

DATE FILED: October 4, 2021 10:59 AM
FILING ID: F36734B217228
CASE NUMBER: 2020CV34319

EXHIBIT 611

<p>DISTRICT COURT FOR THE CITY AND COUNTY OF DENVER, COLORADO</p> <p>Address of Court: 1437 Bannock Street Denver, CO 80202</p>	<p style="text-align: center;">▲ COURT USE ONLY ▲</p>
<p>Plaintiff: ERIC COOMER, Ph.D.</p> <p>v.</p> <p>Defendants: DONALD J. TRUMP FOR PRESIDENT, INC., <i>et al.</i></p>	
<p>Attorneys for defendants Herring Networks, Inc., d/b/a One America News Network, and Chanel Rion: Richard A. Westfall, No. 15295 Westfall Law, LLC 5842 W. Marquette Drive Denver, Colorado 80235 Telephone: (720) 904-6022 Email: rwestfall@westfall.law</p> <p>Blaine C. Kimrey (<i>Pro Hac Vice</i>) Jeanah Park (<i>Pro Hac Vice</i>) Bryan K. Clark (<i>Pro Hac Vice</i>) Julia L. Koechley (<i>Pro Hac Vice</i>) Vedder Price P.C. 222 N. LaSalle Street, Suite 2600 Chicago, IL 60601 Telephone: (312) 609-7500 Facsimile: (312) 609-5005 Email: bkimrey@vedderprice.com jpark@vedderprice.com bclark@vedderprice.com jkoechley@vedderprice.com</p>	<p>Case Number: 2020CV034319</p> <p>Courtroom: 409</p>
<p style="text-align: center;">DEFENDANTS HERRING NETWORKS, INC., D/B/A ONE AMERICA NEWS NETWORK, AND CHANEL RION'S REPLY IN SUPPORT OF THEIR SPECIAL MOTION TO DISMISS PURSUANT TO C.R.S. § 13-20-1101</p>	

**CONTAINS CONFIDENTIAL INFORMATION
ACCORDING TO OMNIBUS PROTECTIVE ORDER**

TABLE OF CONTENTS

	Page
I. Introduction.....	1
II. Anti-SLAPP discovery has confirmed that Dr. Coomer’s case has no merit, and the Response omits or diminishes the significance of key facts.....	3
III. Argument	6
A. The anti-SLAPP statute applies	6
B. Dr. Coomer can’t prevail on the merits of his defamation claim.....	8
1. There is no <i>prima facie</i> evidence of falsity or defamatory meaning in statements made by OAN and/or Rion concerning Dr. Coomer	9
2. There is no <i>prima facie</i> evidence of actual malice	14
3. Dr. Coomer’s claims are barred by the incremental harm doctrine.....	18
C. Dr. Coomer cannot make a <i>prima facie</i> showing of intentional infliction of emotional distress claim.....	20
D. Dr. Coomer cannot make a <i>prima facie</i> showing of conspiracy.....	20
E. Dr. Coomer cannot make a <i>prima facie</i> showing for injunctive relief	21
IV. Conclusion	21

TABLE OF AUTHORITIES

	Page(s)
Cases	
<i>Baral v. Schnitt</i> , 376 P.3d 604 (Cal. 2016)	8
<i>Bridges v. California</i> , 314 U.S. 252 (1941).....	3
<i>Christian Rsch. Inst. v. Alnor</i> , 148 Cal. App. 4th 71 (2007)	9
<i>Connick v. Myers</i> , 461 U.S. 138 (1983).....	2
<i>Curling v. Raffensperger</i> , 493 F. Supp. 3d 1264 (N.D. Ga. 2020).....	6, 14
<i>Curto v. N.Y. Law Journal</i> , 144 A.D.3d 1543 (N.Y. App. Div. 2016)	18
<i>Deatley v. Allard</i> , 2015 WL 134271 (D. Colo. Jan. 9, 2015).....	10
<i>DiLeo v. Koltnow</i> , 613 P.2d 318 (Colo. 1980).....	7
<i>Diversified Management, Inc. v. Denver Post, Inc.</i> , 653 P.2d 1103 (Colo. 1982).....	7, 8, 14
<i>Equilon Enterprises v. Consumer Cause, Inc.</i> , 52 P.3d 685 (Cal. 2002)	1
<i>First Natl. Bank of Boston v. Bellotti</i> , 435 U.S. 765 (1978).....	2
<i>Garrison v. Louisiana</i> , 379 U.S. 64 (1964).....	2
<i>Gertz v. Robert Welch, Inc.</i> , 418 U.S. 323 (1974).....	14
<i>Gomba v. McLaughlin</i> , 180 Colo. 232 (1972)	17

<i>Gordon v. Boyles</i> , 99 P. 3d 75 (Colo. 2004).....	20
<i>Harte-Hanks Communications, Inc. v. Connaughton</i> , 491 U.S. 657 (1989).....	18
<i>Hu & Assocs., LLC v. New Life Senior Wellness Ctr., LLC</i> , 2018 WL 8755870 (C.D. Cal. Dec. 10, 2018)	8
<i>Hustler Magazine, Inc. v. Falwell</i> , 485 U.S. 46 (1988).....	20
<i>Lewis v. McGraw-Hill Broad. Co., Inc.</i> , 832 P.2d 1118 (Colo. App. 1992).....	7, 15
<i>Lininger v. Knight</i> , 123 Colo. 213 (1951)	10
<i>Martinez v. Winner</i> , 548 F. Supp. 278 (D. Colo. 1982).....	9
<i>N.Y. Times v. Sullivan</i> , 376 U.S. 254 (1964).....	2
<i>OAo Alfa Bank v. Ctr. for Pub. Integrity</i> , 387 F. Supp. 2d 20 (D.D.C. 2005).....	16
<i>Provisional Gov't of Republic of New Afrika v. Am. Broad. Companies, Inc.</i> , 609 F. Supp. 104 (D.D.C. 1985).....	10
<i>Quigley v. Rosenthal</i> , 326 F.3d 1044 (10th Cir. 2003)	7
<i>Quintana v. City of Westminster</i> , 8 P.3d 527 (Colo. Ct. App. 2000)	13
<i>Reed v. Gallagher</i> , 248 Cal. App. 4th 841 (2016)	9
<i>Seelig v. Infinity Broad. Corp.</i> , 97 Cal. App. 4th 798, 119 Cal. Rptr. 2d 108 (2002).....	11
<i>Snyder v. Phelps</i> , 562 U.S. 443 (2011).....	2
<i>Spacecon Specialty Contractors, LLC v. Bensinger</i> , 713 F.3d 1028 (10th Cir. 2013)	16

<i>St. Amant v. Thompson</i> , 390 U.S. 727 (1968).....	15, 18
<i>Stump v. Gates</i> , 777 F. Supp. 808 (D. Colo. 1991).....	10
<i>Tonnessen v. Denver Pub. Co.</i> , 5 P.3d 959 (Colo. Ct. App. 2000)	19
<i>U.S. Dominion, Inc., et al. v. Powell, et al.</i> , Case No. 21-cv-00040 (D.D.C.)	7
<i>W. & English Sales Ass’n v. Gc Merch. Mart LLC</i> , 2020 Colo. Dist. LEXIS 4610 (Colo. D. Ct. Dec. 29, 2020)	21
<i>Walters v. Linhof</i> , 559 F. Supp. 1231 (D. Colo. 1983).....	9
<i>Wibby v. Boulder County Board of County Commissioners</i> , 409 P.3d 516 (Colo. App. 2016).....	21
Statutes	
C.R.S. § 13-20-1101	6, 8
Other Authorities	
Colo. R. Evid. 201.....	6
Colo. R. Evid. 704.....	13
Colo. R. Evid. 801.....	4
Colo. R. Evid. 902.....	4

I. Introduction

As does his lawsuit generally, plaintiff Eric Coomer’s anti-SLAPP response brief (“Response”) essentially mocks the Colorado anti-SLAPP statute. On May 21, 2021, Judge Rappaport soundly reasoned, “Anti-SLAPP laws are designed ‘to prevent SLAPPs [strategic lawsuits against public participation] by ending them early and without great cost to the SLAPP target.’” May 21, 2021 Order, p. 2 (citing *Equilon Enterprises v. Consumer Cause, Inc.*, 52 P.3d 685, 693 (Cal. 2002)). But this Court reversed Judge Rappaport’s well-reasoned discovery stay, and several months of wide-ranging discovery ensued at great expense to Defendants. And now Dr. Coomer has filed not only his 150-page Response, but also 182 exhibits totaling 10 gigabytes of data (equivalent to about 5,100 pages and more than 50 hours of audio and video files, most of which have nothing to do with OAN or Rion).¹ Dr. Coomer apparently hopes to overwhelm the Court with the sheer size of his Response — in an effort to mask its lack of any meaningful substance, particularly as to OAN and Rion.

Despite his brief’s length, Dr. Coomer’s legal analysis lumps all Defendants together as if they’re a monolith. But OAN (as a national news media company) and Rion (as OAN’s chief White House correspondent) are fundamentally distinct from the other defendants. OAN and Rion diligently covered a controversy with dramatic global implications whose genesis preceded any statements by OAN or Rion. The Court should analyze each defendant independently.

Setting aside the attempted “shock and awe” of Dr. Coomer’s bloated briefing, Dr. Coomer actually confirms key facts supporting the allegedly defamatory statements by OAN and Rion. As such, Dr. Coomer has affirmatively shown the absence of any false or defamatory statements by

¹ OAN and Rion incorporate by reference the evidentiary objections in their Motion to Strike and for Extension filed on September 22, 2021. (Filing ID D98938CEAED81). As set forth in that brief, the Court should strike the nine declarations submitted by Dr. Coomer.

OAN or Rion, as well as the absence of actual malice by them.

Dr. Coomer also ignores his own fatal credibility problems. For instance, Dr. Coomer initially denied authorship of his profane, violent, offensive, and extremely left-wing Facebook broadcasts, only to later admit in *New York Times Magazine* that he *lied* about not being the author of those posts.² In his deposition on September 23, 2021, Dr. Coomer made numerous additional admissions that doom his case and validate the reporting done by OAN and Rion. See Deposition of Eric Coomer (“Coomer Dep.”), attached as **Exhibit A**.³

Coomer’s defamation claims against OAN and Rion are particularly flawed because of the special protections afforded to a free press covering matters of global concern. The First Amendment embodies a “profound national commitment to the principle that debate on public issues should be uninhibited, robust, and wide-open.” *N.Y. Times v. Sullivan*, 376 U.S. 254, 270 (1964). It offers the highest protection to speech on matters of public concern. *Snyder v. Phelps*, 562 U.S. 443, 452 (2011). Indeed, such speech is “at the heart of the First Amendment’s protection,” *First Natl. Bank of Boston v. Bellotti*, 435 U.S. 765, 776 (1978), and “occupies the highest rung of the hierarchy of First Amendment values,” *Connick v. Myers*, 461 U.S. 138, 145 (1983), because “speech concerning public affairs is more than self-expression; it is the essence of self-government.” *Garrison v. Louisiana*, 379 U.S. 64, 74-75 (1964). That principle applies with even greater force to news coverage and commentary on matters of public concern because the First Amendment protects not only freedom of speech, but also freedom of the press and is

² In one of many efforts to circumvent the 150-page briefing “limit,” Dr. Coomer, in his declaration but not in his brief, limply attempts to rationalize his about-face on his Facebook posts as a misunderstanding. (Response, Exh. A, ¶ 51). But his lie followed by his admissions speak for themselves.

³ Because of citations to the Coomer Deposition and other information covered by the Omnibus Protective Order, OAN and Rion have filed this brief under seal. However, as stated in their motion challenging those confidentiality designations (Filing ID C4B754893D0BD), sealing this content is inappropriate under Colorado’s sunshine law.

“intended to give to liberty of the press” the “broadest scope that could be countenanced in an orderly society.” *Bridges v. California*, 314 U.S. 252, 265 (1941).

Accordingly, OAN’s and Rion’s anti-SLAPP motion should be granted, the claims against OAN and Rion should be dismissed with prejudice, and OAN and Rion should be awarded their fees and costs for being forced by Dr. Coomer to defend their First Amendment rights in the context of a very public and newsworthy controversy.

II. Anti-SLAPP discovery has confirmed that Dr. Coomer’s case has no merit, and the Response omits or diminishes the significance of key facts.

Dr. Coomer spends 71 pages outlining his purported understanding of the facts but fails to address the very public lies that Dr. Coomer told related to his Facebook broadcasts. After the antifa call in which defendant Joseph Oltmann heard Dr. Coomer say he had ensured that President Trump would not win reelection in 2020, Mr. Oltmann gained access to Dr. Coomer’s Facebook page. That Facebook page revealed numerous radical, profane, violent, police-hating, Trump-bashing posts showing Dr. Coomer’s deep loathing of Trump and sympathy for antifa. *See* Coomer Dep., Exh. P23, attached as **Exhibit B**. The Facebook posts confirmed that Dr. Coomer held views consistent with the comment Mr. Oltmann heard on the antifa call. *See* Deposition of Chanel Rion (“Rion Dep.”), **Exhibit C**, 118:11-20. For instance, on July 21, 2016, Dr. Coomer published on Facebook to approximately 300 “friends” that “[o]nly an absolute FUCKING IDIOT could ever vote for that wind-bag fuck-tard FASCIST RACIST FUCK” and stated that his opinions were his own and “not necessarily the thoughts of my employer, though if not, I should probably find another job . . . Who wants to work for complete morons?” Exh. B, p. 0072.

On December 8, 2020, Dr. Coomer wrote a guest editorial in *The Denver Post*. See Editorial attached as **Exhibit D**.⁴ In that editorial, he said in no uncertain terms: “[A]ny posts on social media channels purporting to be from me have also been fabricated.” *Id.* (Emphasis added.) Dr. Coomer later reiterated in an interview with the *Ark Valley Voice* that “his Facebook account was dormant for about three and a half years,⁵ until the George Floyd murder. At that point he began posting here and there. *He was not the author of the wild posts being circulated.*” See Article attached as **Exhibit E** (emphasis added).

But on August 24, 2021, *New York Times Magazine* published a stunning and devastating admission from Dr. Coomer in a profile about him: “*the Facebook posts were, in fact, authentic.*” See Article attached as **Exhibit F** (emphasis added).⁶ Dr. Coomer told the *Times* that “he believed every word of what he said on Facebook, but when colleagues later asked him what he was thinking, he was frank: He *had screwed up.*” *Id.* (Emphasis added.) This means not only that the Facebook posts providing factual background for the segments published by OAN and Rion were accurate, but also that Dr. Coomer had lied about them to curtail the fallout.

In the *Times* profile, Dr. Coomer still maintained that he never joined an antifa call, but information submitted with the Response *confirms* key aspects of a call that match Mr. Oltmann’s description. In numerous podcasts, news reports, and his deposition in this case, Mr. Oltmann described listening via Zoom to a call in late September 2020 among antifa leaders. See Deposition of Joe Oltmann (“Oltmann Dep.”), attached as **Exhibit G**, at 15:18-19, 51:16-24, 71:10-15. He

⁴ Pursuant to Colo. R. Evid. 902(6), newspaper articles are self-authenticating documents. To the extent there is any argument that these statements are hearsay, they are admissions by Dr. Coomer that are admissible under Colo. R. Evid. 801(d)(2). Moreover, Dr. Coomer authenticated the article in his deposition. (Coomer Dep. 43:22-44:3).

