Mr. Skarnulis) Have you asked Joe Oltmann  
22 about the methods that Dr. Coomer allegedly used to  
23 influence the outcome of the election?  
24 A. No.  
25 Q. Why not?

Page 14

1 A. At least not that I recall.  
2 Q. Okay.  
3 MR. ARRINGTON: Excuse me. Ms. -- Ms. Hall,  
4 would you mute, please? Ms. Hall?  
5 Would the host --  
6 MS. HALL: Yes.  
7 MR. ARRINGTON: Okay. Would you mute, please?  
8 MS. HALL: Yeah. I apologize. I thought I was  
9 on mute. One second.  
10 Q. (By Mr. Skarnulis) All right. Ms. Powell, how  
11 did you first learn of the allegations you've made against  
12 Dr. Coomer?  
13 A. My recollection is that I heard of the  
14 Michelle Malkin interview and an affidavit from -- from  
15 Mr. Oltmann.  
16 Q. Okay. And that was the Michelle Malkin  
17 interview on her show with Joe Oltmann; is that right?  
18 A. That's my recollection.  
19 MR. QUEENAN: Object to form.  
20 Q. (By Mr. Skarnulis) Had you ever heard of  
21 Eric Coomer prior to that?  
22 A. Not that I recall.  
23 Q. You don't know Dr. Coomer, do you?  
24 A. No, I don't.  
25 Q. Okay. What -- did you watch Michelle Malkin's

Page 15

1 interview with Mr. Oltmann?  
2 A. I did.  
3 Q. Okay.  
4 MR. QUEENAN: Object to form.  
5 Q. (By Mr. Skarnulis) Had somebody told you about  
6 Michelle Malkin's interview with Joe Oltmann?  
7 A. I believe someone did.  
8 MR. QUEENAN: Object to form.  
9 Q. (By Mr. Skarnulis) Do you know who that was?  
10 A. I don't recall.  
11 Q. Okay. At the time you heard about the  
12 Michelle Malkin interview with Joe Oltmann, were you  
13 working on efforts to challenge the outcome of the 2020  
14 presidential election?  
15 A. We were collecting information that was being  
16 thrown at us and analyzing and assessing it as best we  
17 could and trying to determine what happened as we worked  
18 to prepare whatever lawsuits might be appropriate as a  
19 result of the evidence we collected.  
20 Q. When you say "we," who was -- who was --  
21 MR. QUEENAN: Object to form, Steven. The basis  
22 of my objection is you keep using "interview" singular,  
23 and I just want to be sure we're talking about -- which  
24 interview we're talking about, because there's two.  
25 MR. SKARNULIS: Okay. That's -- that's fair

Page 16

1 enough.  
2 Q. (By Mr. Skarnulis) And there were two  
3 interviews. I believe it was the one on November -- well,  
4 let me see.  
5 MR. QUEENAN: The easiest way to think of it is  
6 YouTube is the first, and then Sovereign Nation is the  
7 second.  
8 MR. SKARNULIS: That's right. And that's fair.  
9 And I believe YouTube was November 13th. And then there  
10 was a subsequent one November 14th.  
11 Q. (By Mr. Skarnulis) So there were two interviews  
12 that Michelle Malkin had with Joe Oltmann in those two  
13 days. Do you recall whether you saw both of them?  
14 MR. QUEENAN: And I would object, because I  
15 don't think that accurately reflects (audio distortion).  
16 MR. ARRINGTON: Object to form, yes.  
17 Go ahead and answer if you can.  
18 MR. SKARNULIS: And, actually, I take that back.  
19 I'm -- I'm getting corrected. It's November 13th was her  
20 YouTube interview with Joe Oltmann. November 28th, there  
21 was a subsequent interview on Newsmax with Joe Oltmann.  
22 Q. (By Mr. Skarnulis) So do you recall whether it  
23 was the November 13th YouTube show of Michelle Malkin that  
24 you saw, Ms. Powell?  
25 A. I don't recall that there were --

Page 17

1 MR. ARRINGTON: Excuse me. Object to form and  
2 foundation.  
3 Please go ahead and answer.  
4 A. I don't remember knowing that there were two  
5 interviews. To the best of my recollection as I sit here  
6 right now, the one that I saw was the YouTube video.  
7 Q. (By Mr. Skarnulis) Okay. And I'm going to --  
8 I'm going to introduce the exhibit, but I'll use screen  
9 share to show it to you in just a second here.  
10 Okay. Hopefully, this gets to be a little more  
11 seamless as we go on.  
12 (Plaintiff's Exhibit Number 1 was introduced.)  
13 Q. (By Mr. Skarnulis) Can you see the text message  
14 that is Exhibit 1?  
15 MR. QUEENAN: Steve, we see a time sheet.  
16 A. Yeah, I only see a time sheet.  
17 Q. (By Mr. Skarnulis) This is the frustration I  
18 have with Zoom depositions.  
19 How about that?  
20 A. Okay. Yes. I can see that.  
21 Q. Okay. I'm showing you what I marked as  
22 Exhibit 1 to this deposition. And it is a text message  
23 from someone named Lauren. And I'll represent to you that  
24 this comes from production from Michelle Malkin.  
25 And it says, "Hey, Michelle. It's Lauren,

Page 18

1 previously from Hannity Radio. I am working with  
2 Sidney Powell and Don Brown, Clint Lorange's attorney."  
3 Do you see that?  
4 A. Yes.  
5 Q. Do you know who Lauren would be?  
6 MR. ARRINGTON: Object to form.  
7 A. I know a -- well, I've never met her, but during  
8 this time, I probably spoke or texted a few times with  
9 Lauren, whose last name I don't remember right now. But,  
10 yes, I know she previously worked with Hannity.  
11 Q. (By Mr. Skarnulis) If I said Lauren Scirocco,  
12 does that ring a bell to you?  
13 A. No.  
14 Q. How about Lauren McLaughlin, her maiden name?  
15 A. Yes.  
16 Q. Okay. And you recall that you had some  
17 communications with Lauren McLaughlin around this time?  
18 A. Yes. She was working on an investigation.  
19 Q. Okay. Was she -- is she correct here where she  
20 says, "I am working with Sidney Powell," with you?  
21 A. Well, she was certainly communicating with us.  
22 Q. Do you have -- you mentioned possible text  
23 messages with Lauren McLaughlin. Do you still have the  
24 same phone you had then?  
25 A. Yes.

Page 19

1 Q. Are you able to retrieve those text messages?  
2 A. We retrieved a number of text messages.  
3 Q. Okay. Are you able to retrieve text messages  
4 with Lauren Scirocco around the mid-November time range?  
5 MR. ARRINGTON: Object to form.  
6 Go ahead.  
7 A. We have produced a number of text messages, and  
8 we have asserted privilege with respect to a number of  
9 messages.  
10 Q. (By Mr. Skarnulis) Okay. But my question is,  
11 you're able to access, for example, a text message you had  
12 in that mid-November range with Lauren McLaughlin; right?  
13 A. Yes.  
14 Q. Okay. And she mentions Don Brown. Were you  
15 working with Don Brown around that time frame?  
16 A. He was one of the attorneys that was assisting.  
17 Q. Okay. Who were the attorneys who were assisting  
18 with the investigation in mid-November?  
19 MR. ARRINGTON: Object to form.  
20 A. There were attorneys all over the country that  
21 were collecting information and forwarding it to a number  
22 of us. I couldn't begin to tell you the names of all of  
23 them. Many of them, I -- I don't know at all.  
24 Q. (By Mr. Skarnulis) There was no formal  
25 structure to the sharing of information?

Page 20

1 A. No. It was flooding in.  
2 Q. Okay. Were you in a lead role, as you  
3 understood it?  
4 MR. ARRINGTON: Object to form.  
5 A. I was looking at evidence myself, as much as I  
6 could, to determine which way I and the group of people  
7 that were working most closely with me thought any  
8 litigation should go. And we proceeded according to the  
9 evidence.  
10 Q. (By Mr. Skarnulis) Okay. Were you working with  
11 Rudy Giuliani at that time?  
12 MR. ARRINGTON: Object to form.  
13 A. Yes and no.  
14 Q. (By Mr. Skarnulis) What do you mean "Yes and  
15 no"?  
16 A. Well, we were essentially aligned in trying to  
17 determine what went on with the election. But I had -- I  
18 was pursuing my own path in looking for the evidence of  
19 fraud that had obviously occurred.  
20 Q. You say "had obviously occurred." What made it  
21 obvious to you at that time?  
22 A. Mathematical and statistical impossibilities,  
23 the things experts were telling me and showing me, what I  
24 saw with my own eyes, common sense, and a prosecutor's  
25 nose for what's not right.

Page 21

1 Q. Okay. Other than mathematical and statistical  
2 evidence, what other evidence was there to you that made  
3 it obvious that something had gone wrong with the 2020  
4 presidential election?  
5 A. Well, I'd have to refer you to the 970 pages of  
6 affidavits we filed with our complaints.  
7 Q. Those affidavits -- none of your complaints  
8 survived motions to dismiss; is that right?  
9 A. That's correct. We have never had a trial or an  
10 evidentiary hearing at which any of our witnesses could  
11 testify.  
12 Q. And, in fact, in Michigan, there was recently a  
13 hearing on a motion for sanctions based on the pleadings  
14 and the evidence filed there; is that right?  
15 MR. ARRINGTON: Object to form and foundation.  
16 You can answer.  
17 A. Like I -- like I said, we've never had a chance  
18 to produce actual witnesses to testify to the things they  
19 swore to under perjury -- penalty of perjury and the  
20 multiple affidavits and expert reports that we filed.  
21 Q. (By Mr. Skarnulis) And you've had, in at least  
22 two of the cases, motions for sanctions filed against you;  
23 right?  
24 A. Oh, yes.  
25 Q. And there was a hearing just last week on one in

Page 22

1 Michigan; right?  
2 A. That's correct.  
3 Q. Okay. Going back to Exhibit 1, Ms. McLaughlin  
4 writes, "We saw your interview with Joe Oltmann.  
5 Absolutely incredible."  
6 Did you find Michelle Malkin's interview with  
7 Joe Oltmann on November 13th on the YouTube video to be  
8 absolutely incredible?  
9 MR. ARRINGTON: Object to form.  
10 A. Obviously, those words in that text message are  
11 used -- are meant to mean astonishing, very concerning,  
12 not unbelievable.  
13 Q. (By Mr. Skarnulis) Okay. Is Lauren -- is she  
14 an attorney?  
15 A. I don't know.  
16 Q. What was her relationship to you at that point?  
17 Would you have considered her an agent of you or your law  
18 firm?  
19 A. I would have considered her one of the people  
20 that was trying to help by sending us information and part  
21 of the citizen cadre, I guess, of people who were  
22 collecting information to forward to all the lawyers.  
23 Q. So who was -- as you understand it, who was  
24 Lauren working for at that time?  
25 MR. ARRINGTON: Object to form. Foundation.

Page 23

1 A. In terms of her immediate supervisor or -- I  
2 don't know.  
3 Q. (By Mr. Skarnulis) Okay. Do you consider your  
4 communications with Lauren to be subject to a privilege?  
5 MR. ARRINGTON: Object to form.  
6 Q. (By Mr. Skarnulis) You can answer.  
7 A. My attorneys evaluated the situation and  
8 prepared the privilege log.  
9 Q. Okay. And that's not -- that's not my question.  
10 Do you consider that you had a privileged  
11 relationship of some sort with Lauren?  
12 A. I believe we had a work product-privileged  
13 relationship with many people that were working with us to  
14 find the truth.  
15 Q. Okay. And I'm -- I've scrolled down to the  
16 third page of this text message, and Lauren writes,  
17 "They'd like to get a signed affidavit from Joe about  
18 Coomer and use his info in their federal complaint."  
19 Do you see that?  
20 A. I do.  
21 Q. Was that correct? Did you want an affidavit  
22 from Mr. Oltmann?  
23 MR. ARRINGTON: Object to form. Foundation.  
24 A. Yes. We would have liked an affidavit from  
25 Mr. Oltmann. And, in fact, he gave one.

Page 24

1 Q. (By Mr. Skarnulis) And you're an attorney;  
2 right?  
3 A. Yes.  
4 Q. And you understand that affidavits have to be  
5 proper evidence; right?  
6 MR. ARRINGTON: Object to form.  
7 A. Yes. I'm not sure what you mean by that. I'm  
8 an -- I'm an appellate lawyer, so my perspective on  
9 discovery and litigation is -- is not broad.  
10 Q. (By Mr. Skarnulis) Okay. Well, in asking for  
11 an affidavit -- you're a former federal prosecutor; is  
12 that right?  
13 A. Yes.  
14 Q. And you've used affidavits in your -- in your  
15 prior work as a prosecutor; right?  
16 A. Yes.  
17 Q. You've probably used them in a number of  
18 contexts; right?  
19 A. Primarily to get search warrants.  
20 Q. And -- and they're often used to get search  
21 warrants; right?  
22 A. Yes.  
23 Q. And in submitting an affidavit to get a search  
24 warrant, it's important as a prosecutor that you verify  
25 the evidence that you're providing in that affidavit;

Page 25



1 right?  
 2 MR. ARRINGTON: Object to form.  
 3 A. Make it -- we always try to make sure the  
 4 witness is fully informed as to the penalty of perjury and  
 5 is giving us information that is, preferably, firsthand  
 6 and to the best of his knowledge.  
 7 Q. (By Mr. Skarnulis) Did you assess the  
 8 credibility of Joe Oltmann prior to asking for an  
 9 affidavit?  
 10 MR. ARRINGTON: Object to form. Foundation.  
 11 A. I watched the video with Michelle Malkin.  
 12 Q. (By Mr. Skarnulis) Other than that, did you do  
 13 any research into who Mr. Oltmann was?  
 14 A. I don't recall.  
 15 Q. Had you heard of him before seeing the  
 16 Michelle Malkin YouTube video?  
 17 A. Not that I recall.  
 18 Q. Did you know anything about what he did for a  
 19 living at that point?  
 20 A. Not that I recall.  
 21 Q. Did you have anyone look into Mr. Oltmann and  
 22 his background?  
 23 A. Not --  
 24 MR. ARRINGTON: Object to form.  
 25 Go ahead.

Page 26

1 A. Not that I recall as I sit here now.  
 2 Q. (By Mr. Skarnulis) Did you ask him for evidence  
 3 other than an affidavit?  
 4 A. Not that I recall.  
 5 Q. I'm scrolling down here on Exhibit 1, and it  
 6 says, "Is there any way you can put us in touch?" That's  
 7 from Lauren. And then this text does not come through  
 8 well on the fifth page here on Exhibit 1. I guess -- I'm  
 9 assuming that there's the word "connect" you with Joe  
 10 ASAP.  
 11 Would you agree with me that's probably what the  
 12 word was that's cut off there?  
 13 A. Yes.  
 14 MR. ARRINGTON: Object to form.  
 15 Q. (By Mr. Skarnulis) And I'll email you one of  
 16 his zip files. He has tons of screenshots and documents.  
 17 Do you see that?  
 18 A. I do.  
 19 Q. Did you ever receive screenshots and documents  
 20 from Joe Oltmann?  
 21 A. I believe we received a -- a massive file of  
 22 screenshots and documents from Mr. Oltmann. But I don't  
 23 think I reviewed them myself.  
 24 Q. Okay. When you say "we," who -- who are you  
 25 referring to?

Page 27

1 A. Any members of our team, including Lauren, that  
 2 were trying to collect evidence.  
 3 Q. Okay. And do you know whether the screenshots  
 4 and documents that Mr. Oltmann sent were sent to you or --  
 5 or your law firm directly?  
 6 A. I don't.  
 7 Q. Are you still in possession of the documents  
 8 from Mr. Oltmann?  
 9 A. Well, I don't remember getting them directly  
 10 from Mr. Oltmann in the first place, so I'm not sure about  
 11 the answer to that, either. But anything that was sent to  
 12 me should still be available.  
 13 Q. Okay. Do you recall seeing screenshots and  
 14 documents that you understood to be from Joe Oltmann?  
 15 A. I have a vague recollection of a few screenshots  
 16 and documents. I believe some screenshots were attached  
 17 to his affidavit. My recollection of it all is very  
 18 general.  
 19 Q. Okay. Let me make sure I introduced that  
 20 exhibit. There you go.  
 21 Okay. I'm going to show you another exhibit  
 22 now, since we've been discussing it.  
 23 (Plaintiff's Exhibit Number 2 was introduced.)  
 24 Q. (By Mr. Skarnulis) Okay. Ms. Powell, I'm  
 25 showing you what is marked as Plaintiff's Exhibit 2. Do

Page 28

1 you recognize this?  
 2 A. I believe it's Mr. Oltmann's affidavit.  
 3 Q. (By Mr. Skarnulis) And I -- I can scroll through  
 4 for you.  
 5 A. Is there a way to make the text bigger? Excuse  
 6 me. I'm reminded of George Washington saying he's gone  
 7 gray and blind in the service of his country.  
 8 Q. How's that?  
 9 A. Much better. Thank you. Yeah.  
 10 Q. Okay. This appears to be Mr. Oltmann's  
 11 affidavit?  
 12 A. Yes.  
 13 Q. Okay. And you know who wrote this -- who  
 14 actually typed up this affidavit?  
 15 A. I do not.  
 16 Q. You didn't, I take it?  
 17 A. No, I didn't.  
 18 Q. Okay. And when did you -- when do you recall  
 19 first seeing this affidavit?  
 20 A. I don't have a specific recollection of when I  
 21 first saw it.  
 22 Q. Okay. And I'll note that where the notary  
 23 public has signed a jurat, it's dated, it appears to me,  
 24 to be the 13th day of November 2020. Is that what you  
 25 understand it to be?

Page 29

1 A. Yes.  
2 Q. Do you know who provided this affidavit to you?  
3 A. I believe it came to me from Jenna Ellis. But,  
4 I mean, that's -- that's my recollection.  
5 Q. Okay. And do you know whether Jenna Ellis wrote  
6 this affidavit?  
7 A. I do not know.  
8 Q. Okay. When you got this affidavit, did you  
9 review it carefully?  
10 A. I don't recall right now.  
11 Q. At the time you got the affidavit, were you  
12 intending to use it in subsequent litigation?  
13 A. Yes, if it was appropriate to do so, depending  
14 on what we were filing.  
15 Q. What -- what were you looking for as far as  
16 what -- what would make it appropriate to use in a  
17 subsequent lawsuit?  
18 A. I was looking for the truth of what happened in  
19 the election that rendered it clearly fraudulent. I mean,  
20 it had to be a lot of things. It seemed to me like it was  
21 going to be a lot of different things. So we were simply  
22 collecting evidence and trying to understand what  
23 happened.  
24 Q. Okay. Before using Joe Oltmann's affidavit in  
25 subsequent lawsuits, did you assess the credibility of

Page 30

1 Mr. Oltmann's affidavit?  
2 A. To the best of my ability to do so.  
3 Q. Okay. What about Mr. Oltmann's affidavit as --  
4 as you sit here today do you recall made it credible to  
5 you?  
6 A. Well, he swore to it under penalty of perjury.  
7 Q. Okay. Anything else?  
8 A. He recited information from his personal  
9 knowledge and participation in a phone call, I believe.  
10 Q. Okay. You said "in a phone call." Did you have  
11 a phone call with Mr. Oltmann about his affidavit?  
12 A. I believe that I did. I talked to so many  
13 people, my recollection of it is not specific at all. But  
14 I believe that I did.  
15 Q. You mentioned earlier a massive conspiracy. Did  
16 you consider what Mr. Oltmann was describing in his  
17 affidavit to be a piece of that massive conspiracy?  
18 MR. ARRINGTON: Object to form.  
19 A. I considered Mr. Oltmann's affidavit to be  
20 evidence that I felt a court of law would want to know.  
21 Q. (By Mr. Skarnulis) Okay.  
22 All right. Here in -- on Exhibit 2, in the  
23 third paragraph, it says, "I'm the CEO of a tech company  
24 based just outside of Denver, Colorado. I'm also the  
25 founder of an organization called FEC United."

Page 31

1 Do you see that?  
2 A. I do.  
3 Q. Do you know what Mr. Oltmann's tech company  
4 does?  
5 A. I have no recollection.  
6 Q. What is FEC United?  
7 A. I have no recollection.  
8 Q. Did you ask Mr. Oltmann about FEC United and  
9 what it is?  
10 A. I don't remember anything specific about my  
11 phone call with Mr. Oltmann.  
12 Q. Okay. "through this organization FEC" -- this  
13 is in the fourth paragraph -- "I became a target of  
14 journalists who began to slander both me and my  
15 organization."  
16 Do you see that?  
17 A. I do.  
18 Q. Did you -- did you look up anything about  
19 FEC United or -- or Joe Oltmann's tech company?  
20 A. I have no recollection.  
21 Q. Okay. Mr. Oltmann writes that I -- he became a  
22 target of journalists. Did you Google Mr. Oltmann to find  
23 articles written about him by journalists?  
24 A. I have no recollection. I was not the person  
25 working with Mr. Oltmann to prepare his affidavit, to the

Page 32

1 best of my recollection.  
2 Q. Okay. Was that Jenna Ellis again?  
3 A. That's my understanding. But she would be  
4 better equipped to answer that than I am.  
5 Q. Prior to your reliance on Mr. Oltmann's  
6 affidavit, were you aware of his concerns regarding  
7 Antifa?  
8 A. No.  
9 MR. ARRINGTON: And could -- well, object to  
10 form on that.  
11 Go ahead.  
12 A. Yeah, I wasn't even aware of Mr. Oltmann.  
13 Q. (By Mr. Skarnulis) Okay. But I'm talking about  
14 when you -- when you ultimately determined I'm going to  
15 rely on -- this is -- this is the evidence I'm going to  
16 rely on for this piece of the lawsuit I'm going to file,  
17 were you aware that Joe Oltmann had very publicly voiced  
18 his concerns about Antifa?  
19 MR. ARRINGTON: Object to form.  
20 Go ahead.  
21 A. I don't recall.  
22 Q. (By Mr. Skarnulis) Did you know Joe Oltmann had  
23 an almost daily conservative podcast on YouTube?  
24 MR. ARRINGTON: Object to form.  
25 A. I didn't know anything about Mr. Oltmann except

Page 33

1 for what is in his affidavit.  
 2 Q. (By Mr. Skarnulis) Have ever seen Mr. Oltmann's  
 3 conservative daily podcast?  
 4 A. Not that I recall.  
 5 Q. Okay. At the bottom of Exhibit 2, the  
 6 affidavit, in the last paragraph, Mr. Oltmann writes,  
 7 "Then I honed in among other conversations key actors in  
 8 the organization who worked for local and state news  
 9 publications. One such person of interest was  
 10 \_\_\_\_\_, identified leader of Our Revolution in  
 11 El Paso County and Antifa leader of the same area."  
 12 Do you see that?  
 13 A. I do.  
 14 Q. Have you ever asked Ms. Beedle whether the  
 15 allegations made by Mr. Oltmann in his affidavit are  
 16 correct?  
 17 A. I have not spoken with Ms. Beedle, to my  
 18 knowledge.  
 19 Q. Do you know whether she is identified as a  
 20 leader of Our Revolution in El Paso County?  
 21 A. I do not know anything about Ms. Beedle.  
 22 Q. Do you know -- okay. So you don't know whether  
 23 she's associated or is somehow a leader with Antifa;  
 24 right?  
 25 A. I don't know what Ms. Beedle would claim about  
 Page 34

1 anything. I have not spoken with Ms. Beedle.  
 2 Q. Wouldn't it be important to verify Mr. Oltmann's  
 3 affidavit by talking to persons mentioned by him, like  
 4 Ms. Beedle?  
 5 MR. ARRINGTON: Object to form. Foundation.  
 6 Go ahead.  
 7 A. A trial or an evidentiary hearing is the  
 8 crucible in which different assertions are tested.  
 9 Drafting an affidavit or using an affidavit stands for  
 10 what it says in the affidavit. It's not a trial.  
 11 Q. (By Mr. Skarnulis) Okay. So that is why you  
 12 did not attempt to contact Ms. Beedle to ask her whether  
 13 this was true?  
 14 A. There were countless reasons why I wouldn't have  
 15 contacted Ms. Beedle. I wasn't the person contacting  
 16 witnesses.  
 17 Q. Okay. Who was?  
 18 A. There were any number of people out and around  
 19 trying to collect evidence.  
 20 Q. Okay.  
 21 A. That included the affidavits of people who  
 22 wanted to give affidavits, to their knowledge, of their  
 23 concerns.  
 24 Q. Were you willing to accept as credible evidence  
 25 an affidavit from anyone willing to be such a witness?  
 Page 35

1 A. We were accepting statements by people under --  
 2 sworn to under penalty of perjury reflecting information  
 3 that they had personal knowledge of and were willing to  
 4 put in that form.  
 5 And then we evaluated it and independently  
 6 assessed it as best we could in the time allotted, based  
 7 on the facts that we had and corroboration of things from  
 8 other places as well. I mean, it was putting pieces of a  
 9 50,000-piece jigsaw puzzle together, essentially.  
 10 MR. SKARNULIS: Objection. Nonresponsive.  
 11 Q. (By Mr. Skarnulis) What did you do to  
 12 corroborate the information in this affidavit?  
 13 MR. QUEENAN: Object to form.  
 14 A. Well, first of all, I wasn't the individual that  
 15 was assessing the validity, really, of any of the  
 16 affidavits that were coming in unless something jumped out  
 17 as me -- jumped out at me as I read it as completely wrong  
 18 or false or unreliable. And there was none of that in  
 19 Mr. Oltmann's affidavit.  
 20 I don't know what Mr. Oltmann knows. None of us  
 21 do. Hopefully, we'll get a deposition of Mr. Oltmann at  
 22 some point, too, and can flesh that out more.  
 23 But we -- again, we collected the affidavits  
 24 to -- and ironically enough, you know, affidavits are  
 25 never attached to complaints.  
 Page 36

1 As I told the Court in Michigan the other day,  
 2 the fact that we gathered affidavits, 970 pages of them,  
 3 to support our complaints shows how seriously we took the  
 4 allegations we were making and the effort we were making  
 5 to give the Court information it needed on an issue of  
 6 national importance.  
 7 MR. SKARNULIS: Objection. Nonresponsive.  
 8 Q. (By Mr. Skarnulis) So you personally did  
 9 nothing to verify the allegations in Joe Oltmann's  
 10 affidavit, Exhibit 2; right?  
 11 MR. ARRINGTON: Object --  
 12 MR. QUEENAN: Object to form.  
 13 MR. SKARNULIS: What's the objection?  
 14 MR. QUEENAN: You can't object to your own  
 15 question.  
 16 MR. SKARNULIS: What? Let me ask the question  
 17 again.  
 18 Q. (By Mr. Skarnulis) You personally did nothing  
 19 to verify the allegations in Joe Oltmann's affidavit;  
 20 right?  
 21 MR. ARRINGTON: Object to form.  
 22 MR. SKARNULIS: What's the objection, Barry?  
 23 MR. ARRINGTON: Lacks foundation. Assumes facts  
 24 not in evidence.  
 25 Q. (By Mr. Skarnulis) Did you do anything to  
 Page 37

1 verify the allegations in Joe Oltmann's affidavit,  
 2 Ms. Powell?  
 3 A. I personally knew of the evidence or the  
 4 information in Dominion's manual. I had seen some of the  
 5 foul, vulgar, hateful text messages or Facebook posts or  
 6 social media posts by Dr. Coomer. Those were in  
 7 Dr. Coomer's own words.  
 8 And I had a team of people who were collecting  
 9 evidence and preparing affidavits. I don't believe this  
 10 is an affidavit I prepared, and I also believe that I  
 11 spoke with Mr. Oltmann about it.  
 12 I saw the video with Michelle Malkin, which I  
 13 found to be credible. And I relied on other lawyers and  
 14 people to make every effort to collect the information in  
 15 the most accurate and professional way it could be  
 16 collected for presentation to a court simply to provide  
 17 more than sufficient evidence to support our complaints  
 18 for a court to evaluate later and to proceed with  
 19 discovery, which would tell us more about it, and  
 20 depositions and interrogatories and every other means that  
 21 are available to lawyers to further vet allegations  
 22 initially made.  
 23 Q. Okay. From that, I heard that you were familiar  
 24 with the Dominion manual; right?  
 25 A. Right.

Page 38

1 Q. How does that apply to Dr. Coomer? What about  
 2 the Dominion manual makes it evident to you that  
 3 Mr. Oltmann's allegations about Dr. Coomer are true?  
 4 A. Because it was perfectly possible to use the  
 5 Dominion system to rig an election.  
 6 Q. And that's contained in the Dominion manual?  
 7 A. Yes.  
 8 Q. What does it say?  
 9 A. It describes the adjudication process that  
 10 enables an individual to take a massive amount of votes,  
 11 throw them in an adjudication file, and then assign them  
 12 however they want to assign them to a candidate or to  
 13 trash them or do whatever they want to with them.  
 14 It explains the ability to weight votes, which  
 15 is essentially to run an algorithm to shave votes, or part  
 16 of a vote, from one candidate and give it to another.  
 17 Those are the two primary things I remember  
 18 right now.  
 19 Q. Do you personally have evidence that Eric Coomer  
 20 changed votes through the adjudication process with  
 21 Dominion Voting Systems?  
 22 A. Again, I think we went through this at the  
 23 beginning. I would like to take Dr. Coomer's deposition  
 24 to find out a lot more about what Dr. Coomer did  
 25 personally with respect to this election and others.