⁶ Dr. Coomer confirmed this article — and the authenticity of the Facebook posts — in his deposition. (Coomer Dep., 17:7-15, 36:9-15).

was not focused on (or familiar with) Dr. Coomer before the call, but rather joined the call to identify antifa journalists. *Id.* at 50:7-10. Mr. Oltmann noted that the call focused in part on right-wing activist Joey Camp. *Id.* at 76:10-20.

The Declaration of Individual 1, attached as Exhibit U to the Response, begins by noting that Individual 1 encountered Camp at a protest on **September 23, 2020**. (Response, Exh. U, ¶ 8). Individual 1 then *admits* that he (a leader in the Black Lives Matter community) hosted a Zoom conference call on **September 25, 2020** that 15-20 activists joined to discuss escalating tactics from Camp. (*Id.*, ¶ 10). This is an exact match to the call described by Mr. Oltmann, and the call occurred *one day* before Mr. Oltmann first searched Google for “Eric,” “Dominion,” and “Denver” on **September 26, 2020**. (Oltmann Dep., 72:1-8).⁷ There can be no doubt that this is the call that formed the basis for Mr. Oltmann’s future statements.

It is not surprising that Individual 1 and others on the call might deny that they are “antifa,” but a collection of left-wing activists discussing how to counter efforts by a right-wing activist would fit Mr. Oltmann’s definition of antifa. *See* Oltmann Dep., 41:14-18 (describing an antifa member as “[a] radical leftist that communicates openly with other radical leftists that stand for antifa being antifascist. . . [t]ypically white extremist liberals”). Thus, based on the evidence provided *by Dr. Coomer himself*, an antifa call (as that would be defined by Mr. Oltmann) *did* happen.⁸

⁷ In the deposition, Mr. Oltmann authenticated a “screenshot” of his search, which has been produced in discovery. (Oltmann Dep., 72:1-8). That screenshot is attached as **Exhibit H**.

⁸ Five individuals referenced in the Response are given confidential treatment. This is notable because the applicable Protective Order states that “the Court has determined that information concerning *the identity of persons involved in the alleged ‘Antifa conference call’* at issue in this case (referred to herein as Confidential Information) is highly relevant to the claims at the heart of this suit and is discoverable.” (Emphasis added). Thus, Dr. Coomer’s treatment of these five individuals suggests that they were, or Dr. Coomer believes they may have been, on the antifa call. Individuals 1, 3, and 4, all of whom were in Mr. Oltmann’s notes as possibly being on the call, apparently have denied being on any “antifa call,” but Individual 1 has specifically described a

III. Argument

A. The anti-SLAPP statute applies.

The Colorado anti-SLAPP statute applies — if it did not apply, Dr. Coomer should have briefed that legal question months ago, without engaging in extensive “anti-SLAPP discovery.” Judge Rappaport presumed application of the anti-SLAPP law in denying discovery to Dr. Coomer. *See* May 21, 2021 Order. And in the Court’s Order reversing Judge Rappaport and allowing discovery, the Court applied the anti-SLAPP standards, with no argument from Dr. Coomer that the statute did not apply. *See* June 8, 2021 Order.

As Dr. Coomer acknowledges, the anti-SLAPP statute applies to an “act in furtherance of a person’s right of petition or free speech,” including “any written or oral statement or writing made . . . in a public forum in connection with an issue of public interest.” C.R.S. § 13-20-1101. Questions about the adequacy of Dominion voting machines and their use in elections were publicly debated long before the 2020 presidential election. In 2017, Georgia voters filed a lawsuit regarding the security of Dominion machines, and in October 2020, the federal judge in that case credited testimony from an “array of experts and subject matter specialists [that] provided a huge volume of significant evidence regarding the security risks and deficits in the [Dominion] system,” finding that those risks were neither “hypothetical nor remote.” *Curling v. Raffensperger*, 493 F. Supp. 3d 1264, 1278, 1341 (N.D. Ga. 2020). Similarly, in January 2020, the state of Texas refused to certify Dominion’s system, questioning whether it “is safe from fraudulent or unauthorized manipulation.” *See Exhibit I.*⁹ A more robust history of the controversies involving Dominion can be found in the Counterclaim filed by Sidney Powell against Dominion in *U.S. Dominion, Inc.*,

call on September 25, 2020, that matches the description of what Mr. Oltmann refers to as the antifa call, and Individuals 3 and 4 have *not* denied being on that same call (whether labeled as “antifa,” “BLM,” or “liberal”). *See* Response, Exhs. Q and T.

⁹ The Court can take judicial notice of public documents pursuant to Colo. R. Evid. 201.

et al. v. Powell, et al., Case No. 21-cv-00040 (D.D.C.), attached as **Exhibit J**, at pp. 32-37.

In the context of these public controversies, rather than shying from the spotlight, Dr. Coomer “invited public scrutiny.” (Response, ¶ 166). See *DiLeo v. Koltnow*, 613 P.2d 318, 322 (Colo. 1980); *Lewis v. McGraw-Hill Broad. Co., Inc.*, 832 P.2d 1118, 1122-23 (Colo. App. 1992). Like the plaintiffs in *DiLeo* and *Lewis*, Dr. Coomer was not an average employee; he was and is a public figure who has made numerous public appearances to speak about and advocate for Dominion. See Motion, p. 21, n. 10 (describing multiple public appearances by Dr. Coomer on behalf of Dominion). Contrary to Dr. Coomer’s argument, his behavior was entirely distinguishable from the plaintiff in *Quigley v. Rosenthal*, 326 F.3d 1044, 1059-61 (10th Cir. 2003), or other similar cases cited by Dr. Coomer, in which the statements were made against a “person with which the general public had [no] contact.” Dr. Coomer was, and had been for years, a public advocate for Dominion, particularly when issues arose about election security. For example, in 2018, Dr. Coomer “was invited to join the Cyber Security Task Force assembled by the National Association of Secretaries of State.” (Response, Exh. A, ¶ 4). He also has been “an active participant in the development of the Institute of Electrical and Electronics Engineers (IEEE) common data format for elections systems” and “developed Dominion’s Coordinated Vulnerability Disclosure Program in conjunction with several third-party industry researchers in 2020.” (*Id.*). Dr. Coomer then doubled down on his solicitation of public scrutiny after the 2020 election, giving inaccurate interviews and publishing a false editorial. *Supra* p. 4. As in *Diversified Management, Inc. v. Denver Post, Inc.*, 653 P.2d 1103, 1105-08 (Colo. 1982) (which Dr. Coomer calls the “seminal Colorado case on matters of public concern,” Response, ¶ 164), there is a nexus between the public and Dr. Coomer’s work as head of security for an election company that was facing public scrutiny (before the 2020 election), giving rise to a public interest

separate and apart from the alleged defamation.

But even if there was not public interest in Dr. Coomer's actions before the 2020 election, there was certainly public interest in his activities before *OAN and Rion* reported on the controversy. The claims against OAN and Rion must be evaluated in light of the unique facts and law relevant to them. In the Defamatory Statement Spreadsheet submitted with the Response, Dr. Coomer identified *20 different statements* by various individuals and media outlets before OAN and Rion ever reported on Dr. Coomer. (Resp., Exh. A-1). Thus, regardless of whether there was a public interest in Dr. Coomer before the 2020 election (and there was), there undoubtedly was a public interest in Dr. Coomer when OAN and Rion first reported on him on November 17, 2020. OAN and Rion did nothing to manufacture that public interest.

Accordingly, the challenged statements by OAN and Rion involve core First Amendment speech made on issues of pre-existing public interest, and the anti-SLAPP statute applies. For Dr. Coomer to suggest otherwise demonstrates once again that he simply is not credible.

B. Dr. Coomer can't prevail on the merits of his defamation claim.

Given that the anti-SLAPP statute applies, Dr. Coomer bears the burden of establishing a reasonable likelihood that he will prevail on each of his claims. C.R.S. § 13-20-1101(3)(a). Dr. Coomer must show a *prima facie* basis for his claims. *Baral v. Schnitt*, 376 P.3d 604, 608-09 (Cal. 2016). The Court must engage in a "summary-judgment like procedure" to evaluate all available evidence and decide whether Dr. Coomer has met his burden. *Id.* at 608. Dr. Coomer has not.

To prevail, Dr. Coomer would need to establish his claim by "clear and convincing" evidence, which the Colorado Supreme Court has held to be the constitutionally required standard. *Diversified*, 653 P.2d at 1109. And in California, the state after which Colorado modeled its anti-SLAPP statute, plaintiffs are required to present "clear and convincing evidence" of actual malice to survive an anti-SLAPP motion. *See, e.g. Hu & Assocs., LLC v. New Life Senior Wellness Ctr.*,

LLC, 2018 WL 8755870, *6 (C.D. Cal. Dec. 10, 2018); *Christian Rsch. Inst. v. Alnor*, 148 Cal. App. 4th 71, 84 (2007); *Reed v. Gallagher*, 248 Cal. App. 4th 841, 862 (2016).

Dr. Coomer cannot establish his claim by “clear and convincing evidence” because (1) Dr. Coomer cannot demonstrate false and defamatory statements, (2) Dr. Coomer cannot demonstrate actual malice, and (3) Dr. Coomer’s claims are barred by the incremental harm doctrine.

1. There is no *prima facie* evidence of falsity or defamatory meaning in statements made by OAN and/or Rion concerning Dr. Coomer.

The Court suggested in both the July 2 and July 7, 2021 hearings that there was evidence of “probable falsity” of Mr. Oltmann’s alleged statements, but OAN and Rion urge the Court to closely reexamine those conclusions in light of the evidentiary record. The evidence ***presented by Dr. Coomer*** confirms many of the details in the antifa call that Dr. Coomer claims never happened, and the admissions by Dr. Coomer in the *Times* article and in his deposition confirm facts in support of the allegedly defamatory statements by OAN and/or Rion and demonstrate that Dr. Coomer lacks credibility. The Court should find that there is no *prima facie* evidence of falsity or defamatory meaning relating to any statements by OAN or Rion.

Dr. Coomer’s Response, through the “Defamatory Statement Spreadsheet,” attempts to increase the number of allegedly defamatory statements at issue, but this is not appropriate. Colorado courts have held that the content of the alleged defamation must be pled with particularity. *Martinez v. Winner*, 548 F. Supp. 278, 307 (D. Colo. 1982); *Walters v. Linhof*, 559 F. Supp. 1231, 1234 (D. Colo. 1983). Accordingly, Dr. Coomer was required to plead ***in his complaint*** the specific language that he claims is defamatory as to each defendant.

The Complaint identifies only the following allegedly defamatory statements by OAN and/or Rion:

1. “On November 17, 2020, OANN Chief White House Correspondent Chanel Rion published false statements regarding Dr. Coomer, tweeting ‘Dominion Director of

Strategy and Security, #EricCoomer: “Trump won’t win. I made F***ing sure of that.””¹⁰ (Compl., ¶ 59).

2. “Chanel Rion, Dominion-izing the Vote, Nov. 21, 2020, YOUTUBE (saying ‘In Coomer’s case, he was in a position of power to actually act on his rage against Trump and Trump voters. What does he mean when he says “Trump won’t win. I made f-ing sure of that.” Nothing?’).” (Compl., n.74).
3. “Top Dominion Exec: Trump Is Not Going to Win. I Made F**ing Sure of That, Nov. 29, 2020, YOUTUBE (publishing Oltmann saying ‘Eric Coomer was this, you know, he’s not just Antifa, he was responsible for putting his finger on the scales of our election’ and adding ‘*If* Coomer is investigated and found to have indeed tampered with a presidential election, such an action could be tried for treason. Unfortunately, the question is, will the FBI step up to investigate?’).” (Compl., n.74) (emphasis added).

The Complaint also includes hyperlinks to multiple OAN segments that had nothing to do with Dr. Coomer, or even Dominion. (Compl., n.76). But even if the Complaint could be read as alleging that all statements by OAN and/or Rion about Dominion were defamatory against Dr. Coomer (as Dr. Coomer seems to suggest at pp. 56-58 of the Response, where he goes on at length about the contents of “Dominion-izing the Vote” and an interview with Ron Watkins that does not mention Dr. Coomer), those claims must be dismissed because the statements about *Dominion* are not defamatory as to *Dr. Coomer*. See *Stump v. Gates*, 777 F. Supp. 808, 826 (D. Colo. 1991); *Deatley v. Allard*, 2015 WL 134271, *5 (D. Colo. Jan. 9, 2015). If it is Dr. Coomer’s position that statements about Dominion are also statements about him, he must plead evidence supporting that conclusion to establish defamation *per se*. See also *Lininger v. Knight*, 123 Colo. 213, 221 (1951). Bottom line, allegedly defamatory statements about Dominion are not “of and concerning” Dr. Coomer because Dominion and Dr. Coomer are not synonymous. See, e.g., *Provisional Gov’t of Republic of New Afrika v. Am. Broad. Companies, Inc.*, 609 F. Supp. 104, 108 (D.D.C. 1985) (“[S]tatements which refer to an organization do not implicate its members.”). In fact, Dr. Coomer no longer works for Dominion (and may have been fired because of this controversy).

¹⁰ That Dr. Coomer would say something like this — given what he broadcast on Facebook — is completely consistent with his penchant for incendiary, over-the-top, profane, extremist ranting.

Thus, Dr. Coomer's claims against OAN and Rion relate *only* to Statements 1, 2 and 3 above. Dr. Coomer claims that these statements (1) allege that Dr. Coomer was on an antifa call, (2) allege that Dr. Coomer threatened to undermine the integrity of the election, and (3) allege that Dr. Coomer actually did influence the election. (Response, ¶ 188). As to the third point, this is plainly incorrect. Statement 1 clearly does not allege that Dr. Coomer influenced the election. Statement 2 simply makes the truthful factual assertion that Dr. Coomer "was in a position of power to actually act" with respect to the election and asks the very legitimate question of how the reported statement made during the antifa call should be interpreted. And Statement 3 raises the question of what would happen *if* Dr. Coomer were found to have tampered with the election.

Dr. Coomer's claims against OAN and Rion therefore come down to whether an "antifa call" occurred and what was said on that call. Regardless of whether there was a call (and all evidence points to the fact that there was), saying someone participated in an antifa call is not defamatory. Indeed, most Americans — including Dr. Coomer — consider themselves to be "antifascist." *See* Coomer Dep., 108:1-2 ("Q: Are you antifascist? Dr. Coomer: Absolutely."). Moreover, Dr. Coomer maintains that antifa is not an organization to which someone could be a member. *Id.* at 34:5-12. And he stated in his deposition that he does not know what antifa is. *Id.* at 111:7-8 ("I don't know what Antifa refers to."). It is difficult to imagine how Dr. Coomer can credibly claim to have been defamed by a word he cannot define. What is or is not an "antifa call" is inherently subjective and not capable of defamatory meaning. *Seelig v. Infinity Broad. Corp.*, 97 Cal. App. 4th 798, 119 Cal. Rptr. 2d 108 (2002) (reversing lower court's denial of anti-SLAPP motion and finding statement that participant was a "big skank" was not actionable because it was too vague to be proven true or false).

Dr. Coomer argues that the occurrence of the antifa call is "a simple statement of fact" that

is “verifiably false” (Response, ¶ 188), but the reality is to the contrary. As set forth *supra* pp. 4-5, the evidence submitted with the Response actually **confirms** key aspects of the call. The only remaining points of dispute are whether Dr. Coomer participated and whether he said what Mr. Oltmann has quoted him as saying. Dr. Coomer claims that he did not participate in an antifa call (whatever that means to him) (Response, Exh. A, ¶ 18), but he importantly does **not** deny having been on the September 25, 2020 call with Individual 1. In fact, he acknowledges that he spent a portion of that day “on conference calls” and says only that he did not “participate in any ‘Antifa’ conference call on that day.” (Response, Exh. A, ¶ 40). Individual 1 also does not deny that Dr. Coomer was on the call. He only claims that “no one mentioned ‘Eric from Dominion’” during the call and he does “not know Eric Coomer, nor have I ever met him.” (Response, Exh. U, ¶¶ 11-12). And Individual 1 apparently did not know who all of the participants on the call were, given that he did not know Mr. Oltmann was on the call — and he could not have identified Dr. Coomer if he did not even know Dr. Coomer, as he attests. Thus, despite months of discovery, Dr. Coomer has only managed to **confirm** that the call described by Mr. Oltmann occurred, and Dr. Coomer has failed to provide any evidence that he was not on the call (whether it be called an “antifa call,” a “BLM call,” a “beware Joey Camp call,” or anything else).

Both Dr. Coomer and Individual 1 claim that Dr. Coomer made no statements in the call about the election, but both are known liars. With respect to Individual 1, a charitable explanation could be that he simply did not hear the statement — Individual 1 has produced no notes from the call that would contradict Mr. Oltmann’s contemporaneous notes. But Individual 1 also has credibility problems. The same day his Declaration was submitted to the Court, Individual 1 was censured by the school board on which he sits after an investigation concluded Individual 1 had flirted online with a 16-year-old student and made coercive and intimidating social media posts.

See **Exhibit K**. And days later, hundreds of high school students in Individual 1's school district staged a walkout to force his resignation and at least one editorial board for a Denver newspaper has called for his resignation. See **Exhibits L, M**.

As for Dr. Coomer, he has significant motivation to lie about the statements made during the call, and he has already proven himself to be dishonest, having lied about his Facebook posts before coming clean in the *Times*. *Supra*, p. 4. Moreover, the suggestions in the Response that Dr. Coomer could not have been on the call because he would not "be welcome or trusted amongst individuals affiliated with Antifa" as a man in "his 50's with a PhD" (Response, p. 4 and Ex. Q, ¶ 19) are flawed. The declaration submitted by Dr. Coomer on this point amounts to inappropriate expert testimony and should be disregarded. See Colo. R. Evid. 704; *Quintana v. City of Westminster*, 8 P.3d 527, 530 (Colo. Ct. App. 2000) (noting that an expert may not usurp the function of a court by expressing an opinion of the applicable law or legal standards). Regardless, this line of argument is unreasonable because (1) antifa is not a defined group with an established membership (Coomer Dep., 34:5-12), (2) Dr. Coomer's aggressive, profane, violent, antifa-supporting, extremely left-wing Facebook posts suggest that he would be very comfortable in whatever Mr. Oltmann considered to be an antifa call (Oltmann Dep., 41:14-18), and (3) Dr. Coomer has in fact described himself as being "antifascist," and Dr. Coomer admits that "antifa" is a truncation of "antifascist." (Coomer Dep., 108:1-23).

On the other hand, Mr. Oltmann has told a consistent truth, with many of the details now corroborated by Dr. Coomer. As Mr. Oltmann testified under oath, "It's not a story. It's what happened. So it's not a story. It's exactly what happened." See Deposition of FEC United, attached as **Exhibit N**, at 25:25-26:2. Even with four months of discovery and 500 pages of exhibits, Dr. Coomer has failed to give *prima facie* evidence of falsity or defamatory meaning.

2. There is no *prima facie* evidence of actual malice.

Given that this press coverage was and still is a matter public concern, *supra* p. 6, Dr. Coomer must establish actual malice to prevail on his defamation claim. The Colorado Supreme Court has held that “first amendment values would be better honored by adopting the same definition of ‘reckless disregard’ in cases involving public officials, public figures, ***and matters of public or general concern.***” *Diversified*, 653 P.2d at 1106. (Emphasis added). Although Dr. Coomer wishfully contends that the actual malice standard does not apply (Response, ¶ 194), Dr. Coomer sought — and the Court granted — anti-SLAPP discovery for the express purpose of establishing actual malice.¹¹ *See* June 8, 2021 Order, at p. 3. That simply confirms what is obvious: The actual malice standard applies because this case involves a matter of public concern.

Dr. Coomer also is a public figure because of his public activities on behalf of a highly public election company *before* the controversy arose surrounding the 2020 election. “In determining whether a person is a public figure, a court must examine the ‘nature and extent of an individual’s participation in the particular controversy giving rise to the defamation.’” *Diversified*, 653 P.2d at 1107. In this case, as set forth *supra* pp. 6-7, Dr. Coomer was heavily and publicly involved in the controversy surrounding Dominion that existed before the 2020 election. Indeed, part of Dr. Coomer’s argument that he could not have been on the antifa call is that he spent the weeks leading up to the election giving public testimony in the *Curling v. Raffensperger* litigation. (Response, Exh. A, ¶ 40). Given his very public role in defending Dominion from concerns about election security, it is inconceivable that Dr. Coomer is not, at minimum, a limited public figure on the issues of election security and integrity involving Dominion. *See Gertz v. Robert Welch*,

¹¹ Notably, although Dr. Coomer only sought discovery on actual malice and conspiracy issues, Dr. Coomer inappropriately used anti-SLAPP discovery to address the other elements of his claims.

Inc., 418 U.S. 323, 351 (1974) (defining a limited purpose public figure as one who “voluntarily injects himself or is drawn into a particular controversy and thereby becomes a public figure for a limited range of issues”); *Lewis*, 832 P.2d at 1122 (“Limited purpose public figure status focuses on two questions: the threshold question of whether the defamatory statement involves a matter of public concern and, more importantly, whether the level of plaintiff’s participation in the controversy invites scrutiny.”).

Dr. Coomer’s Facebook activity also belies the notion that he was “private” on matters of public concern, like the election. Dr. Coomer regularly broadcast his thoughts on politics and the election to an audience of more than 300 people who were not under his control. As noted in the *Times* article, “any one of Coomer’s ‘friends’— and he had several whom he knew to be Trump supporters — could have taken screenshots of his posts and sent the information along to someone who could use it.” *See* Exh. E. Dr. Coomer, purportedly an expert in digital security, should have known that broadcasting his thoughts to an audience of 300 individuals was no more “private” than posting a billboard on the highway. Accordingly, by any test, Dr. Coomer should be treated as a public figure (particularly as to this very public controversy).

Thus, both as a matter of public concern and because Dr. Coomer is a public figure, he must make a *prima facie* case of actual malice to avoid dismissal. The Colorado Supreme Court has applied “the *St. Amant* definition of ‘reckless disregard’ in cases involving matters of public or general concern, as well as in cases involving public officials and public figures.” *Id.* at 1110. The U.S. Supreme Court in *St. Amant v. Thompson*, 390 U.S. 727, 732 (1968), held that reckless disregard could be found only if there was “sufficient evidence to permit the conclusion that the defendant in fact entertained serious doubts as to the truth of his publication.” No such evidence exists here, and Dr. Coomer’s claims against OAN and Rion thus fail at the anti-SLAPP stage.

Relying largely on inappropriate and inadmissible “expert” testimony, Dr. Coomer tries to establish actual malice based on alleged bias or alleged lack of journalistic ethics. OAN was not biased in its legitimate, hard-news reporting, but even if it were, bias is not equivalent to actual malice. *See Spacecon Specialty Contractors, LLC v. Bensinger*, 713 F.3d 1028, 1043 (10th Cir. 2013) (“[A] publisher’s ‘adversarial stance’ may be ‘fully consistent with professional, investigative reporting’ and is not necessarily ‘indicative of actual malice.’”). Additionally, OAN was ethical in its reporting, but, even if it weren’t, ethical lapses do not equate to actual malice. *See OAO Alfa Bank v. Ctr. for Pub. Integrity*, 387 F. Supp. 2d 20, 56 (D.D.C. 2005) (granting motion to dismiss that an expert’s claim that defendant violated journalistic ethics supports a finding of “at most . . . negligence or bad journalism not actual malice”). Accordingly, Dr. Coomer’s attacks on OAN and Rion (which have nothing to do with this case and include an affidavit from a former employee with an axe to grind because he was fired) are irrelevant.

Dr. Coomer provides a laundry list of issues he has with the way Mr. Oltmann went about gathering his information (Response, ¶ 197), but Dr. Coomer provides no case law indicating that these considerations are evidence of actual malice. And Dr. Coomer fails to show how *OAN and Rion*, after the events became public in multiple other national publications, exhibited actual malice.¹² Dr. Coomer only alleges, in broad and conclusory terms, that Defendants failed to “investigate and corroborate the allegations before publishing them.” (Response, ¶ 199). But Dr. Coomer’s own investigation in this case shows this is false. A national cable news network publishing on a daily schedule cannot possibly be expected to engage in the level of effort Dr. Coomer has futilely engaged in here, and Dr. Coomer’s Response shows that even if OAN and

¹² In fact, when asked at his deposition to identify the right-wing commentators whom he claimed had spread election disinformation, *he did not mention Rion or anyone else associated with OAN*. *See Coomer Dep.*, 44:12-17.

Rion had done so, they would have *affirmed* Mr. Oltmann's reliability, affirmed the truth of his allegations about Dr. Coomer's vile Facebook posts, affirmed Mr. Oltmann's allegations about a call that could reasonably be cast as an "antifa call," and affirmed Dr. Coomer as a far-left-wing radical with the power and motive to influence the election (and the lack of self-control to suggest (perhaps facetiously but nevertheless recklessly) that he had in fact done so). *See Gomba v. McLaughlin*, 180 Colo. 232, 236 (1972) (holding that the existence of substantial truth depends on whether the publication as a whole "produces a different effect upon the reader than that which would be produced by the literal truth of the matter").

Moreover, the facts gathered in discovery show that OAN and Rion engaged in significant thought and effort before reporting on Dr. Coomer. OAN and Rion did not rush any segment to air, even as other defendants and media outlets nationwide covered the same news. Indeed, the special on "Dominion-izing the Vote" was in the works long before Mr. Oltmann's November 9 podcast about Dr. Coomer. *See* Deposition of Charles Herring ("Herring Dep."), attached as **Exhibit O**, at 11:22-16:8, 26:8-32:20, 71:12-25, 117:6-118:1; Rion Dep., at 12:8-13:17, 18:22-19:7, 115:2-7, 117:15-17. OAN and Rion did not hear about Dr. Coomer and craft a narrative, but rather learned additional information about apparent biases held by a high-ranking Dominion employee that were consistent with their other reporting. *See* Rion Dep., 74:20-75:20. OAN and Rion then followed their usual practices and review and written approval sign-off procedures. *See* Herring Dep., 47:21-48:3, 159:14-161:19; Rion Dep., 63:4-17.¹³

¹³ Dr. Coomer attempts to improperly rely on the declaration of retired journalist Frederick W. Brown, Jr. (who purports to provide expert testimony despite not having been presented as an expert) to argue that OAN should have reported its segments differently. These arguments are improper legal opinions on actual malice and without merit. It also is ironic that Brown spent his career at *The Denver Post*, which failed to identify the clear false statements in Dr. Coomer's editorial about himself before it was published. *Supra*, p. 4.

OAN sought opportunities to interview Dr. Coomer, but at that time he had gone into hiding and OAN could not locate him. *See* Herring Dep., 18:17-24, 28:10-29:2; Rion Dep., 89:13-90:13. Moreover, as Dr. Coomer has acknowledged, Dr. Coomer greeted at least one individual attempting to talk to him with a shotgun, meaning there was significant risk associated with seeking comment from him. *See* Response, Exh. A, ¶ 20 (“In one instance, someone came to my house while I was home and started shouting through the door at me and asking about election fraud. I warned him that I was armed with a shotgun and that he was trespassing and told him to leave immediately.”). And regardless, “it is well settled that there is no requirement that the publication report the plaintiff’s side of the controversy.” *Curto v. N.Y. Law Journal*, 144 A.D.3d 1543, 1544 (N.Y. App. Div. 2016).

Dr. Coomer’s argument for actual malice boils down to this: Dr. Coomer does not believe OAN and Rion did enough to investigate Mr. Oltmann’s claims and corroborate them. As shown above, this is not true.¹⁴ But even if it were, failure to investigate before publishing does not establish reckless disregard for the truth. *See Harte-Hanks Communications, Inc. v. Connaughton*, 491 U.S. 657, 688 (1989). And lack of support (which OAN and Rion have in spades, especially after all of the lies and admissions by Dr. Coomer) also does not come close to actual malice, which requires something akin to outright fabrication. *St. Amant*, 390 U.S. at 732. Dr. Coomer can provide no *prima facie* evidence of actual malice (and certainly no “clear and convincing” evidence), and the Complaint should be dismissed with prejudice against OAN and Rion.

3. Dr. Coomer’s claims are barred by the incremental harm doctrine.

Even if Dr. Coomer had *prima facie* evidence of false, defamatory statements and actual

¹⁴ Additional details about the extensive investigation are set forth in OAN’s and Rion’s Response to Plaintiff’s Motion for Sanctions (File ID 24C55AB2C9077), at pp. 7-12, which is incorporated by reference here.

malice (which he does not), Dr. Coomer's claims still would be barred by the incremental harm doctrine. "[W]hen unchallenged or nonactionable parts of a particular publication are damaging, another statement, though maliciously false, may not be actionable because it causes no harm beyond the harm caused by the remainder of the publication." *Tonnessen v. Denver Pub. Co.*, 5 P.3d 959, 965 (Colo. Ct. App. 2000).

In this case, the segments published about Dr. Coomer's statements in the antifa call also referred to his violent, profane, offensive, left-wing Facebook posts, which Dr. Coomer has now **admitted** in the *Times* and in his deposition were his posts.¹⁵ The Facebook posts show extreme bias for someone who was in a significant position of power and control at one of the companies charged with supplying voting machines for American elections. Regardless of whether the antifa call occurred as Mr. Oltmann has credibly testified under oath and penalty of perjury, the confirmed Facebook posts from Dr. Coomer would have had the same impact on his reputation and career prospects — indeed, it is difficult to imagine how Dominion or any voting machine company could employ someone with such unhinged partisan biases, which likely is why Dr. Coomer lied about his Facebook postings and why Dr. Coomer no longer works for Dominion. The Facebook posts show Dr. Coomer to be a vile, profane, craven, and dangerous extremist. Moreover, Dr. Coomer's lies about his Facebook posts show that he lacks credibility. Put simply, Dr. Coomer is solely responsible for destroying Dr. Coomer's reputation.

The antifa call is thus inconsequential to Dr. Coomer's reputation, and neither OAN nor Rion ever said Dr. Coomer actually rigged the election (nor are they alleged by Dr. Coomer to have done so). But even if OAN and/or Rion had said that, it would have done no more damage to Dr. Coomer than the damage he's done to himself on Facebook, in *The Denver Post*, in the *Ark*

¹⁵ This argument was not raised in OAN and Rion's original motion because at that time, Dr. Coomer had not yet made his startling admissions to the *Times* and in his deposition in this case.

Valley Voice, and in *New York Times Magazine*. Nor would such a statement do any more damage than Dr. Coomer has done to himself by bringing this SLAPP and inadvertently revealing further his malevolent, spiteful, dishonest, and dangerous character. The claims against OAN and Rion therefore fail under the incremental harm doctrine and should be dismissed with prejudice.