Page 39

1 Q. Okay. You made very serious allegations about  
 2 Dr. Coomer; right?  
 3 A. That's your characterization.  
 4 Q. Okay. Do you understand the Dominion manual to  
 5 include instructions for bulk adjudication?  
 6 A. I don't recall the details of the manual as I  
 7 sit here right now. But I know that's certainly possible  
 8 from the system as it was designed.  
 9 Q. Okay. Let's -- I've -- I've kind of gotten far  
 10 afield here. Let's go back to Exhibit 2, Mr. Oltmann's  
 11 affidavit.  
 12 It says here in the second-to-last paragraph on  
 13 the first page, "On or about the week of September 27,  
 14 2020, I was able to attend an Antifa meeting which  
 15 appeared to be between Antifa members in Colorado Springs  
 16 and in Denver, Colorado."  
 17 Do you see that?  
 18 A. I do.  
 19 Q. And earlier you referenced an Antifa conference  
 20 call, which is what I've -- I've heard it described in --  
 21 in various videos with Mr. Oltmann. Is that what you  
 22 understand to have taken place?  
 23 MR. ARRINGTON: Object to form.  
 24 Go ahead.  
 25 A. I have a very vague understanding of -- of what

Page 40

1 took place. But, yes, I -- I -- my understanding at the  
 2 time was that it was some kind of conference call, like a  
 3 Zoom meeting or something.  
 4 Q. (By Mr. Skarnulis) Okay. Do you know why  
 5 Mr. Oltmann was able to infiltrate an Antifa meeting or  
 6 conference call?  
 7 MR. ARRINGTON: Object to form.  
 8 A. I have no personal knowledge of what Mr. Oltmann  
 9 did or how he did it.  
 10 Q. (By Mr. Skarnulis) Did you ask him?  
 11 A. I don't recall any specifics of my conversation  
 12 with Mr. Oltmann.  
 13 Q. Prior to seeing Mr. Oltmann's interview with  
 14 Michelle Malkin on her YouTube video, have you ever heard  
 15 of an Antifa conference call before?  
 16 A. Not that I recall.  
 17 Q. Did you Google it to see if such a thing happens  
 18 regularly?  
 19 A. I wouldn't expect that to be on Google. But,  
 20 no, I did not Google it.  
 21 Q. Okay. Did you ask Mr. Oltmann about other  
 22 Antifa calls?  
 23 A. Again, I don't recall any specifics of my  
 24 conversation with Mr. Oltmann.  
 25 Q. Okay. Do you know of -- of any -- you have no

Page 41

1 understanding of how Mr. Oltmann was able to be involved  
2 in this alleged call or meeting; right?  
3 A. Right.  
4 Q. All right. And it didn't occur to you that an  
5 Antifa conference call was an unusual event; right?  
6 MR. ARRINGTON: Object to form.  
7 A. I don't know how to characterize that.  
8 Q. (By Mr. Skarnulis) You would not agree with me  
9 that a reasonable person would consider an Antifa  
10 conference call to be something improbable?  
11 A. No, I wouldn't consider that improbable at all.  
12 Q. Why not?  
13 A. Well, because I've seen Zoom video, for one  
14 thing, of a conference call with respect to any number of  
15 government employees talking about undermining the  
16 administration. So, no, I wouldn't consider that  
17 incredible.  
18 Q. Wouldn't you consider it unlikely that  
19 Mr. Oltmann would be able to anonymously infiltrate an  
20 Antifa conference call, seeing as how he's referenced in  
21 this affidavit that he was a target of Antifa?  
22 MR. ARRINGTON: Object to form.  
23 A. I wouldn't consider that outrageous, either.  
24 Q. (By Mr. Skarnulis) Why not?  
25 A. Because any number of people infiltrate

Page 42

1 conference calls all the time. Technology today,  
2 15-year-olds can hack into anything.  
3 Q. Okay. Mr. Oltmann writes there -- or swears to  
4 this testimony on the second page of Exhibit 2 that -- he  
5 says here in the last sentence of the first paragraph,  
6 "Others to remain unnamed in this were present."  
7 Did you ask Mr. Oltmann about any other  
8 participants, other than \_\_\_\_\_, in this alleged  
9 call?  
10 A. I have no specific recollection of my  
11 conversation with Mr. Oltmann.  
12 Q. Okay. And then we see Mr. Oltmann's allegations  
13 that, I think, we're all familiar with at this point.  
14 Mr. Oltmann's affidavit says here in the middle  
15 of the page, "Eric continued with fortifying the groups  
16 and recruiting."  
17 Do you see that? Do you see that sentence  
18 there? I can, kind of, highlight it for you if that  
19 helps.  
20 A. Yes. Now I do. Thank you.  
21 Q. Okay. Do you have any idea what Mr. Oltmann  
22 means by "fortifying the groups and recruiting"?  
23 MR. ARRINGTON: Object to form.  
24 Go ahead.  
25 A. I don't know exactly what Mr. Oltmann meant by

Page 43

1 that. I took it at face value.  
2 Q. (By Mr. Skarnulis) Okay. Mr. Oltmann says  
3 here, "I would describe his tone as eccentric and  
4 boisterous." Do you see that?  
5 A. I do.  
6 Q. Have you heard Dr. Coomer speak in interviews or  
7 videos?  
8 A. I -- I believe I have seen a video of Dr. Coomer  
9 speaking, but I don't have any specific recollection of it  
10 right now.  
11 Q. Have you seen a video where Dr. Coomer had a  
12 tone that you'd describe as eccentric and boisterous?  
13 A. I don't recall.  
14 Q. Now, Mr. Oltmann, in his affidavit, said here  
15 after that sentence we just looked at, "At the time, I  
16 thought that they were so disconnected with reality that  
17 they think they can make sure Trump is not elected."  
18 You understand that Mr. Oltmann did not come out  
19 with this story regarding Dr. Coomer until sometime after  
20 the election occurred; right?  
21 MR. ARRINGTON: Object to form.  
22 A. All of the evidence we collected, as I recall,  
23 came flooding to us after the election happened.  
24 Q. (By Mr. Skarnulis) And that's not what I'm  
25 getting at.

Page 44

1 Mr. Oltmann -- his claim is that he realized  
2 that this call in September was important after the  
3 election.  
4 MR. ARRINGTON: Object to form.  
5 Q. (By Mr. Skarnulis) Are you -- are you aware of  
6 that?  
7 A. I'm aware --  
8 MR. ARRINGTON: Object to form.  
9 A. I'm aware of what Mr. Oltmann says in his  
10 affidavit, what he was willing to swear to.  
11 Q. (By Mr. Skarnulis) And are you aware that  
12 Mr. Oltmann came out with the story about Eric from  
13 Dominion after concerns about Dominion voting had begun to  
14 be expressed by a number of sources?  
15 MR. ARRINGTON: Object to form.  
16 A. I -- other than what's in his affidavit, I don't  
17 know what Mr. Oltmann said or did.  
18 Q. (By Mr. Skarnulis) Okay. Going on to page four  
19 of Exhibit 2, Mr. Oltmann's affidavit says here, "On  
20 Friday, November 6th, I received a forwarded article about  
21 Georgia irregularities on the election day."  
22 Do you see that?  
23 A. I do.  
24 Q. Were you aware of any -- of any stories about  
25 Georgia irregularities on the election day?

Page 45

1 A. There were thousands of stories about voting  
2 irregularities on election day. I don't have any specific  
3 recollection of any single one of them.  
4 Q. Okay. Was the Georgia lawsuit one of the first  
5 lawsuits you filed post-election?  
6 A. Yes, it was.  
7 Q. Now, at the time of the Georgia lawsuit, you did  
8 not have -- you did not attach an affidavit from  
9 Joe Oltmann; right?  
10 A. I don't recall.  
11 Q. Okay. And we'll -- we'll take a look at that in  
12 a little while here.  
13 Okay. So Mr. Oltmann is saying on Friday,  
14 November 6th, then, he -- if you look at this -- I guess  
15 it's the fourth sentence on this paragraph, "I immediately  
16 stopped and started to go back through my notes to find  
17 the info on Eric Coomer."  
18 Do you see that?  
19 A. I do.  
20 Q. Have you -- have you seen Joe Oltmann's notes?  
21 A. No, I haven't.  
22 Q. Did you ask him to see his notes?  
23 A. Not that I recall.  
24 Q. Okay.  
25 He says he then started to research Dominion

Page 46

1 Voting Systems. Do you see that?  
2 A. Yes.  
3 Q. Do you know what research Joe Oltmann did about  
4 Dominion Voting Systems?  
5 A. I do not.  
6 Q. You earlier referenced Dr. Coomer's social  
7 media; right?  
8 A. Yes.  
9 Q. And we'll take a look at it. But you've seen  
10 it, and it's referred to here in the last paragraph that  
11 Dr. Coomer posted a number of anti-Trump posts; right?  
12 A. Yes.  
13 Q. Were you aware that Dr. Coomer's Facebook was  
14 private?  
15 MR. ARRINGTON: Object to form.  
16 A. I have no knowledge of Dr. Coomer's Facebook  
17 other than what --  
18 Q. (By Mr. Skarnulis) Do you know what a private  
19 Facebook profile is?  
20 A. I understand the general concept.  
21 Q. What's your understanding?  
22 A. That who can access it is limited to being  
23 accepted by the person who has the Facebook profile.  
24 Q. Did you ask Mr. Oltmann how he got the posts of  
25 Eric Coomer?

Page 47

1 A. I did not.  
2 Q. Did Joe Oltmann disclose to you --  
3 A. Well, I should say I don't -- I don't have any  
4 specific recollection of that, really. I can't say I  
5 didn't ask him. I might have asked him, but I don't think  
6 so. I don't have any specific recollection of my  
7 conversation with Mr. Oltmann.  
8 Q. Did you -- did you ask him how he -- how he got  
9 the social media post?  
10 A. No. I would imagine that I assumed they were  
11 public.  
12 Q. Do you know how many followers or friends,  
13 Facebook friends, Dr. Coomer had?  
14 A. I have no idea.  
15 MR. SKARNULIS: Okay. We've been on the record  
16 probably right around an hour.  
17 Barry, is this a good time for a break?  
18 MR. ARRINGTON: No objection from me, Steve.  
19 Thank you for your suggestion.  
20 MR. SKARNULIS: I'm pretty good about that.  
21 THE VIDEOGRAPHER: Going off the record. This  
22 is the end of Media Number 1. The time is 10:13 a.m.  
23 Mountain Time.  
24 (Recess from 10:13 a.m. until 10:27 a.m.)  
25 THE VIDEOGRAPHER: We're back on record. This

Page 48

1 is the beginning of Media Number 2 in the deposition of  
2 Sidney Powell. The time is 10:27 a.m. Mountain.  
3 Q. (By Mr. Skarnulis) Okay. And, Ms. Powell, I've  
4 gone back to Exhibit 2 on screen share. Can you see that?  
5 A. Yes.  
6 Q. Okay. This is Mr. Oltmann's affidavit. And I  
7 want to start here just above Bates Number 209: "I  
8 started digging into the code irregularities and tying all  
9 of the pieces together with the irregularities and the  
10 Dominion uses in the disputed states."  
11 Do you know what "code irregularities"  
12 Mr. Oltmann refers to here?  
13 A. I have no idea.  
14 Q. Do you know whether Mr. Oltmann is an expert in  
15 analyzing computer code?  
16 A. I do not know.  
17 Q. Do you know what irregularities Mr. Oltmann says  
18 he tied all the pieces together with are?  
19 A. I don't recall any of those specifics.  
20 Q. And he references "the Dominion uses in the  
21 disputed states." Do you see that?  
22 A. Yes.  
23 Q. Do you know whether Dominion was used in states  
24 other than disputed states?  
25 A. I recall they were used very widely, but I -- I

Page 49

1 don't remember how that was spread out.  
2 Q. Do you contend that Dominion affected the  
3 outcome of the elections in states other than the disputed  
4 states?  
5 MR. ARRINGTON: Object to form.  
6 A. Again, I would have to refer you to our  
7 complaints for our contentions.  
8 Q. (By Mr. Skarnulis) Okay. Mr. Oltmann writes,  
9 "The correlation was astonishing."  
10 Do you know what correlation Mr. Oltmann is  
11 talking about?  
12 A. Not that I recall.  
13 Q. Did you ever ask him?  
14 A. I don't recall any specifics of my conversation  
15 with Mr. Oltmann.  
16 Q. You understand what hearsay is; right?  
17 A. Yes.  
18 Q. How is this not hearsay, Exhibit 2?  
19 MR. ARRINGTON: Object -- object to form.  
20 Foundation. Relevance.  
21 Go ahead.  
22 A. I didn't evaluate Mr. Oltmann's affidavit for  
23 hearsay.  
24 Q. (By Mr. Skarnulis) Okay. You, as -- as an  
25 attorney, are familiar with the Rules of Evidence; right?  
Page 50

1 MR. ARRINGTON: Object to form.  
2 And, also, you know, we're talking about --  
3 we -- we do have a -- a -- a limitation on this  
4 deposition, Mr. Skarnulis, and -- and that has to do with  
5 the actual malice standard. And -- and I'm trying very  
6 hard not to -- not to interpret that too broadly, that  
7 limitation.  
8 But her knowledge of -- of the Rules of  
9 Evidence, it's -- it's -- I don't see how that relates to  
10 the actual malice standard.  
11 MR. SKARNULIS: Okay. Well, actual malice can  
12 be shown, in part, by a reckless disregard for the truth,  
13 a failure to investigate, a failure to consider whether  
14 evidence is credible before then relying on it to make  
15 publications. That's part of our case.  
16 Hearsay, as Ms. Powell understands and you  
17 understand, is inherently unreliable, which is the reason  
18 for the rule.  
19 MR. ARRINGTON: So I -- to the extent that you  
20 say that hearsay is inherently unreliable, I will object  
21 to form, then, because the rules specifically don't say  
22 that.  
23 But go ahead and answer the question if you --  
24 if you -- if you can, Ms. Powell.  
25 A. Well, technically, the affidavit itself would be  
Page 51

1 hearsay in a court of law, in which any of these issues  
2 were adjudicated. But we've never gotten that.  
3 Q. (By Mr. Skarnulis) Okay. And, in fact, it's --  
4 there's additional hearsay as to what Mr. Oltmann states  
5 Dr. Coomer said; right?  
6 A. Apparently so.  
7 Q. Did that not give you concerns about the  
8 reliability of this document?  
9 A. No, because, again, it's an affidavit that  
10 wasn't even required to be attached to a complaint. We  
11 attached the affidavits to the complaint because we took  
12 the allegations we were making very, very seriously.  
13 We had 970 pages of evidence of all kinds that  
14 we attached to our complaints in the four states in which  
15 we filed them.  
16 Q. And I will get to it, but you relied on this  
17 affidavit to then make public statements about Dr. Coomer,  
18 didn't you?  
19 A. I relied on the affidavit and the public  
20 statements Mr. Oltmann had already made and the other --  
21 some of the other evidence we had collected by that time.  
22 Q. Any other evidence about Dr. Coomer?  
23 A. I don't recall as I sit here right now, other  
24 than his own Facebook posts that were so vulgar and vile.  
25 Q. Okay. Mr. Oltmann, in the last paragraph of the  
Page 52

1 affidavit, states, "I began to research the connection to  
2 Dianne Feinstein."  
3 I assume that's the California senator; wouldn't  
4 you agree?  
5 A. It appears --  
6 MR. ARRINGTON: Object to form.  
7 A. It would appear to reference that senator, yes.  
8 Q. (By Mr. Skarnulis) Are you aware of any  
9 connection between Dr. Coomer and Dianne Feinstein?  
10 A. Personally, I don't know.  
11 Q. Did you ask Mr. Oltmann about any connection to  
12 Dianne Feinstein?  
13 A. I have no recollection of my specific  
14 conversation with Mr. Oltmann.  
15 Q. He also says, in -- in reference to the  
16 connection, "Ms. Feinstein's husband, campaign manager,  
17 and the Clinton Foundation and became worried that the  
18 finger of radicals had taken away the voice of the  
19 American people in deciding the election."  
20 Do you see that?  
21 A. I do.  
22 Q. Did you agree with Mr. Oltmann's statement?  
23 MR. ARRINGTON: Object to form.  
24 A. I don't recall registering agreement or  
25 disagreement with Mr. Oltmann's statement.  
Page 53

1 Q. (By Mr. Skarnulis) Okay. Did you rely on  
2 Mr. Oltmann's statement that we just read in that sentence  
3 in making statements yourself about Dr. Coomer?  
4 A. I have no recollection of that specific  
5 statement.  
6 Q. Mr. Oltmann goes on to write, "I used ARIMA,"  
7 A-R-I-M-A, "analysis to show me trends on data and  
8 probability models to prove that they were in fact using  
9 code and technology to ghost votes, switch votes or even  
10 remove probable ballots completely."  
11 Do you see that?  
12 A. I do.  
13 Q. Do you know what ARIMA analysis is?  
14 A. I have no idea.  
15 Q. Okay. Did you ask Mr. Oltmann what ARIMA  
16 analysis is?  
17 A. If I did, I'm not even sure I would have  
18 understood his response. But, again, I have no specific  
19 recollection of my conversation with Mr. Oltmann.  
20 Q. Do you know whether Joe Oltmann is qualified to  
21 use ARIMA analysis to analyze election data?  
22 A. I don't know.  
23 Q. Do you know whether ARIMA analysis is a  
24 technique that is employed and generally accepted to  
25 analyze election data?

Page 54

1 A. I don't know.  
2 MR. ARRINGTON: Object to form.  
3 Q. (By Mr. Skarnulis) Have you ever seen a copy of  
4 his analysis?  
5 A. Not that I recall.  
6 Q. You've never seen a spreadsheet or anything --  
7 or you don't recall seeing a spreadsheet or some sort of  
8 mathematical calculation provided by Mr. Oltmann?  
9 A. I -- I don't recall. Spreadsheets in general  
10 make my eyes glaze over, as do numbers. I'm a word  
11 person.  
12 Q. Do you know -- do you know what data Mr. Oltmann  
13 is referring to here?  
14 A. I have no idea.  
15 Q. Would you have relied on an affidavit such as  
16 Mr. Oltmann's when you were a prosecutor in seeking a  
17 search warrant?  
18 MR. ARRINGTON: Object to form. Foundation.  
19 Relevance.  
20 Go ahead.  
21 A. Mr. Oltmann's not a law enforcement officer, so  
22 I would not have relied on Mr. Oltmann's affidavit in  
23 seeking a federal search warrant.  
24 Q. (By Mr. Skarnulis) That's not my question.  
25 I'm talking about would you have asked more

Page 55

1 questions about Mr. Oltmann as the affiant to determine  
2 the credibility of his statements?  
3 MR. ARRINGTON: Object to form. Relevance.  
4 Go ahead.  
5 A. Yeah. I -- I -- I can't make that analogy.  
6 It's apples and oranges.  
7 Q. (By Mr. Skarnulis) Okay. Did you ask  
8 Mr. Oltmann for a recording of the call?  
9 A. It came to light that there was a  
10 misunderstanding I had about there being a recording. I  
11 believed either I or someone on my behalf asked him about  
12 a recording, and there was not one. That was my  
13 misunderstanding.  
14 Q. Okay. That's not my question, though.  
15 Did you ever ask Mr. Oltmann for a recording of  
16 the alleged call?  
17 A. I have no specific recollection of my  
18 conversations with Mr. Oltmann. It did come to light that  
19 I had a misunderstanding about there being a recording of  
20 the call.  
21 Q. Okay. Do you know whether it's legal to record  
22 calls in Colorado?  
23 A. I do not know.  
24 MR. ARRINGTON: Object to form. Relevance.  
25 Go ahead.

Page 56

1 A. I don't know.  
2 Q. (By Mr. Skarnulis) Wouldn't you find it  
3 reasonable to expect that if Joe Oltmann, who was able to  
4 infiltrate an Antifa conference call -- to expect that he  
5 would record that call?  
6 MR. ARRINGTON: Object to form.  
7 A. I'm sorry. I don't understand the question.  
8 Q. (By Mr. Skarnulis) Wouldn't you expect  
9 Joe Oltmann -- he -- he's -- he's after Antifa, and he  
10 gets -- he infiltrates an Antifa conference call.  
11 Wouldn't you expect that he would record that?  
12 MR. ARRINGTON: Object to form.  
13 A. I had no expectations with respect to  
14 Mr. Oltmann.  
15 Q. (By Mr. Skarnulis) But you relied on  
16 Mr. Oltmann's statements in this affidavit; right?  
17 A. We used his sworn affidavit in support of the  
18 lawsuits we filed.  
19 Q. And you relied on Mr. Oltmann's affidavit in  
20 making publications about Dr. Coomer; right?  
21 A. Among other things, yes.  
22 Q. Okay. What other things did you rely on in  
23 making publications regarding Dr. Coomer?  
24 A. Again, it included the Dominion manual, the fact  
25 that Dr. Coomer held a number of significant patents for

Page 57



1 his work for Dominion, the Michelle Malkin interview. I'm  
 2 sure there were other things, but as I sit here right now,  
 3 I don't recall what they were.  
 4 Q. Did you or anyone on your team reach out to  
 5 Dr. Coomer to ask him whether the statements made by  
 6 Joe Oltmann were true?  
 7 A. I did not. I don't know whether anyone else did  
 8 or not.  
 9 Q. Why not?  
 10 A. I don't know, other than the press of time and  
 11 the information reflected in his social media post would  
 12 not indicate that he would be cooperative in any way,  
 13 shape, or form.  
 14 Q. Well, he never got the opportunity to, did he?  
 15 MR. ARRINGTON: Object to form.  
 16 A. He could have contacted us like any other  
 17 concerned citizen did that wanted to get to the truth of  
 18 the matter. He certainly could have contacted us and  
 19 given us an affidavit. That's what other people did.  
 20 Q. (By Mr. Skarnulis) Okay. At the time you  
 21 published statements, were you aware that -- about  
 22 Dr. Coomer -- were you aware that Joe Oltmann was a  
 23 conservative podcast host?  
 24 MR. ARRINGTON: Just so the record is clear,  
 25 Mr. Skarnulis, I assume you're using the word "publish" in  
 Page 58

1 the legal sense instead of, like, printing in a -- in a  
 2 book or things like that? Just making -- the word  
 3 "publish" means any statement?  
 4 MR. SKARNULIS: Sure. Let's -- I'll tell you  
 5 what. Let's -- let's do it this way. This is easier.  
 6 Let me share an exhibit.  
 7 (Plaintiff's Exhibit Number 3 was introduced.)  
 8 Q. (By Mr. Skarnulis) I've marked as Exhibit 3 to  
 9 your deposition a transcript from a news conference on  
 10 November 19, 2020. Do you recall attending that news  
 11 conference?  
 12 A. I do.  
 13 Q. And that was at the Republican National  
 14 Committee headquarters; right?  
 15 A. I believe so, yes.  
 16 Q. Okay. And as you can see, this transcript is  
 17 from a video recording. But, of course, if you notice any  
 18 errors or take any issue with what the reporter  
 19 transcribed, please -- please make the record clear on  
 20 that.  
 21 Why did you attend that press conference?  
 22 MR. HICKS: Object to form.  
 23 A. I was asked to do so.  
 24 Q. (By Mr. Skarnulis) Who asked you to?  
 25 A. I believe it was Jenna Ellis on behalf of  
 Page 59

1 Rudy Giuliani.  
 2 Q. Okay. And what -- what was your understanding  
 3 of the relationship to Ms. Ellis and -- of your  
 4 relationship to Ms. Ellis and Mr. Giuliani?  
 5 A. We had, essentially, a common-interest agreement  
 6 to the extent we shared work product. And, otherwise, we  
 7 were going our separate ways in evaluating evidence and  
 8 how we were going to proceed legally.  
 9 Q. Okay. So as I understand your testimony, you  
 10 were not there on behalf of President Trump and the Trump  
 11 campaign?  
 12 A. That's correct.  
 13 Q. Of course, here, at line 13, Mr. Giuliani did  
 14 introduce you as part of the team. He says, "We're  
 15 representing President Trump, and we're representing the  
 16 Trump campaign."  
 17 Do you see that?  
 18 A. I do see that.  
 19 Q. You didn't correct that representation, did you?  
 20 A. No, I didn't, but Mr. Giuliani did shortly  
 21 thereafter.  
 22 Q. Okay. We'll -- we'll take a look at that as  
 23 well. Let's go to page 27.  
 24 Okay. Mr. Giuliani introduced you, and you made  
 25 comments at the press conference; right?  
 Page 60

1 A. Yes.  
 2 Q. Okay. You understood that this press conference  
 3 was being televised nationally; right?  
 4 A. Yes.  
 5 Q. And --  
 6 A. Well, I mean, that -- that became obvious when I  
 7 walked in the room.  
 8 Q. There were a lot of cameras there and  
 9 microphones; right?  
 10 A. Yes.  
 11 Q. And you were aware that there was a lot of  
 12 attention being placed on you and Mr. Giuliani around this  
 13 November 19th time frame; right?  
 14 A. Yes. It was a matter of national and  
 15 international importance.  
 16 Q. In fact, this press conference probably was  
 17 watched internationally; is that fair?  
 18 A. I would guess.  
 19 MR. ARRINGTON: It was watched where? I guess I  
 20 didn't hear that. It was watched where?  
 21 MR. SKARNULIS: Internationally.  
 22 MR. ARRINGTON: Oh, okay. Thank you.  
 23 Q. (By Mr. Skarnulis) Okay. And you made a  
 24 statement here beginning on line 16 that -- you say, "What  
 25 we are really dealing with here and uncovering more by the  
 Page 61

1 day is the massive influence of Communist money through  
2 Venezuela, Cuba, and likely China in the interference with  
3 our elections here in the United States."  
4 Did I read that correctly?  
5 A. Yes.  
6 Q. (By Mr. Skarnulis) You have no evidence of  
7 Dr. Coomer being the recipient of any Communist money from  
8 the countries you mention there, do you?  
9 A. I wasn't speaking about Dr. Coomer there.  
10 Q. Okay. You referred to "The Dominion Voting  
11 Systems, the Smartmatic technology software, and the  
12 software that goes in other computerized voting systems  
13 here as well, not just Dominion, were created in Venezuela  
14 at the direction of Hugo Chavez to make sure he never lost  
15 an election after one constitutional referendum came out  
16 the way he did not want it to come out."  
17 Did I read that correctly?  
18 A. Yes.  
19 Q. Do you contend that Dr. Coomer was involved in  
20 the creation in Venezuela of voting system software?  
21 A. I do not know the details of the nature and  
22 extent of Dr. Coomer's involvement in any of this. Again,  
23 we would welcome an opportunity to take his deposition on  
24 those issues.  
25 Q. What do you understand the connection between

Page 62

1 Dominion Voting Systems and Smartmatic to be?  
2 A. I understand they have worked hand-in-hand for a  
3 substantial period of time.  
4 Q. What gives you that understanding?  
5 A. There are a number of documents I've seen, and I  
6 think I would have to claim work product privilege on all  
7 of that information right now, unless it's in one of our  
8 complaints and disclosed as any of the expert reports,  
9 exhibits, or affidavits attached to any of our complaints.  
10 Q. You know that Dr. Coomer was an employee of  
11 Dominion Voting Systems; right?  
12 A. That was my understanding.  
13 Q. Do you know of any connection Dr. Coomer had --  
14 had or has to Smartmatic?  
15 A. Not as I sit here right now.  
16 Q. You're aware that Smartmatic asserts that it was  
17 not used in any way in any of the disputed states or  
18 counties; right?  
19 MR. ARRINGTON: Object to form.  
20 A. Yeah, I don't know, actually.  
21 Q. (By Mr. Skarnulis) Well, you've seen  
22 Smartmatic's lawsuit against you; right?  
23 A. I'm aware that it exists. I have not read it.  
24 Q. Okay. I'm not going to go in detail over the  
25 statement, but let me go down to page 32 of Exhibit 3.

Page 63

1 Okay. And this is your statement here at  
2 line four: "Speaking of Smartmatic's leadership, one of  
3 the Smartmatic patent holders, Eric Coomer, I believe his  
4 name is, is on the web as being recorded in a conversation  
5 with Antifa members saying that he had the election rigged  
6 for Mr. Biden."  
7 Did I read that correctly?  
8 A. You're reading the transcript correctly, yes.  
9 Q. Do you take issue with the way the court  
10 reporter transcribed your statement?  
11 A. No. No, I don't.  
12 Q. Okay. And you state that Eric Coomer is a  
13 Smartmatic patent holder; right?  
14 A. Apparently, that's what I said.  
15 Q. What patent did you understand Eric Coomer to  
16 hold?  
17 A. I believe he holds a number of patents. Looking  
18 at that now, it's possible I misspoke, and it was a  
19 Dominion patent instead of Smartmatic. And it's also an  
20 error that there was a recording, but that was my  
21 understanding at the time.  
22 Q. How was that your understanding at the time?  
23 A. I don't know. Obviously, I had a  
24 misunderstanding, because I thought I had seen or heard a  
25 recording. But, apparently, what I was thinking of was

Page 64

1 the interview with Michelle Malkin in which it was  
2 Mr. Oltmann who was speaking about Dr. Coomer.  
3 Q. Okay. And in that interview, did you recall  
4 whether Mr. Oltmann stated he had a recording of the call?  
5 A. No. I think the recording issue was purely my  
6 misunderstanding.  
7 Q. If there had been a recording, that would have  
8 been big news; right?  
9 A. Yeah. Yes.  
10 MR. ARRINGTON: Object to form.  
11 Q. (By Mr. Skarnulis) To have a recording of a  
12 Dominion Voting Systems employee on an Antifa conference  
13 call, that would be very big news; right?  
14 MR. ARRINGTON: Object to form.  
15 A. I would imagine the news would have -- would  
16 have been significant on that. But, again, that was my  
17 misunderstanding.  
18 Q. (By Mr. Skarnulis) If you believed a recording  
19 existed, why didn't you ask to hear it?  
20 A. Apparently, I thought I had heard it. But,  
21 again, it's my misunderstanding.  
22 Q. When you're going on the international stage  
23 with accusations against Dr. Coomer, wouldn't it be  
24 important to verify that he was involved with the  
25 statements alleged?

Page 65

1 MR. ARRINGTON: Object to form.  
 2 Go ahead.  
 3 A. Well, we had the affidavit, and we had the  
 4 interview with Ms. Malkin. I had seen Mr. --  
 5 Mr. Coomer's -- Dr. Coomer's multiple patents for  
 6 Dominion, I believe it was. And I always make every  
 7 effort I possibly can to be accurate in what I say. But I  
 8 also am human and make mistakes.  
 9 Q. (By Mr. Skarnulis) What were the -- what were  
 10 the patents that Dr. Coomer held? What were they for?  
 11 A. I don't remember as I sit here now.  
 12 Q. Were they for ballot adjudication?  
 13 A. I have no recollection.  
 14 MR. ARRINGTON: Object to form.  
 15 Q. (By Mr. Skarnulis) Were they for -- you don't  
 16 have any recollection of what any of the patents that  
 17 Dr. Coomer was associated with -- what they were used for?  
 18 A. No. I'm sorry. I don't know.  
 19 Q. Okay. Did you give any thought before making  
 20 statements about Dr. Coomer about what the effect would be  
 21 on his life if the statements you made were wrong?  
 22 MR. ARRINGTON: Object to form.  
 23 And could you ask -- can you tell me how that  
 24 goes to the actual malice standard, Mr. Skarnulis?  
 25 MR. SKARNULIS: I think it goes directly to it,

Page 66

1 Barry. I mean, that's the reckless disregard.  
 2 MR. ARRINGTON: Ms. Powell, go ahead and answer  
 3 the question if you can.  
 4 A. Oh. One of the reasons I try so hard to be  
 5 accurate in anything I say, whether it's public, private,  
 6 or personal, is that it does have effects on people's  
 7 lives. And I'm well aware of that.  
 8 Q. (By Mr. Skarnulis) Did you give thought to what  
 9 the effect would be on Dr. Coomer if your statements in  
 10 this press conference were wrong?  
 11 MR. ARRINGTON: Object to form.  
 12 A. Again, I always try to be accurate in everything  
 13 I say, in any circumstance, just out of a personal  
 14 principle of integrity and honesty and concern for others.  
 15 Q. (By Mr. Skarnulis) Okay. Did you give specific  
 16 consideration to what the effect would be on Dr. Coomer if  
 17 you made statements on this international stage about his  
 18 involvement with improperly rigging the election?  
 19 MR. ARRINGTON: Object to form.  
 20 A. I don't know how to answer that other than what  
 21 I've already said. The only two things that I know are  
 22 mistaken in that statement are that it may have been a  
 23 Dominion patent instead of a Smartmatic patent, and that  
 24 there was no recording.  
 25 Q. (By Mr. Skarnulis) Okay. You're aware that

Page 67

1 following this press conference, Dr. Coomer received a  
 2 number of death threats; right?  
 3 MR. ARRINGTON: Object to form.  
 4 A. He and I both, I guess.  
 5 Q. (By Mr. Skarnulis) That's not my question.  
 6 You're aware that Dr. Coomer received death  
 7 threats?  
 8 MR. ARRINGTON: Object to form.  
 9 A. I'm not aware of what Dr. Coomer received.  
 10 Q. (By Mr. Skarnulis) Okay. Would it surprise you  
 11 if I were to tell you that Dr. Coomer immediately received  
 12 death threats after this press conference?  
 13 A. No, it wouldn't surprise me, because, like I  
 14 said, I did too.  
 15 Q. Did you understand that Dr. Coomer, prior to  
 16 Mr. Oltmann and -- and you giving this press conference,  
 17 had been a relatively private individual?  
 18 MR. ARRINGTON: Object to form.  
 19 A. I'm sorry. I --  
 20 Q. (By Mr. Skarnulis) Well, you hadn't heard of  
 21 Dr. Coomer before Joe Oltmann; right?  
 22 A. Correct. I believe that's correct.  
 23 Q. Now, Rudy Giuliani then made a follow-up  
 24 statement about Dr. Coomer. Do you recall that?  
 25 A. No, I don't.