C. Dr. Coomer cannot make a *prima facie* showing of intentional infliction of emotional distress claim.

Dr. Coomer acknowledges, as he must, that a plaintiff must prove actual malice to establish an intentional infliction of emotional distress (“IIED”) claim when the plaintiff is a public figure. (Response, ¶ 201). *See also Hustler Magazine, Inc. v. Falwell*, 485 U.S. 46, 56 (1988) (“We conclude that public figures and public officials may not recover for the tort of intentional infliction of emotional distress by reason of publications such as the one here at issue without showing in addition that the publication contains a false statement of fact which was made with ‘actual malice.’”). As set forth above, Dr. Coomer cannot make a *prima facie* showing of actual malice by clear and convincing evidence. *Supra* pp. 14-18. Accordingly, this claim fails for the same reason as Dr. Coomer’s defamation claim.

Additionally, to prevail on an IIED claim, the conduct at issue must “go beyond all possible bounds of decency, and to be regarded as atrocious.” *Gordon v. Boyles*, 99 P. 3d 75, 82 (Colo. 2004). Given the confirmed Facebook posts by Dr. Coomer and the fact that numerous aspects of the antifa call have now been confirmed, OAN and Rion cannot be said to have engaged in any such conduct. This claim should also be dismissed against OAN and Rion, with prejudice.

D. Dr. Coomer cannot make a *prima facie* showing of conspiracy.

Despite claiming that he needed anti-SLAPP discovery to uncover details of the so-called “conspiracy” (June 8, 2021 Order, p. 3), Dr. Coomer has presented no facts to support the existence of a conspiracy among any defendants, and particularly with respect to OAN and Rion. Nothing

Dr. Coomer has described about OAN and Rion’s conduct — running newsworthy segments about a matter of public interest after it has been covered by various other media entities — is different from any other scenario where a major news story breaks and various networks cover it. By Dr. Coomer’s logic, every major network must be involved in a “conspiracy” with the President each time the State of the Union speech occurs and then is reported. The fact that multiple individuals and news outlets chose to discuss and cover the same newsworthy issue is not a conspiracy, and Dr. Coomer’s theory to the contrary is nonsensical (and extremely dangerous to a free press).

Moreover, because Dr. Coomer’s other claims fail (as set forth above), he cannot assert a claim for conspiracy. *See W. & English Sales Ass’n v. Gc Merch. Mart LLC*, 2020 Colo. Dist. LEXIS 4610, *26 (Colo. D. Ct. Dec. 29, 2020) (“A conspiracy is a derivative claim, not independently actionable.”). Accordingly, this claim should be dismissed, with prejudice.¹⁶

E. Dr. Coomer cannot make a *prima facie* showing for injunctive relief.

Because Dr. Coomer cannot make a *prima facie* showing on any of his other claims, his injunctive relief claim (which isn’t really a freestanding claim) fails as well. *See Wibby v. Boulder County Board of County Commissioners*, 409 P.3d 516, n. 2 (Colo. App. 2016) (noting that injunctive relief is a remedy, not a substantive claim for relief). Because all of Dr. Coomer’s claims are without merit, this claim should be dismissed against OAN and Rion as well.

IV. Conclusion

Dr. Coomer’s Complaint should be dismissed with prejudice as to OAN and Rion, and OAN and Rion should be awarded their fees and costs under the anti-SLAPP statute.¹⁷

¹⁶ The allegation that OAN reporter Christina Bobb worked collaboratively with the Trump Campaign (Response, ¶¶ 123-125) has no bearing on this claim because, among other reasons, Dr. Coomer has presented no evidence that Bobb did any work on matters related to Dr. Coomer. (Herring Dep., 112:22-25). And Dr. Coomer has alleged no defamatory statements by Ms. Bobb.

¹⁷ OAN and Rion submit this 21-page brief based on their pending unopposed motion for leave to file an anti-SLAPP reply of this length. (File ID C095E95D380A2).

Respectfully submitted on October 4, 2021,

BY: s/ Richard A. Westfall

Richard A. Westfall, No. 15295
5842 W. Marquette Drive
Denver, Colorado 80235
Telephone: (720) 904-6022
Email: rwestfall@westfall.law

By: s/ Blaine C. Kimrey

Blaine C. Kimrey (*Pro Hac Vice*)
Jeanah Park (*Pro Hac Vice*)
Bryan Clark (*Pro Hac Vice*)
Julia L. Koechley (*Pro Hac Vice*)
Vedder Price P.C.
222 N. LaSalle Street, Suite 2600
Chicago, Illinois 60601
Telephone: (312) 609-7865
Facsimile: (312) 609-5005
Email: bkimrey@vedderprice.com
jpark@vedderprice.com
bclark@vedderprice.com
jkoechley@vedderprice.com

CERTIFICATE OF SERVICE

I hereby certify that on this 4th day of October 2021, a true and correct copy of the foregoing was electronically served via the Integrated Colorado Courts E-Filing System (ICCES) and has been e-served via ICCES on all counsel of record.

s/ Richard A. Westfall

Exhibit C

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
CHANEL RION

14 August 9, 2021

15
16 REMOTE APPEARANCES:

17 FOR THE PLAINTIFF:

CHARLES A. CAIN, ESQ.

18 BRAD KLOEWER, ESQ.

Cain & Skarnulis PLLC

19 P.O. Box 1064

Salida, Colorado 81201

20 Telephone: 719-530-3011

Email: ccain@cstrial.com

21 bkloewer@cstrial.com
22
23
24
25

Page 1

1 REMOTE APPEARANCES (Continued):
2 FOR DEFENDANT DONALD J. TRUMP FOR PRESIDENT, INC.:
3 JOHN ZAKHEM, ESQ.
4 Jackson Kelly, PLLC
5 1099 Eighteenth Street, Suite 2150
6 Denver, Colorado 80202
7 Telephone: 303-390-0016
8 Email: jszakhem@jacksonkelly.com
9 FOR DEFENDANTS CHANEL RION and HERRING NETWORKS, INC.,
10 dba ONE AMERICA NEWS NETWORK:
11 BERNARD J. RHODES, ESQ.
12 BRAD JOHNSON, ESQ.
13 Lathrop GRM LLP
14 1515 Wynkoop Street, Suite 600
15 Denver, Colorado 80202
16 Telephone: 720-931-3200
17 Email: bernie.rhodes@lathropgpm.com
18 THOMAS M. ROGERS III (TREY), ESQ.
19 Recht Kornfeld, PC
20 1600 Stout Street, Suite 100
21 Denver, Colorado 80202
22 Telephone: 303-573-1900
23 Email: trey@rklawpc.com
24
25 FOR DEFENDANT SIDNEY POWELL & SIDNEY POWELL, P.C.:
26 BARRY ARRINGTON, ESQ.
27 Arrington Law Firm
28 3801 East Florida Avenue, Suite 830
29 Denver, Colorado 80210
30 Telephone: 303-205-7870
31 Email: barry@arringtonpc.com
32
33 FOR DEFENDANT JAMES HOFT:
34 JONATHAN C. BURNS, ESQ.
35 P.O. Box 191250
36 St. Louis, Missouri 63119
37 Telephone: 314-329-5040
38 Email: tbf@pm.me
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63
64
65
66
67
68
69
70
71
72
73
74
75
76
77
78
79
80
81
82
83
84
85
86
87
88
89
90
91
92
93
94
95
96
97
98
99
100
101
102
103
104
105
106
107
108
109
110
111
112
113
114
115
116
117
118
119
120
121
122
123
124
125
126
127
128
129
130
131
132
133
134
135
136
137
138
139
140
141
142
143
144
145
146
147
148
149
150
151
152
153
154
155
156
157
158
159
160
161
162
163
164
165
166
167
168
169
170
171
172
173
174
175
176
177
178
179
180
181
182
183
184
185
186
187
188
189
190
191
192
193
194
195
196
197
198
199
200
201
202
203
204
205
206
207
208
209
210
211
212
213
214
215
216
217
218
219
220
221
222
223
224
225
226
227
228
229
230
231
232
233
234
235
236
237
238
239
240
241
242
243
244
245
246
247
248
249
250
251
252
253
254
255
256
257
258
259
260
261
262
263
264
265
266
267
268
269
270
271
272
273
274
275
276
277
278
279
280
281
282
283
284
285
286
287
288
289
290
291
292
293
294
295
296
297
298
299
300
301
302
303
304
305
306
307
308
309
310
311
312
313
314
315
316
317
318
319
320
321
322
323
324
325
326
327
328
329
330
331
332
333
334
335
336
337
338
339
340
341
342
343
344
345
346
347
348
349
350
351
352
353
354
355
356
357
358
359
360
361
362
363
364
365
366
367
368
369
370
371
372
373
374
375
376
377
378
379
380
381
382
383
384
385
386
387
388
389
390
391
392
393
394
395
396
397
398
399
400
401
402
403
404
405
406
407
408
409
410
411
412
413
414
415
416
417
418
419
420
421
422
423
424
425
426
427
428
429
430
431
432
433
434
435
436
437
438
439
440
441
442
443
444
445
446
447
448
449
450
451
452
453
454
455
456
457
458
459
460
461
462
463
464
465
466
467
468
469
470
471
472
473
474
475
476
477
478
479
480
481
482
483
484
485
486
487
488
489
490
491
492
493
494
495
496
497
498
499
500
501
502
503
504
505
506
507
508
509
510
511
512
513
514
515
516
517
518
519
520
521
522
523
524
525
526
527
528
529
530
531
532
533
534
535
536
537
538
539
540
541
542
543
544
545
546
547
548
549
550
551
552
553
554
555
556
557
558
559
560
561
562
563
564
565
566
567
568
569
570
571
572
573
574
575
576
577
578
579
580
581
582
583
584
585
586
587
588
589
590
591
592
593
594
595
596
597
598
599
600
601
602
603
604
605
606
607
608
609
610
611
612
613
614
615
616
617
618
619
620
621
622
623
624
625
626
627
628
629
630
631
632
633
634
635
636
637
638
639
640
641
642
643
644
645
646
647
648
649
650
651
652
653
654
655
656
657
658
659
660
661
662
663
664
665
666
667
668
669
670
671
672
673
674
675
676
677
678
679
680
681
682
683
684
685
686
687
688
689
690
691
692
693
694
695
696
697
698
699
700
701
702
703
704
705
706
707
708
709
710
711
712
713
714
715
716
717
718
719
720
721
722
723
724
725
726
727
728
729
730
731
732
733
734
735
736
737
738
739
740
741
742
743
744
745
746
747
748
749
750
751
752
753
754
755
756
757
758
759
760
761
762
763
764
765
766
767
768
769
770
771
772
773
774
775
776
777
778
779
780
781
782
783
784
785
786
787
788
789
790
791
792
793
794
795
796
797
798
799
800
801
802
803
804
805
806
807
808
809
810
811
812
813
814
815
816
817
818
819
820
821
822
823
824
825
826
827
828
829
830
831
832
833
834
835
836
837
838
839
840
841
842
843
844
845
846
847
848
849
850
851
852
853
854
855
856
857
858
859
860
861
862
863
864
865
866
867
868
869
870
871
872
873
874
875
876
877
878
879
880
881
882
883
884
885
886
887
888
889
890
891
892
893
894
895
896
897
898
899
900
901
902
903
904
905
906
907
908
909
910
911
912
913
914
915
916
917
918
919
920
921
922
923
924
925
926
927
928
929
930
931
932
933
934
935
936
937
938
939
940
941
942
943
944
945
946
947
948
949
950
951
952
953
954
955
956
957
958
959
960
961
962
963
964
965
966
967
968
969
970
971
972
973
974
975
976
977
978
979
980
981
982
983
984
985
986
987
988
989
990
991
992
993
994
995
996
997
998
999
1000
1001
1002
1003
1004
1005
1006
1007
1008
1009
1010
1011
1012
1013
1014
1015
1016
1017
1018
1019
1020
1021
1022
1023
1024
1025
1026
1027
1028
1029
1030
1031
1032
1033
1034
1035
1036
1037
1038
1039
1040
1041
1042
1043
1044
1045
1046
1047
1048
1049
1050
1051
1052
1053
1054
1055
1056
1057
1058
1059
1060
1061
1062
1063
1064
1065
1066
1067
1068
1069
1070
1071
1072
1073
1074
1075
1076
1077
1078
1079
1080
1081
1082
1083
1084
1085
1086
1087
1088
1089
1090
1091
1092
1093
1094
1095
1096
1097
1098
1099
1100
1101
1102
1103
1104
1105
1106
1107
1108
1109
1110
1111
1112
1113
1114
1115
1116
1117
1118
1119
1120
1121
1122
1123
1124
1125
1126
1127
1128
1129
1130
1131
1132
1133
1134
1135
1136
1137
1138
1139
1140
1141
1142
1143
1144
1145
1146
1147
1148
1149
1150
1151
1152
1153
1154
1155
1156
1157
1158
1159
1160
1161
1162
1163
1164
1165
1166
1167
1168
1169
1170
1171
1172
1173
1174
1175
1176
1177
1178
1179
1180
1181
1182
1183
1184
1185
1186
1187
1188
1189
1190
1191
1192
1193
1194
1195
1196
1197
1198
1199
1200
1201
1202
1203
1204
1205
1206
1207
1208
1209
1210
1211
1212
1213
1214
1215
1216
1217
1218
1219
1220
1221
1222
1223
1224
1225
1226
1227
1228
1229
1230
1231
1232
1233
1234
1235
1236
1237
1238
1239
1240
1241
1242
1243
1244
1245
1246
1247
1248
1249
1250
1251
1252
1253
1254
1255
1256
1257
1258
1259
1260
1261
1262
1263
1264
1265
1266
1267
1268
1269
1270
1271
1272
1273
1274
1275
1276
1277
1278
1279
1280
1281
1282
1283
1284
1285
1286
1287
1288
1289
1290
1291
1292
1293
1294
1295
1296
1297
1298
1299
1300
1301
1302
1303
1304
1305
1306
1307
1308
1309
1310
1311
1312
1313
1314
1315
1316
1317
1318
1319
1320
1321
1322
1323
1324
1325
1326
1327
1328
1329
1330
1331
1332
1333
1334
1335
1336
1337
1338
1339
1340
1341
1342
1343
1344
1345
1346
1347
1348
1349
1350
1351
1352
1353
1354
1355
1356
1357
1358
1359
1360
1361
1362
1363
1364
1365
1366
1367
1368
1369
1370
1371
1372
1373
1374
1375
1376
1377
1378
1379
1380
1381
1382
1383
1384
1385
1386
1387
1388
1389
1390
1391
1392
1393
1394
1395
1396
1397
1398
1399
1400
1401
1402
1403
1404
1405
1406
1407
1408
1409
1410
1411
1412
1413
1414
1415
1416
1417
1418
1419
1420
1421
1422
1423
1424
1425
1426
1427
1428
1429
1430
1431
1432
1433
1434
1435
1436
1437
1438
1439
1440
1441
1442
1443
1444
1445
1446
1447
1448
1449
1450
1451
1452
1453
1454
1455
1456
1457
1458
1459
1460
1461
1462
1463
1464
1465
1466
1467
1468
1469
1470
1471
1472
1473
1474
1475
1476
1477
1478
1479
1480
1481
1482
1483
1484
1485
1486
1487
1488
1489
1490
1491
1492
1493
1494
1495
1496
1497
1498
1499
1500
1501
1502
1503
1504
1505
1506
1507
1508
1509
1510
1511
1512
1513
1514
1515
1516
1517
1518
1519
1520
1521
1522
1523
1524
1525
1526
1527
1528
1529
1530
1531
1532
1533
1534
1535
1536
1537
1538
1539
1540
1541
1542
1543
1544
1545
1546
1547
1548
1549
1550
1551
1552
1553
1554
1555
1556
1557
1558
1559
1560
1561
1562
1563
1564
1565
1566
1567
1568
1569
1570
1571
1572
1573
1574
1575
1576
1577
1578
1579
1580
1581
1582
1583
1584
1585
1586
1587
1588
1589
1590
1591
1592
1593
1594
1595
1596
1597
1598
1599
1600
1601
1602
1603
1604
1605
1606
1607
1608
1609
1610
1611
1612
1613
1614
1615
1616
1617
1618
1619
1620
1621
1622
1623
1624
1625
1626
1627
1628
1629
1630
1631
1632
1633
1634
1635
1636
1637
1638
1639
1640
1641
1642
1643
1644
1645
1646
1647
1648
1649
1650
1651
1652
1653
1654
1655
1656
1657
1658
1659
1660
1661
1662
1663
1664
1665
1666
1667
1668
1669
1670
1671
1672
1673
1674
1675
1676
1677
1678
1679
1680
1681
1682
1683
1684
1685
1686
1687
1688
1689
1690
1691
1692
1693
1694
1695
1696
1697
1698
1699
1700
1701
1702
1703
1704
1705
1706
1707
1708
1709
1710
1711
1712
1713
1714
1715
1716
1717
1718
1719
1720
1721
1722
1723
1724
1725
1726
1727
1728
1729
1730
1731
1732
1733
1734
1735
1736
1737
1738
1739
1740
1741
1742
1743
1744
1745
1746
1747
1748
1749
1750
1751
1752
1753
1754
1755
1756
1757
1758
1759
1760
1761
1762
1763
1764
1765
1766
1767
1768
1769
1770
1771
1772
1773
1774
1775
1776
1777
1778
1779
1780
1781
1782
1783
1784
1785
1786
1787
1788
1789
1790
1791
1792
1793
1794
1795
1796
1797
1798
1799
1800
1801
1802
1803
1804
1805
1806
1807
1808
1809
1810
1811
1812
1813
1814
1815
1816
1817
1818
1819
1820
1821
1822
1823
1824
1825
1826
1827
1828
1829
1830
1831
1832
1833
1834
1835
1836
1837
1838
1839
1840
1841
1842
1843
1844
1845
1846
1847
1848
1849
1850
1851
1852
1853
1854
1855
1856
1857
1858
1859
1860
1861
1862
1863
1864
18

1 A. I don't recall.
2 Q. More than an hour?
3 A. Yes. I was pulling down documents that -- I had
4 to dig through old emails and things like that. So yes,
5 more than an hour.
6 Q. Well, in terms of ground rules you -- you sat in
7 on at least one other deposition; right? I think
8 Mr. Herring's?
9 A. Yes.
10 Q. Okay. It's a little -- still trying to do this
11 by video -- we'll do our best. I will show you some
12 documents and share my screen, hopefully, from time to
13 time.
14 But it's important that we get your testimony
15 here today and not the testimony of others. And by that,
16 I mean you are not to communicate with others
17 electronically. I can't see your screen or your phone.
18 So during the course of giving testimony, will
19 you agree that you won't be communicating with other
20 parties?
21 A. Yes, of course. The only other party I might be
22 communicating with is my newborn, who might interject
23 occasionally. But we'll try and keep that at a minimum.
24 Q. Well, hopefully, you won't have to consult -- is
25 it a -- is it a girl? Did you have a girl?

Page 10

1 A. I had a boy. It will be baby's first
2 deposition. We'll get to put that in the baby book.
3 Q. Is your newborn in the room with you?
4 A. He is, yes. He's next to me.
5 Q. I'll try to use my soothing voice.
6 A. Appreciate it.
7 Q. Other than not communicating with other parties,
8 the other couple of ground rules that I like to ensure is
9 that you understand my questions. I tend to ask sometimes
10 long-winded questions. Sometimes I ask halting questions,
11 and you will interject.
12 But the important thing is that you and I are on
13 the same page. So if I ask you something and you don't
14 get what I'm asking, you don't understand what I'm asking,
15 will you stop me and ask me to phrase my question so that
16 you understand?
17 A. Yes.
18 Q. All right. Great.
19 And we won't be here long, but if you need a
20 break, that's perfectly fine. We probably will take one
21 or two. The only caveat there is you have to complete
22 your answer to a question that I have on the table before
23 you take a break. In other words, no timeouts during the
24 pendency of a question. Okay?
25 A. Understood.

Page 11

1 Q. All right. Since you sat in on Mr. Herring's
2 testimony, you should have heard him say that you
3 conducted extensive research in connection with the
4 "Dominion-izing the Vote" report.
5 Can you explain to me what specific research and
6 investigation you did in connection with that specific
7 report that was aired on OAN?
8 A. Of course. I had been working on this
9 OAN Investigates special for several weeks. I was looking
10 into documents that were submitted by Congress to voting
11 measuring companies, the three that dominate the market
12 now.
13 I was looking at congressional hearings. These
14 were all publically available documents.
15 Was watching prior media reporting on election
16 vulnerabilities. There were quite a few to pull from,
17 especially between 2016 and 2020.
18 I had seen -- I had been reading the reports
19 that were being put out by hackathons, like
20 Voter Village's DEF CON meetings. They would put out
21 reports and findings for the vulnerabilities they were
22 identifying in election systems in the United States
23 today.
24 I had been reading documents from secretary of
25 state's offices. They would put out reports about the

Page 12

1 security of their elections.
2 I had consulted -- I had seen several
3 documentaries on this, including Kill Chain -- HBO's
4 Kill Chain, where they laid out, you know, the hackathon
5 that I just mentioned by DEF CON. They would talk about
6 the vulnerabilities in our system today.
7 These were some of the things that I looked at
8 in -- in researching, generally, for the
9 "Dominion-izing the Vote."
10 And then, of course, I had interviews included
11 in the actual final product.
12 Q. Is it fair to say -- you said several weeks.
13 Can you be any more specific than that?
14 A. I can try to be. I think it was mid-October
15 when I first started reading and, kind of, mulling over
16 the topic and thinking about ways to put this into a
17 cohesive piece to air on OAN.
18 Q. Was the idea behind the germination of this
19 piece your own, or were you consulting with others at OAN
20 about running that type of the report?
21 A. I don't recall whose idea it was. I mean, this
22 was a -- as a news organization, we're dealing with the
23 news of the day, and the news of the day at the time was
24 very much the question of whether or not our elections
25 were secure.

Page 13

1 So this was something that we discussed -- we,
 2 as a network, discussed amongst each other. I don't know
 3 whose idea it was, but I was certainly working on it once
 4 I started working on it.
 5 Q. And you were physically located, as you are now,
 6 in Washington, D.C. during this time period?
 7 A. Yes, sir.
 8 Q. And you produced this piece out of
 9 Washington, D.C.?
 10 A. Yes, sir.
 11 Q. Who in Washington was assisting you on this
 12 piece?
 13 A. In Washington, I had a videographer/editor. I
 14 don't recall all the videographers that may have worked
 15 with me at the time, because we shoot in pieces. But we
 16 had -- Young Richardson was my editor for this piece.
 17 Q. Can you spell that name, please -- the first
 18 name please?
 19 A. Young, Y-o-u-n-g.
 20 Q. And that you call your videographer and editor.
 21 So this would be the person who would have done the camera
 22 work while you were doing your piece and then would edit
 23 the video?
 24 A. Yes. And, again, I preface that with he may not
 25 have been the only videographer to be taping for me at the

Page 14

1 studio. Because I don't remember the exact -- how --
 2 how -- how long I actually taped in the studio. But we
 3 would have various videographers work with us at any given
 4 time.
 5 So he may not have been the only videographer
 6 physically taping my stand-ups, but he was certainly the
 7 editor.
 8 Q. Okay. And like, I guess, I alluded to, this all
 9 occurred -- the studio you referred to would have been in
 10 D.C. as well?
 11 A. Correct.
 12 And if you'll notice on my -- in
 13 "Dominion-izing the Vote," behind me is the White House
 14 when I'm doing the stand-ups. So I was at the White House
 15 when I was taping portions of this piece.
 16 Q. Okay. Have you covered, at least in general,
 17 the research and investigation that you did prior to
 18 recording this piece?
 19 A. Didn't we just -- did we just go over that? Or
 20 is this a question --
 21 Q. Yeah. I just was giving you an opportunity
 22 to -- if there's anything else that you neglected to
 23 mention, to -- to summarize that for me.
 24 A. Well, of course, we listened to
 25 Michelle Malkin's interview of Joe Oltmann when it came to

Page 15

1 be the -- the Eric Coomer portion of our piece.
 2 I discussed this with a handful of hackers that
 3 I was able to discuss details with offline. LinkedIn -- I
 4 mean, there were a variety of routes that I had used to do
 5 my research. But I think gave you a good overview of what
 6 I did.
 7 Q. Okay. Well, we'll talk about some of the
 8 offline discussions in a minute.
 9 I want to -- I guess what I'm trying to cover is
 10 more the physical research in terms of documentation. You
 11 said -- and I won't repeat it -- but you went through
 12 hearings and reports and things of that nature.
 13 I will tell you that I got, late yesterday, a
 14 letter from Mr. Rhodes that had a report attached to it.
 15 I think --
 16 A. That may have been DEF CON 27's report.
 17 Q. Okay. And that's one of the --
 18 (Simultaneous speakers.)
 19 A. -- a couple years' worth of reports. I
 20 specifically looked at DEF CON 27. I think that was
 21 August 2019, if I'm not mistaken.
 22 Q. Okay. Well, we'll take a look here in just a
 23 second.
 24 Actually, while I'm asking you some questions --
 25 MR. CAIN: Rebecca, can you mark as the next

Page 16

1 exhibit, 56? In my private folder, I think it's 10-A.
 2 It's OAN 1627 through 1680.
 3 MS. DOMINGUEZ: Yes, sir.
 4 Q. (By Mr. Cain) And while she's doing that,
 5 Ms. Rion, you had indicated you had the one videographer
 6 that help you work on this piece in Washington. Was there
 7 anybody else, in terms of OAN staff in Washington, that
 8 worked with you on this report?
 9 A. I believe -- if I'm at the White House and I'm
 10 taping at the White House, Jay Thompson may have been the
 11 videographer.
 12 But again, I think there were several
 13 videographers involved. I don't remember which ones were
 14 all involved in the physical taping of the piece.
 15 Q. And while Mr. Richardson or another videographer
 16 may have edited the video was there anyone that edited
 17 your script that you wrote for the piece?
 18 A. No, sir.
 19 Q. So this was really, literally, your baby?
 20 A. Well, I would discuss this with Charles Herring
 21 over the phone. I would talk to him about what I was
 22 finding and what I was putting together.
 23 So he may not have physically been, you know,
 24 writing my script, but we were talking about what I was
 25 working on. So to the extent -- I hope that answers your

Page 17

1 question.

2 Q. How involved would you characterize Mr. Herring

3 in this "Dominion-izing the Vote" piece?

4 A. I would say fairly -- he was involved in, kind

5 of, the overview of it, not so much the individual details

6 of the report. So I didn't receive editorial guidance,

7 but we discussed what I was working on.

8 Q. And other than -- since you said Mr. Herring

9 didn't provide editorial guidance, was there anybody at

10 OAN who did?

11 A. Not that I recall.

12 Q. And going back to your earlier testimony when

13 you talked about the research you did, you said it took

14 several weeks, may have started in the mid-October

15 time frame.

16 Is it fair to say at the time that you began

17 thinking about this piece and working on it, it was not

18 intended to be a piece about Dr. Coomer?

19 A. No.

20 Q. Or, for that matter, Mr. Oltmann?

21 A. Not at all, right.

22 We had -- I had been lining up interviews for

23 this particular piece long before I was even aware of

24 Dr. Coomer's existence or Joe Oltmann's existence.

25 So they -- they ended up landing on my radar

Page 18

1 around the time that Michelle Malkin did her interview on

2 November 13th or so.

3 So about a day after or so, we started looking

4 into Joe Oltmann's story and his accounting. And then we

5 started looking into Eric Coomer. And that's about --

6 that's about -- about a week or ten days or so before the

7 piece went to air.

8 Q. Well, was it -- did that affect your air date?

9 In other words, were you planning on doing this

10 investigative report on the 21st when it aired?

11 A. I did not have a date set. I -- it's -- it's --

12 usually when we're working on these investigative pieces,

13 they are submitted when they're finished. And I did not

14 have a set date for this piece.

15 Q. Gotcha.

16 A. We were not in any particular rush to put it

17 out. I mean, it was just one of those stories that we

18 thought was evergreen.

19 It was talking about election-system

20 vulnerabilities, and that did not -- it wasn't like we

21 were rushing toward an election date or anything like

22 that. It was -- it would be finished when it was

23 finished.

24 Q. I gotcha.

25 Ms. Rion, I'm going to share my screen so that

Page 19

1 we can quickly look at Exhibit 56.

2 (Plaintiff's Exhibit Number 56 was introduced.)

3 Q. (By Mr. Cain) Do you see that okay?

4 A. Yes. DEF CON 27 Voting Machine Hacking Village.

5 Q. And this is one of the reports you referred to

6 previously; correct?

7 A. Correct.

8 Q. And you'll just see I've marked it as

9 Exhibit 56.

10 And in terms of this particular piece, it looks

11 like it was coauthored by Georgetown University

12 Professor Matt Blaze. Do you see that?

13 A. Yes.

14 Q. And do you consider Professor Blaze to be

15 authoritative on the subject of election vulnerability?

16 A. I don't -- I cannot speak to Matt Blaze's entire

17 career or his -- his credibility. But I can attest to the

18 fact that the findings in this report were credible to me

19 as I read it.

20 Q. Okay. And what findings, as you sit here today,

21 in particular did you rely on in order to compile your

22 report?

23 A. There were several things. I don't know if I

24 can list all of them off the top of my head.

25 But one of the major findings of this report was

Page 20

1 that Dominion Voting Systems had a way where hackers were

2 able to access the machines, access the USB ports, access

3 various portals of the Dominion machine. And they were

4 able to hack into it and install video games, for

5 instance.

6 They were able to do so, I believe, in the words

7 of one of the hackers, undetected. So this was highly

8 relevant to me as I was reading the report.

9 Q. So you read this report and the others. Did you

10 actually look at -- and we don't have time to go through

11 this, but you'll just confirm this is the report that

12 you're referring to with the findings that you stated;

13 correct?

14 A. Yes, sir.

15 Q. All right.

16 And as you said, you can't speak for the

17 credibility of Professor Blaze, but you did find his --

18 his -- the work done and the findings credible in that

19 particular --

20 A. If I'm not mistaken, there are over half a dozen

21 names on that -- on that list of coauthors. So I don't --

22 again, I can't -- I don't know Matt Blaze. I have never

23 met him. I don't know of his full resume.