Page 68

1 Q. Okay. Well, I'm here on page 49, line 14. And  
 2 this is Mr. Giuliani speaking. You're standing right next  
 3 to him; right?  
 4 A. Oh, yes.  
 5 Q. Mr. Giuliani says, "And by the way, the Coomer  
 6 character, who is close to Antifa, took off all of his  
 7 social media."  
 8 Did I read that correctly?  
 9 A. It looks correct to me.  
 10 Q. And do you know why Dr. Coomer took off his  
 11 social media profile?  
 12 MR. ARRINGTON: Object to form.  
 13 A. I have no idea what Dr. Coomer did or why he did  
 14 it or why it was up there in the first place.  
 15 Q. (By Mr. Skarnulis) Mr. Giuliani says, "Ah-ah,  
 16 but we kept it. We've got it. The man is a vicious,  
 17 vicious man."  
 18 Do you believe Dr. Coomer is a vicious, vicious  
 19 man?  
 20 A. I did not say that.  
 21 Q. That's not what I'm asking you. Do you believe  
 22 he is?  
 23 A. I don't know Dr. Coomer. I didn't study the  
 24 massive amount of text messages. I'm aware of a few that  
 25 were filed -- that were attached to his affidavit, but I

Page 69

<p>1 did not go through the catalog of them.</p> <p>2 Q. Why did you not, at some point during this press</p> <p>3 conference, step in and tone down the rhetoric about</p> <p>4 Dr. Coomer and say, "These are allegations we're</p> <p>5 investigating" --</p> <p>6 MR. ARRINGTON: Object to form. Foundation.</p> <p>7 Relevance.</p> <p>8 Q. (By Mr. Skarnulis) -- or something to that</p> <p>9 effect?</p> <p>10 A. I wasn't responsible for those words. I have no</p> <p>11 authority over Mr. Giuliani. And I said what I believed</p> <p>12 to be correct at the time.</p> <p>13 Q. Since that time, you've gotten more information;</p> <p>14 right?</p> <p>15 A. Yes.</p> <p>16 Q. Why haven't you publicly corrected some of your</p> <p>17 misstatements about Dr. Coomer at this point?</p> <p>18 MR. ARRINGTON: Object to form.</p> <p>19 A. Well, until you showed me the reference to</p> <p>20 Smartmatic, I didn't even remember that. And with respect</p> <p>21 to the recording, I believe we corrected it in our amended</p> <p>22 Michigan complaint in which we included a lot more</p> <p>23 information about Dr. Coomer that had come to light.</p> <p>24 Q. (By Mr. Skarnulis) But you had the ear of a</p> <p>25 number of conservative media outlets. Why did you not ask</p> <p style="text-align: right;">Page 70</p>	<p>1 which I believe Mr. Oltmann himself was correcting with</p> <p>2 the media. He was doing media at the time; I was not.</p> <p>3 And we corrected that in our Michigan amended complaint.</p> <p>4 Q. (By Mr. Skarnulis) Okay. We're back on page 32</p> <p>5 of this transcript, Exhibit 3. You state, "Speaking of</p> <p>6 Smartmatic's leadership, one of the Smartmatic patent</p> <p>7 holders, Eric Coomer, I believe his name is, is on the web</p> <p>8 being [sic] -- as being recorded in a conversation with</p> <p>9 Antifa members saying that he had the election rigged for</p> <p>10 Mr. Biden. Nothing to worry about here."</p> <p>11 You said "Nothing no worry about here" jokingly;</p> <p>12 right? Sarcastically?</p> <p>13 MR. ARRINGTON: Object to form.</p> <p>14 A. I don't know.</p> <p>15 Q. (By Mr. Skarnulis) Isn't the listener supposed</p> <p>16 to infer from "Nothing to worry about here" that,</p> <p>17 actually, no, it's pretty clear that Dr. Coomer had some</p> <p>18 involvement in rigging the election?</p> <p>19 MR. ARRINGTON: Object to form.</p> <p>20 A. If -- if I remember correctly, that's almost a</p> <p>21 quote from Mr. Oltmann's affidavit or interview with</p> <p>22 Ms. Malkin, that he was assuring people that there was</p> <p>23 nothing to worry about, also, whoever was on that call.</p> <p>24 Q. (By Mr. Skarnulis) And are you, as you sit</p> <p>25 here, are you telling our judge and our jury that a</p> <p style="text-align: right;">Page 72</p>
<p>1 to provide a statement correcting that -- the misstatement</p> <p>2 that you had a recording?</p> <p>3 MR. ARRINGTON: Object to form.</p> <p>4 A. That didn't seem to be the material part of the</p> <p>5 inquiry.</p> <p>6 Q. (By Mr. Skarnulis) Had you -- well, did you not</p> <p>7 give thought to the fact that you had allegations by one</p> <p>8 man about Dr. Coomer that you were relying on for these</p> <p>9 publications?</p> <p>10 MR. ARRINGTON: Object to form.</p> <p>11 A. I'm not sure how to interpret that question.</p> <p>12 Q. (By Mr. Skarnulis) Well, you relied on one guy</p> <p>13 in his interview with Michelle Malkin and his affidavit</p> <p>14 for you to make statements that Dr. Coomer was involved in</p> <p>15 changing the outcome of the election; right?</p> <p>16 MR. ARRINGTON: Object to form.</p> <p>17 A. I don't recall saying that Dr. Coomer was</p> <p>18 involved in changing the outcome of the election. I think</p> <p>19 my comments about Dr. Coomer were specific and accurate</p> <p>20 with the exception of the -- what you just pointed out</p> <p>21 about it being Smartmatic. And right now, as I sit here,</p> <p>22 I couldn't tell you whether they were Smartmatic or</p> <p>23 Dominion patents.</p> <p>24 But I have looked at the patent record, and the</p> <p>25 only other misstatement was about there being a recording,</p> <p style="text-align: right;">Page 71</p>	<p>1 reasonable listener would not infer from "Nothing to worry</p> <p>2 about here" that Mr. Coomer -- or Dr. Coomer had some</p> <p>3 involvement in rigging the election for Joe Biden?</p> <p>4 MR. ARRINGTON: Object to form.</p> <p>5 A. It would be a lot more helpful to actually see</p> <p>6 or hear the video to understand the import of that</p> <p>7 segment.</p> <p>8 Q. (By Mr. Skarnulis) Why -- why would you mention</p> <p>9 Dr. Coomer in this news conference for any other reason</p> <p>10 other than to assert his involvement with rigging the</p> <p>11 election for Joe Biden?</p> <p>12 A. The Michelle Malkin interview was very recent</p> <p>13 and fresh on everyone's mind, as was his affidavit, if I</p> <p>14 am recalling the timeline of that week correctly. And</p> <p>15 everybody was talking about it.</p> <p>16 Q. And they were talking about Eric Coomer rigging</p> <p>17 the election; right?</p> <p>18 A. I don't know that that was the specific</p> <p>19 language. I can't tell you what the specific language</p> <p>20 was. But it --</p> <p>21 Q. Fair to say that was the gist?</p> <p>22 A. That was -- I believe that was the gist of him</p> <p>23 saying -- or Oltmann saying that Mr. Coomer had said on</p> <p>24 the phone call not to worry, that he had the election</p> <p>25 rigged, essentially, for Mr. Biden.</p> <p style="text-align: right;">Page 73</p>

1 Q. And that's why you mentioned him in this press  
2 conference; right?  
3 A. Because it was fresh on everyone's mind, yes.  
4 Q. No, because you expected the listeners, the  
5 viewers, to understand that you were agreeing with  
6 Mr. Oltmann's assertion that Dr. Coomer was involved in  
7 rigging the election.  
8 MR. ARRINGTON: Object to form. Foundation.  
9 A. I was giving the listeners an overview of some  
10 of the evidence we had already collected to use in our  
11 lawsuits.  
12 Q. (By Mr. Skarnulis) And you were going to use  
13 this evidence to allege that Dr. Coomer was involved in  
14 changing the outcome of the election; right?  
15 A. Certainly to allege that Dr. Coomer had some  
16 role yet to be fully discovered, and still yet to be fully  
17 discovered, in affecting Dominion and how the election  
18 turned out.  
19 Q. Were you aware that -- that alleging that  
20 Dr. Coomer was involved in rigging the election would be  
21 an allegation of serious criminal conduct?  
22 A. Yes, I was aware of that.  
23 Q. Do you believe that Dr. Coomer engaged in  
24 serious criminal conduct in -- during the election of  
25 2020?

Page 74

1 A. I think there is enough evidence that there  
2 should have been a very serious criminal investigation  
3 with respect to a number of people and their involvement  
4 in this election.  
5 Q. Not talking about a number of people. I'm  
6 talking about --  
7 A. Including -- including Dr. Coomer, yes. I  
8 believe there is evidence that warranted a serious federal  
9 investigation to determine what Dr. Coomer's role was in  
10 rigging this election.  
11 Q. Isn't it jumping ahead a little to allege that  
12 someone has engaged in serious criminal conduct prior to  
13 that investigation being undertaken?  
14 MR. ARRINGTON: Object to form. Foundation.  
15 A. I think it was important for the American public  
16 and for our law enforcement officials to consider the  
17 evidence we had collected so far that warranted a serious  
18 criminal investigation.  
19 Q. (By Mr. Skarnulis) Let me ask it another way.  
20 Mr. Giuliani, after referring to Dr. Coomer as a  
21 "vicious, vicious man" and saying that he's going to fix  
22 the election, follows up with, "This is real. It is not  
23 made up. It is not -- there is nobody here that engages  
24 in fantasies. I've tried a hundred cases. I prosecuted  
25 some of the most dangerous criminals in the world. I know

Page 75

1 crimes. I can smell them. You don't have to smell this  
2 one. I can prove it to you 18 different ways."  
3 That's right after he's referring to Dr. Coomer,  
4 he's alleging that Dr. Coomer is a criminal; right?  
5 A. I don't --  
6 MR. ARRINGTON: Object to form.  
7 A. Yeah, I don't read that necessarily that way. I  
8 mean, I think he changed subjects and broadened out  
9 considerably in that paragraph.  
10 Q. (By Mr. Skarnulis) Okay. You don't think this  
11 refers, in part, to Dr. Coomer referred to just above in  
12 this transcript?  
13 MR. ARRINGTON: Object to form. Foundation.  
14 Relevance about what she thinks about what Rudy Giuliani  
15 said.  
16 Go ahead if you can answer.  
17 A. I don't know what Mr. Giuliani was referring to.  
18 I can only tell you that the way I read it is he was  
19 talking about the entire situation in general.  
20 Q. (By Mr. Skarnulis) Okay. On November 20th, you  
21 made an appearance on the Howie Carr Show. Do you recall  
22 that?  
23 A. I recall being on the Howie Carr Show once or  
24 twice. I don't have any specific recollection of that,  
25 either.

Page 76

1 Q. Okay. Well, I've introduced as Exhibit -- I  
2 guess it's 5, a video that, hopefully, will play, and we  
3 can all hear it.  
4 (The video was played.)  
5 MR. ARRINGTON: Can you stop? You said it was a  
6 video. Is it a video or an audio?  
7 MR. SKARNULIS: Oh, it's a video. I'm sorry.  
8 Let me share the screen. Can you hear that, though, just  
9 as a test?  
10 MR. ARRINGTON: We heard it. But if it's a  
11 video, we'd like to see the video as well, please.  
12 MR. SKARNULIS: Oh, of course, yeah. Please.  
13 THE WITNESS: I thought Howie Carr was radio.  
14 Q. (By Mr. Skarnulis) Okay. Exhibit 5 is --  
15 (Plaintiff's Exhibit Number 5 was introduced.)  
16 (The video was played.)  
17 Q. (By Mr. Skarnulis) Okay. You answered, yes, it  
18 is true that Eric Trump [sic] was on Antifa conference  
19 call saying he was going to rig the election; right?  
20 MR. ARRINGTON: Object to form.  
21 A. I think you said Eric Trump.  
22 Q. (By Mr. Skarnulis) Oh. Well, you're right  
23 about that. He's referring to Eric Coomer, wasn't he?  
24 A. Yeah, I believe he was referring to Eric Coomer  
25 and that he was supposedly on a conference call.

Page 77

1 Q. You understood that to mean Eric Coomer, didn't  
2 you?

3 A. Yes.

4 Q. And you said that it was true that he was on the  
5 conference call and said that; right?

6 A. It was true that he was supposedly on the  
7 conference call and said that.

8 Q. Why didn't you say "supposedly"?

9 A. Because he'd already said it.

10 Q. Okay. But he's asking you as one of the sources  
11 for this information, isn't he?

12 MR. ARRINGTON: Object to form. Foundation.

13 A. He asked me what he asked me, and I answered  
14 what I answered.

15 Q. (By Mr. Skarnulis) Okay.  
16 (The video was played.)

17 Q. (By Mr. Skarnulis) Do you contend that  
18 Dr. Coomer was involved with George Soros or the  
19 Soros Foundation in any way?

20 A. The audio has gone weak. But if I understood  
21 you correctly, I don't know the extent of Dr. Coomer's  
22 involvement with Mr. Soros or the Soros organization.

23 Q. Do you have any reason to believe that  
24 Dr. Coomer shredded documents, either personally or as  
25 part of his involvement with Dominion Voting Systems?  
Page 78

1 A. Again, I don't know what all Dr. Coomer did. I  
2 would really like to take his deposition.

3 Q. You'd agree that in this Howie Carr interview,  
4 you have made serious allegations about Dr. Coomer; right?

5 MR. ARRINGTON: Object to form.

6 A. I mean, I think the video -- or the audio speaks  
7 for itself, and what I said was that we had evidence and  
8 an affidavit.

9 Q. (By Mr. Skarnulis) And the evidence and an  
10 affidavit that you referred to were in support of  
11 allegations of serious criminal conduct by Dr. Coomer;  
12 right?

13 A. I don't know to what extent Dr. Coomer was  
14 involved in those -- in the details of all of it.  
15 (Plaintiff's Exhibit Number 6 was introduced.)

16 Q. (By Mr. Skarnulis) Okay. I've introduced as  
17 Exhibit -- I believe it's 6; although it's confusing up  
18 here -- another video. You appeared on Maria Bartiromo's  
19 show on Fox News; right?

20 A. Yes.

21 Q. Do you know why -- were you asked to be on the  
22 show?

23 A. I would believe so.

24 Q. Do you have any recollection of whether  
25 Ms. Bartiromo, for her November 20th, 2020, show, asked  
Page 79

1 you to appear?

2 A. I have no specific recollection of who asked me  
3 to appear.

4 Q. Okay. Do you recall anybody asking you to  
5 appear and discuss Dr. Coomer?

6 A. No, I don't.

7 Q. Okay. And I'm going to fast-forward on this  
8 recording. We don't have to hear all of it.  
9 (The video was played.)

10 Q. (By Mr. Skarnulis) Can you hear that?

11 A. Yes.

12 Q. Okay. I'm going to go to about the four-minute  
13 mark.  
14 (The video was played.)

15 Q. (By Mr. Skarnulis) Who was the young military  
16 officer's affidavit that you referred to here?

17 A. It was a young man from Venezuela. I believe it  
18 may have even been one of the first significant affidavits  
19 that we obtained.  
20 He had been Hugo Chavez' right-hand man when the  
21 original software and voting apparatus was created to flip  
22 votes and make sure Mr. Chavez won the election. He was  
23 briefed on it and recorded exactly what he'd seen and --  
24 and witnessed.

25 Q. Did that affidavit in any way refer to  
Page 80

1 Dr. Coomer?

2 A. Not that I recall at all.

3 Q. You'll note on the screen, the chyron here, your  
4 introductory profile here says "Attorney for  
5 President Trump." Do you see that?

6 A. I do see that.

7 Q. Did you do anything to correct that?

8 A. I don't know whether I corrected that one or  
9 not. I don't know whether I saw it. I mean, we were so  
10 busy during that time period, I wasn't seeing my own clips  
11 or anything. We corrected a number of them when we saw  
12 them.

13 Q. You corrected a number of references to you as  
14 attorney for President Trump or the Trump campaign?

15 A. Yes.

16 Q. Where did you do that?

17 A. I couldn't tell you now.

18 Q. Okay. I'm going to play a little bit more of  
19 this video. I have a couple --  
20 (The video was played.)

21 Q. (By Mr. Skarnulis) Okay. Again, that's  
22 incorrect. There wasn't a tape; right?

23 A. Correct.

24 Q. And you didn't say "supposedly" or "allegedly"  
25 in that statement, did you?  
Page 81

1 A. No.  
2 Q. You said you had it on tape; right?  
3 A. I think I said someone had it on tape.  
4 Q. We can go back a little bit.  
5 A. Well, I meant "we" in the -- in the royal sense,  
6 not me personally.  
7 Q. Fair enough.  
8 Again, putting this out on national TV, that  
9 would be a huge piece of evidence to have the Dominion  
10 Voting Systems key employee on a tape recording saying  
11 what he's alleged to have said; right?  
12 A. Right, which is why Mr. Oltmann immediately  
13 corrected it to all the news media that he was speaking  
14 with that there was no tape, and we corrected it as soon  
15 as we possibly could in our Michigan filing.  
16 Q. Okay.  
17 (The video was played.)  
18 Q. (By Mr. Skarnulis) Did you have any  
19 mathematically irrefutable evidence regarding conduct of  
20 Dr. Coomer?  
21 A. Again, I have no idea of the full extent of  
22 Dr. Coomer's involvement in the overall process and what  
23 happened on November 3rd.  
24 Q. You did not have mathematically irrefutable  
25 evidence showing that Dr. Coomer changed even one vote,

Page 82

1 did you?  
2 MR. ARRINGTON: Object to form.  
3 A. I don't know what Dr. Coomer did personally.  
4 Q. (By Mr. Skarnulis) Well, you know now that you  
5 don't have any mathematical evidence regarding specific  
6 conduct of Eric Coomer; right?  
7 A. Actually, I -- I don't know.  
8 Q. Okay. You don't -- you aren't aware of any, are  
9 you?  
10 A. Not as I sit here right now.  
11 Q. And yet you have not corrected the public  
12 statements about Dr. Coomer, have you?  
13 MR. ARRINGTON: Object to form. Foundation.  
14 A. I don't see anything to correct other than the  
15 misstatement about it being on tape. And we've already  
16 dealt with that.  
17 Q. (By Mr. Skarnulis) Now -- okay. I'm sharing my  
18 screen with you. President Trump, in a Twitter,  
19 introduced you on November 14th as part of the legal team  
20 for him; right?  
21 A. He did, yes.  
22 Q. Did you take any steps to correct this at that  
23 time?  
24 A. I don't remember exactly when it was; but, yes,  
25 it was corrected shortly thereafter.

Page 83

1 Q. By you?  
2 A. Yes.  
3 Q. Okay. When?  
4 A. I couldn't tell you. That whole time frame was  
5 an absolute blur. Certainly by the time Mr. Giuliani put  
6 out his statement.  
7 Q. And, yes, let's -- we can look at Mr. Giuliani's  
8 statement where. Well, apparently, that's not that easy  
9 to get my hands on.  
10 Mr. Giuliani made a statement at some point that  
11 you were working on your own, did he not?  
12 A. Yes, he did.  
13 Q. Okay. And -- but he -- he was also clarifying  
14 that you were not part of the legal team; right?  
15 A. Right.  
16 Q. Why --  
17 A. Not -- not the team that was specifically  
18 representing President Trump or the campaign.  
19 Q. Did you ever have an understanding that you were  
20 acting on behalf of the Trump campaign or President Trump?  
21 A. That I was actually acting on -- no. That  
22 President Trump wanted me to? Yes.  
23 Q. Okay. Did you turn down an offer to be a part  
24 of a Trump campaign legal effort?  
25 A. Essentially, yes.

Page 84

1 Q. Why do you say "essentially"?  
2 A. Well, I can't think that I specifically said, "I  
3 am turning down this offer to be a part of the Trump  
4 campaign" or to represent the president, but I did not do  
5 it.  
6 Q. Earlier we talked about Dr. Coomer's social  
7 media. You're aware that Dr. Coomer's private social  
8 media account is not evidence of election fraud; right?  
9 MR. ARRINGTON: Object to form.  
10 A. Well, first of all, I didn't know that  
11 Dr. Coomer had a private social media account. I didn't  
12 look into his social media at all.  
13 I was given a raft of his social media history  
14 that I did not personally review, other than, perhaps, a  
15 small snippet of posts that were more than enough to  
16 stomach, and relied on other lawyers and people on our  
17 team to check into it.  
18 Q. (By Mr. Skarnulis) Okay. And what you saw of  
19 Dr. Coomer's social media account were posts of political  
20 opinion; right?  
21 MR. ARRINGTON: Object to form.  
22 A. I guess some people can call it that.  
23 Q. (By Mr. Skarnulis) Okay. Political opinion is  
24 not evidence of election fraud, is it?  
25 MR. ARRINGTON: Object to form.

Page 85

1 A. I would think that would be for a jury to factor  
2 in to a decision on the issue, or a court, upon hearing  
3 all of the evidence, which has never happened.  
4 Q. (By Mr. Skarnulis) Okay. But you'd agree with  
5 me with the general statement that statements of political  
6 opinion by themselves are not evidence of involvement in  
7 election fraud?  
8 MR. ARRINGTON: Object to form.  
9 A. I'm not sure I would agree with that.  
10 Q. (By Mr. Skarnulis) Why not?  
11 A. Because I think it's one of a mosaic of factors  
12 and facts that could be considered by a jury or a fact  
13 finder, tested in the crucible of cross-examination and  
14 direct examination in an actual hearing or trial, to  
15 decide whether someone might have done whatever they're  
16 accused of doing here.  
17 Q. There would need to be a lot of evidence  
18 considered; right?  
19 A. However much the fact finder determined was  
20 necessary.  
21 Q. Were you aware that Joe Oltmann ran his  
22 conservative podcast as a for-profit business?  
23 MR. ARRINGTON: Object to form. Relevance.  
24 What -- what -- what relevance does that have to the -- to  
25 the limitation on the deposition, Mr. Skarnulis?

Page 86

1 MR. SKARNULIS: The reliability of Joe Oltmann  
2 as a source. He had a financial interest in spreading  
3 this story.  
4 MR. ARRINGTON: Go ahead and answer his question  
5 if you can, Ms. Powell.  
6 A. I don't recall knowing that Mr. Oltmann had a  
7 podcast of any kind.  
8 Q. (By Mr. Skarnulis) You were not aware that  
9 Joe Oltmann, prior to the election, had been making  
10 statements suggesting that the election's outcome might be  
11 fraudulent?  
12 A. I do not recall knowing about Mr. Oltmann's  
13 statements, preelection, at all.  
14 MR. ARRINGTON: Mr. Skarnulis, we've been going  
15 for another hour. Do you think -- are you reaching a  
16 natural break?  
17 MR. SKARNULIS: Yeah, this is fine, Barry.  
18 MR. ARRINGTON: Okay. So how about another  
19 10-minute break?  
20 THE VIDEOGRAPHER: This is the end of  
21 Media Number 2. Going off the record. The time is  
22 11:29 a.m. Mountain Time.  
23 (Video-recording has stopped.)  
24 MR. SKARNULIS: Sorry, Barry. What was it you  
25 said?

Page 87

1 MR. ARRINGTON: How about another 10-minute  
2 break?  
3 MR. SKARNULIS: That's fine with me.  
4 MR. ARRINGTON: Okay.  
5 MR. SKARNULIS: Come back here at 11:40  
6 Mountain?  
7 MR. ARRINGTON: Okay. And just so we know, if  
8 the court reporter could tell us -- or the videographer,  
9 whichever is appropriate -- how much time has transpired  
10 so far?  
11 THE VIDEOGRAPHER: Give me one second here.  
12 MR. ARRINGTON: Well, you don't have to do it  
13 right off the cuff. But when we come back, that would be  
14 a nice calculation to have.  
15 THE VIDEOGRAPHER: All right. We're at  
16 two hours and six minutes.  
17 MR. ARRINGTON: Thank you.  
18 (Recess from 11:29 a.m. until 11:43 a.m.)  
19 THE VIDEOGRAPHER: We're back on the record.  
20 This is the beginning of Media Number 3 in the deposition  
21 of Sidney Powell. The time is 11:43 a.m. Mountain.  
22 Q. (By Mr. Skarnulis) Ms. Powell, prior to making  
23 the publications about Dr. Coomer that are at issue in  
24 this lawsuit, you were aware that Joe Oltmann did not  
25 personally witness any election interference by

Page 88

1 Dr. Coomer; right?  
2 MR. ARRINGTON: Object to form.  
3 A. I was aware only of what Mr. Oltmann said in his  
4 affidavit and in his interview with Michelle Malkin. And  
5 as I said earlier, I believe I only saw the YouTube  
6 version of that video.  
7 Q. (By Mr. Skarnulis) Okay. But you were aware  
8 that he doesn't say in his affidavit or in the YouTube  
9 video that he personally witnessed Dr. Coomer commit  
10 election fraud; right?  
11 A. Right. And I have no -- I didn't say that,  
12 either.  
13 Q. Okay. That's -- that's not my question.  
14 This goes to the investigation you performed to  
15 corroborate the allegations.  
16 You were also, prior to making publications  
17 about Dr. Coomer, aware that Joe Oltmann had no physical  
18 evidence of election interference by Dr. Coomer; right?  
19 MR. ARRINGTON: Object -- object to form.  
20 Foundation. Vague.  
21 Q. (By Mr. Skarnulis) You can -- you can answer.  
22 A. All I can tell you that I was aware of is what  
23 Mr. Oltmann reported in his affidavit and on the  
24 Michelle Malkin YouTube video.  
25 Q. Okay.

Page 89



1 A. And right now, I don't recall what all was in  
2 those.

3 Q. Well, that, I think, checks the boxes on my  
4 other questions I would have asked you.

5 Prior to making publications about Dr. Coomer,  
6 were you aware that all states, with the exception of  
7 Louisiana, no longer use direct-recording elections  
8 machines?

9 MR. ARRINGTON: Object to form. Foundation.  
10 Answer if you can, Ms. Powell.

11 A. I don't know.

12 Q. (By Mr. Skarnulis) Do you know what a  
13 direct-recording elections machine is?

14 A. I'm not familiar with that term.

15 Q. Okay. Were you aware that all states other than  
16 Louisiana produce paper ballots recording the vote?

17 MR. ARRINGTON: Object to form.

18 A. I know that a lot of the machines produce paper  
19 ballots, but whether they accurately reflect the vote is  
20 another issue.

21 Q. (By Mr. Skarnulis) Okay. This goes to, you  
22 know, part of what I have to prove, potentially, in this  
23 lawsuit, is a -- a lack of investigation or a disregard of  
24 other sources.

25 What did you do to investigate what Dr. Coomer

Page 90

1 could have done to change the outcome of the 2020  
2 election?

3 MR. QUEENAN: Object to form.

4 A. What Dr. Coomer could have done. I mean, we are  
5 still a long way from determining what all Dr. Coomer  
6 could have done to affect the results of the election.

7 I know he holds patents on multiple parts of the  
8 Dominion, slash, Smartmatic system.

9 I know he absolutely loathed and despised and  
10 viewed as inhuman President Trump.

11 I know what Mr. Oltmann said from his affidavit  
12 and his interview with Michelle Malkin.

13 I know the results of the election were  
14 mathematically impossible.

15 I know that experts have discussed the ability  
16 to manipulate the Dominion machines.

17 I know that as recently as March 2020, the  
18 democrats were screaming to the rooftops about the  
19 manipulability -- we'll get that word -- the ability to  
20 manipulate the vote in the Dominion machines.

21 There's a video called Kill Chain, and of course  
22 I had seen the letters from Carolyn Maloney and, I  
23 believe, Elizabeth Warren and other -- Amy Klobuchar about  
24 the problems with the voting machines.

25 And then we had, you know, the 970 pages of

Page 91

1 evidence about all of it. Dr. Coomer was a very small  
2 piece of the puzzle. And I used Dr. Coomer's name those  
3 very few times specifically to distinguish his  
4 responsibility or the information about him as reflected  
5 in the Mr. Oltmann affidavit and the Michelle Malkin  
6 interview from Dominion at large.

7 There were a lot of people from Dominion that  
8 had different roles in this election. As I said early on,  
9 Dr. Coomer was in the tsunami of information we were  
10 getting. Dr. Coomer was minor and a gnat.

11 Q. (By Mr. Skarnulis) You understand that the  
12 effect of your publications about Dr. Coomer were  
13 tremendous; right?

14 MR. ARRINGTON: Object to form. Foundation.  
15 Vagueness.

16 A. No. Actually, I don't know that. I think  
17 Dr. Coomer's -- or the public's awareness of Dr. Coomer's  
18 social media posts probably had a far greater effect on  
19 him than anything I said did.

20 My statements, again, were based on what  
21 Dr. Coomer's own statements were reported to be by  
22 Mr. Oltmann, and by Mr. Oltmann to Michelle Malkin.

23 Q. (By Mr. Skarnulis) Okay. If the allegations  
24 that -- and I'll use your analogy. Dr. Coomer's a piece  
25 of a puzzle of a conspiracy; right?

Page 92

1 MR. ARRINGTON: Object to form.

2 Q. (By Mr. Skarnulis) You used that analogy. I'll  
3 borrow that.

4 MR. ARRINGTON: Object to form. Sorry.  
5 Go ahead.

6 Q. (By Mr. Skarnulis) A piece of the puzzle;  
7 right?

8 A. I didn't say a "conspiracy," but Dr. Coomer was  
9 certainly a piece of the inquiry and a piece of the puzzle  
10 as to what all happened with respect to this election.

11 Q. But before you made statements about Dr. Coomer,  
12 you had no idea where he fit in that puzzle, did you?

13 A. Well, I have some idea. I -- I know that he  
14 devised a number of the pieces of the software or the  
15 machine or whatever it is that he holds patents on that  
16 are key to the Dominion operating system.

17 I don't know what he personally did the night of  
18 the election; whether he was personally staffing one of  
19 the centers and operating one of the computers, pursuant  
20 to which he could have personally adjudicated votes and  
21 trashed hundreds of thousands of votes for Mr. Trump.

22 I know there were Dominion people all over the  
23 country that were manning all the key voting centers. But  
24 I don't know specifically what Dr. Coomer's role was that  
25 day or that night, nor did I allege any role other than

Page 93

<p>1 what was reflected in the affidavit and his statements --  2 or Mr. Oltmann's statements to Michelle Malkin.  3 Q. Well, given that your testimony is that  4 Dr. Coomer's patents and close working involvement with  5 Dominion is a part of a bigger effort to change the  6 election -- change the outcome of the election, if your  7 allegations about Dr. Coomer were true, his role would  8 have been significant; right?  9 MR. ARRINGTON: Object to form.  10 A. I still don't know how Dr. Coomer fits into the  11 entire picture.  12 Q. (By Mr. Skarnulis) Okay. In -- prior to making  13 statements about Dr. Coomer, were you aware of any federal  14 governmental agency or -- or department that had  15 determined the results of the 2020 presidential election  16 were fraudulent?  17 A. I'm sorry. What?  18 Q. Prior to making statements about Dr. Coomer in  19 public, were you aware of any federal governmental agency,  20 department, any governmental entity that had determined  21 the results of the 2020 presidential election were  22 fraudulent?  23 A. No. I can't think of any as I sit here now.  24 Q. Prior to making statements about Dr. Coomer, did  25 you have any information that a state had determined that</p> <p style="text-align: right;">Page 94</p>	<p>1 to admit the gross malfeasance if itself would have been  2 responsible for for failing to have done its job to secure  3 this election.  4 Q. (By Mr. Skarnulis) If your allegations about  5 Dr. Coomer's role, if any, in the outcome of the election  6 were true, would he, to your understanding, have been  7 involved in the outcome of the Georgia election?  8 MR. ARRINGTON: Object to form.  9 A. I don't -- I don't think I can even answer that.  10 I don't know how Dominion divided up its operating system  11 that night or what role Dr. Coomer played in this  12 election, per se.  13 Again, all I know is what is in Mr. Oltmann's  14 affidavit that Dr. Coomer himself said about, effectively,  15 rigging the election, and the same with the  16 Michelle Malkin interview.  17 Q. (By Mr. Skarnulis) Prior to making statements  18 about Dr. Coomer in public, were you aware that Georgia  19 elections officials, Brad Raffensperger,  20 Gabe Sterling, adamantly insisted that their election was  21 free and fair?  22 MR. ARRINGTON: Object to form.  23 A. Yes. Everyone that had any responsibility from  24 the government at any level, I believe, in this election,  25 was maintaining it was secure and fair, despite all of the</p> <p style="text-align: right;">Page 96</p>
<p>1 the results of the 2020 presidential election were  2 fraudulent?  3 A. Not that I can think of right now.  4 Q. Have you seen the report from a Republican  5 committee in Michigan about the results of the 2020  6 presidential election?  7 MR. ARRINGTON: Object to form.  8 A. I am aware of a report. I have not read it.  9 Q. (By Mr. Skarnulis) Were you aware that  10 Chris Krebs and this Cybersecurity and Infrastructure  11 Security Agency had reported on November 12, 2020, that  12 there was no evidence the 2020 presidential election was  13 fraudulent?  14 MR. ARRINGTON: Object to form.  15 A. I knew statements about that had come out at  16 some time. I have no recollection of the timeline as to  17 when that statement was made.  18 Q. (By Mr. Skarnulis) Were you aware that  19 Attorney General William Barr on December 1st said there  20 was no evidence that the 2020 presidential election was  21 fraudulent?  22 MR. ARRINGTON: Object to form.  23 A. Again, I remember hearing that  24 Attorney General Barr had said that, but I do not recall  25 the time frame, nor would I expect any government agency</p> <p style="text-align: right;">Page 95</p>	<p>1 evidence to the contrary.  2 Q. (By Mr. Skarnulis) Do you disagree with the  3 assertions of Brad Raffensperger and Gabe Sterling that  4 Georgia's elections were fair?  5 A. I vehemently disagree with those assertions.  6 Q. Do you contend that Dominion had an influence in  7 the outcome of the Georgia 2020 election?  8 A. I definitely believe that Dominion had some  9 influence in the outcome of the election in Georgia.  10 Q. Do you believe that Dr. Coomer had any  11 involvement in the outcome of the Georgia election?  12 A. I have --  13 MR. ARRINGTON: Excuse me. Asked and answered.  14 Go ahead.  15 A. Yes. I have no idea what Dr. Coomer's role was  16 specifically in the Georgia election or any other part of  17 the election.  18 Q. (By Mr. Skarnulis) You -- prior to making  19 statements about Dr. Coomer, were you aware that all 50  20 states and thousands of local jurisdictions had joined the  21 Elections Infrastructure Information Sharing Analysis  22 Center?  23 MR. ARRINGTON: Object to form.  24 Go ahead.  25 A. I'm not even sure I knew there was one.</p> <p style="text-align: right;">Page 97</p>

1 Q. (By Mr. Skarnulis) Do you know what -- whether  
2 there is third-party testing of Dominion's software prior  
3 to its utilization in elections?  
4 A. I have a vague recollection of some information  
5 about third-party testing. But my recollection is also  
6 that third parties are not exactly third parties.  
7 Q. Why do you say that?  
8 A. That there's some industry interrelationship or  
9 something with respect to the testing that's done.  
10 Q. Do you have any evidence that Dr. Coomer has a  
11 relationship with any third-party testing entity?  
12 A. Again, all I know about Dr. Coomer is -- is what  
13 I've stated from the affidavits of Mr. Oltmann and the  
14 interview with Ms. Malkin, and they reflect Dr. Coomer's  
15 own words.  
16 Q. I found the exhibit I was looking for before.  
17 Let me introduce -- I'm showing you Exhibit 7, an article  
18 from Politico magazine. Have you seen this before?  
19 (Plaintiff's Exhibit Number 7 was introduced.)  
20 A. I don't know.  
21 Q. (By Mr. Skarnulis) Of course, the article  
22 characterizes this as you being cut from the president's  
23 legal team. Would you disregard -- or disagree with that,  
24 I should say?  
25 A. Yes. I was never on the president's legal team.

1 I never signed an engagement letter with the Trump legal  
2 team. I was always practicing law on my own.  
3 Q. And that's with Sidney Powell, P.C.; right?  
4 A. Right.  
5 Q. Okay. In -- in bringing the lawsuits that you  
6 brought regarding the 2020 election, how -- how did  
7 Powell, P.C. get compensated for that?  
8 A. Sidney Powell, P.C., hasn't -- has not been  
9 compensated for that.  
10 Q. In any way?  
11 A. Not yet.  
12 Q. Are you funding that yourself?  
13 A. Yes. I have been funding it from my P.C.  
14 Q. Let me go to another exhibit.  
15 So what is the fee arrangement, then, from  
16 you -- between you and your law firm?  
17 MR. ARRINGTON: Object to form.  
18 A. Well, generally speaking, the way I have always  
19 worked is that I make sure everybody else gets paid for  
20 what they have done, and then if there's any left, I have  
21 that as my compensation.  
22 Q. (By Mr. Skarnulis) Has there been any left  
23 in -- in your cases regarding the 2020 election?  
24 MR. ARRINGTON: Object to form.  
25 A. We're still trying to figure that out.

1 Q. (By Mr. Skarnulis) Is it an hourly fee  
2 arrangement?  
3 A. I would like to charge an hourly rate at some  
4 point. But like I said, I have not been -- I don't have a  
5 fee arrangement, per se, with anyone on this yet. And I  
6 hope, at some time, I will receive some personal  
7 compensation for all my work on it.  
8 Q. Is it in writing, your agreement?  
9 A. No.  
10 Q. What is Restore the Republic Political Action  
11 Committee?  
12 A. That actually -- Restore the Republic was never  
13 formed.  
14 Q. What is Defending the Republic Political  
15 Action -- or DefendingTheRepublic.org, I believe --  
16 MR. ARRINGTON: So we have -- excuse me. We  
17 have Defending the Republic's deposition coming up. Do we  
18 want to get into Defending the Republic issues in this  
19 deposition? I don't know that that's relevant to her at  
20 this point.  
21 MR. SKARNULIS: I'm not intending to go deep on  
22 it. I just want to know if there -- if the donations that  
23 go to Defending the Republic are going to be paid to  
24 Sidney Powell, P.C., at some point.  
25 MR. ARRINGTON: I think that's a question for

1 Defending the Republic's deposition, which you've noticed  
2 pursuant to 30(b)(6). This is not a 30(b)(6) deposition  
3 of Defending the Republic at this deposition, and so you  
4 will have ample opportunity to -- to -- to inquire of  
5 Defending the Republic. It's on August 4th, I believe.  
6 MR. SKARNULIS: Well, I -- I think it's also  
7 accurate to ask Sidney Powell, P.C., whether it  
8 anticipates, through some arrangement with Defending the  
9 Republic, that it's going to receive compensation.  
10 MR. ARRINGTON: Okay. Go ahead and answer that  
11 question, Ms. Powell.  
12 MR. QUEENAN: Object to form.  
13 Q. (By Mr. Skarnulis) Would you like me to ask it  
14 again, Ms. Powell?  
15 A. Please.  
16 Q. Okay. DefendingTheRepublic.org -- you're  
17 familiar with that; right?  
18 A. Yes. It's a (c)(4).  
19 Q. Okay. And donations have been solicited for  
20 that entity; right?  
21 A. Donations have certainly been made to it.  
22 Q. Okay. And does Sidney Powell, P.C., expect to  
23 receive compensation through the donations made to  
24 Defending the Republic?  
25 MR. ARRINGTON: Object to form.

1 A. I -- I certainly hope we will.

2 Q. (By Mr. Skarnulis) Do you have -- does

3 Sidney Powell, P.C., have an arrangement with Defending

4 the Republic for the payment of fees?

5 MR. ARRINGTON: Object to form.

6 A. No, we don't have an agreement yet.

7 Q. (By Mr. Skarnulis) Okay. Has Sidney -- well,

8 you'd agree with me that Sidney Powell, P.C.'s public

9 awareness has increased dramatically since making

10 allegations about Dr. Coomer?

11 MR. ARRINGTON: Object to form. Foundation.

12 Relevance.

13 A. It's increased dramatically since I began my

14 representation of General Flynn. That, I can certainly

15 calculate. I don't know -- I don't know, other than that,

16 what increased when.

17 Q. (By Mr. Skarnulis) In the four lawsuits that

18 you filed in disputed states, you had multiple named

19 plaintiffs; right?

20 A. Yes.

21 Q. And I'm sorry. I -- I violated my own rule. I

22 meant you, Sidney Powell, P.C., filed these four lawsuits,

23 and there were multiple named claimants; right?

24 A. Right.

25 Q. Did Sidney Powell, P.C., have a retainer

Page 102

1 agreement with any of the named plaintiffs?

2 A. We had engagement agreements. I'm not sure I

3 would call them "retainer agreements."

4 Q. Were they in writing?

5 A. Yes.

6 Q. And did they provide for a fee to be -- be paid

7 to Sidney Powell, P.C.?

8 A. No, they did not.

9 MR. ARRINGTON: Object to form.

10 Q. (By Mr. Skarnulis) Okay. And let me --

11 A. And also privileged.

12 Q. Oh. But was Sidney Powell, P.C., under its

13 arrangements with the plaintiffs in the four battleground

14 state lawsuits, is Sidney Powell, P.C., expected to be

15 compensated for its representation?

16 MR. ARRINGTON: Object to form.

17 A. Well, number one, we have an attorney-client

18 privilege on those issues. But, number two, I have no

19 expectation of being compensated by any of the plaintiffs.

20 Q. (By Mr. Skarnulis) Prior to the 2020

21 presidential election, had you made other allegations that

22 the election would be fraudulent?

23 A. I'm sorry. What?

24 Q. Okay. Prior to the 2020 presidential election,

25 had you made any other statements that you anticipated

Page 103

1 there would be election fraud?

2 A. Not that I recall.

3 Q. And backing up to -- this is a Sidney Powell,

4 P.C., question. I just want to clean this up.

5 So is it your contention today that you have not

6 been paid for any of your work in the four battleground

7 state lawsuits?

8 A. That is correct.

9 MR. QUEENAN: Object to form.

10 Q. (By Mr. Skarnulis) Was that a "yes"? I'm

11 sorry.

12 A. Yes. I have not been personally compensated for

13 my work on those lawsuits.

14 Q. And Sidney Powell, P.C., has received no

15 compensation for its work on those four lawsuits?

16 A. No. We haven't billed -- we're -- I mean, we're

17 still -- the -- the flood of -- of information and the

18 press of business has been extraordinary. We are still

19 trying to collect information that would be needed for

20 anyone to consider compensating us.

21 Q. Okay. Going back to my prior area of

22 questioning, do you recall appearing on Steve Bannon's

23 podcast on November 2nd?

24 A. I do not.

25 Q. Well, do you recall on -- ever making a

Page 104

1 statement that you had verification that a supercomputer

2 called Hammer was capable of running a program called

3 Scorecard that was created to switch 3 percent of the

4 votes?

5 MR. ARRINGTON: Object to form.

6 A. I do have a recollection of having information

7 about Hammer and Scorecard, yes.

8 Q. (By Mr. Skarnulis) Explain to me what Hammer

9 and Scorecard -- what those are.

10 A. Well, there's a debate about whether they exist

11 or not, but the information I was given was that they --

12 whatever the computer is does exist, and it has a

13 capability of, essentially, hacking the election system

14 and changing votes.

15 Q. Do you know whether that happened in the 2020

16 presidential election?

17 A. I think that's still being investigated.

18 Q. Is Hammer tied into Dominion Voting Systems in

19 any way?

20 MR. ARRINGTON: Object to form.

21 A. I don't know.

22 Q. (By Mr. Skarnulis) Do you know who controls

23 this Hammer and Scorecard?

24 A. I do not.

25 Q. Does Eric Coomer, to your knowledge, have any

Page 105

1 involvement in the supercomputer called Hammer or the  
 2 program Scorecard?  
 3 A. Not to my knowledge.  
 4 Q. Do you think it's odd that your claims about  
 5 Hammer and Scorecard are very similar to the claims about  
 6 Dominion Voting Systems?  
 7 MR. ARRINGTON: Object to form.  
 8 A. Do I think that's odd?  
 9 Q. (By Mr. Skarnulis) Yes.  
 10 A. I don't know how to answer that.  
 11 Q. Well, would you agree that the claims of a  
 12 computer changing the votes, both Hammer and Dominion, are  
 13 similar claims?  
 14 A. Well, I think it's undisputed that computers can  
 15 change votes. That's what the March 2020  
 16 democratic-funded HBO documentary called Kill Chain talks  
 17 about.  
 18 Q. Okay. That's not my question, though.  
 19 Prior to the November 3rd election, you had  
 20 talked on at least one occasion about this Hammer and  
 21 Scorecard; right?  
 22 MR. ARRINGTON: Object to form.  
 23 A. According to the information you just gave me,  
 24 yes.  
 25 Q. (By Mr. Skarnulis) Okay. And the claim about

Page 106

1 Hammer and Scorecard is that a computer would be used to  
 2 switch votes; right?  
 3 A. I'd have to go back and listen to or see the  
 4 transcript of what I said then.  
 5 Q. Okay. And yet we can -- we can let that speak  
 6 for itself.  
 7 You'd agree that -- that the claim that you have  
 8 made about Dominion Voting Systems is that the Dominion  
 9 Voting Systems computers were used to change votes; right?  
 10 A. Yes.  
 11 Q. What do you know about the adjudication process  
 12 with the Dominion voting machines?  
 13 A. My general understanding, as I sit here now, is  
 14 that certain things can be overridden for the computer to  
 15 look at, or there can be some sort of mark or whatever on  
 16 a ballot that throws it into what they call the  
 17 adjudication process.  
 18 And then whoever is operating the Dominion  
 19 system in the local place, or even in a central place at  
 20 the time, can take any votes that go into the adjudication  
 21 folder and trash them or assign them to other people or  
 22 put them all in one block for somebody else; that they can  
 23 essentially do whatever they want with them.  
 24 Q. Do you believe that one person in a local area  
 25 controls the adjudication process?

Page 107

1 A. I think it's entirely possible for one person or  
 2 a team of people or it to happen at any number of stages  
 3 of the electronic transmission process.  
 4 Q. Were you aware that in -- well, I believe all  
 5 jurisdictions, members from both parties are part of the  
 6 adjudication process?  
 7 MR. ARRINGTON: Object to form.  
 8 A. No, I'm -- I'm not aware of that.  
 9 I am aware that a number of people from the  
 10 Republican side of things were excluded from all of the  
 11 vote observation processes the night of the election.  
 12 They were lied to. They were sent out.  
 13 Ballots were sent through the machines multiple  
 14 times -- same stack of ballots. Ballots were pulled out  
 15 from under a table in Atlanta, I believe, and then shoved  
 16 through the machine after the Republican and vote  
 17 observers had been run out based on a lie that the --  
 18 there would have been a flood.  
 19 I mean, there were disparities all over the  
 20 swing states on election night, and probably some other  
 21 places, too.  
 22 Q. (By Mr. Skarnulis) Can you connect actions of  
 23 Dr. Eric Coomer to any improper use of the adjudication  
 24 process in any election?  
 25 A. I don't remember if parts of the adjudication

Page 108

1 process were parts of the things Dr. Coomer had obtained a  
 2 patent on or not.  
 3 And I have never made a specific allegation of  
 4 his role on election night. The only few statements I've  
 5 made about Dr. Coomer came from the Oltmann affidavit, my  
 6 knowledge of the Dominion manual, and his interview with  
 7 Michelle Malkin.  
 8 Q. Were you aware prior to making statements about  
 9 Dr. Coomer that all adjudications are -- in all  
 10 jurisdictions -- are kept in a log?  
 11 MR. ARRINGTON: Object to form.  
 12 A. I'm not even sure that's true. I know they're  
 13 supposed to be, but I don't think they were. I think logs  
 14 were erased, as I remember. But I can't tell you when I  
 15 learned that logs had been erased.  
 16 And I believe the Kill Chain documentary also  
 17 talks about the fact that the logs can be changed.  
 18 Q. (By Mr. Skarnulis) Does the Kill Chain  
 19 documentary that you refer to -- does it refer to  
 20 Dr. Coomer?  
 21 A. I don't recall any reference to Dr. Coomer in  
 22 that.  
 23 Q. Were you aware that in the adjudication process,  
 24 there are images that are made of the adjudicated ballots  
 25 that have to be verified?

Page 109

1 MR. ARRINGTON: Object to form.  
2 A. My understanding of the images made of  
3 adjudicated ballots is that they are made of the ballot as  
4 it has been adjudicated, not as it was cast originally.  
5 And, therefore, the adjudication process itself erases the  
6 original vote.  
7 Q. (By Mr. Skarnulis) Do you have any evidence  
8 that it was physically possible for Dr. Coomer to  
9 interfere in the 2020 presidential election?  
10 A. Other than what I've stated, no. We would still  
11 like to develop evidence with respect to Dr. Coomer's role  
12 in this entire election.  
13 Q. In asking you questions about the adjudication  
14 and the imaging, what -- what is your understanding of  
15 the -- the things you testified about regarding the  
16 adjudication process, what is your understanding based on?  
17 A. A review of the manual and consultation with  
18 experts.  
19 Q. Are you personally familiar with the  
20 Dominion Voting Systems manual?  
21 A. Yes. I've -- I've read major sections of it.  
22 Q. And what about the Dominion Voting Systems  
23 manual informs your opinion about Dr. Coomer's role in the  
24 2020 election?  
25 A. It doesn't speak specifically to Dr. Coomer's  
Page 110

1 role in the 2020 election. Again, we would have to look  
2 at his patents, what the patents were for, and how they  
3 work in the machine.  
4 But, again, I don't know what Dr. Coomer was  
5 doing election night or the night before or the night  
6 after. I would like to know where -- where he was working  
7 election night. I would like to know if he personally  
8 adjudicated any votes. But I don't have that information.  
9 Q. How do you know Rudy Giuliani?  
10 A. I know him to have been a prosecutor. I think  
11 he and I started prosecuting cases at roughly the same  
12 time in different U.S. Attorneys' offices.  
13 I know him as having been probably the best  
14 mayor New York ever had. I have visited with him on a few  
15 occasions. And I know he was leading President Trump's  
16 efforts and/or for the Trump campaign. I don't know the  
17 details of his arrangement. I wasn't a party to that.  
18 But I just generally know Rudy Giuliani.  
19 Q. How did you become involved with Rudy Giuliani,  
20 Jenna Ellis, and any other members of the team  
21 representing the Trump campaign?  
22 A. I'm not sure I really know, other than we all  
23 wound up in, essentially, the same place at the same time.  
24 Q. You don't recall being contacted by the -- the  
25 Trump campaign attorneys?  
Page 111

1 A. I don't recall much of any specifics of -- of  
2 those days at all.  
3 Q. Prior to the interview with Joe Oltmann, did you  
4 know Michelle Malkin?  
5 A. I knew of her. I mean, I knew -- I knew she was  
6 a media person. I knew she was an outstanding lawyer.  
7 But I don't -- I don't know if I'd ever met her.  
8 Q. Prior to making statements about Dr. Coomer, did  
9 you know Chanel Rion?  
10 A. I can't remember when I met Chanel, either.  
11 Q. But you have met Ms. Rion?  
12 A. Yes, I've met her. And I know I've met Michelle  
13 Malkin at some place, too, at least to say, Hello, how are  
14 you? But I don't think we've ever actually had a visit.  
15 Q. Prior -- prior to making public statements about  
16 Eric Coomer, did you have conversations with Rudy Giuliani  
17 about Dr. Coomer?  
18 A. Not that I recall.  
19 Q. Prior to making statements about Dr. Coomer, did  
20 you have conversations with Michelle Malkin about him?  
21 A. Again, not that I recall.  
22 Q. Same thing for Chanel Rion. Did you have  
23 conversations with her about Dr. Coomer prior to making  
24 statements about him?  
25 A. Not that I recall.  
Page 112

1 Q. And I may have covered this, and I apologize if  
2 I have. But prior to making the statements publicly about  
3 Dr. Coomer, did you talk to Joe Oltmann personally about  
4 Dr. Coomer?  
5 A. I believe I did speak with Joe Oltmann  
6 personally. I just don't have any specific recollection  
7 of the details.  
8 Q. Okay. Did you know Jim Hoft before making  
9 statements about Dr. Coomer?  
10 A. I think I had -- I was seated at a same table  
11 for dinner with James Hoft several years ago. But I did  
12 not talk with him about Eric Coomer.  
13 Q. When did you first meet Randy Corporon?  
14 A. I don't know. I'm not sure I have met  
15 Randy Corporon.  
16 Q. Do you know who he is?  
17 A. Yes. I've spoken to him, but I don't think I've  
18 met him.  
19 Q. Were members of your staff or the legal team you  
20 were directing working with Randy Corporon in the offices  
21 of his law firm in mid-November?  
22 MR. ARRINGTON: Object to form. And how does  
23 this go to relevance of the malice issue, Mr. Skarnulis?  
24 MR. SKARNULIS: This goes to conspiracy.  
25 MR. ARRINGTON: Okay. Go ahead.  
Page 113

1 A. I believe one of the lawyers that was helping us  
2 made a trip to Colorado, and one of the investigators was  
3 probably with him. I don't recall any of the specifics of  
4 that.

5 Q. (By Mr. Skarnulis) You said "one of the  
6 lawyers." Which lawyer?

7 A. I think it was Chris Smith.

8 Q. And you said an investigator. Who was the  
9 investigator?

10 A. Sam Faddis.

11 Q. Prior to making statements about Dr. Coomer, you  
12 were a guest on Randy Corporon's radio show, weren't you?

13 A. I've been a guest of Randy Corporon on his radio  
14 show. I couldn't tell you, again, when that was.

15 Q. Was you or your -- were you or your legal team,  
16 Chris Smith or your investigator, working with  
17 Representative Louie Gohmert?

18 MR. ARRINGTON: Objection. Form. Foundation.

19 A. I don't think Chris Smith had anything to do  
20 with Louis Gohmert.

21 Q. (By Mr. Skarnulis) Did you?

22 A. Well, I've known Louie Gohmert for years.  
23 Trying to think. I know we represented -- some of our  
24 team represented Louis Gohmert in a 12th amendment lawsuit  
25 that we filed in Tyler.

Page 114

1 Q. Did you work with -- did you ever speak to  
2 Representative Gohmert about Dr. Coomer?

3 A. Not that I recall.

4 Q. When did you first meet Patrick Byrne?

5 A. Sometime in November. I believe it was after  
6 the election; I don't know how long after the election,  
7 but before Thanksgiving.

8 Q. Have you discussed Dr. Coomer with  
9 Patrick Byrne?

10 A. I don't think so.

11 Q. Do you know Ron Watkins?

12 A. No.

13 Q. Russell Ramsland -- you know him; right?

14 A. I do.

15 Q. How do you know Russell Ramsland?

16 A. I've known Russ for several years. He lives in  
17 Dallas. I live in Dallas.

18 Q. Did you attend a presentation about either  
19 Mr. Ramsland or Allied Security Operations Group --

20 A. Yes.

21 Q. -- at a plane hanger?

22 A. Yes.

23 Q. What was that presentation about, as you recall?

24 A. It was several years ago, and it was about a  
25 voting concern with computers in the -- whatever the

Page 115

1 Dallas clerk's office is -- with respect to the 2018  
2 election.

3 Q. Did you rely on Russell Ramsland or Allied  
4 Securities Operations Group in the lawsuits you filed in  
5 the four battleground states?

6 A. I know we included an affidavit from Russ, and I  
7 believe -- I think there was an original affidavit, and  
8 then there was a corrected affidavit, to my recollection.

9 Q. What was the nature of the affidavit testimony  
10 you got from Mr. Ramsland?

11 A. My recollection is he was explaining, again,  
12 some of the technology aspects of the issues.

13 Q. Did you have Mr. Ramsland or ASOG investigate  
14 claims about Dr. Coomer?

15 A. Not to my recollection.

16 Q. Why not?

17 A. Because they were looking at machine issues.

18 Q. Well, wouldn't that be related to claims about  
19 Dr. Coomer's involvement?

20 MR. ARRINGTON: Object to form.

21 A. I guess they could prove to be. But did I  
22 dispatch them to specifically find out anything about  
23 Dr. Coomer? The answer would be no.

24 Q. (By Mr. Skarnulis) Well, they were each part of  
25 your lawsuit; right? The claims about Mr. Ramsland's

Page 116

1 affidavit testimony; right?

2 A. There were hundreds of people that were part of  
3 our lawsuits.

4 Q. And there were lots of -- there were lots of  
5 allegations in each of the lawsuits; correct?

6 A. Correct.

7 Q. Why was -- the claims about Dr. Coomer, if true,  
8 would be sensational, wouldn't they?

9 MR. ARRINGTON: Object to form.

10 A. Excuse me.

11 Q. (By Mr. Skarnulis) That's quite all right.

12 A. That's your characterization.

13 Q. Well, wouldn't you agree with that? I mean,  
14 we've talked about it before. The -- the allegations  
15 against Dr. Coomer, that he could personally rig the  
16 election as a key Dominion Voting Systems employee, that's  
17 a big deal, isn't it?

18 MR. ARRINGTON: Object to form. Foundation.

19 A. First of all, I don't know Dr. Coomer's role  
20 within Dominion. I don't know that I could describe him  
21 as a key Dominion employee. Again, I think that's  
22 something we would need to find out in discovery  
23 ourselves. I -- I don't know the details of his role at  
24 all.

25 And I think what was most sensational, if you

Page 117

1 want to use that term, was Dr. Coomer's own words, as  
 2 explained to us by Mr. Oltmann and as reflected in his  
 3 social media posts.  
 4 Q. (By Mr. Skarnulis) And if true, those would --  
 5 those statements would be shocking, wouldn't they?  
 6 A. I was certainly shocked when I read them.  
 7 Q. And as a lawyer, don't you tend to put your most  
 8 important facts early on in your complaint?  
 9 MR. ARRINGTON: Objection. Relevance.  
 10 Foundation.  
 11 Go ahead.  
 12 A. I was not personally drafting the complaints,  
 13 and I can't tell you on the timeline now what went in  
 14 which.  
 15 I think we first put Dr. -- Dr. Coomer's -- or  
 16 the most significant information about Dr. Coomer came in  
 17 to our amended Michigan complaint as a result of some of  
 18 the work of Don Brown, another lawyer.  
 19 Q. (By Mr. Skarnulis) Well, in the hearing in  
 20 Michigan, you took full responsibility for that complaint,  
 21 didn't you?  
 22 A. I do, yes.  
 23 Q. Okay. Let me go to a -- an exhibit.  
 24 THE WITNESS: Could we take a break for a  
 25 minute?

Page 118

1 MR. SKARNULIS: Sure. In fact, let's go off the  
 2 record for 15 minutes or so.  
 3 THE WITNESS: Okay. Great. Thanks.  
 4 THE VIDEOGRAPHER: Going off the record. The  
 5 time is 12:31.  
 6 (Video-recording has stopped.)  
 7 MR. ARRINGTON: So back on the record at 12:46.  
 8 Can we get a count on the time, please?  
 9 THE VIDEOGRAPHER: The time I have right now is  
 10 2 hours and 54 minutes.  
 11 MR. ARRINGTON: Thank you.  
 12 (Recess from 12:31 p.m. until 12:42 p.m.)  
 13 THE VIDEOGRAPHER: We're back on the record.  
 14 The time is 12:46 p.m. Mountain.  
 15 Q. (By Mr. Skarnulis) Ms. Powell, are you familiar  
 16 with Chanel Rion's story on OAN called Dominionizing the  
 17 Vote?  
 18 A. I don't think I am.  
 19 Q. Okay. You don't recall ever having seen that?  
 20 A. I don't.  
 21 Q. Were you contacted by OAN about your statements  
 22 regarding Dr. Coomer shortly after the press conference  
 23 with Rudy Giuliani?  
 24 A. I remember doing one interview with Chanel  
 25 outside, not far from the White House, but I couldn't tell

Page 119

1 you when that was or what it was about.  
 2 Q. I'm going to bounce around here a little bit.  
 3 Throughout the course of today's deposition,  
 4 you've said a couple times that the election results are  
 5 mathematically or statistically impossible. Do you recall  
 6 that?  
 7 A. Yes.  
 8 Q. How do you know that?  
 9 A. We were flooded with information from various  
 10 mathematicians and statisticians that told us that.  
 11 Q. Have you reviewed mathematical or statistical  
 12 modeling that provides evidence of that?  
 13 A. I'm not sure what you're referring to, but I  
 14 have seen, certainly, charts and graphs. And, I mean,  
 15 just kind of -- I'm certainly not a math scholar by any  
 16 means. But, kind of, common sense tells you that you  
 17 can't have 134,000 votes injected for one candidate all of  
 18 a sudden in the middle of the night. It's like flipping a  
 19 coin and having it come up heads 134,000 times in a row.  
 20 It just doesn't happen.  
 21 Q. Can you name any of the mathematicians or  
 22 statisticians you rely on in coming to the conclusion that  
 23 the election results were statistically impossible?  
 24 A. I think Matt Braynard worked on that a lot.  
 25 There was a young man on our team, whose name escapes me

Page 120

1 at the moment, that worked on that part.  
 2 I know Dr. Frank has been analyzing it.  
 3 Mr. Solomon -- I don't -- I don't -- I mean, there were a  
 4 number of people doing the math thing.  
 5 Q. Have any of these reports, to your knowledge,  
 6 been independently verified?  
 7 A. Well, if I remember correctly, there were  
 8 approximately, at least -- well -- oh, yeah. And I  
 9 forgot, there was a big group that one of the McLaughlins  
 10 was working with -- the Data Integrity Group, I think it  
 11 was called. And they produced some videos and some  
 12 information that was extremely compelling. I think those  
 13 videos are still available online.  
 14 But their work was extraordinary, and the bottom  
 15 line is, the data doesn't lie.  
 16 Q. Are you aware of any third-party verification of  
 17 the mathematical and statistical data you've referred to?  
 18 A. Oh, I know where I was going with that.  
 19 It seemed like there were, like, five or six,  
 20 maybe even more, different groups of math people that were  
 21 sorting, trying to figure out what -- what happened and  
 22 how it happened.  
 23 And what I found remarkable was that none of  
 24 them knew about each other, but they all came to the same  
 25 conclusion by different means and analysis.