24 But their findings seemed to speak for

25 themselves. And there's quite a few coauthors in that

Page 21

<p>1 report.</p> <p>2 Q. Well, if you found the findings were credible, I</p> <p>3 assume you felt comfortable in relying on</p> <p>4 Professor Blaze's work in this respect and his coauthors';</p> <p>5 correct?</p> <p>6 A. Correct. But I don't know what part of the</p> <p>7 report he actually coauthored.</p> <p>8 So again, I don't want to misspeak and say that</p> <p>9 I know Matt Blaze or his resume. But the report in its</p> <p>10 entirety seemed reasonable to me when I was reading it.</p> <p>11 Q. As part of your investigation leading up to</p> <p>12 producing this report, did you speak to</p> <p>13 Professor Halderman?</p> <p>14 A. I did not. But I used -- I used some of his</p> <p>15 work. I've read some of his testimony before Congress, I</p> <p>16 believe, in 2018. I also -- I used a clip of</p> <p>17 Professor Halderman in my piece.</p> <p>18 Q. Let's make sure we are talking about the same</p> <p>19 gentleman.</p> <p>20 A. I believe Mr. Halderman was the individual who</p> <p>21 was able to -- I think he participated in the DEF CON</p> <p>22 events, hackathons, and he was -- he was a voice that</p> <p>23 New York Times, Axios, Congress -- they all relied on his</p> <p>24 expertise when it came to the hackability of the voting</p> <p>25 machines and our votes system in the United States.</p> <p style="text-align: right;">Page 22</p>	<p>1 itself.</p> <p>2 A. Well, you always had the A/C job to get to.</p> <p>3 Q. There you go.</p> <p>4 I'm just going to see if we can get to the part</p> <p>5 with Professor Halderman. It was pretty early on in this</p> <p>6 piece. I'll start at 2:09 in the piece.</p> <p>7 (The video segment was played.)</p> <p>8 Q. (By Mr. Cain) That's Dr. Coomer there, is it</p> <p>9 not?</p> <p>10 A. It is.</p> <p>11 Q. So let me ask you a couple of things about</p> <p>12 that -- that short segment.</p> <p>13 I guess, going reverse, you mentioned that</p> <p>14 Dominion was a Canadian company. Have you now</p> <p>15 subsequently learned that Dominion, while it had an office</p> <p>16 in Canada, is actually a company that is formed and is a</p> <p>17 domestic U.S. company?</p> <p>18 MR. RHODES: I'm going to object to the question</p> <p>19 and the term that, quote, "Dominion," closed quote, is</p> <p>20 vague and ambiguous. Depends on which Dominion you're</p> <p>21 talking about, Mr. Cain.</p> <p>22 MR. CAIN: All right. Well, I'll rephrase that.</p> <p>23 Q. (By Mr. Cain) Dominion Voting Systems is a U.S.</p> <p>24 company, is it not?</p> <p>25 MR. RHODES: Same objection. There's more than</p> <p style="text-align: right;">Page 24</p>
<p>1 MR. CAIN: Rebecca, can you mark as the next</p> <p>2 exhibit, Exhibit 10-B in my private folder.</p> <p>3 Q. (By Mr. Cain) I believe this is going to be a</p> <p>4 screenshot, Ms. Rion, of Professor Halderman. I want to</p> <p>5 make sure, again, we're talking about the same gentleman.</p> <p>6 Can I ask you what your son's name is while</p> <p>7 we're waiting for the exhibit?</p> <p>8 A. Sure. We named him Atlas.</p> <p>9 Q. Any expectations there?</p> <p>10 A. Yes. Actually, right behind me is a letter from</p> <p>11 President Biden congratulating his birth. I don't know if</p> <p>12 you can see it. Can you see it?</p> <p>13 Q. I can't. I can see what you're talking about,</p> <p>14 though.</p> <p>15 A. He wished him a happy birthday on his birthday.</p> <p>16 So Atlas arrived with a bang.</p> <p>17 (Plaintiff's Exhibit Number 57 was introduced.)</p> <p>18 Q. (By Mr. Cain) Okay. So Plaintiff's Exhibit 57.</p> <p>19 This is a still shot from your piece; correct?</p> <p>20 A. Correct.</p> <p>21 Q. And is this Professor Halderman?</p> <p>22 A. It appears to be.</p> <p>23 Q. And I think I have -- you'll just have to pardon</p> <p>24 me, because I'm my own paralegal, and I'm not very good at</p> <p>25 it. Let me see if I have -- if I can get to the piece</p> <p style="text-align: right;">Page 23</p>	<p>1 one Dominion Voting Systems.</p> <p>2 MR. CAIN: Okay. Well, I think she can answer</p> <p>3 what her understanding is.</p> <p>4 Q. (By Mr. Cain) If there's a distinction you want</p> <p>5 to make, you can make it, Ms. Rion.</p> <p>6 A. Mr. Cain, my understanding is that</p> <p>7 Dominion Voting Systems was founded in Canada.</p> <p>8 Q. And that's based on what?</p> <p>9 A. Based, I believe, on Dominion Voting Systems'</p> <p>10 company profile. I -- I don't recall exactly, but I</p> <p>11 remember reading that they were founded in Canada.</p> <p>12 Q. Well, they may have been founded. I'm not --</p> <p>13 I'm not going to argue with you in terms of the timing of</p> <p>14 that.</p> <p>15 But as of the election in 2020, it was a</p> <p>16 domestic U.S. company, was it not?</p> <p>17 MR. RHODES: Same objection.</p> <p>18 A. I -- I don't know if I would agree with that.</p> <p>19 Q. (By Mr. Cain) And this is based on -- I know</p> <p>20 you referenced it, but is there some document that you're</p> <p>21 thinking of that you relied on when you made that</p> <p>22 statement?</p> <p>23 A. I believe I saw articles of incorporation</p> <p>24 showing that Dominion Voting Systems was founded in</p> <p>25 Canada. They may have offices in Denver. They may have</p> <p style="text-align: right;">Page 25</p>

1 offices, you know, in Antarctica. But that does not make
 2 them an Antarctic company.
 3 I don't think that -- just because you have
 4 offices somewhere does not mean you were founded there.
 5 Q. Well, for sure. I mean, Apple has an office in
 6 China. They're not a Chinese company; right?
 7 A. Exactly. And it was founded in the West. So I
 8 think that's the distinction.
 9 Q. Okay. And you -- you obviously saw Dominion's
 10 web page, because I think you produced that to us, where
 11 they identify the fact that they are not a Canadian
 12 company at present; true?
 13 A. Yes. I used that page, I believe, in my
 14 "Dominion-izing the Vote" several times. I referenced it
 15 several times.
 16 Q. Yeah. And we'll look at that in a minute.
 17 I just want to make sure I understand where
 18 you -- where you -- what you were relying on when you made
 19 that particular statement
 20 And what you're saying, as I -- as I appreciate
 21 it, is the original articles of incorporation of a
 22 Dominion entity, you reviewed prior to this report, and
 23 that's what you were basing this on; true?
 24 A. Yes.
 25 Q. You also said in that segment that we looked at

Page 26

1 when you were showing Mr. Halderman that to -- to "ignore
 2 that." You used the term, "You can ignore that."
 3 Can you tell me why you said that in this piece?
 4 A. Yes.
 5 That -- that was clearly a tongue-in-cheek
 6 comment meant to add to the -- I guess, the flow of the
 7 piece. I occasionally include tongue-in-cheek comments in
 8 my reporting.
 9 Q. Okay. Well, I'm not the most humorous person in
 10 the world, so I didn't quite get it, which is why I asked
 11 question.
 12 You showed Mr. Halderman in the piece, and then
 13 you said, "Ignore that," and then you went on to
 14 Dominion Voting Systems. So what's tongue-in-cheek about
 15 that?
 16 A. I think that most viewing it might understand
 17 that as being ironic. It's clearly a statement from
 18 Professor Halderman that is highly relevant to the
 19 conversation.
 20 But we are asked by mainstream media or large
 21 entities to ignore important statements from experts like
 22 Professor Halderman. So it was a statement in irony.
 23 Q. I see.
 24 And the importance, in your mind, here was that
 25 there are potential vulnerabilities in these -- in the

Page 27

1 voting systems, and you wanted to make that clear; right?
 2 A. Absolutely.
 3 Q. All right. And you want to make it clear, also,
 4 to the audience -- and did in this piece -- that if
 5 there's important and relevant information concerning
 6 these vulnerabilities, you were trying to document that
 7 and educate your listeners and viewers; true?
 8 A. I would say that's fair, yes.
 9 Q. All right.
 10 And in terms of -- sort of, a 30,000-foot
 11 overview of this piece, are there areas that you can cite
 12 us to where you identified, sort of, the other side of
 13 that -- that particular issue? And I'm talking about
 14 vulnerabilities.
 15 It's one thing for there to be potential
 16 vulnerabilities. It's another thing, I think you would
 17 agree with me, for those vulnerabilities to actually be --
 18 I'm struggling with the word -- but, essentially, utilized
 19 to rig the election. Those are two different concepts;
 20 right?
 21 A. Not necessarily, not in this context, I don't
 22 believe.
 23 We were citing documents from
 24 Dominion Voting Systems, their own user guides, that, in
 25 those user guides, there were some vulnerabilities that

Page 28

1 penetration testers easily were identifying.
 2 So I don't think that's a fair statement. I
 3 think that there were confirmable vulnerabilities in these
 4 machines, and they were being highlighted in our report.
 5 Q. Okay. And, again, from -- you consider yourself
 6 a journalist; correct?
 7 A. Yes.
 8 Q. And I wasn't being pejorative on that. I just
 9 want to make sure that we're on the same page.
 10 Do you actually have -- prior to coming to OAN,
 11 did you have some experience in journalism as a reporter?
 12 A. None whatsoever. I had a degree in
 13 international relations, and that was my -- my educational
 14 background.
 15 But -- well, in fairness, actually, the one
 16 journalistic course I ever took at my school, at Harvard
 17 University, was under Professor Allan Ryan. We did a
 18 course on journalism in the Fourth Estate. And I wrote
 19 the top paper. I was the top student in that course.
 20 He was a rather famous attorney in D.C. and in
 21 Cambridge. That's about the only journalism formal
 22 education that I have had. But I believe my international
 23 relations background is sufficient for what I'm doing.
 24 Q. Well, I'm just -- I'm just trying to get the
 25 experience. And it's fair to say you took one course when

Page 29

1 you were getting your degree in international relations at
 2 Harvard by Professor Ryan, but you didn't have any actual
 3 experience in the field working as a journalist before
 4 coming to OAN; is that true?
 5 A. No. No experience beforehand.
 6 MR. CAIN: Rebecca, let's mark another exhibit
 7 from my private folder: 10-C. It starts 10-C, Expert
 8 Statement.
 9 MS. DOMINGUEZ: Yes, sir.
 10 Q. (By Mr. Cain) Can I ask, while she's doing
 11 that, if you didn't have experience as a journalist, how
 12 did you come to be hired by OAN?
 13 A. I was recruited. I was at an event in D.C., and
 14 I was talking as -- as one does in D.C., talking to
 15 someone. And one thing led to another. I was invited to
 16 the OAN studio, and I was called on to do a screen test.
 17 I met with Charles Herring. He interviewed me,
 18 reviewed my background, and hired me from there about
 19 two years ago.
 20 Q. So you went from -- when you were originally
 21 hired, what were you hired to do?
 22 A. I was hired to be the weekend White House
 23 correspondent and to -- outside of that weekend, to spend
 24 about three days doing regular reporting out of the
 25 D.C. bureau.

Page 30

1 Q. Since you were new to the industry, did OAN
 2 supply you with information concerning journalistic
 3 standards of the news organization?
 4 A. I don't remember that as much as I remember the
 5 mentorship that I received from my bureau chief,
 6 John Hines, and from our invest- -- our chief
 7 investigative reporter Neil McCabe.
 8 They were -- they were my mentors, and they
 9 thought me everything, I think, I needed to know to get
 10 started in the -- in the news business.
 11 Q. Okay. So fair to say you had, essentially,
 12 on-the-job training by John Hines and Neil McCabe was part
 13 of your mentoring to become what you are now?
 14 A. Yes. But I wouldn't want to wish them -- wish
 15 on them the full responsibility. But, yes, they were my
 16 mentors, and they taught me what I needed to know.
 17 Q. But aside from that mentoring, my question was
 18 geared towards the company actually supplying its
 19 journalists with either journalistic standards in writing
 20 or ethical standards for reporting.
 21 And is it fair, then, to say that you never
 22 received that type of information from OAN?
 23 A. No, not fair at all. I think I received a lot
 24 of guidance, in terms of just candid guidance on the job.
 25 And that either came from my D.C. bureau, and

Page 31

1 sometimes it came from my San Diego bureau, the San Diego
 2 side, where I would put reports together, and they might
 3 say, Here are some tidbits or hints and clues how to do
 4 this right.
 5 I received a lot of guidance at the very
 6 beginning from a variety of sources at OAN.
 7 Q. You and I are talking past each other.
 8 My question was -- some news organizations
 9 actually have written standards for their journalists in
 10 terms of fact checking, in terms of vetting sources, in
 11 terms of ethical responsibilities. And that's reduced --
 12 some put them on their website. Some put them in a -- in
 13 little booklet that they give out.
 14 So it's a set of practices that the news
 15 organization expects their journalists to abide by.
 16 So putting aside what you told me about
 17 mentoring -- I get that -- is there anything that you
 18 received that would meet that definition I just gave you?
 19 A. Verbal training, I would say. I think that's a
 20 fair way to say it.
 21 Q. Now, in the reading that you did -- let me back
 22 up.
 23 Can we agree that the "Dominion-izing the Vote"
 24 piece was first broadcast on November 21st of 2020?
 25 A. I believe so, yes.

Page 32

1 Q. Okay. And when I took Mr. Herring's deposition,
 2 the report was still available on YouTube. Do you know
 3 whether it's been taken down since his deposition?
 4 A. No. I believe the report you're referring to is
 5 the -- the report that was shared by the Donald J. Trump
 6 YouTube page, and we had nothing to do with their posting
 7 that report. And I believe it is still up today.
 8 Q. Okay. I did a search the other day, and I
 9 couldn't find it. But that doesn't mean it's still there.
 10 As far as you're concerned, it's still available
 11 through that page; true?
 12 A. At last I have seen, yes.
 13 Q. Okay.
 14 I'm going to show you what's been marked as
 15 Plaintiffs Exhibit 58. I'm going to share my screen
 16 again.
 17 (Plaintiff's Exhibit Number 58 was introduced.)
 18 Q. (By Mr. Cain) So this is dated November 16th
 19 of 2020: "Scientists say no credible evidence of computer
 20 fraud in the 2020 election outcome, but policymakers must
 21 work with experts to improve confidence."
 22 And it's, obviously, Plaintiff's Exhibit 58.
 23 It's a short document, and it's signed.
 24 Now, in terms of this particular document, have
 25 you seen this before, Ms. Rion?