Page 121



1 I mean, I don't begin to understand the math  
2 that -- or the algorithms or whatever that go into all of  
3 that. But what I did find remarkable was that multiple  
4 groups, working independently and using different means  
5 and methods of analysis, had come to the same conclusion.  
6 So I would say it was more than independently  
7 verified. It was corroborated many times over by the  
8 multiple different groups.  
9 Q. Why, in your opinion, have --  
10 A. Oh, and John Droz -- I'm sorry. John Droz, a  
11 physicist in North Carolina that put together a group of  
12 volunteer math and physics people that worked on it  
13 extensively, too.  
14 Q. Why, in your opinion, have courts unanimously  
15 rejected such evidence?  
16 MR. ARRINGTON: Objection. Lacks foundation.  
17 Object to form.  
18 A. The defenses that the courts adopted to throw  
19 out all of our cases were essentially the talking points  
20 propounded by Marc Elias on behalf of the DNC and the  
21 entire democratic machine.  
22 Why the courts chose to adopt those wholesale  
23 and throw these cases out, I -- without looking at any  
24 evidence or allowing any testimony -- I do not know.  
25 Q. (By Mr. Skarnulis) You mentioned McLaughlin. I  
Page 122

1 believe that's Lynda McLaughlin with the Data Integrity  
2 Group; right?  
3 A. Yes. Yes. Thank you.  
4 Q. And Lynda McLaughlin and DIG opined that the  
5 elections -- or, I'm sorry -- the results in Georgia were  
6 manipulated; right?  
7 A. I believe that's correct.  
8 Q. What about the hand recounts? Did you ever  
9 consider those?  
10 A. Yes, I did. But when you run the same  
11 counterfeit bills through the same machine counter, they  
12 come out with the same results.  
13 Q. So you contend that the ballots themselves, the  
14 paper ballots, were manipulated as well?  
15 A. The way I understand the Dominion machines, what  
16 they create an image of is -- is their own image,  
17 essentially. And if the ballot is sent to adjudication,  
18 then the adjudication process itself wipes out the  
19 original ballot and creates the ballot that -- as it was  
20 adjudicated.  
21 So, yes, there -- I believe there is substantial  
22 manipulation built into the machine itself.  
23 Q. Are you contending that Dr. Coomer possibly had  
24 some sort of involvement in the ability of  
25 Dominion Voting Systems to influence the adjudication  
Page 123

1 process in Georgia?  
2 MR. ARRINGTON: Object to form.  
3 A. Yeah. I don't know what he did as to any  
4 specific state. Again, I would have to go back and  
5 re-examine his patents and what technology he patented.  
6 And, again, I would prefer to ask him a number of  
7 questions himself.  
8 Q. (By Mr. Skarnulis) Was there someone on your  
9 team who was responsible for attempting to corroborate  
10 Joe Oltmann's affidavit?  
11 A. Well, I think -- I think when Sam Faddis and  
12 Chris Smith went to -- or wound up in Colorado, that they  
13 may have done some of that. I really don't recall.  
14 And I know, to some extent, I spoke to  
15 Mr. Oltmann. But, again, I don't remember any of the  
16 specifics of that.  
17 Q. Did you consider -- prior to making statements  
18 about Dr. Coomer, did you consider Joe Oltmann's potential  
19 financial motive for telling the story about Dr. Coomer?  
20 MR. ARRINGTON: Object to form.  
21 Go ahead.  
22 A. I could only take Mr. Oltmann's information at  
23 face value, as we did with any other affiant, essentially,  
24 unless something was obviously wrong or just didn't pass  
25 the smell test.  
Page 124

1 It was difficult to do anything other than try  
2 to make sure the affidavit was as accurate as possible  
3 based on what the individual was willing to attest to  
4 under oath, realizing that no affidavits are required for  
5 any federal pleading; that it's entirely appropriate for a  
6 judge to consider affidavits at that stage of the process;  
7 that we were doing more work than in any other federal  
8 case I have ever seen or filed, and I've done hundreds of  
9 them; and that we were making a good-faith effort to be as  
10 honest and practice with the utmost integrity that we  
11 possibly could in an extremely difficult situation under a  
12 very enormous time pressure.  
13 Q. (By Mr. Skarnulis) Okay. Well, you'd agree  
14 that if an affiant has a financial motive, that goes to  
15 potentially showing that person's bias; right?  
16 A. That would be fodder for cross-examination at  
17 any hearing or trial.  
18 Q. Okay. Did you not consider the possibility of  
19 any bias of Mr. Oltmann?  
20 A. Again, that would be a matter for  
21 cross-examination at any hearing or trial.  
22 Q. Were you aware prior to making statements about  
23 Dr. Coomer yourself that Joe Oltmann was giving speeches  
24 in support of President Trump?  
25 MR. ARRINGTON: Object to form.  
Page 125

1 Go ahead.

2 A. I -- I don't know what Mr. Oltmann was doing. I

3 know what I saw in Dr. Coomer's social media posts.

4 Q. (By Mr. Skarnulis) Well -- and that's kind of

5 what I'm asking you on the flip side.

6 If Dr. Coomer's social media posts are some

7 evidence of his bias and his potential for rigging the

8 election, wouldn't Joe Oltmann appearances at conservative

9 rallies and that sort of thing in support of

10 President Trump go to some sort of bias on him as a

11 witness?

12 A. That would be for you to point out on

13 cross-examination of Mr. Oltmann.

14 Q. Are you aware that Joe Oltmann, his conservative

15 daily podcast, prior to discussing Dr. Coomer, was ranked

16 119th out of political podcasts but increased by

17 November 28th to number eight?

18 MR. ARRINGTON: Object to form. Foundation.

19 A. Yeah. I have no recollection of Mr. -- of

20 knowing that Mr. Oltmann even had a podcast.

21 Q. (By Mr. Skarnulis) Have you been involved with

22 Patrick Byrne's movie Stop the Steal -- or not Stop the

23 Steal -- The Deep Rig?

24 A. Could you be more specific?

25 Q. Well, have you worked with Patrick Byrne at all

Page 126

1 in the preparation of that movie?

2 A. Yes, I did.

3 Q. Did you work with Joe Oltmann in the preparation

4 of that movie?

5 A. No, I didn't.

6 Q. Did you receive any compensation for

7 participating in the production of that movie?

8 A. No, I didn't.

9 Q. Did you work with any of the other defendants in

10 this lawsuit on Patrick Byrne's The Deep Rig video?

11 A. I didn't work with anybody else that I could --

12 I mean, I don't -- no.

13 Q. Prior to making statements about Dr. Coomer in

14 public, did you know Charles Herring?

15 A. No.

16 Q. Let me go to a document.

17 (Plaintiff's Exhibit Number 10 was introduced.)

18 Q. (By Mr. Skarnulis) Can you see Exhibit 10?

19 A. Can you make the print bigger again?

20 Q. Absolutely. How's that?

21 A. That's much better. Thank you.

22 Q. Do you recognize this?

23 A. Yes.

24 Q. And it's a privilege log. And did you approve

25 of the filing of this privilege log?

Page 127

1 A. Yes.

2 Q. Okay. Have you met Charles Herring since the

3 filing of this lawsuit?

4 A. I don't think I've ever met Charles Herring.

5 Q. Okay. Prior to making statements about

6 Dr. Coomer, had you had any discussions with anyone at One

7 America News Network about Dr. Coomer?

8 A. Not that I recall.

9 Q. Okay. I'm showing you what I marked as

10 Exhibit 11, or I'm about to.

11 (Plaintiff's Exhibit Number 11 was introduced.)

12 Q. (By Mr. Skarnulis) Let me know when you can see

13 that.

14 A. Okay.

15 Q. Do you recognize this?

16 A. Not really, no.

17 Q. Is this from one of your social media accounts?

18 A. It looks like it, yes.

19 Q. Okay. You don't recall posting this?

20 A. I don't.

21 Q. Do you manage your own social media account?

22 A. Yes, for the most part.

23 Q. Okay. And you'll see here in the subject, it

24 says "Eric Coomer Explains How to Alter Votes," and then

25 it cuts off. Do you see that?

Page 128

1 A. Yes.

2 Q. Do you recall what -- what that was referring

3 to?

4 A. I'm -- my vague recollection, it was a video of

5 Mr. Coomer himself speaking.

6 Q. Okay. And I -- we have, from production, what I

7 believe is that video. You can correct me if it's not.

8 (The video was displayed.)

9 Q. (By Mr. Skarnulis) Okay. Can you see the video

10 there?

11 A. Yes.

12 MR. ARRINGTON: So the record's clear, is this

13 Exhibit 12?

14 MR. SKARNULIS: Oh. Sorry. Yes.

15 And I'll play --

16 (Plaintiff's Exhibit Number 12 was introduced.)

17 (The video was played.)

18 Q. (By Mr. Skarnulis) Do you recall this video?

19 A. Not right now, I don't, no.

20 Q. (By Mr. Skarnulis) Okay. You heard Dr. Coomer

21 explain that it is dealing with ballot adjudication?

22 A. Yes.

23 Q. Why, in April of 2020, did you feel it was

24 important to share on social media the video of Dr. Coomer

25 discussing ballot adjudication?

Page 129

1 A. In April of 2020?  
 2 Q. Yes, ma'am.  
 3 A. I didn't know that was posted in April of 2020.  
 4 Q. I can go back to the -- I'm sorry, 2021. Why,  
 5 in April of 2021, did you feel it was important to share  
 6 this video?  
 7 A. Because we were collecting evidence of what  
 8 happened in the election, and people wanted to understand  
 9 how the Dominion equipment worked.  
 10 Q. In April of 2021, you were still trying to  
 11 gather evidence?  
 12 A. I still am.  
 13 Q. Okay. Were you aware that this posting,  
 14 Exhibit 11, could have a detrimental effect on Dr. Coomer?  
 15 MR. ARRINGTON: Object to form.  
 16 A. Dr. Coomer's own words, in his own words -- I  
 17 don't know what to say other than that.  
 18 Q. (By Mr. Skarnulis) If the video of Dr. Coomer  
 19 discussing ballot adjudication somehow had a nefarious  
 20 effect, wouldn't you think Dominion would have removed  
 21 that?  
 22 MR. ARRINGTON: Object to form. Foundation.  
 23 Calls for speculation.  
 24 A. Removed the video?  
 25 Q. (By Mr. Skarnulis) Was your interpretation of  
 Page 130

1 the video of Dr. Coomer explaining ballot adjudication on  
 2 the Dominion machines -- was your interpretation that it  
 3 was evidence of nefarious conduct?  
 4 A. It depends on, number one, the rest of the  
 5 video, what the other pieces of the puzzle are.  
 6 Q. Okay. And, unfortunately, we don't have time to  
 7 watch the whole video, but I take it you've watched the  
 8 video?  
 9 A. At some time, I'm sure I did.  
 10 Q. Okay. I'm showing you what's been marked as  
 11 Exhibit 13.  
 12 (Plaintiff's Exhibit Number 13 was introduced.)  
 13 Q. (By Mr. Skarnulis) Do you see it?  
 14 A. Yes.  
 15 Q. Do you recognize this?  
 16 A. I recognize it as having been posted on my  
 17 Telegram channel.  
 18 Q. Okay. And it says here in the body of it --  
 19 obviously, there's a link to a video. But in the body, it  
 20 says, "Eric Coomer's contradictions. Is Eric Coomer  
 21 trustworthy? Let's explore a few of his contradictions so  
 22 far."  
 23 Do you see that?  
 24 A. I do.  
 25 Q. And this was posted on June 2, 2021; right?  
 Page 131

1 A. Yes. That appears to be correct.  
 2 Q. Do you recall the video that's linked?  
 3 A. Not offhand, no.  
 4 Q. Okay. Are you able to see the video,  
 5 Ms. Powell?  
 6 A. Yes. Well, I mean, I -- there's a black box  
 7 there.  
 8 Q. Okay. Let me play this one.  
 9 MR. ARRINGTON: Is this Exhibit 14?  
 10 MR. SKARNULIS: Yeah. That's right.  
 11 (Plaintiff's Exhibit Number 14 was introduced.)  
 12 (The video was played.)  
 13 Q. (By Mr. Skarnulis) And this was entitled  
 14 DefendingTheRepublic.org. And certainly, I'll ask  
 15 questions at that deposition. But did you have any  
 16 involvement in the production of this video?  
 17 A. Production itself, no. I probably reviewed it  
 18 before it was put up.  
 19 Q. Did you -- would you have been the person to  
 20 approve it before it was put up?  
 21 A. One of possible approvers.  
 22 Q. As an attorney, you'd agree with me that -- that  
 23 it would be improper to influence a lawsuit with --  
 24 MR. ARRINGTON: Object. Don't even go there,  
 25 Steve. That -- that's not within the scope of this  
 Page 132

1 deposition.  
 2 MR. SKARNULIS: Actually, that's --  
 3 MR. ARRINGTON: How does that go -- how does  
 4 that go to actual malice? How does that go to the  
 5 conspiracy allegations?  
 6 MR. SKARNULIS: It does go to actual malice.  
 7 Professional standards, if they're not observed, go to  
 8 actual malice.  
 9 MR. ARRINGTON: Actual malice? So what I think  
 10 you're trying to do is embarrass this witness.  
 11 MR. SKARNULIS: No, I'm not. I'm -- I'm trying  
 12 to understand the motivation, in June of 2021, to put out  
 13 a video about Dr. Coomer.  
 14 MR. ARRINGTON: So you think that a video in  
 15 June of '21 goes to her actual malice in November of 2020?  
 16 MR. SKARNULIS: Oh, I think it's evidence of her  
 17 state of mind regarding Dr. Coomer and her refusal to look  
 18 at contradictory evidence.  
 19 MR. ARRINGTON: So if she want -- if you want to  
 20 play the video and ask questions about the video, I --  
 21 that's fine.  
 22 MR. SKARNULIS: Okay. Will do.  
 23 (The video was played.)  
 24 MR. QUEENAN: Steve, is there any way to make  
 25 this bigger?  
 Page 133

1 (The video was enlarged and replayed.)  
2 THE WITNESS: Oh. Thank you.  
3 MR. QUEENAN: Thank you.  
4 Q. (By Mr. Skarnulis) Why did you post this video?  
5 A. Well, now that I've seen it, I don't recall  
6 having seen it before. But aside from that, we are  
7 continuing to collect and post information that answers  
8 the questions the American public has about this election  
9 and who is responsible for what in regards to it.  
10 And, frankly, I think your lawsuit is defamation  
11 of me, because we went to every reasonable practice we  
12 could adopt to make sure that we were filing an  
13 appropriate lawsuit in Michigan and Georgia and Wisconsin  
14 and Arizona.  
15 Q. Well, we can agree to disagree on that.  
16 Certainly, you relied solely on the story of  
17 Joe Oltmann, didn't you?  
18 MR. ARRINGTON: Wait. I'm going to object to  
19 the form and the foundation of that question. It  
20 contradicts everything she's said so far in the  
21 deposition.  
22 But you go ahead and answer it if you can.  
23 A. Yeah. I was going to, essentially, say the same  
24 thing. I've -- I've told you repeatedly what we've relied  
25 on, to the best of my recollection as I sit here now, and

Page 134

1 I'm sure there was more.  
2 Q. (By Mr. Skarnulis) And we don't have to go into  
3 all of that again.  
4 You saw in that video that I just showed the  
5 posting from Eric Coomer's private Facebook page of the  
6 Antifa manifesto; right?  
7 A. That's, apparently, what it was. I couldn't see  
8 it very clearly when you played it through in the smaller  
9 version.  
10 Q. Have you read it?  
11 A. No, I haven't.  
12 Q. So you don't know whether it was satirical or,  
13 in reality, something from Antifa?  
14 MR. ARRINGTON: Object to form.  
15 A. Yes. I mean, I don't know how I would know if  
16 it was actually Antifa or not.  
17 MR. SKARNULIS: Okay. Can we go off the record  
18 for, like, three minutes? Let's see what time we've got.  
19 THE VIDEOGRAPHER: Going off the record. The  
20 time is 1:16 p.m. Mountain.  
21 (Recess from 1:16 p.m. until 1:19 p.m.)  
22 THE VIDEOGRAPHER: We're back on the record.  
23 The time is 1:19 p.m.  
24 MR. SKARNULIS: Ms. Powell, thank you for your  
25 testimony today. At this time, I'll pass the witness.

Page 135

1 MR. ARRINGTON: I have no cross.  
2 MR. SKARNULIS: What a surprise.  
3 THE VIDEOGRAPHER: Okay. Then we are going off  
4 the record at 1:19 p.m. Mountain Time, and this concludes  
5 today's testimony given by Sidney Powell.  
6 The total number of media units used was three  
7 and will be retained by Veritext Legal Solutions.  
8 Thank you, all.  
9 (Video-recording was stopped.)  
10 THE REPORTER: Counsel, before we all disconnect  
11 or take a recess, I do need to get any transcript orders  
12 on the record. And I'll go ahead and start with the  
13 taking attorney, Mr. Skarnulis.  
14 MR. SKARNULIS: We'd just need an electric copy  
15 of the transcript.  
16 MR. ARRINGTON: And we'll take electric copy --  
17 electronic as well. And I'll handle signatures.  
18 THE REPORTER: Perfect.  
19 Anybody else on the call that would like to  
20 order?  
21 MR. QUEENAN: Michelle Malkin -- Gordon Queenan  
22 for Michelle Malkin. I'll take an electronic transcript  
23 as well. Do you want me to put my contact information in  
24 the chat box, or do you have it?  
25 THE REPORTER: I have it. Thank you.

Page 136


1 MS. HALL: Yes. Joe Oltmann will take a copy as  
2 well.  
3 THE WITNESS: And we'd like a copy of the video  
4 as well.  
5 MR. ARRINGTON: Yes. Go ahead and send us a  
6 copy of the video.  
7 MR. ZAKHEM: John Zakhem. We'll take an  
8 electronic copy, please.  
9 THE REPORTER: I'm sorry. I didn't understand.  
10 Who was that speaking?  
11 MR. ZAKHEM: That was John Zakhem on behalf of  
12 Donald J. Trump for President, Inc.  
13 THE REPORTER: Okay.  
14 MS. BOEHMER: Eric Metaxas will take a copy of  
15 the e-tran as well.  
16 MR. RHODES: Bernie Rhodes for One America News.  
17 We'll take the e-tran. I assume that includes a  
18 manuscript?  
19 THE REPORTER: Yes, it does. I mean, it'll be a  
20 verbatim transcript that you'll receive.  
21 MR. RHODES: Okay. Thank you.  
22 THE VIDEOGRAPHER: I don't know if there's still  
23 more orders, but the videographer -- I just had a quick  
24 question.  
25 I noticed that it was two notices, individual

Page 137

1 and as a 30(b)(6) of Sidney Powell, P.C. Did we just --  
 2 did we just combine the two, or are we going to have  
 3 another deposition this afternoon?  
 4 MR. ARRINGTON: We combined the two.  
 5 MR. SKARNULIS: Combined the two is fine with  
 6 me.  
 7 And, Dennis, we'll take a copy of the video as  
 8 well. I'm sorry. I didn't say that.  
 9 THE VIDEOGRAPHER: Not a problem. I've got you  
 10 down. Thank you, sir.  
 11 MR. CORPORON: Sara, Randy Corporon for  
 12 The Gateway Pundit. We'll take an electronic copy only.  
 13 I usually prefer four to a page and a concordance, but I  
 14 don't know if that's even how you do them anymore.  
 15 THE REPORTER: We can certainly accommodate  
 16 that.  
 17 MR. CORPORON: Okay, thanks.  
 18 MS. HALL: Hi. This is Andrea Hall -- I'm not  
 19 for sure if you heard me -- for Joseph Oltmann. We'd take  
 20 a copy.  
 21 THE REPORTER: Got it. Thank you, Ms. Hall.  
 22 MS. HALL: Thank you.  
 23 THE REPORTER: Anybody else who'd like to place  
 24 an order on the record? Okay. I think we're all done.  
 25 THE VIDEOGRAPHER: And I want to thank everybody  
 Page 138

1 so much. Like I say, this is a new personal record with  
 2 this many participants, but everything went really smooth,  
 3 and I appreciate everybody's help.  
 4 MR. SKARNULIS: You guys did a great job. Thank  
 5 you, Dennis and Sara.  
 6 \* \* \* \* \*  
 7 WHEREUPON, the foregoing deposition was  
 8 concluded at 1:23:p.m. Total time on the record was  
 9 3 hours and 28 minutes.  
 10  
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 12  
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 24  
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 Page 139

1 I, SIDNEY POWELL, the deponent in the above  
 2 deposition, do hereby acknowledge that I have read the  
 3 foregoing transcript of my testimony, and state under oath  
 4 that it, together with any attached Amendment to  
 5 Deposition pages, constitutes my sworn testimony.  
 6  
 7 \_\_\_\_\_ I have made changes to my deposition  
 8 \_\_\_\_\_ I have NOT made any changes to my deposition  
 9  
 10 \_\_\_\_\_  
 11 SIDNEY POWELL  
 12  
 13 Subscribed and sworn to before me this \_\_\_\_\_ day of  
 14 \_\_\_\_\_, 20\_\_\_\_.  
 15 My commission expires: \_\_\_\_\_.  
 16  
 17 \_\_\_\_\_  
 18 NOTARY PUBLIC  
 19  
 20  
 21  
 22  
 23  
 24  
 25  
 Page 140

1 REPORTER'S CERTIFICATE  
 2 STATE OF COLORADO )  
 3 CITY AND COUNTY OF DENVER )  
 4 I, Sara A. Stueve, a Registered Professional Reporter  
 5 and Notary Public within and for the State of Colorado,  
 6 commissioned to administer oaths, do hereby certify that  
 7 previous to the commencement of the examination, the  
 8 witness was duly sworn by me to testify the truth in  
 9 relation to matters in controversy between the said  
 10 parties; that the said deposition was taken in stenotype  
 11 by me at the time and place aforesaid and was thereafter  
 12 reduced to typewritten form by me; and that the foregoing  
 13 is a true and correct transcript of my stenotype notes  
 14 thereof; that I am not an attorney nor counsel nor in any  
 15 way connected with any attorney or counsel for any of the  
 16 parties to said action nor otherwise interested in the  
 17 outcome of this action.  
 18 My commission expires October 26, 2024.  
 19  
 20   
 21 SARA A. STUEVE  
 22 Registered Professional Reporter  
 23 Notary Public, State of Colorado  
 24  
 25  
 Page 141



Colorado Rules of Civil Procedure  
Chapter 4, Disclosure and Discovery  
Rule 30

(e) Review by Witness; Changes; Signing. If requested by the deponent or a party before completion of the deposition, the deponent shall be notified by the officer that the transcript or recording is available. Within 35 days of receipt of such notification the deponent shall review the transcript or recording and, if the deponent makes changes in the form or substance of the deposition, shall sign a statement reciting such changes and the deponent's reasons for making them and send such statement to the officer. The officer shall indicate in the certificate prescribed by subsection (f)(1) of this rule whether any review was requested and, if so, shall append any changes made by the deponent.

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COMPANY CERTIFICATE AND DISCLOSURE STATEMENT

Veritext Legal Solutions represents that the foregoing transcript is a true, correct and complete transcript of the colloquies, questions and answers as submitted by the court reporter. Veritext Legal Solutions further represents that the attached exhibits, if any, are true, correct and complete documents as submitted by the court reporter and/or attorneys in relation to this deposition and that the documents were processed in accordance with our litigation support and production standards.

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Lauren >

Hey Michelle  
it's Lauren  
(previously  
from Hannity  
radio). I am  
working with  
Sidney Powell  
and Don  
Brown (Clint



iMessage





Lauren >

Lorance's  
atty)\_

We saw your  
interview with  
Joe Oltmann-  
absolutely in-  
credible.

They'd like to  
get a signed



iMessage





Lauren >

**They'd like to  
get a signed  
affidavit from  
Joe about  
Coomer and  
use his info in  
their federal  
complaint. Is  
there any way**



iMessage





Lauren >

Coomer and use his info in their federal complaint. Is there any way you can put us in touch?

Sun, Nov 15, 7:49 AM



iMessage







Lauren >

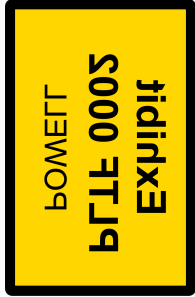
nect you with  
Joe ASAP and  
I'll email you  
one of his zip  
files - he has  
tons of  
screenshots  
and docu-  
ments - stand



iMessage



STATE OF COLORADO    )  
County of Douglas    )ss.



COMES NOW, Affiant Joseph T. Oltmann, being first duly sworn, under oath, and states under penalty of perjury that the following information is true and accurate within his personal knowledge and belief:

My name Joseph Oltmann. I am over eighteen years of age. I am not suffering under any mental disability and am competent to give this sworn affidavit. I am able to read and write and to give this affidavit voluntarily and on my own free will and accord. No one has used any threats, force, pressure, or intimidation to make me sign this affidavit. I make this affidavit in support of the truth.

I am the CEO of a tech company based just outside of Denver, Colorado. I am also the founder of an organization called FEC United. [[fecunited.com](http://fecunited.com)] The goal of this organization is to restore constitutional integrity to our community and empower those in our community to stand up to state and national leadership that intends to suppress the rights of individuals holistically.

Through this organization "FEC" I became a target of journalists who began to slander both me and my organization. I became the topic of Antifa and extremists through my involvement in a movement to resist the narrative that police are bad and our society represented the rhetoric shared by these extremists. As a result of these attacks, I started researching Antifa, BLM, Inc. and their connection to violence and unrest inside of our communities. As a result, I set out to infiltrate Antifa meetings and de-mask those Antifa members who are journalists in the mainstream media in Colorado specifically.

On or about the week of September 27, 2020, I was able to attend an Antifa meeting which appeared to be between Antifa members in Colorado Springs and in Denver Colorado. I cannot verify the connection between the two or the leadership as they were disorganized. Discussions of Our Revolution and Antifa were discussed. Rhetoric of "eliminating fascists" and frustration as to the dwindling of support to rally in the street was evident.

Then I honed in among other conversations key actors in the organization who work for local and state news publications. One such person of interest was Heidi Beedle, identified leader of Our Revolution in El Paso County (Southern Colorado) and Antifa leader of the same area.

Heidi's name is actually Sean Beedle. She is a journalist at Colorado Springs Independent, Colorado Springs Business Journal and a freelance writer for several online publications. Others to remain unnamed in this were present.

The conversation went like this:

Someone identified as "Eric" began to speak. Someone asked who Eric was, and someone else replied "he is the Dominion guy" [paraphrased].

Eric then began to speak after being told to continue, but was interrupted and asked by someone, "What are we going to do if Trump wins this fucking election?"

Eric responded, "Don't worry about the election. Trump is not going to win. I made fucking sure of that.. Hahaha"

Someone responded, "Fucking right."

Eric continued with fortifying the groups and recruiting. I would describe his tone as eccentric and boisterous. I wrote down his name and started to do some research into him.

At the time, I thought that they were so disconnected with reality that they think they can "make sure Trump is not elected."

I started with a simple google search: Keywords: "Eric," "Dominion," "Denver Colorado." The fifth result in organic search returned:

Dominion Voting Systems | Employee Profiles, Emails, Mutual ...

www.leadcandy.io › company › Dominion-Voting-Syst...

Find people working at Dominion Voting Systems. LeadCandy provides Full ... Denver, Colorado. VIEW FULL PROFILE ... FULL PROFILE. Eric Coomer's photo ...

Above that were results for Eric Schussler- Old Dominion University and Eric E Johnson, Attorney - Sherman & Howard. The first two on organic search however was as follows:

Dominion - Colorado Secretary of State

www.sos.state.co.us › elections › files › projectPlans  
PDF

Sep 9, 2016 — our most recent pilots in the City and County of Denver and Mesa County.

... 1 Democracy Suite is a registered trademark of Dominion Voting Systems. ... Eric

Coomer graduated from the University of California, Berkeley in ...

And

Eric Coomer's email & phone | Dominion Voting Systems's ...

rocketreach.co › eric-coomer-email\_7112825

Location, Denver, Colorado, United States. Work, Director, Market Strategy @ Dominion

Voting Systems Member, Board of Directors @ Friends of Levitt Pavilion ...

I began doing research on Eric Coomer and discovered that Colorado Secretary of state link the following about Dr. Eric Coomer on page 26:

*“Eric Coomer graduated from the University of California, Berkeley in 1997 with a Ph.D. in Nuclear Physics. After working in IT consulting for several years, Eric entered the elections industry in 2005 with Sequoia Voting Systems as Chief Software Architect. After three years with the company, Eric took over all development operations as Vice President of Engineering. When Sequoia was acquired by Dominion Voting Systems in 2010, Eric joined the DVS team as Vice President of US Engineering overseeing development in the Denver, Colorado office.*

*Recently, Eric has taken over as the Director of Product Strategy driving the creation of next generation products through close collaboration with customers, combined with a deep understanding of technology and the needs of Elections departments throughout the United States and abroad. Eric has been an active participant in the development of the IEEE common data format for Elections systems, as well as the working group for developing standards for Risk-Limiting Audits for elections results. When not designing new products, Eric supports large and small scale customers during Election season.”*

I did some cursory research on Eric, but my conclusion was that he was either a part of the government or not relevant to the conversation. In other words, this was not a target I would



identify as being influential in Antifa. My conclusion was based on his credentials of having a PhD in Nuclear Physics. Did not add up for someone with that intelligence. I set it aside and concentrated my focus on the activist journalist who were actually Antifa members.

On October 15, 2020 I spoke at an FEC meeting in Bandimere Speedway. It was a rally around the unconstitutional actions of Jefferson County, Colorado government leadership to hurt Bandimere Speedway. I spoke and before the event started they escorted a suspected Antifa Journalist Erik Maulbetsch [Colorado Recorder] off the premises. In that meeting I talked about outing activist journalists who were Antifa and holding them accountable in our community for attacking organizations like FEC United that serve the community.

These activist journalists frequently slander people of faith, conservatives and call them names that defame them in the community. I had enough and warned that we would call them out by name. Maulbetsch wrote an article reflecting this as he was listening in online and decided to omit details about the meeting, causing the entire journalistic community to wonder if they were on the list. It had a positive effect contrary to their intentions.

On Friday November 6th, I received a forwarded article about Georgia irregularities on the election day. I normally do not read many of these articles because I am inundated with information both from FEC, and my company. I started reading it and noticed Eric Coomer was the spokesperson for a company called Dominion Voting Systems. I immediately stopped and started to go back through my notes to find the info on Eric Coomer. I then started research Dominion Voting Systems. The information became rather scary as everywhere I looked I found Eric's name. Some listing him as VP of Security and others calling him Director of Strategy and Security. I began my search for everything Eric Coomer, Dr. Eric Coomer and any information related to legal filings, RFPs, states using Dominion, Colorado uses and even areas in Colorado that do not use Dominion.

I then turned my attention to Eric Coomer's Facebook profile and page while I gathered information on correlating email addresses, profiles, screen names, etc. Searching Twitter, Reddit, Facebook, 4Chan, etc etc.

I was able to get screenshots of Eric Coomer's Facebook posts going back to 2016. What I discovered was disturbing. Anti-Trump rhetoric, posts referring to: Fuck USA, Fuck the Police, A.C.A.B., posts that were anti Conservative, and even posts being happy someone died. Then the bigger shocker. He reposted the Antifa "Manifesto" letter to Donald Trump. I knew that I had the right guy and someone that was clearly mentally unstable and radical. I started digging into the

code irregularities and tying all of the pieces together with the irregularities and the Dominion uses in the disputed states. The correlation was astonishing. I then found the information related to justifying voting machines being online and his justification that they had "hardware and IP address protection". This statement by itself is FALSE.

I then attempted to reach out to all sources to bring this information to light. Calling major news stations and attempting to connect with the DOJ.

I took the information to the listeners of an organization that I also own called Conservative Daily. We have a podcast that we do on weekdays. I felt I had enough information and was confident that the Eric on the conference call was the same Eric Coomer that worked for Dominion. I was also confident that given the Facebook and other information I was able to collect that Eric Coomer was interfering with the election and as he admits in one of his posts that people at his company think and feel the same way he does. I began to research his patents, who owns them, the pattern of states they acquired as clients.

I began to research the connection to Diane Feinstein, her husband, campaign manager, Clinton Foundation and became worried that the finger of radicals had taken away the voice of the American people in deciding the election. I used ARIMA analysis to show me trends on data and probability models to prove that they were in fact using code and technology to ghost votes, switch votes or even remove probable ballots completely. Code is random unless it is not. Since we are a data company and understand artificial intelligence and use of neural networks, we understand the capabilities of creating chaos in outcome based on weighted density of probable voters.

These statements are true and accurate to the best of my knowledge.



Joseph Oltmann

STATE OF COLORADO  
COUNTY OF Douglas

Personally appeared before me, LYNN KIEFFER, a Notary Public in and for the aforesaid State and County, JOSEPH T OLTMANN, the within named bargainer, with whom I am personally acquainted and who, after being duly sworn, acknowledged that she executed the foregoing Agreement for the purposes contained therein.

  
\_\_\_\_\_  
JOSEPH T OLTMANN

Sworn to and subscribed before me this 13<sup>th</sup> day of November, 2020.

My Commission Expires:

07-24-2021

  
\_\_\_\_\_  
NOTARY PUBLIC



1 TRUMP CAMPAIGN NEWS CONFERENCE  
2 ON LEGAL CHALLENGES  
3  
4

5 November 19, 2020  
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16  
17  
18

19 Video File:

20 [https://www.c-span.org/video/?478246-1/trump-campaign-  
alleges-voter-fraud-states-plans-lawsuits](https://www.c-span.org/video/?478246-1/trump-campaign-<br/>21 alleges-voter-fraud-states-plans-lawsuits)

22  
23 This transcript was created from a video recording by  
24 Nathan Wertz, Certified Electronic Recorder for the  
25 State of Michigan.

**Exhibit**  
**PLTF 0003**  
POWELL

1 APPEARANCES:

2

3 Narrator

4 Rudy Giuliani

5 Sidney Powell

6 Jenna Ellis

7 Female Speaker(s)

8 Male Speaker(s)

9

10

11

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13

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25

1 (Trump Campaign News Conference on Legal  
2 Challenges Begins.)

3  
4 NARRATOR: The Trump campaign gave an  
5 update on their legal challenges to the election results  
6 from the headquarters of the Republican National  
7 Committee. Rudy Giuliani, personal attorney for  
8 President Trump, said the campaign would likely file a  
9 lawsuit in Georgia and were looking into filing lawsuits  
10 in New Mexico and Virginia. This is 90 minutes.

11 MR. GIULIANI: Good afternoon and thank  
12 you very much for coming. This is representative of our  
13 legal team. We're representing President Trump and  
14 we're representing the Trump campaign. When I finish,  
15 Sidney Powell and then Jenna Ellis will follow me. And  
16 we will present, in brief, the evidence that we've  
17 collected over the last - I guess it is two weeks.  
18 Also, Joseph and Jennifer, Victoria Toensing here with  
19 me. There are a lot more lawyers working on this, but  
20 where the - I guess we're the senior lawyers. And Boris  
21 Epshteyn.

22 So, I guess the best way to describe this  
23 is when we began our representation of the President, we  
24 certainly were confronted with a very anomalous set of  
25 results, the President way ahead on election night, 7 or

1 800,000 in Pennsylvania. Somehow, he lost Pennsylvania.  
2 We have statisticians willing to testify that that's  
3 almost statistically impossible to have happened in the  
4 period of time that it happened. But, of course, that's  
5 just speculation.

6           As we started investigating, both our  
7 investigations and the very patriotic and brave American  
8 citizens that have come forward are extraordinary.  
9 Extraordinary number of people, extraordinary number of  
10 witnesses. And what emerged very quickly is this is not  
11 a singular voter fraud in one state. This pattern  
12 repeats itself in a number of states, almost exactly the  
13 same pattern, which to any experienced investigator,  
14 prosecutor, would suggest that there was a plan from a  
15 centralized place to execute these various acts of voter  
16 fraud specifically focused on big cities and  
17 specifically focused on, as you would imagine, big  
18 cities controlled by Democrats. And particularly  
19 focused on big cities that have a long history of  
20 corruption. The number of voter fraud cases in  
21 Philadelphia could fill a library.

22           Just a few weeks ago there was a  
23 conviction for voter fraud and one two weeks before  
24 that. And I've often said, I guess, sarcastically, but  
25 it's true, the only surprise I would have found in this

1 is if Philadelphia hadn't cheated in this election.  
2 Because for the last 60 years they've cheated in just  
3 about every single election. You could say the same  
4 thing about Detroit. Each one of these cities are  
5 cities that are controlled by Democrats, which means  
6 they can get away with anything they want to do. It  
7 means they have a certain degree of control over -  
8 certainly control the election board completely and they  
9 control law enforcement. And, unfortunately, they have  
10 some friendly judges that will issue ridiculously  
11 irrational opinions just to come out in their favor.

12           So let's start with the specifics.  
13 Pennsylvania. In Pennsylvania, the margin of victory  
14 now for Biden, which is not a victory, it's a fraud, is  
15 69,140 votes. The reality is that we are now at a count  
16 of 682,770 ballots, for which we have affidavits, that  
17 there was no inspection of that ballot at the time that  
18 it was entered in the vote. It was a mail ballot. Mail  
19 ballots are particularly prone to fraud. We were warned  
20 about that by Jimmy Carter, President Jimmy Carter, and  
21 Secretary Baker in a report about a dozen years ago, in  
22 which they said that mail balloting is particularly  
23 susceptible of fraud, that we should very carefully  
24 consider ever doing it, and that it can be taken  
25 advantage of. Justice Souter warned us of the same



1 thing in a comment in an election law case. And even  
2 the New York Times wrote articles about how dangerous  
3 mail in voting was.

4           And this is the first time we ever did it  
5 en masse and I think we proved that all three are  
6 prophets. It's not only susceptible to fraud; it is  
7 easily susceptible to fraud particularly if you have a  
8 plan or scheme which sounds eerily similar to what Joe  
9 Biden told us a few days before the election, that he  
10 had the best voter fraud team in the world. Well, they  
11 were good. I don't know if they were that good because  
12 they made significant mistakes, like all crooks do, and  
13 we caught them.

14           One of them was pushing out the public  
15 inspectors. Every state, almost every civilized  
16 country, even Tanzania and places that you wouldn't  
17 think of, have rules about inspectors particularly for  
18 mail in ballots. And why, particularly for mail in  
19 ballots? Because they can more easily be defrauded and  
20 you can't check on it.

21           People who have never done a mail in  
22 ballot, I'm gonna show you why it's so easy. Well, you  
23 fill out an envelope like this. You put your - usually,  
24 in New York, it would be your assembly district and the  
25 precinct in which you're voting. You fill out your name

1 and your address and you sign it. You then use an inner  
2 envelope and you put the ballot inside the inner  
3 envelope. You seal it all and you send it in.

4           When it's being - when it's being counted,  
5 almost invariably in the United States, up until the  
6 mass cheating that when on in this election, a  
7 Republican and a Democrat inspector, as well as others  
8 if there are other parties, is allowed to watch the  
9 unsealing of this ballot. It used to go on all over  
10 America when we conduct honest elections. Because the  
11 only time you can ever find out if it's a fraudulent  
12 ballot is when it is looked at.

13           The minute you approve this it's thrown  
14 away, gone for eternity, the only thing left is to vote.  
15 That could have been Mickey Mouse, that could have been  
16 a dead person, that could have been not filled out  
17 properly, that could have been the same person 30 times,  
18 that could have been - and all these things have  
19 happened, by the way. That could have been nothing  
20 filled out. We never know.

21           So, for example, the recount being done in  
22 Georgia will tell us nothing because these fraudulent  
23 ballots will just be counted again because they wouldn't  
24 supply the signatures to match the ballots. So it means  
25 nothing to have counted these ballots because, for

1 example, in Pennsylvania, where we have probably our  
2 most precise evidence, 682,770 of these ballots were  
3 cast, put in, and they weren't inspected, which renders  
4 them ballots that are null and void, cannot be counted,  
5 have to be removed from the vote.

6           Why? For several reasons, not the least  
7 of which is that was basically only one of two places in  
8 the state where it was done. So when the other parts of  
9 the state, there was a legitimate inspection of the  
10 ballots.

11           So if you have two different standards in  
12 different parts of the state, one favoring one part of  
13 the state, the other disfavoring the other part of the  
14 state, that's a classic violation of the Equal  
15 Protection Clause of the United States Constitution,  
16 Bush v. Gore being the most recent case that teaches  
17 that.

18           That's not the only fraud that went on in  
19 Pennsylvania. All of the other frauds carried out in  
20 the other states by the Democrat bosses happened there  
21 as well. For example, if you made a mistake in that  
22 ballot and you lived in Philadelphia or in Pittsburgh,  
23 you were allowed to fix the mistake. But if you lived  
24 in what would be considered more Republican or Trump  
25 parts of the state, you were given no such right.

1           One of our plaintiffs, Mr. Henry, cast an  
2 absentee ballot and he failed to put it in the secure  
3 envelope inside. He just put it in open, naked. That  
4 ballot was cast aside because it was invalid because  
5 that breaks the privacy of the vote.

6           In Pittsburgh and in Philadelphia, if they  
7 noticed that there wasn't an inner envelope, they'd  
8 contact the vote and allow him to vote again. Or if he  
9 didn't fill it out completely or if he made a mistake  
10 and didn't sign his full name, he was allowed to cure  
11 it. There is no such provision under the law of  
12 Pennsylvania. The Democrat Secretary of State made that  
13 up in order to maximize the votes in Philadelphia and  
14 Pittsburgh and to minimize the votes in the other parts  
15 of the state. Clearly illegal, clearly voter fraud,  
16 easily provable, hundreds of witnesses, maybe thousands.

17           We have - I'll give you another example.  
18 We have 17,000 provisional ballots cast in Pittsburgh.  
19 Do you know what a provisional ballot is? Provisional  
20 ballot usually happens this way, and about 15 of the  
21 17,000 happened this way: You walk in and you say, I'm  
22 here to vote today. Oh, Mr. Giuliani, you already  
23 voted. I did? I don't remember voting. Oh, yes, yes,  
24 you cast an absentee ballot. No, I didn't. Yes, you  
25 did. No, I didn't. Yes, you did.

1                   So why does that happen 17,000 times in  
2 Pittsburgh? People walked in thinking they - actually  
3 15,000 to be precise. Why did it happen 15,000 times  
4 that people in Pittsburgh walked in to vote and they had  
5 already voted according to the Democrat election  
6 machine? Did they forget that many people with bad  
7 memories in Pittsburgh or is the following correct?

8                   That, as witnesses will testify, they were  
9 instructed by the Democrat bosses when they had a ballot  
10 in which there was no one registered, just assign it to  
11 somebody. Just assign it to Rudy Giuliani. So when  
12 Rudy - and maybe Rudy Giuliani wouldn't show up to vote.  
13 And if he does show up to vote, we'll give him a  
14 provisional ballot. That is what we call circumstantial  
15 evidence of the fraud.

16                   The direct evidence of the fraud of the  
17 people who will testify that in fact that's what  
18 happened to them. As well as the 50 to 60 witnesses we  
19 have for the way they were treated and not allowed to  
20 inspect the ballots. They weren't just not allowed to  
21 do it. They were pushed, a few cases they were  
22 assaulted. In all cases they were put in a corral so  
23 far away - probably the closest they got is from here to  
24 the back of that room.

25                   We could do like a - did you all watch My

1 Cousin Vinny? You know the movie? It's one of my  
2 favorite law movies because he comes from Brooklyn. And  
3 when - the nice lady who said she saw and then he says  
4 to her, how many fingers do I - how many fingers have I  
5 got up? And she says, three. Well, she was too far  
6 away to see there was only two. These people were  
7 further away than My Cousin Vinny was from the witness.  
8 They couldn't see a thing.

9           Now, I don't know, you're gonna tell me  
10 that 60 people are lying? They didn't just tell me  
11 this; they swore under penalty of perjury, which is  
12 something no Democrat has ever done. You don't even ask  
13 Biden about this. You don't put him under penalty of  
14 perjury. He doesn't even get asked questions about it.  
15 He doesn't get asked questions about all the evidence of  
16 the crimes that he committed.

17           These people are under penalty of perjury.  
18 Their names are on an affidavit. They swear that they  
19 weren't allowed to carry out their function as  
20 inspectors. And it's not just a technical thing.  
21 There's a reason they did it. Why would you not allow  
22 people to carry out the function they've been allowed to  
23 do for 50 years, 60 years? Why wouldn't you allow  
24 inspections of those ballots? Because you knew you were  
25 gonna use those ballots to catch Biden up and you had a

1 big road ahead of you. You had to catch him up for  
2 700,000 to 800,000 votes that he was behind. And the  
3 only way you were gonna do it were with the mail in  
4 ballots. You couldn't have a Democrat and Republican  
5 inspector around. They don't even have Democrats  
6 watching because they'd be afraid that there'd be honest  
7 Democrats who would say, you're cheating.

8           So that takes us to Michigan, where there  
9 was an honest Democrat who said they were cheating. And  
10 we'll show you her affidavit because I know you keep  
11 reporting, falsely, that we have no evidence, that we  
12 have no specific acts of fraud. That's because the  
13 coverage of this has been almost as dishonest as the  
14 scheme itself. The American people are entitled to know  
15 this. You don't have a right to keep it from them. You  
16 don't have a right to lie about it. And you are. I  
17 mean you don't report to them that a citizen of this  
18 country, a very fine woman, who was willing to allow me  
19 to give her - give you her name.

20           And I can't give you all of these  
21 affidavits because if I do these people will be  
22 harassed, they'll be threatened, they may lose their  
23 job, they will lose their friends. We've lost lawyers  
24 in this case because they've been threatened. We've had  
25 lawyers that need protection. What's going on in this

1 country is horrible and the censorship that you're  
2 imposing is making it worse.

3           But Jessy Jacob is an adult citizen and a  
4 resident of the State of Michigan. She's been an  
5 employee of the City of Detroit for decades. I know her  
6 age, but she can tell you her age.

7           She was assigned to voting duties in  
8 September and she was trained by the City of Detroit and  
9 the State of Michigan. She's basically trained to  
10 cheat. She said that I was instructed by my supervisor  
11 to adjust the mailing date of these absentee ballot  
12 packages to be dated earlier than when they were  
13 actually sent in. The supervisor made that announcement  
14 for all workers to engage in that fraudulent practice.

15           That's not me saying that. That's just an  
16 American Citizen saying that under oath. I don't know,  
17 maybe you could say she's lying, but you can't say  
18 there's no evidence. This is what we call evidence.  
19 This is direct evidence, not circumstantial.

20           I tried many, many cases, as did all my  
21 colleagues here. You put a witness on a witness stand,  
22 the witness is testifying to their own knowledge. This  
23 witness goes on the witness stand and she will say, I  
24 was told to adjust the date on the absentee ballots. I  
25 witnessed election workers and employees going over to



1 the voting booth with voters in order to watch them vote  
2 and coach them for whom to vote. Completely illegal.  
3 She will testify to that.

4 I don't know, Biden's people can cross-  
5 examine her, but you can't just throw it - gee, there's  
6 no evidence. Next time you say that, you'll be lying  
7 because there is evidence.

8 This - oh, by the way, this is public.  
9 You can all get it. It's attached to the complaint in  
10 Constantino v. the City of Detroit.

11 Then she was instructed by my supervisor  
12 not to ask for a driver's license or any photo ID when a  
13 person was trying to vote. Don't ask for  
14 identification. Why would you not ask for  
15 identification? Because you knew that a lot of people  
16 not entitled to vote were gonna come in and early vote  
17 because you knew that illegal immigrants were gonna be  
18 allowed to vote. You knew, if you lived in  
19 Philadelphia, unless you do not (phonetic) (0:19:00),  
20 that's an Italian expression for stupid. Unless you're  
21 stupid, you knew that a lot of people were coming over  
22 from Camden to vote. They do every year. Happens all  
23 the time in Philly. It's about as frequent as getting  
24 beaten up at a Philadelphia Eagle basketball - football  
25 game. Happens all the time. All the time. And it's

1 allowed to happen because it is a Democrat corrupt city  
2 and has been for years, many, many years.

3           And they carried it out in places they  
4 could get away with it. They didn't carry it out in  
5 neutral places. They didn't carry it out in Republican  
6 places. They didn't carry it out where the law is  
7 respected. They carried it out in corrupt - in a  
8 corrupt city where the district attorney releases  
9 criminals en masse, which is why it has so much crime.

10           She also said I observed a large number of  
11 people who came to the satellite location to vote in  
12 person, but they had already applied for and submitted  
13 an absentee ballot. So she observed a lot of people  
14 voting twice.

15           Again, this is Jessy Jacob, not me.

16           I was instructed not to - not to  
17 invalidate any ballots and not to look for any  
18 deficiency in the ballots. And why would you do that?  
19 Because you're cheating, on purpose cheating,  
20 intentionally cheating. You're cheating as an  
21 institution. This is an instruction from the election  
22 commission or the employer to the worker. Don't look  
23 for any deficiencies in the ballots. I was instructed  
24 not to look at any of the signatures on the absentee  
25 ballots. If she was instructed to look - not to look

1 for any of the signatures on the absentee ballots, why  
2 the heck do you sign it in the first place in order to  
3 identify it?

4 She was instructed not to do that because  
5 many of the absentee ballots were fraudulent and they  
6 knew that and they didn't want to have a count to that.

7 On November 4, 2020, I was instructed to  
8 improperly predate the absentee ballots when the receipt  
9 date was actually November - was after November 3<sup>rd</sup>,  
10 2020. Now, this is really significant because Justice  
11 Alito of the Supreme Court instructed Pennsylvania that  
12 any ballot that comes in after 8:00 on November 3<sup>rd</sup>,  
13 2020, had to be put aside and not opened because there's  
14 a question as to its legality and its constitutionality.

15 What she's telling you is that they  
16 blatantly disregarded that order. That they took  
17 ballots that were marked the 4<sup>th</sup> and the 5<sup>th</sup> and the 6<sup>th</sup>  
18 and they marked it down for the 3<sup>rd</sup>, in blatant disregard  
19 of the order of the United States Supreme Court.

20 This is - I don't know if she's a Democrat  
21 or Republican. I assume if she's working - if she's  
22 working for the - I assume if she's working for the City  
23 of Detroit that she's a Democrat. I assume, but I may  
24 be wrong. She's a citizen. I've never met her, never  
25 coached her. And I'd like you to note that it's signed

1 under penalties of perjury.

2           We have a hundred more of these. I can't  
3 show them to you because those people don't want to be  
4 harassed, they don't want to have their lives torn apart  
5 by the goons on the other side. We don't do that to  
6 them. They've done that to a lot of our people and  
7 they've done it for four years and it's outrageous that  
8 it's tolerated. And it's tolerated because you condone  
9 it in the press and you don't cover it and you don't  
10 condemn it. And it shouldn't happen to a Republican or  
11 a Democrat. A lawyer shouldn't have to withdraw from a  
12 case because he's representing the President of the  
13 United States.

14           There were many more affidavits here. I'd  
15 like to read 'em all to you, but I don't have the time.  
16 You should have had the time and energy to go look for  
17 them. That's your job. Like it's my job to defend the  
18 President and to represent the President. It's your job  
19 to read these things and not falsely report that there's  
20 no evidence.

21           Do you know how many affidavits we have in  
22 the Michigan case? 220 affidavits. They're not all  
23 public, but eight of them are. For affiants here, those  
24 are people who give affidavits, report an incident that  
25 under any other circumstances would have been on the

1 front page of all your newspapers if it didn't involve  
2 the hatred that you have, the irrational pathological  
3 hatred that you have for the President.

4           What they swear to is that at 4:30 in the  
5 morning a truck pulled up to the Detroit Center where  
6 they were counting ballots. The people thought it was  
7 food, so they all ran to the truck. It wasn't food. It  
8 was thousands and thousands of ballots. And the ballots  
9 were in garbage cans, they were in paper bags, they were  
10 in cardboard boxes, and they were taken into the Center.  
11 They were put on a number of tables. At that time, they  
12 thought all the Republican inspectors had left, all but  
13 two had, and an employee of Dominion, who we'll address  
14 a little bit later, Dominion.

15           And here's what they jointly swear to:  
16 That every ballot that they could see, everything they  
17 could hear, these were ballots for Biden. When they saw  
18 a ballot, these were ballots only for Biden, meaning  
19 there was no down ticket, just Biden. Many of them  
20 didn't have anything on the outer envelope because these  
21 ballots were produced very quickly, very swiftly, and  
22 they're estimated to be a minimum of 60,000, a maximum  
23 of 100,000. Many of them were triple counted, which  
24 means they were put into the counting machine this way.  
25 Once, twice, three times. I didn't see that. I don't

1 know that, but for the fact that three American citizens  
2 are willing to swear to it. And we're not gonna let  
3 them go to court and do that? We're gonna let this  
4 election go by when there are, in this case, 60  
5 witnesses that can prove what I'm saying to you and  
6 other acts of fraud in Michigan? I mean what's happened  
7 to this country, if we're gonna let that happen? What  
8 happened to this country if we're gonna cover that up?

9           We let Al Gore carry on an election  
10 dispute longer than this one has been going on for one  
11 state and for chads. This happened in Pennsylvania, it  
12 happened in Michigan. Michigan probably, right now, if  
13 I count up the affidavits, just one case alone Trump v.  
14 Benson, a case that we dismissed today because that case  
15 was attempting to get the Wayne County Board of  
16 Supervisors to decertify. Well, they did. They  
17 decertified.

18           That case has a hundred affidavits and the  
19 hundred affidavits show essentially what I've talked to  
20 you about. Counting ballots, improperly counting them  
21 three and four times, having people vote three and four  
22 times, changing and backdating ballots to the point of  
23 at least 300,000 illegitimate ballots that we can  
24 specifically identify. The margin in Michigan was  
25 146,121 and these ballots were all cast basically in

1 Detroit that Biden won 80/20. So you see it changes the  
2 result of that - of the election in Michigan if you take  
3 out Wayne County. So it's a very significant case.

4 That is being raised in the case of  
5 Costantino v. the City of Detroit. Not by us, but by an  
6 individual plaintiff we are helping and assisting in  
7 that case, however. And you can find all the affidavits  
8 that you want filed in that case and you can find out  
9 they're not just allegations, they're allegations  
10 supported by sworn testimony, which is a lot better than  
11 Joe Biden has ever done on anything. He doesn't answer  
12 questions, much less give you sworn affidavits.

13 Wisconsin. Wisconsin had a very small  
14 margin. 21 -- 20,544 last time I looked. In Wisconsin,  
15 without going into great detail, very similar plan,  
16 Republicans shut out in the City of Milwaukee and also  
17 in Madison. Republicans almost uniformly shut out from  
18 the absentee process, not allowed to inspect, not  
19 allowed to look at the ballots. We have in Milwaukee  
20 and in the State of Wisconsin a much stricter law.  
21 Wisconsin doesn't allow mail in ballots. They didn't  
22 buy into the big mail in ballot situation. Wisconsin,  
23 when you look at their constitution, almost seems to not  
24 like absentee ballots. They state it's not a right, a  
25 privilege, and they have very, very strict procedures.

1 And the strict procedure says that you can't be given an  
2 absentee ballot. You have to personally apply for it.

3           It's illegal basically to solicit a vote.  
4 And they have actually many reasons for it that probably  
5 goes back to their progressive days. When I saw  
6 progressive, I mean late 19<sup>th</sup> century, early 20<sup>th</sup> century  
7 progressive, when that really meant progressive, not  
8 retrogressive.

9           So there were 60,000 ballots in Milwaukee  
10 County and 40,000 ballots in Madison that, as far as we  
11 can tell -- and this is why we're auditing, because we  
12 have very good information that the numbers are gonna  
13 come out about here that don't have applications. Under  
14 the law of the State of Wisconsin, already decided, if  
15 there's no application for an absentee ballot, the  
16 absentee ballot is thrown away. This all happened in  
17 two places in Wisconsin. It didn't happen in Northern  
18 Wisconsin, didn't happen in Republican Wisconsin, it  
19 didn't happen in neutral Wisconsin, whether an equal  
20 number of Republicans say Democrats -- it happened in a  
21 place where the vote was 75, 80 percent for the  
22 Democrat. You take away any number of those and that  
23 20,000 lead disappears.

24           In other words, if you count the lawful  
25 votes, Trump won Wisconsin by a good margin. Indeed, if



1 you count the lawful votes in Pennsylvania, he won it by  
2 about 300,000 votes.

3           Also, in the lawsuit filed in Wisconsin,  
4 which is really a petition because of their procedures,  
5 there were no inspectors provided for the count of the  
6 illegal ballots. There were numerous backdated ballots;  
7 we're just counting them now. Run over into the  
8 thousands and there were many precincts in which there  
9 was an overvote.

10           Now, let me explain to you what an  
11 overvote is, which is something you should have  
12 explained to the American people because it's about the  
13 clearest circumstantial evidence of massive fraud that  
14 you can have. An overvote is if 200 percent of the  
15 people who were registered in a district vote. Think  
16 about that? 200 percent of the registered voters in a  
17 district vote. What does that mean? That means  
18 somebody voted twice. That means somebody who is not  
19 entitled to vote, voted, an illegal. A person from  
20 another city or state, a person who is not registered.  
21 But what it means is that those are illegitimate votes.

22           You don't have an overvote of 200 percent  
23 or 300 percent. You don't have an overvote of 100  
24 percent. Most precincts don't have 100 percent turnout.  
25 In fact, classically, it's considered to be an overvote

1 if you go over 80 percent.

2 Well, in Michigan and Wisconsin, we have  
3 overvotes in numerous precincts of 150 percent, 200  
4 percent, and 300 percent. One of the reasons why the  
5 two Republicans did not certify in Wayne, Michigan,  
6 Wayne County, Michigan, is because the overvote was so  
7 high, monstrously high, in about two thirds of the  
8 precincts in the City of Detroit. Which means,  
9 magically, two and three times the number of registered  
10 voters turned out to vote.

11 In fact, we have precincts in which two  
12 times the number of people who live there, including  
13 children, voted. That's absurd. The frustration of  
14 this is what I'm describing to you is a massive fraud.  
15 It isn't a little teeny one. It isn't a hundred votes  
16 switched here or there.

17 Georgia, we're about to file a major  
18 lawsuit in Georgia. That'll be filed probably tomorrow.  
19 I don't need to go through it. Virtually the same  
20 things that I've told you before. Very -- in the City  
21 of Atlanta Republicans were not allowed to watch the  
22 absentee mail in ballot process. Inspections completely  
23 cast aside and we have numerous double voters. We have  
24 numerous out of state voters and we have specific  
25 evidence of intimidation and changes of vote. That'll

1 all be in the lawsuit that comes out tomorrow.

2 Arizona is a state that we're looking at  
3 very, very carefully. I would say we're probably gonna  
4 bring a lawsuit in Arizona. More than probably. I  
5 think we are gonna bring a lawsuit in Arizona. We're  
6 still collecting that evidence. And the state that  
7 we're looking at that would surprise you is we have  
8 very, very significant amount of fraud allegations in  
9 the State of New Mexico, which -- and we have a  
10 significant number of allegations in the State of  
11 Virginia. I don't know yet whether the number in  
12 Virginia will reach a number that can turn the election.

13 In the states that we have indicated in  
14 red: Georgia, Pennsylvania, Michigan, Wisconsin, Nevada,  
15 and Arizona, we more than double the number of votes  
16 needed to overturn the election. In terms of provable,  
17 illegal ballots. All you gotta do to find out if I'm  
18 misleading you at all is to look at the lawsuits. Look  
19 what's alleged, look at the affidavits. Maybe we can  
20 supply more affidavits. In order to do it, I had to get  
21 permission from the people. But in the materials that I  
22 have here, there were at least ten that come from  
23 citizens. We have a thousand at least and we're getting  
24 more every day.

25 And there are other aspects of this fraud

1 that at this point I really can't reveal. This is  
2 really enough. It's enough to overturn any election.  
3 It's disgraceful what happened.

4           And I'll conclude by asking you to just  
5 think about this for a minute. What happened on the  
6 morning of November 3<sup>rd</sup> when they were gonna count this  
7 new kind of ballot, this mail in ballot? Did every  
8 Democrat leader in Pennsylvania and in Michigan and in  
9 Wisconsin and in Georgia and in Nevada and in Arizona,  
10 they all wake up and all separately have the same idea?  
11 Did they all separately have the idea that we are going  
12 to -- we're gonna put Republican inspectors in pens,  
13 we're not gonna let them look at mail in or absentee  
14 ballots? They all independently come up with that.  
15 Like, just by coincidence?

16           They say, hey, you know, we're gonna put  
17 the Republicans in pens and corrals. We're gonna do it  
18 in Pittsburgh and we're gonna do it in Philadelphia.  
19 We're gonna do it in Detroit, we're gonna do it in  
20 Milwaukee, we're gonna do it in Las Vegas, we're gonna  
21 do it in Phoenix. What did I miss? Oh, we're gonna do  
22 it in Atlanta.

23           Or isn't the logical conclusion that I  
24 think any jury would accept is they heard this evidence  
25 that somebody had this plan? Maybe that was always the

1 plan to do these -- this very, very questionable form of  
2 voting, which has been criticized by President Carter,  
3 by Secretary Baker, by most experts on election reform.  
4 I think the logical conclusion is this is a common plan,  
5 a common scheme, that comes right directly from the  
6 Democrat party and it comes from the candidate.  
7 Clearly. That's the reason why Hillary Clinton said,  
8 don't concede even if you're losing. That's the reason  
9 we had a Freudian slip by the candidate when he said the  
10 best voter fraud team in the country. That's the reason  
11 why he probably didn't have to go out and campaign. He  
12 had to have known what they were gonna do. This had to  
13 be planned in advance. I'm kind of checking do they go  
14 to the same contracted to get the corrals to put the  
15 Republicans in?

16           And this is a disgraceful thing that was  
17 done to this country. Probably not much more  
18 disgraceful than the things these people did in office,  
19 which you didn't and don't bother to cover and you  
20 conceal from the American people.

21           But we let this happen. You know we use  
22 largely a Venezuelan voting machine, in essence, to  
23 count our vote. We're gonna let this happen, we're  
24 gonna become Venezuela. We cannot let this happen to  
25 us. We cannot allow these crooks, because that's what

1 they are, to steal an election from the American people.

2           They elected Donald Trump. They didn't  
3 elect Joe Biden. Joe Biden is in the lead because of  
4 the fraudulent ballots, the illegal ballots that were  
5 produced and that were allowed to be used after the  
6 election was over. Give us an opportunity to prove it  
7 in court and we will.

8           Now I'm gonna ask Sidney Powell to  
9 describe to you what we can describe about another  
10 totally outrageous situation. I don't think most  
11 Americans know that our ballots get calculated, many of  
12 them, outside the United States and are completely open  
13 to hacking, completely open to change, and it's being  
14 done by a company that specializes in voter fraud. I'll  
15 let Sidney describe that to you.

16           MS. POWELL: Thank you, Rudy. What we are  
17 really dealing with here and uncovering more by the day  
18 is the massive influence of Communist money through  
19 Venezuela, Cuba, and likely China in the interference  
20 with our elections here in the United States. The  
21 Dominion Voting Systems, the Smartmatic technology  
22 software, and the software that goes in other  
23 computerized voting systems here as well, not just  
24 Dominion, were created in Venezuela at the direction of  
25 Hugo Chavez to make sure he never lost an election after

1 one constitutional referendum came out the way he did  
2 not want it to come out.

3           We have one very strong witness who has  
4 explained how it all works. His affidavit is attached  
5 to the pleadings of Lin Wood and the lawsuit he filed in  
6 Georgia. It is a stunning, detailed affidavit because  
7 he was with Hugo Chavez while he was being briefed on  
8 how it worked. He was with Hugo Chavez when he saw it  
9 operate to make sure the election came out his way.  
10 That was the expressed purpose for creating this  
11 software. He has seen it operate. And as soon as he  
12 saw the multiple states shut down the voting at the --  
13 on the night of the election, he knew the same thing was  
14 happening here, that that was what had gone on.

15           Now the software itself was created with  
16 so many variables and so many backdoors that can be  
17 hooked up to the internet or a thumb drive stuck in it  
18 or whatever, but one of its most characteristic features  
19 is its ability to flip votes. It can set and run an  
20 algorithm that probably ran all over the country to take  
21 a certain percentage of votes from President Trump and  
22 flip them to President Biden, which we might never have  
23 uncovered had the votes for President Trump not been so  
24 overwhelming in so many of these states, that it broke  
25 the algorithm that had been plugged into the system.

1           And that's what caused them to have to  
2 shut down in the states they shut down in. That's when  
3 they came in the backdoor with all the mail in ballots,  
4 many of which they had actually fabricated. Some were  
5 on pristine paper with identically matching perfect  
6 circle dots for Mr. Biden. Others were shoved in in  
7 batches. They're always put in in a certain number of  
8 batches and people would rerun the same batch. This  
9 corresponds to our statistical evidence that shows  
10 incredible spikes in the vote counts at particular  
11 times. And that corresponds to eye witness testimony of  
12 numerous people who have come forward and said they saw  
13 the ballots come in the backdoor at that time.

14           Notably, the Dominion executives are  
15 nowhere to be found now. They are moving their offices  
16 overnight to different places. Their office in Toronto  
17 was shared with one of the Soros entities. One of the  
18 leaders of the Dominion Project overall is Lord Malloch-  
19 Brown, Mr. Soros #2 person in the UK and part of his  
20 organization. There are ties of the Dominion leadership  
21 to the Clinton Foundation and to other known politicians  
22 in this country.

23           Just to give you a brief description of  
24 how this worked, I'm gonna quote from a letter that was  
25 written and I will read that to make sure I get the



1 quotes right.

2                   This person was objecting to the United  
3 States acquisition of Sequoia Voting Systems by  
4 Smartmatic, a foreign-owned company. I believe this  
5 transaction raises exactly the sort of foreign ownership  
6 issues that CFIUS is best positioned to examine for  
7 national security purposes. It's undisputed that  
8 Smartmatic is foreign-owned and it is acquired Sequoia.  
9 They keep changing the names as they go along.  
10 Different times, when a problem comes up, they just  
11 create another corporation and call it a different name.