Page 33

1 A. I don't believe I have seen this. But I've
 2 heard of the pushback from various sources saying that the
 3 election was perfect, and there was no chance for it --
 4 for it being vulnerable, all of a sudden, in 2020.
 5 Q. Okay. So let's break that down a little bit.
 6 The first question was, had you seen this
 7 document before -- before I showed it to you. And I think
 8 your answer to that question is, no, you have not?
 9 A. No, I have not seen this particular document.
 10 Q. But you certainly -- it made news, and you
 11 certainly would have heard of this document being
 12 circulated on or around November 16 of 2020; right?
 13 A. I don't remember. But I -- I know that the
 14 sentiment was certainly discussed as far as individuals
 15 who wanted to convince the public that our elections were
 16 perfect.
 17 Q. And that's how you're characterizing this
 18 particular document, as the attempt to characterize the
 19 election as perfect?
 20 A. I'm only judging it based on the headline that
 21 you've -- you've provided here. I'm assuming that this is
 22 "Scientists say no credible evidence of computer fraud in
 23 the 2020 election outcome, but policymakers must work with
 24 experts to improve confidence."
 25 That was a sentiment that, I think, news

Page 34

1 organizations affiliated with the left would push as well.
 2 We were -- we were simply questioning this logic, saying
 3 that the election was questionable in 2016, but suddenly
 4 perfect in 2020. So that's -- that was our position.
 5 Q. All right. Well, you talked about
 6 vulnerabilities. And that's -- that certainly was the
 7 subject of -- at least one of the subjects of your piece:
 8 potential vulnerabilities in the system; right?
 9 A. Correct.
 10 Q. All right. And here you have a group of 59
 11 election experts, including Matt Blaze, who -- whose
 12 research you found to be credible -- and also including
 13 Professor Halderman, who was on the piece itself, at least
 14 in part, issuing this statement in November 16th of 2020.
 15 Now, why didn't you consider this report as part
 16 of your piece?
 17 MR. ARRINGTON: Object to form. Identified as
 18 Barry Arrington.
 19 A. I don't -- again, as in the other report I
 20 believe you showed us, I don't under- -- I don't know who
 21 was responsible for what parts of this report.
 22 But I was relying on the experts that you just
 23 named having identified known vulnerabilities in our
 24 election system, and those claims, I don't think they were
 25 retracting. They're not retracting their identifying

Page 35

1 known vulnerabilities in our election system in this
 2 statement.
 3 Q. (By Mr. Cain) Okay. Some we can agree, then,
 4 if you look at the statement -- it's fairly short -- it
 5 starts, "We are specialists in election security, having
 6 studied this, security of voting machines, voting systems,
 7 and technology used for government elections for decades.
 8 "We and other scientists have warned for many
 9 years that there are security weaknesses in the voting
 10 systems and have advocated that election systems be better
 11 secured against malicious attack." And it goes on to talk
 12 about that.
 13 So that -- that's a statement, I think, that you
 14 and I can agree on; correct?
 15 A. Correct.
 16 Q. All right. Now the second -- the next paragraph
 17 goes on to say, however, quote, "Anyone asserting that a
 18 U.S. election was rigged is making an extraordinary claim,
 19 one that must be supported by persuasive and verifiable
 20 evidence. Merely citing to the existence of technical
 21 flaws does not establish that an attack occurred, much
 22 less that it altered an election outcome. It is simply
 23 speculation."
 24 Do you agree with that statement?
 25 A. I don't think it's extraordinary to say that

Page 36

1 there were some massive vulnerabilities in our system, and
 2 that there are still questions that we pose about our
 3 election system as it stands today.
 4 But after the "extraordinary claim," I agree
 5 that all -- all statements should be backed by -- by
 6 reasonable facts and evidence, and that's what we used in
 7 our report.
 8 Q. Well, as you sit here today, you obviously are
 9 aware of no persuasive and verifiable evidence that the
 10 election was actually rigged; true?
 11 MR. REAGOR: Object to form.
 12 A. I disagree with that statement.
 13 Q. (By Mr. Cain) All right. Tell me what
 14 persuasive and verifiable evidence you have that you can
 15 share with us here today that the 2020 presidential
 16 election was rigged.
 17 A. Off the top --
 18 MR. REAGOR: Object to form.
 19 A. Off the top of my head, I mean, there are dozens
 20 of stories that I can point you to. But, at present, I
 21 don't want to give false details.
 22 But if you look at the Arizona election, for
 23 instance, that election was won by a margin of about
 24 10,000. And to this day, there are questions about the
 25 voter rolls that were involved in that election.

Page 37

1 There were well over 10,000 votes that were
 2 involved in the Arizona presidential election that should
 3 not have been qualified to vote in that election.
 4 So you could compare that -- the voter rolls
 5 from these states with the margins of victory for these
 6 states, and I think that's one example that I can give you
 7 at this time.
 8 Q. (By Mr. Cain) Okay. If you think of any others
 9 during the course of your deposition, flag those for me,
 10 and we can talk about them.
 11 But you're talking about voter roll issues in
 12 Maricopa County as being some evidence that there was
 13 rigging of the 2020 presidential election?
 14 A. But, Charlie, this is also still very much in
 15 question. I don't think we can stand here today and say
 16 with certainty that the election in 2020 was infallible;
 17 it was perfect.
 18 So I don't think that it's fair to come to a
 19 conclusion even now. There's an audit that's still
 20 ongoing down in Arizona in Maricopa County, and now audits
 21 that are starting to crop up in Wisconsin, potentially in
 22 Georgia and Pennsylvania, indicating that there are still
 23 lingering questions that need to be answered about our
 24 elections and the vulnerabilities that are posed in them.
 25 Q. You keep using the term, Ms. Rion, "perfect."

Page 38

1 You've said that now three or four times. Who is it that
 2 you're referring to as indicating that the election in
 3 2020 was, quote, "perfect?"
 4 A. I am paraphrasing, Charlie.
 5 So in this case, it's just -- you have
 6 scientists saying no credible evidence of computer fraud.
 7 I think that's a big statement considering that many of
 8 these individuals were also involved in years of
 9 hackathons showing that there were vulnerabilities that
 10 could be easily exploited undetected.
 11 For example, the professor you cited down here,
 12 J. Alex Halderman, he himself was able to hack into these
 13 machines in a period of a few hours, and he was able to do
 14 so undetected.
 15 So it seems rather extraordinary to say that
 16 there is no -- there is no capacity for -- for
 17 vulnerability here.
 18 Q. I don't think -- I think we've talking about two
 19 different things: capacity for vulnerability and actual
 20 exploits. And we'll talk about that in a little more
 21 detail.
 22 A. Again, that's still in question. Right now,
 23 there are audits taking place trying to answer that
 24 question.
 25 Q. Yeah. I hear what you're saying in terms of

Page 39

1 ongoing audits. The one you referred to is a -- well, let
 2 me ask you about the Maricopa County audit.
 3 Are you participating in that audit, either
 4 through a financial investment or through your reporting?
 5 A. I've certainly reported on it. I don't -- I
 6 don't know what you mean by financial involvement.
 7 Q. Yeah. That's a lawyer word for -- are you --
 8 are you paying any money in support of that audit,
 9 contributing to a fund?
 10 A. I personally am not doing that.
 11 Q. Are you aware of anyone at OAN contributing to
 12 that?
 13 A. There's -- with my colleague, Christina Bobb --
 14 she is the CEO of Voices and Votes. This is an
 15 organization has been raising funds to help provide for
 16 audit needs in Arizona or Maricopa County.
 17 As far as being personally compensated, none of
 18 us have been personally recompensated. All donations have
 19 been raised through Voices and Votes have gone towards --
 20 towards the audit in Maricopa County.
 21 Q. Have you personally contributed to
 22 Voices and Votes in support of that audit?
 23 A. I have not in terms of monetary; but in terms of
 24 time, I have certainly contributed time and reportage on
 25 it.

Page 40

1 Q. When you say "time," what do you mean by that?
 2 A. I am the marketing director for
 3 Voices and Votes, providing some -- I'm providing the
 4 email updates for individuals who are subscribed to
 5 Voices and Votes.
 6 Q. And what is your -- is -- is -- are we getting
 7 feedback from someone else? I keep hearing --
 8 A. I think we heard someone laughing the
 9 background, and my newborn is starting to rustle.
 10 Q. Okay. Let's power through until we can't.
 11 Tell me what your role is as marketing director.
 12 What do you do object a day-to-day or weekly or monthly
 13 basis?
 14 A. I provide email updates.
 15 Q. Is that it?
 16 A. Yes.
 17 Q. And then Ms. Bobb, she's a -- is she also a
 18 journalist for OAN?
 19 A. She's a journalist, and she hosts the opinion
 20 show on the weekends called Weekly Briefing based here in
 21 D.C.
 22 Q. And you don't host an opinion show. Your
 23 reporting is fact-based; true?
 24 A. I don't think I can answer that with a yes or
 25 no. Sometimes I add -- as you saw in my

Page 41

1 "Dominion-izing the Vote," sometimes I add tongue-in-cheek
 2 statements which are categorized as opinion.
 3 But for the most part, I report on fact-based
 4 stories with a dash of tongue-in-cheek, sometimes, in my
 5 OAN Investigates specials.
 6 Q. Let's circle back to the exhibit, since still
 7 have it up on the screen.
 8 We were talking about exploits versus actual
 9 vulnerabilities. The next paragraph of this statement
 10 from the election security experts starts, "The presence
 11 of security weaknesses in election infrastructure does not
 12 by itself tell us that any election has actually been
 13 compromised.
 14 "Technical, physical, and procedural safeguards
 15 complicate the task of maliciously exploiting election
 16 systems, as does monitoring of likely adversaries by law
 17 enforcement and the intelligence community. Altering an
 18 election outcome involves more than simply the existence
 19 of technical vulnerabilities."
 20 Do you agree with that statement?
 21 A. I do. I agree with that. And I believe that
 22 we, as a network, agree with showing these vulnerabilities
 23 and reporting on it. So that's what we did -- that's what
 24 we had done with "Dominion-izing the Vote."
 25 Q. Well, it's fair to say that part of that report,

Page 42

1 "Dominion-izing the Vote," is about Dr. Coomer; true?
 2 A. A portion of it is about Dr. Coomer.
 3 MR. RHODES: Charlie, Ms. Rion, I -- I hear
 4 Atlas. Do we need take a break?
 5 MR. CAIN: Yeah. I -- I -- we can't have that.
 6 It's not going to be okay to have Atlas in the background
 7 during this. So let's go off the record.
 8 THE VIDEOGRAPHER: Going off the record. The
 9 time is 12:54.
 10 (Recess from 12:54 p.m. until 1:06 p.m.)
 11 THE VIDEOGRAPHER: We're back on the record.
 12 The time is 1:06.
 13 Q. (By Mr. Cain) Okay. We were talking about
 14 Exhibit 58 to your deposition, Ms. Rion.
 15 The next paragraph that I haven't addressed is
 16 the one that starts "We are aware":
 17 "We are aware of alarming assertions being made
 18 that the 2020 election was rigged by exploiting technical
 19 vulnerabilities. However, in every case of which we are
 20 aware, these claims either have been unsubstantiated or
 21 are technically incoherent.
 22 "To our collective knowledge, no credible
 23 evidence has been put forth that supports a conclusion
 24 that the 2020 election and outcome in any state has been
 25 altered through technical compromise."

Page 43

1 Now, in your report, "Dominion-izing the Vote,"
 2 a claim is being made that Dr. Coomer was in a position to
 3 exploit technical vulnerabilities in the system; true?
 4 A. I believe so.
 5 Q. And your report indicates that Dr. Coomer, in
 6 fact, boasted about rigging the election himself; true?
 7 A. As relayed to us through Joe Oltmann.
 8 Q. Right. You aired Mr. Oltmann's statements about
 9 that episode; correct?
 10 A. Correct. We interviewed Joe Oltmann for the
 11 piece.
 12 Q. All right.
 13 Now, in terms of Dr. Coomer's ability to exploit
 14 technical vulnerabilities in the system, is there a basis,
 15 in your mind, for Dr. Coomer to actually do that as a
 16 practical matter?
 17 A. When researching Dr. Coomer and his background,
 18 it was very clear to us that he had a very high level of
 19 expertise in voting systems, and especially at
 20 Dominion Voting Systems.
 21 This was evidenced by the fact that I had found
 22 six -- six patents filed in Eric Coomer's name for
 23 Dominion Voting Systems, and an additional six
 24 applications as well, I believe, but multiple patents
 25 under Coomer's name, where he had not only a role, but it

Page 44

1 seemed, with his name on the patent, he actually invented
 2 means to adjudicate ballots and adjudicate imagery that
 3 was going into these machines.
 4 And in discussing with -- with experts who were
 5 look at the vulnerabilities of these machines, we knew
 6 that there were some vulnerabilities on the image
 7 adjudication side of things. And so this made sense to us
 8 as we were looking at Eric Coomer's background, his
 9 expertise, as confirmed by the U.S. patents he had under
 10 his name.
 11 Q. Well, if -- you would agree with me, if -- if --
 12 the implication from your story is that Dr. Coomer
 13 actually exploited technical vulnerabilities in the
 14 system; fair?
 15 A. We posed that question, and we simply exposed
 16 the fact that he had this ability.
 17 I don't -- I don't know that we said that he
 18 particularly did that. But we are exposing the fact that
 19 he had this means and the access and the expertise, and
 20 this is something that we were looking at as a story.
 21 Q. Okay. Let's break those down, Ms. Rion.
 22 The means -- what means were you exposing that
 23 Dr. Coomer had access to the system in order to exploit
 24 the security vulnerability?
 25 A. Means in terms of his actual job title. He is

Page 45

1 the head of secur- -- he is the vice president of security
 2 and strategy at Dominion Voting Systems.
 3 Our research found that he was a representative
 4 for Dominion Voting Systems in some key states across the
 5 country in selling these systems.
 6 He was very intimately involved, it seems, from
 7 the outside, with the operation of these machines, the
 8 design of certain elements of these systems, and
 9 representing them to states that were considering
 10 purchasing these systems.
 11 Q. All right. Well, my question again, I think,
 12 was a little more specific as to what means were available
 13 to him in order to exploit a technical vulnerability in
 14 any of the swing states.
 15 A. I think we did a fairly good job in our piece in
 16 showing that he had the access.
 17 Now, as to the exact physical date and time in
 18 which he would have had the means to do this, I think
 19 that's a question for your client.
 20 Q. Well, I think it's a question that needs to be
 21 answered about your piece. Because the suggestion is that
 22 he had the means, and he acted on that.
 23 And my question to you is, give me your view of
 24 how he had the actual means to infiltrate and exploit a
 25 vulnerability in the system. I have not heard an answer

Page 46

1 to that.
 2 MR. REAGOR: Michael Reagor. Object to form.
 3 A. Mr. Cain, if you look at -- I think it was in
 4 the DEF CON report -- I'm sorry. I'm citing the wrong
 5 document.
 6 I think it's in the user guide itself of
 7 Dominion Voting Systems. In the user guides for
 8 Dominion Voting Systems, there are two manuals that I read
 9 in the research -- doing research for this piece. And in
 10 both manuals -- and I can't -- I don't know if I can cite
 11 the exact page numbers.
 12 But in both manuals, there are ways in which an
 13 engineer can remotely access these machines and fix
 14 problems, to put it in layman's terms, with the system.
 15 If there were any -- any problems with the system, there
 16 are ways that a Dominion engineer either exclusively had
 17 to access these machines or could remotely do so.
 18 That's one way. I'm not saying that is the way,
 19 but that is one possible way. And it's in Dominion Voting
 20 Machines' [sic] manual in their own words.
 21 Q. Did you, as part of your reporting, come up with
 22 some evidence that there was remote access by either
 23 Dr. Coomer or anyone at Dominion Voting Systems in any of
 24 the battleground states during the election?
 25 A. There's a point I'd like to highlight in

Page 47

1 answering this question.
 2 I believe Dr. Coomer was also head of
 3 engineering at Dominion before he became vice president of
 4 strategy and security.
 5 So I think we were looking at those pieces,
 6 those facts, and the fact that he had these rabid, it
 7 seemed, very, very harsh feelings about the election,
 8 about Donald Trump. And he was -- he seemed to be someone
 9 who took his anger out into action by his Facebook posts.
 10 So we were looking at those pieces and simply
 11 presenting them in our "Dominion-izing the Vote."
 12 MR. CAIN: Objection. Nonresponsive.
 13 Q. (By Mr. Cain) My question, Ms. Rion, was as to
 14 remote access. You raised that issue of the potential for
 15 remote access.
 16 The question was, in your reporting, did you
 17 find any evidence that Dr. Coomer actually had remote
 18 access to any machine in a battleground state --
 19 A. I think --
 20 Q. Let me finish.
 21 -- and actually acted upon that? Do you know of
 22 any evidence of that?
 23 A. We never -- Mr. Cain, I don't think we ever
 24 boasted of having that evidence. We simply highlighted
 25 the fact that Dr. Coomer had the particular expertise that

Page 48

1 he had; that he had the position that he had at
 2 Dominion Voting Systems, this high-level position.
 3 He had the -- the motive. It seemed he was very
 4 motivated to not -- to ensure that Donald Trump was not
 5 elected, it seemed, through his Facebook posts. We were
 6 simply highlighting that fact.
 7 So I don't think we were giving a name, a date,
 8 and a place, because, obviously, we're not God. We're not
 9 everywhere at once, so we couldn't see any of this.
 10 But Dr. Coomer had the means; he had the
 11 expertise; and I think we highlighted that fairly well in
 12 our piece.
 13 MR. CAIN: Objection. Nonresponsive.
 14 Q. (By Mr. Cain) The question that you need to
 15 answer is, do you -- are you aware of any evidence that
 16 Dr. Coomer actually accessed any of the voting machines in
 17 the battleground states remotely during the election? Yes
 18 or no?
 19 A. No.
 20 Q. When looking at Exhibit 58, what I'm trying to
 21 gauge, Ms. Rion, is the likelihood or probability that
 22 Dr. Coomer could exploit technical vulnerabilities.
 23 Because, as you've said now many times, you were
 24 highlighting the fact that he had the means and the access
 25 to do so.