12                   But it was a voting machine company doing  
13 business in the United States. Sequoia voting machines  
14 were used to record over 125 million votes during the  
15 2004 presidential election in the United States.  
16 Smartmatic now acknowledges that Antonio Mugica, a  
17 Venezuelan business man, has controlling interest in  
18 Smartmatic, but the company has not revealed who all the  
19 Smartmatic owners are.

20                   According to the press, Smartmatic's  
21 owners are hidden through a web of offshore private  
22 entities. And that is, in fact, true. Smartmatic has  
23 been associated with the Venezuelan government led by  
24 Hugo Chavez, which is openly hostile to the United  
25 States. And, of course, as we all know, communistic and

1 really brutalizing its own people. The system has been  
2 continued there by Mr. Maduro and ensured his election.

3 Smartmatic's possible connection to the  
4 Venezuelan government poses a potential national  
5 security concern in the context of its acquisition of  
6 Sequoia because electronic voting machines are  
7 susceptible to tampering and insiders are in the best  
8 position to engage in such tampering.

9 This letter expresses concern of the  
10 Chicago 2006 primary election and it ends by saying the  
11 products and services that are of Venezuelan origin and  
12 evaluate Smartmatic's ownership to determine who could  
13 have influence and control over these and other Sequoia  
14 products and services are important to the national  
15 security of the United States. This letter was written  
16 to Hank Paulson on October 6<sup>th</sup>, 2006, by congresswoman  
17 Carolyn B. Maloney.

18 Senators Klobuchar and Warren have raised  
19 these concerns as recently as December 2019. Why our  
20 government has not taken them seriously is beyond my  
21 comprehension, unless they have some of the three letter  
22 agencies have used them themselves in other parts of the  
23 world. We know that the technology was exported to  
24 affect an election in Argentina. That's admitted by our  
25 friend who wrote the affidavit about Hugo Chavez and his

1 interest in Smartmatic.

2           Again, in 2006, Carolyn Maloney wrote the  
3 Honorable John Snow, the Secretary of the Treasury,  
4 about the issues. Speaking of Smartmatic's leadership,  
5 one of the Smartmatic patent holders, Eric Coomer, I  
6 believe his name is, is on the web as being recorded in  
7 a conversation with Antifa members saying that he had  
8 the election rigged for Mr. Biden. Nothing to worry  
9 about here. And he was going to -- they were going to  
10 "F" Trump. His social media is filled with hatred for  
11 the President and for the United States of America as a  
12 whole, as are the social media accounts of many other  
13 Smartmatic people.

14           There has been widespread use of this.  
15 Dominion itself is utilized in 2000 jurisdictions in 30  
16 states. It has been uncertifiable in multiple states  
17 who realized all the problems that it had, including  
18 Texas. Experts have described it across the board from  
19 a Princeton group of three professors to experts that we  
20 have talked to about its end-user vulnerabilities.  
21 People can admittedly go in and change whatever they  
22 want. They can set the ratio of votes from one thing to  
23 another. They can say that a Biden vote counts as 1.25  
24 and a Trump vote counts as .75. And those may be the  
25 numbers that were actually used here. It's not just the

1 swing states that were affected. The algorithm was  
2 likely run across the country to affect the entire  
3 election.

4 Like I said, we only discovered it this  
5 year because of the overwhelming number of votes for  
6 President Trump in the swing states that caused the  
7 machines to have to shut down for them to backfill  
8 adding votes.

9 We have evidence of different numbers of  
10 votes being injected into the system, the same  
11 identical, unique six-digit number multiple times in at  
12 least two states that we've analyzed so far. And I'm  
13 talking about like 341,542 votes for Biden and 100,012  
14 for Trump. There's no explanation, no logical  
15 explanation for the same numbers being injected 20  
16 minutes apart into the machine.

17 The software manual itself, you can  
18 download it from the internet and I would encourage you  
19 all to read it because it specifically advertises some  
20 of these things as features of the system. Why it was  
21 ever allowed into this country is beyond my  
22 comprehension and why nobody has dealt with it is  
23 absolutely appalling.

24 The machines were easily accessible to  
25 hackers. There's video on the net that will explain to

1 you how a kid with a cellphone can hack one of these  
2 voting machines.

3                   There's been no oversight of Dominion or  
4 its software. Workers in each county were trained by  
5 Dominion, but there's no evidence of any monitoring  
6 otherwise. We have testimony of different workers  
7 admitting that they were trained how to dispose of Trump  
8 votes and add to Biden votes. The software has a  
9 feature pursuant to which you can drag and drop any  
10 number of batches of votes to the candidate of your  
11 choice or simply throw them away. So we have  
12 mathematical evidence in a number of states of massive  
13 quantities of Trump votes being trashed, just simply put  
14 in the trash like you would on your computer with any  
15 file, and Biden votes being injected.

16                   That's addition to the flipping. I mean  
17 it really happens in two ways. There's an algorithm  
18 that runs, that automatically flips all the votes, and  
19 then each operator has the ability to go in, override  
20 settings. They can ignore a signature, they can ignore  
21 the topline of the ballot, they can go down ballot and  
22 select who they want to change the results for.

23                   Mr. -- the gentleman who founded  
24 Smartmatic, there's video of him on the internet  
25 explaining that, yes, in at least one occasion he admits

1 they changed a million votes with no problem.

2           Many of the jurisdictions that have had  
3 this problem might not have known of the issues, but  
4 many did. And I think a full-scale criminal  
5 investigation needs to be undertaken immediately by the  
6 Department of Justice and by every state's equivalent  
7 attorney general's office or state investigatory unit  
8 because there are -- there's evidence of different  
9 benefits being provided to the people who spent  
10 \$100,000,000 of taxpayer money at the last minute for  
11 their state to get the Dominion Voting Systems put in in  
12 time for this election in different ways. There's one  
13 person that a lawyer told me got, quote, election  
14 insurance, meaning that he would be able to make sure he  
15 was elected. I'm sure they explained that feature in  
16 detail to many people who expressed interest in putting  
17 this voting system in.

18           Texas denied certification of the Dominion  
19 system in 2019, but there are no doubt issues with the  
20 software that Texas did use, unbeknownst to Texas, I  
21 would imagine, since they went to great trouble to  
22 examine the Dominion systems and reject them. But other  
23 software and the source code that does the alterations  
24 is embedded, we've been told, in the source code all  
25 across the country in all the voting machines.

1           There's no doubt it has been used to alter  
2 elections in other countries. We know specifically that  
3 Venezuela exported it for that purpose to Argentina and  
4 other Latin American companies to make sure that the  
5 corrupt rulers who were willing to pay the highest price  
6 for being in office were allowed to rig their elections.

7           This is stunning, heartbreaking,  
8 infuriating, and the most unpatriotic acts I can even  
9 imagine for people in this country to have participated  
10 in, in any way, shape, or form. And I want the American  
11 public to know right now that we will not be  
12 intimidated. American patriots are fed up with the  
13 corruption from the local level to the highest level of  
14 our government and we are going to take this country  
15 back. We are not going to be intimidated, we are not  
16 going to back down. We are going to clean this mess up  
17 now. President Trump won by a landslide. We are going  
18 to prove it and we are gonna reclaim the United States  
19 of America for the people who vote for freedom.

20           MALE SPEAKER (0:52:41): How come you're  
21 not suing in the Wisconsin counties that use this? Why  
22 are you only doing a recount --

23           MS. ELLIS: Excuse me. That we're not out  
24 to the questions at this point.

25           MALE SPEAKER (0:52:50): But why are you

1 not --

2 (Crosstalk.)

3 MS. ELLIS: So excuse me, we're not at the  
4 questions at this point.

5 (Crosstalk.)

6 MS. ELLIS: My name is Jenna Ellis and I'm  
7 the senior legal advisor to the Trump campaign and I'd  
8 like to just explain now where we've been and where  
9 we're at and what you can expect from this process.

10 So what you have heard I'm sure in the  
11 fake newspapers tomorrow will be one of two things.  
12 Either there was not sufficient evidence that we've  
13 presented or we spoke too long. Okay? So what you've  
14 heard now is basically an opening statement.

15 This is what you can expect to see when we  
16 get to court to actually have a full trial on the  
17 merits, to actually show this evidence in court and  
18 prove our case. This is not a Law & Order episode where  
19 everything is neatly wrapped up in 60 minutes.

20 For those of you who are here in this room  
21 or have maybe tuned out in other networks, clearly  
22 you've never been court reporters. Trials take time.  
23 Putting on evidence takes time. This is basically an  
24 opening statement so the American people can understand  
25 what the networks have been hiding and what they refuse



1 to cover because all of your fake news headlines are  
2 dancing around the merits of this case and are trying to  
3 delegitimize what we are doing here.

4           Let me be very clear that our objective is  
5 to make sure to preserve and protect election integrity.  
6 President Trump has been saying from day one that this  
7 is about maintaining free and fair elections in this  
8 country. It is not about overturning an outcome. It is  
9 about making sure that election integrity is preserved.

10           And every American should want that. If  
11 every American is not onboard with that, you have to ask  
12 yourself why. And if your fake news network is not  
13 covering this or allowing you to cover it fairly and  
14 accurately, you should ask yourself why.

15           This is absolutely a legitimate legal  
16 basis. We have been asked to provide an entire case  
17 that generally would take years in civil litigation.  
18 I've been a prosecutor. I have tried cases with far  
19 simpler facts. One thing happened in a matter of  
20 minutes and it still takes days. And we go through a  
21 jury process.

22           This is the court of public opinion right  
23 now. We are not trying our case in the court of public  
24 opinion because if we were we would get unbiased jurors.  
25 I would strike 99 percent of you from the jury and I

1 would be allowed to because of the fake news coverage  
2 you provide. You're not unbiased jurors. And until you  
3 step out of your role as a journalist and actually go  
4 into a courtroom and you are a judge on a bench that has  
5 sworn an oath to be unbiased in our separation of  
6 powers, then your opinion does not matter. The facts  
7 matter, the truth matters, and if you are fair  
8 reporters, you will cover that fairly and appropriately  
9 and you will allow coverage of our media team here and  
10 our legal team.

11           That is absolutely shocking that all you  
12 cover are around the margins. And I've seen all of you  
13 taking pictures right now and I can anticipate what your  
14 headlines are going to be. If you are not willing to  
15 talk about the evidence that has been presented, then  
16 that is absolutely unacceptable for journalistic  
17 standards.

18           This is an opening statement. This is  
19 something where we have told you what the evidence will  
20 show and we have given you a brief description. That  
21 happens in a courtroom all the time where that's not the  
22 fact-finding process. That is just an overview. That  
23 is what we have given you today because the American  
24 people deserve to know what we have uncovered in the  
25 last couple of weeks.

1                   Remember, this is such a short timeframe  
2 and this is an elite strike force team that is working  
3 on behalf of the president and the campaign to make sure  
4 that our constitution is protected. We are a nation of  
5 rules, not a nation of rulers. There is not someone  
6 that just gets to pick who the next President is outside  
7 the will of the American people.

8                   And that is our task because when we talk  
9 about voter fraud it's actually election official fraud.  
10 That cannot stand. The constitution requires that the  
11 state legislatures are the ones that make election law.  
12 It still has to go by the US Constitution. But what has  
13 happened in this case is that state and local level  
14 officials and all the way up have changed the rules.  
15 That's what the Democrats do. If they don't like the  
16 rules, they change them. And they change them at the  
17 last minute, they manipulate them, they want to tear  
18 down our American system.

19                   Our founders were so brilliant that they  
20 anticipated this, that there would be corruption. There  
21 would be foreign influence. There would be attempts to  
22 manipulate the outcome of the election, especially with  
23 who they called our chief magistrate. I would encourage  
24 all of you to go home and actually read Alexander  
25 Hamilton's Federalist 68 and see what he described as an

1 advocacy position to adopt and ratify the electoral  
2 college and the process by which we select our  
3 president.

4           We select our president through the  
5 electoral college not because it disenfranchises voters,  
6 but because it is a security mechanism for exactly the  
7 type of corruption that we are uncovering. And every  
8 American should be grateful and thankful that our  
9 founders had the foresight to put in those protections  
10 and provisions to make sure that your legitimate legal  
11 vote is not disenfranchised.

12           That is what we are advocating for. We  
13 want to make sure to protect election integrity and your  
14 president, President Trump, we are so proud that he is  
15 in this fight because he understands that when he swore  
16 his oath of office, he swore an oath to uphold and  
17 defend the United States Constitution. That is what he  
18 is doing and that is what we are doing.

19           We are confident that through this  
20 multiple pathways to victory we will get to the actual  
21 outcome that the evidence shows. But this is not about  
22 overturning an election on our part. It's about making  
23 sure that we protect and preserve free and fair  
24 elections for all future American elections. If the  
25 United States caves to corruption or this type of

1 election integrity disaster, then no election will be  
2 secure from here on out. And we all need to be keenly  
3 aware of that. We are the representatives here that are  
4 standing in this gap and defending President Trump and  
5 defending you, the American people at the end of the  
6 day.

7                   This is ultimately about the United States  
8 of America and we want to make sure to protect and  
9 defend that. And as my colleagues have said, we will  
10 not back down, we won't be intimidated. President Trump  
11 will not be intimidated. You, the American people,  
12 should not be intimidated. You, the press, should cover  
13 this fairly and should know that this matters to  
14 election integrity and it matters to the future of our  
15 nation.

16                   So we have given you an overview, but  
17 recognize this is not a court of law. We will get there  
18 and we have time and we have constitutional provisions  
19 that will step in when we show the corruption and the  
20 irredeemably challenged and overturned votes that are  
21 absolutely corrupt in all of these counties. It is  
22 irredeemably compromised. We will show that, but you  
23 have to give us that opportunity.

24                   This has been just our opening statement  
25 and we have an opportunity to get there and we have time

1 and we will do that. This is the United States of  
2 America and we stand proudly for President Donald J.  
3 Trump. Thank you.

4 MR. GIULIANI: One more point?

5 MS. POWELL: Yep. The world is watching  
6 this. I have gotten multiple emails from people in  
7 other countries who watched the same pattern happen  
8 there. We have witness testimony that the same things  
9 were done in those countries, as this was exported from  
10 Venezuela and by Maduro and by Mr. Chavez and by Cuba.

11 And, of course, we know China also has a  
12 substantial presence in Venezuela and substantial  
13 interest in making sure that President Trump does not  
14 continue in office. This is the consummate foreign  
15 interference in our election in the most criminal way  
16 you can possibly imagine. It must be shut down.

17 We know, for example, that one of the  
18 Dominion's highest-level employees or officers went to  
19 Detroit himself to man the Detroit Operation Center,  
20 where he could watch the votes coming in real time and  
21 decide what file folder in the system to put those votes  
22 into. That's why you see massive spikes after hours  
23 when people were told that all the votes were in and all  
24 the votes were counted. Many Dominion employees have  
25 already reached out to us to tell us the truth. They

1 are Americans who want to ensure election integrity like  
2 we do.

3 I would encourage every Dominion or  
4 Smartmatic employee who is fed up with the corruption in  
5 this country to come forward as soon as possible because  
6 these are serious federal offenses that I am confident  
7 the Department of Justice will be in pursuit of in very  
8 short order, if they are not already.

9 MR. GIULIANI: All right, a few questions?

10 MALE SPEAKER (1:02:19): Yeah. Mayor  
11 Giuliani, this sort of reminds of 30 years ago they had  
12 federal judges doing (inaudible) (1:02:26) over  
13 elections. So you got a federal judge overseeing the  
14 election (inaudible) (1:02:31). Will you be asking that  
15 in Georgia, where you have the two senate races, that  
16 has the (inaudible) (1:02:36) US district court judges  
17 and federal authorities monitoring elections?

18 MR. GIULIANI: I can't say what's gonna be  
19 done about --

20 (Crosstalk.)

21 MALE SPEAKER (1:02:44): (Inaudible)

22 (1:02:43) we have sort of an operation --

23 MR. GIULIANI: I'm sorry. In what county?

24 MALE SPEAKER (1:02:49): (Inaudible)

25 (1:02:48) County, Pennsylvania.

1 MR. GIULIANI: Yes.

2 MALE SPEAKER (1:02:48): -- (Inaudible)  
3 (1:02:49) Operation Greylord. I don't know if you were  
4 (inaudible) (1:02:52) with that.

5 MR. GIULIANI: Yep, I know about it. I  
6 really can't give you an opinion on that. I think,  
7 obviously, every election official should learn  
8 something from this and be very, very careful with the  
9 next election.

10 I know this is a lot of information that  
11 we've given you. Probably because we're frustrated with  
12 what we keep reading and hearing in the censored press,  
13 which is that we have no evidence, we have no specifics,  
14 we have no backup for what we're saying. And you  
15 largely ignore the affidavits that are filed.

16 Whether you agree or disagree with an  
17 affidavit, it's evidence. You can't say -- I mean  
18 you're just lying to the American people when you say  
19 there's no evidence. Sidney was giving you information  
20 that come from affidavits from other people that are  
21 given under oath. I was explaining things to you from  
22 affidavits that come from other people, American  
23 citizens who swear under oath that they saw 100,000  
24 ballots come in and that they were all for Joe Biden and  
25 that, I should point out now that Sidney has spoken,



1 that those happened just around the time that the  
2 Dominion or Smartmatic people call the halt to the  
3 election and then you can also trace it with a very big  
4 spike in the vote count at exactly that time. Right up.

5           So what we're telling you is supported by  
6 evidence. And we're going to have to present these  
7 because of the procedures that exist, according to the  
8 different voting laws of the different states.

9           For example, you asked us about Wisconsin.  
10 We have to first create a contest in Wisconsin before we  
11 can move to bringing a fulsome federal lawsuit. The  
12 contest, from everything I can see, is gonna overturn  
13 the vote because it's gonna show somewhere around  
14 100,000 illegal ballots in two counties that Biden  
15 carried by 75, 80 percent. And you know how close  
16 Wisconsin is. And what I'm talking about is the  
17 absentee ballots for which there were no applications.  
18 And that's not just a small matter. The reason for the  
19 application and the reason to keep all these things  
20 together is precisely to avoid what the Democrats did in  
21 this election, which is to misuse the absentee ballot  
22 process and the mail in ballot process in order to  
23 cheat.

24           So they really cheated in two respects.  
25 They cheated with the machines. Instead of asking me

1 are we gonna bring a lawsuit in Wisconsin, which we will  
2 if we have to, you should have asked me and you should  
3 be more astounded by the fact that our votes are counted  
4 in Germany and in Spain by a company owned by affiliates  
5 of Chavez and Maduro. Did you ever believe that was  
6 true? Did any of you here believe that that was  
7 possible? Of course, it's not -- of course it shouldn't  
8 be possible.

9 I don't know if we're gonna have time to  
10 develop all that, in time to fill the requirements of  
11 all these cases. We have enough evidence without that  
12 to overturn this election. We have it from the  
13 affidavits of American citizens. But that's a matter of  
14 national security that we're talking about now. Very,  
15 very serious matter of national security. Please don't  
16 make light of it and don't act like you knew it. Don't  
17 act like it isn't a surprise. If that's not a headline  
18 tomorrow, then you don't know what a headline is.

19 There isn't a single person in this  
20 country that would have believed that we have states  
21 that are stupid enough to have our vote sent out of this  
22 country. You couldn't possibly believe that the company  
23 counting our vote with control over our vote is owned by  
24 two Venezuelans who are allies of Chavez or present  
25 allies of Maduro with a company whose chairman is a

1 close associate and business partner of George Soros,  
2 the biggest donor to the Democrat party, the biggest  
3 donor to Antifa, and the biggest donor to Black Lives  
4 Matter. My goodness, what do we have to do to get you  
5 to give our people the truth?

6 Yes?

7 FEMALE SPEAKER (1:07:40): Thank you,  
8 Giuliani. My name is (inaudible) (1:07:41) and some on  
9 this legal team have mentioned before that people close  
10 to the Trump campaign are pressuring them to drop the  
11 investigation into Dominion.

12 Can you go further into detail and tell us  
13 specifically who those people are? Also, if it's  
14 possible, can you tell us if they work with some of our  
15 powerful defense groups in the United States, such as  
16 the CIA?

17 MR. GIULIANI: The last part was do they  
18 work?

19 FEMALE SPEAKER (1:08:08): With defense  
20 groups?

21 MR. GIULIANI: With defense groups and the  
22 CIA. First, I've -- I'm in charge of this investigation  
23 with Sidney and the people that you see here. There's  
24 been no pressure to stop investigating Dominion.

25 FEMALE SPEAKER (1:08:22): No one --

1 MR. GIULIANI: In fact there's --

2 FEMALE SPEAKER (1:08:21): -- pressuring  
3 you all to (inaudible) (1:08:24) --

4 MR. GIULIANI: No, there's pressure to go  
5 as fast as we can.

6 I mean I think there was uniform shock  
7 when we first heard it. I think when I first heard it,  
8 I didn't believe it, until Sidney showed me the  
9 documents. And, in fact, I feel kind of stupid and you  
10 all should because all you had to do is go online and  
11 find out that Smartmatic is owned by Venezuelans close  
12 to Chavez. You can Google it. Well, unless they take  
13 it down. I preserved it so you can find it.

14 And, by the way, the Coomer character who  
15 is close to Antifa took off all of his social media.  
16 Ah-ah, but we kept it, we've got it. The man is a  
17 vicious, vicious man. He wrote horrible things about  
18 the President. He is completely -- he is completely  
19 biased. He's completely warped and he specifically says  
20 that they're gonna fix this election. I don't know what  
21 you need to wake you up, to do your job, and inform the  
22 American people, whether you like it or not, of the  
23 things they need to know.

24 This is real. It is not made up. It is  
25 not -- there's nobody here that engages in fantasies.

1 I've tried a hundred cases. I prosecuted some of the  
2 most dangerous criminals in the world. I know crimes.  
3 I can smell them. You don't have to smell this one. I  
4 can prove it to you 18 different ways. I can prove to  
5 you that he won Pennsylvania by 300,000 votes. I can  
6 prove to you that he won Michigan by probably 50,000  
7 votes.

8                   When I went to bed on election night he  
9 was ahead in all those states, every single one of those  
10 states. How is it they all turned around? Every single  
11 one of them turned around or is it more consistent that  
12 it was a plan to turn them around? And since there are  
13 witnesses who say there was a plan to turn them around  
14 and it's kind of -- begs credulity to say that it all  
15 happened in every single state. My goodness, this is  
16 how you win cases in a courtroom.

17                   (Crosstalk.)

18                   FEMALE SPEAKER (1:10:32): Sir, is it your  
19 goal (inaudible) (1:10:33) lawmakers in these  
20 battleground states to block or delay certification so  
21 the GOP can pick their own electors (phonetic)  
22 (1:10:39)? Is that the end game here?

23                   MR. GIULIANI: Our goal here is to go  
24 around the iron curtain of censorship that -- what  
25 publication are you with?

1 FEMALE SPEAKER (1:10:51): CNN.

2 MR. GIULIANI: It's to go around the  
3 outrageous iron curtain of censorship and get facts to  
4 the American people. That if you were a fair and honest  
5 network, you would have been reporting for the last two  
6 weeks. These are facts. These are things that actually  
7 happen. These people really wrote these affidavits.  
8 These affidavits are really part of the public record.  
9 You're concealing them, you're covering them up, and our  
10 role here is to do your job because you don't do it.

11 (Crosstalk.)

12 MR. GIULIANI: Chanelle (phonetic)  
13 (1:11:30)?

14 FEMALE SPEAKER (1:11:31): Mr. Mayor,  
15 thank you. And to Ms. Powell as well. Where is our FBI  
16 and have they expressed any interest whatsoever in  
17 looking into allegations of voter fraud and election  
18 fraud that you have pointed out in these big states?

19 MR. GIULIANI: Come on, you have to have a  
20 little humor. Where is the FBI.

21 MS. POWELL: We have witnesses who have  
22 actually reported --

23 (Crosstalk.)

24 MR. GIULIANI: Where are you, FBI?

25 MS. POWELL: -- the FBI and nothing

1 happened as a result of it.

2 MR. GIULIANI: I don't know where the FBI  
3 has been for the last three years. I have no idea where  
4 the FBI has been for the last four years. Explain to me  
5 how the FBI concealed a memo in the hand of Brennan to  
6 Obama saying that Hillary basically made up the Russian  
7 collusion plot? They withheld that for four years and  
8 cost our country \$40 million and two impeachment -- one  
9 attempted, one actual, and then an acquittal proceeding.  
10 I don't know where they've been.

11 I don't know where they were on the hard  
12 drive. They got it eight, ten months ago.

13 FEMALE SPEAKER (1:12:32): Mr. Mayor --

14 MR. GIULIANI: There are clear crimes  
15 revealed on it. Didn't do anything with that. I don't  
16 know where they are now. Our country has had its  
17 ballots counted, calculated, and manipulated in a  
18 foreign country with a company controlled by friends of  
19 an enemy of the United States. What do we have to do to  
20 get the FBI to wake up? Maybe we need a new agency to  
21 protect us. I have no idea.

22 MS. POWELL: And if I may speak for just a  
23 minute. In terms of the level of corruption we are look  
24 at here, we have no idea how many Republican or  
25 Democratic candidates in any state across the country

1 paid to have the system rigged to work for them. These  
2 people didn't do this just to take control. They make  
3 one heck of a lot of money off of it.

4           Think about the global interests behind  
5 your own news organizations. Think about the pressure  
6 being brought to bear on -- from the social media  
7 companies to shut down free speech on any challenge to  
8 the election. This is a massive well-funded,  
9 coordinated effort to deprive we the people of the  
10 United States of our most fundamental right under the  
11 Constitution to preserve this republic that we all  
12 cherish. It is of the greatest concern. It is the 1775  
13 of our generation and beyond.

14           FEMALE SPEAKER (1:14:03): Sidney?

15           MS. POWELL: Yes?

16           FEMALE SPEAKER (1:14:04): Speaking of  
17 ballots being held and processed, tabulated overseas.  
18 There's reports that there was a piece of hardware,  
19 possibly a server picked up in Germany. Is that true and  
20 is it related to this?

21           MS. POWELL: That is true. It is somehow  
22 related to this, but I do not know whether good guys got  
23 it or bad guys got it.

24           FEMALE SPEAKER (1:14:21): So we don't  
25 know who picked it up?



1 MALE SPEAKER (1:14:24): Why are you --

2 FEMALE SPEAKER (1:14:22): Sidney, I have  
3 a question --

4 (Crosstalk.)

5 MALE SPEAKER (1:14:24): --why are you not  
6 requesting recounts in Wisconsin --

7 (Crosstalk.)

8 MALE SPEAKER (1:14:27): -- with the  
9 counties that used Dominion systems?

10 MS. POWELL: I can only hear one person at  
11 the time. I'm gonna take the one with the hands raised.

12 FEMALE SPEAKER (1:14:34): I'm with Just  
13 the News --

14 MS. POWELL: Yes.

15 FEMALE SPEAKER (1:14:34): (Inaudible)  
16 (1:14:35). So question for you, Sidney. First, on the  
17 issue of the machines, do you plan to have -- are you  
18 seeking a court order to either seize or subpoena or  
19 just to gain access to any of these machines in any of  
20 these contested districts? Have you begun that process  
21 and when can we expect a timeline on that?

22 And then for you, Mr. Mayor, you mentioned  
23 in Wisconsin and in Michigan these issues of overvoting.  
24 Where can we learn more about this -- you're saying 150,  
25 200 percent --

1 (Crosstalk.)

2 MS. POWELL: Up to 350 percent in some  
3 places.

4 FEMALE SPEAKER (1:15:06): Sure. Where  
5 would we get access to that data? And then to what  
6 extent were those people who showed up to vote in  
7 person? Because in Michigan, for example, they did  
8 allow same day registration.

9 MS. POWELL: Yes. Well, the same day  
10 registration causes problems with the vote signature and  
11 the registration itself. That's a whole different  
12 system that makes it impossible, really, to validate the  
13 signature. I mean one person could sign the same name.  
14 I mean I could sign John Smith, I could sign Kay Smith,  
15 I could sign, you know, on both things and run 50  
16 ballots that way. And we've got some evidence of that  
17 being done as well.

18 Rudy, do you want to speak to the other  
19 part of it?

20 MR. GIULIANI: Sure. We have now three  
21 overvote analyses done. One for Pennsylvania, one for  
22 Michigan, and one for Wisconsin. We're in the process -  
23 - oh, I'm sorry, Georgia. And we're in the process of  
24 doing the others. I'll check to see if it's appropriate  
25 for us to make it public. I imagine it is, but you

1 could actually do it.

2 MS. POWELL: Yeah.

3 MR. GIULIANI: You could do it yourself.

4 MS. POWELL: A lot of the analysis comes  
5 from the real-time data that came through to the news  
6 medias the night and following the election. And some  
7 entrepreneurs out there have started crunching data  
8 themselves in addition to multiple experts who could  
9 easily recognize with the mathematical brain that I do  
10 not have. The beyond explicable deviations to the point  
11 of mathematical impossibility that 186,000 votes come in  
12 at once all for Joe Biden.

13 That's like flipping a coin 186,000 times  
14 and it lands on the same -- it lands on heads every  
15 time. That does not happen. There is no reasonable  
16 explanation for the upshoots, the straight lines up.  
17 I'm not even talking about an angle. I'm talking about  
18 some massive straight lines up in the vote tallies in  
19 the middle of the night after they've supposedly stopped  
20 counting.

21 And that's when the Dominion operators  
22 went in and injected votes and changed the whole system.  
23 And it affects votes around the country, around the  
24 world, and all kinds of massive interests of globalist  
25 dictators, corporations, you name it. Everybody is

1 against us except President Trump and we the people of  
2 the United States of America.

3 (Crosstalk.)

4 MALE SPEAKER (1:15:57): You've spoken of  
5 unleashing the kraken. Is the country ready for this?  
6 I mean Americans should be astonished of what you're  
7 saying here today. Is the country on the verge of an  
8 electoral breakdown?

9 MS. POWELL: We've already had it. We  
10 have already had that electoral breakdown, but the  
11 Constitution, as Jenna explains, has provisions in it  
12 for how you fix this. And there should never be another  
13 election conducted in this country -- I don't care if  
14 it's for a local dog catcher, using a Dominion machine  
15 and Smartmatic software. We have got to have an  
16 American company that uses paper ballots that we can all  
17 verify so every one of us can see that our vote is our  
18 vote.

19 MALE SPEAKER (1:18:19): Why are you not  
20 requesting recounts in Wisconsin counties that used  
21 Dominion software? You're requesting recounts in two  
22 counties that don't use the software --

23 (Crosstalk.)

24 MR. GIULIANI: Because this case is not  
25 only about -- remember, this case didn't begin with

1 Dominion. This case began and this case can be proven  
2 the old-fashioned way. It can be proven based on just  
3 good old-fashioned Democratic tactics that go back to  
4 Mayor Daley in the 1960s, when he held the vote back in  
5 Chicago so that he could elect John F. Kennedy. Or, as  
6 recently as last year, when they held the vote back in  
7 Palm Beach County and Broward County in order to see if  
8 they could steal that election for the senate and  
9 governor and then got caught manufacturing ballots.

10 Democrats have been doing this for years  
11 on a small scale. When they passed a -- the mail in  
12 voter statute, which all the sudden multiplied by ten  
13 times the number of mail in votes, they realized they  
14 could have a field day. They could do precisely what  
15 Jimmy Carter and Secretary Baker warned us about. All  
16 you have to do is own an election board and you can get  
17 away with it.

18 And unlike what Sidney is talking about,  
19 where you could have a paper trail, a paper ballot, I  
20 tried to point out to you the minute that you separate  
21 the outer envelope from the ballot, you can no longer  
22 trace it, which is why the count, whatever the count in  
23 Georgia today is, is totally ridiculous. They're  
24 counting the same fraudulent ballots one more time. And  
25 we're still very close.

1 FEMALE SPEAKER (1:19:56): Mr. Mayor, so  
2 far no single (inaudible) (1:19:58) has found evidence  
3 of fraud. That's got to be disappointing for you and  
4 the President. How would you describe his mood at the  
5 moment? And do you and him still genuinely believe you  
6 can overturn this election or is it about something  
7 bigger than you?

8 MR. GIULIANI: Well, it's both. It is  
9 about something. Let's go from the big picture to the  
10 smaller picture. The most important thing here is that  
11 this has been a massive attack on the integrity of the  
12 voting system in the greatest democracy on earth. The  
13 people who did this have committed one of the worst  
14 crimes that I've ever seen or observed.

15 One of the things we're the most proud of  
16 in this country is that we've been such a longstanding  
17 democracy, based on the right to vote. They have  
18 trashed the right to vote, they've dishonored the right  
19 to vote, they've destroyed the right to vote in their  
20 greed for power and money.

21 And there's no doubt about it. This was  
22 not an individual idea of 10 or 12 Democrat bosses.  
23 This is a plan. You would have to be a fool not to  
24 realize that. They do the same thing in exactly the  
25 same way in ten, big Democrat-controlled, in most cases,

1 crooked city. And when I say crooked city, go look at  
2 how many of their officials have gone to jail in the  
3 last 20 or 30 or 40 or 50 or 60 years that they have  
4 dominated and destroyed those cities. They picked the  
5 places where they could get away with it. They picked  
6 the places where whether or not Republicans testified to  
7 something judges would just dismiss it. Because judges  
8 are pointed politically and too many of them are hacks.  
9 They pick places where they could get a sheriff that  
10 refused to enforce a court order.

11           When we got a court order that we could be  
12 ten feet closer, our representatives were told if you  
13 try to do it, I'll arrest you.

14           FEMALE SPEAKER (1:21:56): You're painting  
15 a portrait of a national conspiracy (inaudible)  
16 (1:22:00).

17           MR. GIULIANI: Part one, part one. It  
18 began as a national conspiracy. Clearly, that evidence  
19 emerged very, very quickly. The minute I saw that it  
20 was the same thing in ten states, just using logic, I  
21 said this can't be an accident. And then when I was  
22 surprised about it, there's the dimension of it.

23           I mean not inspecting almost 700,000  
24 ballots is astounding.

25           FEMALE SPEAKER (1:22:31): Are you

1 suggesting that Joe Biden was part of that conspiracy?  
2 I just wondered what your evidence is.

3 MR. GIULIANI: Honestly, I don't know what  
4 Joe Biden is aware of or not aware of. And I mean that  
5 as a lawyer, not trying to be -- not trying to be cute.  
6 I've watched him; I've observed him. I honestly don't  
7 know how much he's aware. I don't know how much he  
8 decides and how much things are decided for him. So I -  
9 -

10 (Crosstalk.)

11 MS. ELLIS: Let me address one other  
12 thing, to your question about the process. Your  
13 question is fundamentally flawed when you're asking  
14 where is the evidence. You clearly don't understand the  
15 legal process. What we have asked for in the court is  
16 to not have the certification of false results.

17 And so to say, hold on a minute, we have  
18 evidence that we will present to the court. We haven't  
19 had the opportunity yet to present that to the court.  
20 We're giving you an overview and a preview of what we've  
21 discovered, but no court yet has had -- we've had that  
22 opportunity. So when we have a -- we've had -- and we  
23 have fraud allegations pending. So what we've asked for  
24 are temporary restraining orders or injunctions to not  
25 certify false results.



1                   We're very happy that Michigan, why -- the  
2 reason we dismissed that lawsuit today is because the  
3 Michigan county in Wayne County, they're not going to  
4 certify that because 71 percent of counties have  
5 inconsistent data. No person in this room or in this  
6 country should want states to rush through and coronate  
7 a president with false results.

8                   (Crosstalk.)

9                   MS. ELLIS: We have to make sure that the  
10 results are accurate --

11                  MR. GIULIANI: We'll take --

12                  MS. ELLIS: -- and that's what we will  
13 prove.

14                  MR. GIULIANI: -- two more questions.

15                  FEMALE SPEAKER (1:24:05): The Secretary  
16 of State says that that can't actually happen, that  
17 those votes can't be rescinded and (inaudible) (1:24:08)  
18 in Michigan currently stands.

19                  MR. GIULIANI: The Secretary of State  
20 where?

21                  FEMALE SPEAKER (1:24:13): In Michigan.

22                  MS. POWELL: Yeah, well, there are  
23 problems in Michigan. Follow the money.

24                  MR. GIULIANI: Follow the political party,  
25 ma'am. I mean you're actually seriously gonna want me

1 to take seriously the Secretary of State of Michigan --  
2 FEMALE SPEAKER (1:24:25): Well, you're  
3 saying --

4 (Crosstalk.)

5 MR. GIULIANI: -- when Michigan -- when  
6 Michigan -- when the Secretary of State of Michigan  
7 never bothered to find out that the votes in her state  
8 were being counted in Germany by a Venezuelan company?  
9 And you want me to take her seriously or him seriously?

10 I mean I was in government. If I were the  
11 governor of that state, I'd fire everybody that was  
12 involved in this election. They didn't come and tell me  
13 that my state was gonna be embarrassed, made a fool of,  
14 because I'm sending my votes of people in Michigan over  
15 to Germany to be counted by a company that is owned by  
16 people who are allies of Maduro and Chavez?

17 By the way, Carolyn Maloney, who wrote  
18 that, is my congresswoman. A Democrat pointed that out.  
19 They didn't do the darndest bit of due diligence. If  
20 you bought a \$10 million company you would have done  
21 more due diligence than that. Maybe they're incompetent  
22 or maybe they didn't want to know. But you're not gonna  
23 have me take seriously anything that comes from anyone  
24 involved in the election the way it was conducted in  
25 Michigan.

1 FEMALE SPEAKER (1:25:34): You guys are  
2 saying that those votes have been rescinded. They  
3 haven't. The Secretary of State there says that they  
4 can't be.

5 MR. GIULIANI: The Secretary of State can  
6 say whatever she wants to say. Of course, she's gonna  
7 say that. She's a Democrat. She could also credit the  
8 affidavits of the two people and say that the Board is  
9 tied and therefore the vote hasn't been certified. So  
10 because she's a Democrat she's saying that.

11 Do you think she has any credibility  
12 having run the kind of election they ran in Michigan?  
13 Do you think anyone in that government has credibility  
14 after using a machine and fooling their citizens? There  
15 can't be a person in Michigan who thought their vote was  
16 being sent outside the United States so somebody could  
17 play with it. I mean it's disgraceful what the  
18 government of Michigan did to its citizens. Absolutely  
19 disgraceful.

20 FEMALE SPEAKER (1:26:20): Mr. Mayor?

21 MALE SPEAKER (1:26:21): Last question.

22 (Crosstalk.)

23 FEMALE SPEAKER (1:26:24): -- just to go  
24 back to the citizens. Are you going to be able to get  
25 your hands on the -- sorry, the voting machines or those

1 servers in -- are you going to have to see why --

2 (Crosstalk.)

3 MR. GIULIANI: We're not -- we are limited  
4 in what we can do. We're not the FBI, we're not the  
5 government. We don't have that kind of subpoena power.  
6 We don't have the power to just go subpoena anything we  
7 want. The government does. We would have to subpoena  
8 it in line with a case. Our first case, we're asking  
9 for that authority in Pennsylvania and in Michigan. But  
10 you have to get that authority from the court. We're  
11 private citizens. We're not the government.

12 If I were the government like I used to  
13 be, there would probably be a lot of people arrested by  
14 now. Because there's plenty of probable cause, plenty  
15 of probable cause.

16 MALE SPEAKER (1:27:14): All right, thank  
17 you, everybody.

18 MR. GIULIANI: No, no, no.

19 (Crosstalk.)

20 MALE SPEAKER (1:27:19): Thank you, thank  
21 you, thank you.

22 MR. GIULIANI: We'll take --

23 FEMALE SPEAKER (1:27:21): You alleged  
24 that Donald Trump has won by a landslide. We've seen  
25 that a lot of your lawsuits and in fact lawyers have

1 been kind of dropping like flies. What do you say to  
2 those people who call this a (inaudible) (1:27:34).

3 FEMALE SPEAKER (1:27:32): Dropping like  
4 flies?

5 (Crosstalk.)

6 FEMALE SPEAKER (1:27:33): -- 2.0 just on  
7 the other side? Why didn't this and also why didn't the  
8 --

9 MR. GIULIANI: What fake network do you  
10 come from?

11 FEMALE SPEAKER (1:27:41): I don't have a  
12 -- from a fake network. In fact, I am completely  
13 independent and have no one above my head.

14 (Crosstalk.)

15 MR. GIULIANI: Oh, my goodness. Well,  
16 first of all, our cases haven't been dismissed. We only  
17 have --

18 FEMALE SPEAKER (1:27:52): Over 20 --

19 MS. ELLIS: Look at the plaintiffs who  
20 were involved in those.

21 MR. GIULIANI: It's not our case, ma'am.

22 (Crosstalk.)

23 FEMALE SPEAKER (1:27:58): There were  
24 many, many lawyers --

25 MR. GIULIANI: Don't lie to people.

1 FEMALE SPEAKER (1:27:59): I'm saying what  
2 do you say to --

3 (Crosstalk.)

4 MR. GIULIANI: Ma'am, ma'am, ma'am, you  
5 are lying.

6 FEMALE SPEAKER (1:28:02): I think that we  
7 --

8 (Crosstalk.)

9 MR. GIULIANI: You're lying. You're  
10 lying. Oh, continue to lie. I'm not --

11 FEMALE SPEAKER (1:28:10): (Inaudible)  
12 (1:28:11) way over their head.

13 (Crosstalk.)

14 MR. GIULIANI: Ma'am, ma'am, ma'am, ma'am.  
15 Ma'am, ma'am. Okay. Let me answer the question.

16 (Crosstalk.)

17 MR. GIULIANI: Let me answer the question.  
18 The answer to the question is we don't have a lot of  
19 lawsuits. We only have three. Our lawsuits have not  
20 been dropped all over the place.

21 FEMALE SPEAKER (1:28:27): (Inaudible)  
22 (1:28:28).

23 MR. GIULIANI: We just -- we just --

24 (Crosstalk.)

25 MALE SPEAKER (1:28:29): Let him finish,

1 please.

2 FEMALE SPEAKER (1:28:30): -- go away  
3 because they were afraid to --

4 MR. GIULIANI: Okay. Well, you're a  
5 totally discourteous person. I'm gonna finish my  
6 answer. So --

7 FEMALE SPEAKER (1:28:35): I'm actually  
8 really nice.

9 MR. GIULIANI: I'm gonna finish my answer.  
10 The fact is we have very, very few lawsuits. The  
11 lawsuits you're talking about have been brought by  
12 private individuals and groups. Most of them were  
13 dismissed for lack of standing. Probably correctly  
14 because they were brought before the election took  
15 place. The election is now over. The only lawsuit we  
16 have withdrawn is the one where we got the release that  
17 we wanted and that's the one in Michigan. We also have  
18 another lawsuit in Michigan that will accomplish the  
19 other objectives of what we want to do in Michigan. So  
20 it's silly to have two competing lawsuits.

21 The only lawyer that left a case left  
22 because he was threatened. His family was threatened.  
23 His children were threatened and so was the other  
24 lawyer. Yeah, that's true. We have a little difficulty  
25 getting lawyers because our lawyers get threatened with

1 being killed because of the ridiculous way in which you  
2 cover this and the ridiculous way in which you cover --

3 FEMALE SPEAKER (1:29:27): But you haven't  
4 seen how I've covered this. Now, what --

5 MR. GIULIANI: I'm not talking about you.  
6 I'm talking about everybody, but I get it a pretty good  
7 sense from you, the way you handle yourself, how you  
8 cover it.

9 FEMALE SPEAKER (1:29:35): (Inaudible)  
10 (1:29:35).

11 MR. GIULIANI: All right, we're finished  
12 with you now. One last question.

13 MALE SPEAKER (1:29:39): Mr. Mayor?

14 MR. GIULIANI: One last question from a --  
15 (Crosstalk.)

16 MR. GIULIANI: One last question. One  
17 last question.

18 FEMALE SPEAKER (1:29:45): (Inaudible)  
19 (1:29:45).

20 MR. GIULIANI: One last question from a  
21 reasonable, civil person.

22 (Crosstalk.)

23 MR. GIULIANI: Yeah, you are not. Yes?

24 MALE SPEAKER (1:29:51): I'm not a  
25 reasonable person?



1 MR. GIULIANI: No, her. She isn't.

2 MALE SPEAKER (1:29:53): All right.

3 MR. GIULIANI: Well, we'll find out.

4 (Crosstalk.)

5 MALE SPEAKER (1:29:54): I'm from the  
6 Daily Caller, for the record.

7 FEMALE SPEAKER (1:29:56): Oh, there we  
8 go. Great.

9 MALE SPEAKER (1:29:57): If the courts  
10 don't let you present these cases like Jenna just said,  
11 will you give the entire bulk of the evidence to the  
12 media to review? And if so, when? Are you gonna drag  
13 this thing out like the Hunter Biden hard drive again?

14 MR. GIULIANI: We're not gonna drag it  
15 out. I mean this is ridiculous for you to say we're  
16 dragging it out. Al Gore --

17 (Crosstalk.)

18 MR. GIULIANI: Al Gore had a lot more time  
19 than we've had. And we've had two weeks to investigate.  
20 So that's also completely unfair to say we're dragging  
21 it out.

22 Also, if we're gonna present things in  
23 court, if we present it to you, judges are not gonna be  
24 very happy with us.

25 And finally, I have to tell you, our

1 witnesses don't want to be exposed to the tender mercies  
2 of a vicious press. I have great difficulty getting  
3 those witnesses that I did reveal to allow me to do it.  
4 They don't trust you, they don't like you, they think  
5 you put their lives in jeopardy with the spin that you  
6 put on what's going on here and with the unfairness in  
7 which you cover it. It's not easy to reveal the things  
8 that they tell me.

9 MALE SPEAKER (1:30:56): So the answer is  
10 no?

11 MR. GIULIANI: The answer is I can't do it  
12 because I can't -- I can't put a witnesses' life in  
13 jeopardy or a person who thinks their life is in  
14 jeopardy. This woman tells me we have lawyers dropping  
15 out of the case. We have lawyers dropping out of the  
16 case because they're being threatened with destruction  
17 of their careers, destruction of their livelihood, and  
18 in some cases destruction of their lives. That comes  
19 about because of the hysterical way in which you have  
20 covered Donald Trump and his administration. But we're  
21 gonna change all that. We're gonna go to court and  
22 we're gonna prove it in court.

23 I would love to release all the  
24 information that I have. I would love to give it to you  
25 all. Except, most of you wouldn't cover it. A few of

1 you would. And then we have half the American people  
2 probably informed.

3                   The censorship that is going on in this  
4 country right now by big tech and by big media is almost  
5 as dangerous as the election fraud that we're revealing.  
6 Maybe just as dangerous. We're headed to a very bad  
7 place and it is not inappropriate [sic] that a  
8 Venezuelan company counted our votes. Thank you.

9

10                   (Trump Campaign News Conference on Legal  
11 Challenges Begins.)

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C E R T I F I C A T E

I, Nathan Wertz, Certified Electronic Recorder for the State of Michigan, do hereby certify that this transcript was prepared from a recording produced to me; that the speakers in this transcript were identified by me to the best of my ability and according to the introductions made and the information provided; that the foregoing is a true transcript of the conversations; that I am not an attorney nor counsel nor in any way connected with any attorney or counsel for any of the parties to said action or otherwise interested in its event.

IN WITNESS WHEREOF, I have affixed my signature this 20th day of April, 2021. My certification expires August 31, 2021.

*Nathan Wertz*  
\_\_\_\_\_  
Nathan Wertz  
CER #7731  
State of Michigan  
Calderwood-Mackelprang, Inc.

REPORTER'S NOTE:

EXHIBIT 4

Video File

PRESERVED IN NATIVE FORMAT

REPORTER'S NOTE:

EXHIBIT 5

Video File

PRESERVED IN NATIVE FORMAT



## Tweet



**Donald J. Trump**   
@realDonaldTrump



I look forward to Mayor Giuliani spearheading the legal effort to defend OUR RIGHT to FREE and FAIR ELECTIONS! Rudy Giuliani, Joseph diGenova, Victoria Toensing, Sidney Powell, and Jenna Ellis, a truly great team, added to our other wonderful lawyers and representatives!

9:11 PM · Nov 14, 2020 · Twitter for iPhone

**66.9K** Retweets   **9.8K** Quote Tweets   **327.1K** Likes



**K8lyn** @impossiblekma · Nov 14  
Replying to [@realDonaldTrump](#)



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## 2020 ELECTIONS

### Trump campaign cuts Sidney Powell from president's legal team

The abrupt shake-up comes as Sidney Powell makes far-fetched and unsupported claims of voter fraud in the 2020 elections.



Sidney Powell speaks next to Trump attorney Rudy Giuliani at a news conference organized by the president's legal team. | Jacquelyn Martin/AP Photo

By **KYLE CHENEY**  
11/22/2020 06:45 PM EST  
Updated: 11/22/2020 08:50 PM EST

**Exhibit**  
**PLTF 0007**  
**POWELL**





President Donald Trump appears to have cut ties with Sidney Powell, a key member of his legal team who also represents former national security adviser Michael Flynn in his long-running attempt to unravel a guilty plea for lying about his 2016 contacts with Russia.

The abrupt shake-up came in a terse Sunday evening statement from the Trump campaign that offered no explanation for Powell's removal.

Advertisement

“Sidney Powell is practicing law on her own,” Trump’s personal lawyer Rudy Giuliani and campaign lawyer Jenna Ellis said in the statement. “She is not a member of the Trump Legal Team. She is also not a lawyer for the President in his personal capacity.”

Powell had made headlines in recent weeks for her increasingly outrageous and unsupported claims of voter fraud in the 2020 election, repeatedly vowing to “release the kraken” of evidence, only to refuse to produce it when asked by reporters.

Powell, in a statement, indicated she intends to keep litigating despite her separation from the Trump team.

"I agree with the statement today. I will represent #WeThePeople and seek the Truth," she said. "I intend to expose all the fraud and let the chips fall where they may. We will not allow the foundations of this great Republic to be destroyed by abject fraud or our votes for President Trump and other Republicans to be stolen by foreign interests or anyone else."

AD

Powell has accused election officials in multiple states of committing crimes, and in recent days turned on Georgia's Republican governor, Brian Kemp, who on Friday helped certify President-elect Joe Biden's victory in the state. Her attack on Kemp, which also included the threat of a "biblical" lawsuit, appeared to unsettle some of Trump's allies.

"Sidney Powell accusing Governor Brian Kemp of a crime on television yet being unwilling to go on TV and defend and lay out the evidence that she

supposedly has, this is outrageous conduct,” former Gov. Chris Christie of New Jersey said on Sunday.

Trump announced Powell as a centerpiece of his legal team in a recent tweet, declaring that she, Giuliani and others would form a team that would later dub itself an “elite strike force.”

But the team has so far failed to produce any meaningful legal wins, and, in fact, has been repeatedly rebuffed by federal judges who have excoriated the Trump lawyers for demanding draconian measures — like throwing out millions of lawful ballots — without presenting evidence to justify it.

In recent days, Republicans aligned with the national party began to express increasing reservations about Powell’s rhetoric, including the claim that Trump had “won by a landslide,” even though Biden is millions ahead in the popular vote and won states equating to 306 electoral votes, compared with Trump’s 232.

The national GOP on Thursday posted a video clip of Powell making the claim, and Ellis, the Trump campaign’s attorney, celebrated Powell’s remarks at last week’s press conference.

Mike DuHaime, the Republican National Committee’s former political director, tweeted on Sunday that the party must pull down its tweet endorsing Powell’s remarks now that she’s been removed from representing Trump or the campaign.

“This is crazy/embarrassing to promote,” he tweeted.



2020 ELECTIONS

## **‘This is simply not how the Constitution works’: Federal judge eviscerates Trump lawsuit**

BY JOSH GERSTEIN, KYLE CHENEY AND ZACH MONTELLARO

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And Powell’s attacks on Georgia’s governor and top election official, Secretary of State Brad Raffensperger, who are Republicans, come as the GOP is fighting

to retain control of the Senate in two Georgia runoff elections scheduled for Jan. 5.

Powell has been a fixture of the conservative media circuit for years but became particularly prominent in the Trump era as the firebrand attorney for Flynn.

AD

Flynn, who pleaded guilty in December 2017 to lying to the FBI, fired his legal team last year and hired Powell, who helped lead his push to rescind his guilty plea and lodge incendiary court filings about allegations of FBI and Justice Department misconduct.

At a hearing on the matter in September, Powell revealed that she had held a meeting with Trump in the previous weeks at which she urged him not to pardon Flynn so they could continue fighting out his case.

Powell has assailed the judge in the matter, Emmet Sullivan, even though she once lionized him in a book for his handling of prosecutorial misconduct in the case of former Sen. Ted Stevens of Alaska.

## The Biden Transition

Joe Biden may be the new president-elect – but with President Donald Trump continuing to challenge the results and Senate control up still up for grabs, the story of the election is far from over.

### **BIDEN'S PLANS**

- Kathleen Hicks is **Biden's pick to be the first female deputy defense secretary.**

- Biden has tapped three senior officials onto **his Covid-19 Response team**.
- Biden's transition chief blasts 'obstruction' by political appointees **at OMB and the Pentagon**.
- Trump's unplanned gift to Biden is that **clean energy is on the rise**.

### **TRUMP AND THE GOP**

- Sen. Josh Hawley **pledged to challenge Biden's victory in Pennsylvania** on Jan. 6.
- Nancy Pelosi will **seat a Republican in a contested Iowa race**.
- Congress and the coronavirus **could quash Trump's Electoral College gambit**.
- Sen. Ben Sasse delivered a critique of his Republican colleagues **challenging 2020 results**.

### **COMING UP: GEORGIA SENATE RUNOFFS**

- A judge is seeking a **deal to limit voter challenges** in the Georgia runoff.
- Joe Biden and Kamala Harris **are going back to Georgia before the Senate runoffs**.
- Strong early voting turnout **gives Democrats hope in Georgia runoffs**.
- Sens. Kelly Loeffler and David Perdue **side with Trump on \$2,000 stimulus payments**.

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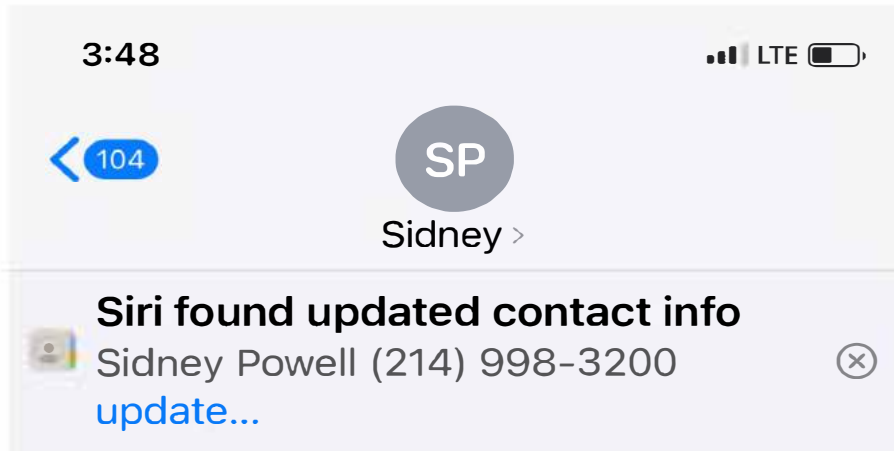
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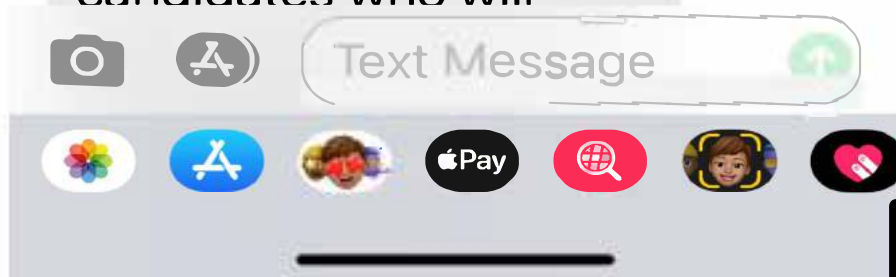


Fri, Jan 8, 8:19 AM

Does 1 pm Eastern work for a short call? Can you provide your preferred email? I have some documents I'd like to send to you re: Coomer.

Fri, Jan 22, 9:48 PM

"Today we are proud to announce the formation of Restore the Republic PAC, which will be dedicated to supporting candidates who will



**Exhibit  
PLTF 0008  
POWELL**





🇺🇸 Sidney Powell 🇺🇸 via @like



Eric\_Coomer\_Explains\_How\_To\_Alter\_Votes\_In\_...

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[t.me/SidneyPowell/485](https://t.me/SidneyPowell/485)

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<p>DISTRICT COURT, CITY AND COUNTY OF DENVER, COLORADO  1437 Bannock Street  Denver, Colorado 80202  Phone Number: (720) 865-8301</p>	<p>SERVED ONLY: July 13, 2021 9:19 PM  FILING ID: ABE474BBFF34B  CASE NUMBER: 2020CV34319</p>
<p>Plaintiff: Eric Coomer, Ph.D.,</p> <p>Defendants: Donald J. Trump for President, Inc.; Sidney Powell; Sidney Powell, P.C.; Rudolph Giuliani; Joseph Oltmann; FEC United; Shuffling Madness Media, Inc. dba Conservative Daily; James Hoft; TGP Communications LLC dba The Gateway Pundit; Michelle Malkin; Eric Metaxas; Chanel Rion; Herring Networks, Inc. dba One America News Network; and Newsmax Media, Inc.</p>	<p style="text-align: center;">▲ COURT USE ONLY ▲</p>
<p>Barry K. Arrington, #16,486  Arrington Law Firm  3801 East Florida Avenue, Suite 830  Denver, Colorado 80210  Phone Number: (303) 205-7870  FAX Number: (303) 463-0410  E-mail: <a href="mailto:barry@arringtonpc.com">barry@arringtonpc.com</a></p> <p>Shaun Pearman, #16,619  The Pearman Law Firm, P.C.  4195 Wadsworth Boulevard  Wheat Ridge Colorado 80033  Phone Number: (303) 991-7600  Fax Number: (303) 991-7601  E-mail: <a href="mailto:shaun@pearmanlawfirm.com">shaun@pearmanlawfirm.com</a></p> <p>Attorneys for Defendants Sidney Powell and Sidney Powell, P.C.</p>	<p>Case Number: 2020CV34319</p> <p>Courtroom 409</p>
<p style="text-align: center;"><b>DEFENDANTS SIDNEY POWELL &amp; SIDNEY POWELL P.C.'S PRIVILEGE LOG  IN RESPONSE TO PLAINTIFF'S REQUEST FOR PRODUCTION TO  DEFENDANTS</b></p>	

Defendants Sidney Powell and Sidney Powell P.C. (hereafter referred to collectively as "Defendants" or "Powell"), by and through undersigned counsel, provides the following Privilege Log in connection with its response to Plaintiff's Requests for Production Defendants Relating to Special Motion to Dismiss.



No.	Date	Type of Correspondence	Privilege
	<b>Various</b>	Emails, texts and other communications between counsel for co-defendants pursuant to a joint defense agreement which Plaintiff already has.	Joint Defense privilege; common interest privilege; attorney client privilege; work product privilege
	<b>Various</b>	Emails, texts and other communications between and with Counsel for Sydney Powell and Sydney Powell, P.C. including Pearman Law Firm, P.C., Arrington Law Firm, P.C., and Abigail Frye, LLC, relating to this lawsuit.	Attorney client privilege; work product privilege; joint defense privilege and the common interest privilege in that the firms jointly represent the Defendants
1.	11.10.20	Emails from Jenna Ellis (attorney) to Sidney Powell (attorney)	This communication is protected by work product privilege doctrine, as both attorneys were working and communicating in anticipation of litigation; joint defense; common interest/use privilege.
2.	11.10.20	Emails from Sidney Powell (attorney) to Jenna Ellis (attorney)	This communication is protected by work product privilege doctrine, as both attorneys were working and communicating in anticipation of litigation; joint defense; and common interest/use privilege.
3.	11.11.20	Email from Jenna Ellis (attorney) to Sidney Powell (attorney)	This communication is protected by work product privilege doctrine, as both attorneys were working and communicating in anticipation of litigation; joint defense; and common interest/use privilege
4.	11.12.20	Email correspondence between Sidney Powell (attorney) and Jenna Ellis (attorney)	This communication is protected by work product privilege doctrine, as both attorneys were working and communicating in anticipation of litigation, and common interest/use privilege
5.	11.13.20	Email correspondence between Sidney Powell (attorney) and Jenna Ellis (attorney)	This communication is protected by work product privilege doctrine, as both attorneys were working to gather information in anticipation of litigation;

			joint defense; and common interest/use privilege
6.	11.19.20	Email from Joe Oltmann (defendant) and Sidney Powell (attorney)	This communication is protected between co-defendants pursuant to a joint defense agreement, common interest privilege, and work product doctrine, as Sidney Powell was acting as an attorney in anticipation of litigation.
7.	11.22.20	Email correspondence between Sidney Powell (attorney) and Jenna Ellis (attorney)	This communication is protected by work product privilege doctrine, as both attorneys were working to gather information in anticipation of litigation; joint defense and common interest/use.
8.	01.08.21	Email from Charles Herring (OAN) to Sidney Powell (attorney) and copied to Eric Early (attorney) and Krista McClelland (OANN)	This communication is protected between co-defendants and counsel for co-defendants pursuant to a joint defense agreement, common interest privilege, and work product doctrine. Charles Herring and OAN claim reporter's privilege. Powell also claims reporter's privilege has been transferred via common interest. <i>In re Grand Jury Subpoenas, 89-3 and 89-4, John Doe 89-129</i> , 902 F.2d 244, 249 (4 <sup>th</sup> Cir. 1990).
9.	01.08.21	E-mail from Sidney Powell (attorney) to Charles Herring (OAN) and copied to Eric Early (attorney), Krista McClelland (OAN), Jesse R. Binnall (attorney), David Warrington (attorney), David Tobin (attorney), Howard Kleinhendler (attorney), Julia Haller (attorney), Abigail Frye (attorney) and Emily Newman (attorney)	This communication is protected by the work product doctrine, the joint defense privilege, and the common interest privilege in that Early is an attorney who is representing OAN and Rion, and Powell, McClelland, Binnall, Warrington, Tobin, Kleinhendler, Haller, Frye and Newman are attorneys who are representing Powell, Sidney Powell, P.C. and/or Defending the Republic, Inc., who share a common interest in this lawsuit.
10.	01.22.21	Email between co-defendants Powell and Oltmann	This communication is protected between co-defendants pursuant to a joint defense agreement, common interest privilege, and work product doctrine.

11.	02.01.21	Email between co-defendants Powell and Oltmann	This communication is protected between co-defendants pursuant to a joint defense agreement, common interest privilege, and work product doctrine.
12.	11.19.20	Email correspondence between Randy Corporon (attorney) to Sidney Powell (attorney) and copied to Joe Oltmann.	This communication is protected between co-defendants pursuant to a joint defense agreement, common interest privilege, and work product doctrine, as Sidney Powell was acting as an attorney in anticipation of litigation.

Submitted on July 13, 2021

Respectfully Submitted,  
PEARMAN LAW FIRM, P.C.

/s/ Shaun Pearman

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Shaun Pearman, #16619-CO

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on July 13, 2021, a true copy of the above and foregoing was electronically served through ICCES and will send notification to all counsel of record.

/s/ Shaun Pearman

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*Person Certifying Service*



🇺🇸 Sidney Powell 🇺🇸 via @like



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EXHIBIT 12

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🇺🇸 Sidney Powell 🇺🇸 🇺🇸

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<https://rumble.com/vhxpkh-eric-coomers-contradictions.html>

Rumble



Eric Coomer's Contradictions

Is Eric Coomer trustworthy? Let's explore a few of his contradictions so far.

[t.me/SidneyPowell/887](https://t.me/SidneyPowell/887)

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