Page 49

<p>1 So with that in mind, I want a probable scenario 2 under which Dr. Coomer could affect the election outcome 3 in 2020. What probable scenario can you identify for the 4 Court that would support that notion? 5 A. There are many scenarios. I mean I can't, 6 obviously, list all of them. 7 But one that comes immediately to mind is -- and 8 it was previously highlighted in my special -- was the 9 fact that Dr. Coomer had patents in image adjudication, 10 ballot adjudication, image cast systems -- I don't know 11 the exact terminology. But it was -- he had several 12 patents in ballot adjudication using the images of 13 ballots. 14 We know that in Arizona, in Maricopa County, for 15 example, ballots were printed on two sides in the vast 16 majority of precincts. It may have been all precincts, 17 but the vast majority of precincts had double-sided ballot 18 printing. 19 And we also know that there were Sharpie pens 20 used that -- Dominion Voting Systems itself says Sharpie 21 pens were not an issue, but we know -- we have seen 22 pictures from voters in Arizona showing that the 23 double-sided ballots were bleeding through when they used 24 Sharpie pens. 25 That's relevant in the following sense: When Page 50</p>	<p>1 Maricopa County is. 2 Q. Did Dr. Coomer, to your knowledge, calibrate 3 settings on the devices in Maricopa County, as you refer 4 to the gamma settings? 5 A. I don't know. But I know that he designed the 6 system to help that system exist. And he was also -- he 7 also had a presence -- Dr. Coomer had a presence in 8 Arizona when he was, I guess, representing 9 Dominion Voting Systems. 10 We have, I believe, video or documentation 11 showing Dr. Coomer in Arizona discussing these systems and 12 explaining these systems to -- to local officials. 13 So we have his presence in Arizona, his role in 14 inventing a system for ballot adjudication. Those are 15 just a couple of items that are notable. 16 MR. CAIN: Object as nonresponsive to everything 17 after "I don't know." 18 Q. (By Mr. Cain) You don't know if Dr. Coomer had 19 any direct role in controlling the gamma settings in 20 Maricopa County; fair? 21 A. Fair. And again, I did not say that that's what 22 he did. You asked me for an example, and I gave you one 23 that, I think, is reasonable. 24 Q. Well, it's reasonable if -- if it's probable or 25 if there's some likelihood that he had the ability to do Page 52</p>
<p>1 you're feeding a ballot into a machine, if the machine has 2 its gamma settings adjusted so that it's extremely 3 sensitive, there's a way for, for example, every single 4 ballot in a given precinct to be set aside for 5 adjudication. 6 Now, if, say, 2,000 ballots were set aside for 7 adjudication here and there, and you combine those and you 8 have, maybe, five or six precincts in Maricopa County 9 where a couple thousand ballots were set aside for ballot 10 adjudication because the image casting technology was 11 used, and those ballots were set aside for someone to 12 adjudicate, that's a vulnerability. 13 That's a possible way that a couple thousand 14 votes here and there could have affected an entire state 15 and, therefore, an entire election. 16 Again, I'm not a technical expert, but that's an 17 overview of one of many scenarios in which, through nicks 18 and cuts here and there, an entire election could be 19 affected through these systems. 20 Q. Okay. Well, let's run with that one, since you 21 mentioned it. 22 Is Dr. Coomer, to your knowledge, responsible 23 for the design of the balloting in Maricopa County, or is 24 that done by the county? 25 A. I don't know what his involvement in Page 51</p>	<p>1 that. And that's why I'm asking you these questions. 2 Because in this report that we're looking at, or 3 at least the statement, we're talking about something that 4 is either simply speculation or there's some factual basis 5 to it. So that's -- that's what we're exploring right 6 now. 7 A. And again, I don't -- I have not read this 8 entire document. But from what I've read, I see no 9 mention of Dr. Coomer in this document and no mention of 10 the fact that the election wasn't rigged. 11 So I -- I understand the relevance of this 12 document, but I also think it's important to note those 13 facts. 14 Q. Well, I don't -- we don't need to quibble over 15 it, because the Court can read it. 16 But it says: "To our collective knowledge, no 17 credible evidence has been put forth that supports a 18 conclusion that the 2020 election outcome in any state has 19 been altered through technical compromise." 20 That's a -- a fair reading of that, We've come 21 to the conclusion there's no evidence that the election 22 but rigged through technical means. 23 A. I think we can read that phrase, but also agree 24 that it's not -- I don't think anyone can really say 25 whether this statement is true or not. It still -- Page 53</p>

1 Q. Well, at least -- I'm sorry. I didn't mean to
2 interrupt you.
3 You obviously don't consider yourself -- I know
4 you've read up on some of these aspects, but I think
5 you've stated you're not a -- an election expert. That's
6 not your expertise; true?
7 A. Not an election expert.
8 Q. Correct?
9 A. Correct.
10 Q. All right. And so to the extent that you're
11 reporting on this, you're relying on other experts to --
12 to explain the technical aspects of voting systems; fair?
13 A. Correct. And we would use voices that,
14 obviously, would contradict this report. And I think
15 that's newsworthy, and that's what we put out.
16 Q. Well, let me ask you this: I mean, if you're
17 making the claim, as they say, that the election was
18 rigged -- and you cited to Maricopa County --
19 A. I -- can I interrupt? May I interrupt?
20 Q. Yeah. Sure.
21 A. I never -- don't believe I've ever used the
22 phrase "The election has been rigged."
23 Q. I see. Well, I don't mean to put words in your
24 mouth.
25 I guess, let me ask this way. What I'm trying

Page 54

1 to figure out -- if the implication -- well, let me -- let
2 me start with that.
3 The implication from your report is that
4 Dr. Coomer, as you put it, had the means and access to
5 exploit the voting system software and hardware; fair?
6 A. That is one portion of my report. I think
7 there's about 24 minutes or so of additional content
8 that's not about Eric Coomer. But, yes.
9 Q. Okay. And I don't represent the rest of the
10 folks on the video. I represent Dr. Coomer, which is why
11 I'm asking about him.
12 What I need to understand, ma'am, is whether
13 your -- your implication in your piece has some inherent
14 probability that it could actually be true; right?
15 So we can speculate all day long about what
16 Dr. Coomer could or couldn't do, but is there any theory
17 that you can think of that makes it likely or probable
18 that Dr. Coomer actually had access and did the things
19 that you're suggesting?
20 MR. RHODES: Objection. I'm sorry. I thought
21 you were finished. Are you finished, Charlie? I'm sorry.
22 MR. CAIN: Yes. "Anything," question mark, was
23 the last one.
24 MR. ROGERS: Okay. Objection. Asked and
25 answered several times.

Page 55

1 Q. (By Mr. Cain) You can answer.
2 A. Would you repeat the question?
3 MR. CAIN: Sara?
4 THE REPORTER: Yes.
5 MR. CAIN: Oh. I'm sorry. I'm used to working
6 with Bill Fredericks. So when I say, "Bill," he knows to
7 read the question back under the circumstances.
8 THE REPORTER: No. I heard you. I just -- it's
9 a long question, so I'm trying to figure out where to
10 start.
11 (The reporter read back the last question.)
12 MR. RHODES: Objection. Asked and answered.
13 A. Yes. Absolutely. There's -- and I have
14 answered this question.
15 I think that he had the means, the access, and
16 he was physically in these states, as he was representing
17 the Dominion Voting Systems.
18 There are -- the system is designed so that they
19 can be remotely accessed. There's a number of scenarios.
20 And so, yes, it's highly likely.
21 And that's how we represented this in our -- in
22 our "Dominion-izing the Vote." We represented the facts.
23 We represented Eric Coomer's own words, his title, his
24 role at Dominion, his expertise, his battleground.
25 And you take all of these facts into account,

Page 56

1 and most reasonable people who are watching will say that
2 there is a likelihood this individual, with the
3 sentiments, the anti-Trump sentiments that he had, would
4 have been able to act upon them.
5 Q. (By Mr. Cain) You mention the remote access to
6 the systems. Are you aware of any instance in any of the
7 battleground states that -- that the systems were remotely
8 accessed by Dominion employees?
9 A. I -- I don't know. But I think that when you
10 look at the DEF CON reports showing these hackers
11 accessing these machines and doing so undetected,
12 that's -- that is also an answer.
13 There's a way that all of these machines could
14 have been accessed. And it's possible that they were not
15 detected, as proven by the DEF CON hack of --
16 Hackers Village.
17 Q. Which battleground states had machines with
18 remote access capabilities?
19 A. I don't know that I can answer that question. I
20 assume that these user guides were -- are describing
21 Dominion Voting Systems as a whole.
22 So we're talking about anywhere
23 Dominion Voting Systems using these manuals would have
24 been, so Georgia, Arizona. I believe there are 20 states
25 that Dominion Voting Systems was operating in, or at least

Page 57

1 providing machines services for.
 2 Q. I'm just asking about the battleground states.
 3 Which of the battleground states, if you know, had
 4 Dominion voting machines with remote access?
 5 A. Well, again, assuming that these user guides are
 6 describing the machines that were in battleground states,
 7 Georgia -- I think every precinct in Georgia was using
 8 Dominion Voting Systems -- Arizona, Michigan.
 9 These are battleground states that were using
 10 Dominion voting machines, assuming those user guides are
 11 accurately representing those machines.
 12 Q. And did you produce the user guides that you're
 13 relying on?
 14 MR. RHODES: Yes, we did.
 15 Q. (By Mr. Cain) So in terms of your last
 16 response, which you said twice "assuming" these user
 17 guides or user manuals were applicable to these states,
 18 the user guides that you're mentioning are the ones that
 19 you provided to your counsel and have been produced to us?
 20 A. Correct. And assuming that those user guides
 21 are accurate from Dominion Voting Systems; assuming
 22 they're not misrepresenting their own machines.
 23 Q. Yeah. Well, you're not -- well, as you sit here
 24 that, kind of, begs the question: Do you know whether or
 25 not the guides misrepresent the actual machine

Page 58

1 capabilities?
 2 A. I don't. I assume that those user guides are
 3 accurately representing their own machines. I don't
 4 understand why they would not. I wouldn't know for
 5 certain.
 6 Q. Okay. And then, kind of, going back -- and I
 7 know we've gotten in the weeds on some of the technical
 8 issues. But did your research turn up how the
 9 certification process was administered on a
 10 county-by-county basis in the battleground states?
 11 A. I may have looked at that. I don't recall at
 12 this moment.
 13 Q. Did your research --
 14 A. You're saying -- I'm sorry. Can I understand
 15 your question?
 16 You're saying the certification process from
 17 each of these states for Dominion Voting Systems?
 18 Q. Yes, ma'am.
 19 A. Oh, yes.
 20 So I looked at -- again, I think I mentioned
 21 this at the top of our conversation. But the secretaries
 22 of states for Texas, Pennsylvania, I believe -- and I
 23 don't remember if it was Arizona or another state. But I
 24 certainly know that I looked at the documents out of the
 25 secretaries of state's offices from Texas and

Page 59

1 Pennsylvania.
 2 And in those certification, I guess, documents
 3 that they had, they -- Texas listed vulnerabilities that
 4 caused the state of Texas to not purchase Dominion
 5 machines for their voting -- for their precincts.
 6 Pennsylvania, I think, did use Dominion voting
 7 machines. And I looked at their documents as to why they
 8 certified Dominion.
 9 Q. Okay. So you are aware, then, and were at the
 10 time of this report that the states have their own
 11 certification process that is a condition preceding to
 12 this -- the voting systems actually being used in their
 13 jurisdiction?
 14 A. Yes.
 15 Q. Okay. And likewise -- well, not "likewise," but
 16 going back to this issue of these gamma settings, did your
 17 research inform you on who actually has the ability to
 18 control those settings?
 19 A. I -- again, I'm not an expert in this, but I'm
 20 sure a hacker could answer this question. I don't know
 21 that.
 22 I know that there -- the Texas document -- the
 23 Texas Secretary of State's certification, I guess, decline
 24 letter listed how there were vulnerabilities in the USB
 25 drive -- not necessarily the image, but the USB drive --

Page 60

1 and how that was a gaping vulnerability to an election
 2 system.
 3 That's another example of one way that ballots,
 4 en masse, could be tampered with. But I think that
 5 answers your question.
 6 Q. Okay. Well, we may swing back into that for a
 7 second, but I need to move on to a few other things that I
 8 think I need to know about.
 9 Remember, we talked about you putting this piece
 10 together in D.C. You mentioned that you -- you wrote the
 11 piece. And I asked you, Did anybody else edit the actual
 12 portion of it? And I think your answer was no. It was,
 13 essentially, your baby, as we said; true?
 14 A. True.
 15 Q. Okay.
 16 A. And I would be -- again, I discussed the -- I
 17 discussed my piece with Charles Herring and, I think,
 18 John Hines occasionally.
 19 But just over the course of discussing the
 20 progress of the piece, discussing details of it -- I don't
 21 remember all of those conversations, but I know that I
 22 discussed with Charles Herring portions of the piece
 23 before it went to air. And I know that he watched the
 24 whole thing before it went to air.
 25 Q. Okay. Did you have any discussions with

Page 61

1 Brandon Gadow about this piece?
 2 A. Only technical ones, that I remember. He's --
 3 he would edit in San Diego, so we would send -- I would
 4 send him progress reports: Hey, my editor is 75 percent
 5 of the way there, or he's almost finished, or we should be
 6 submitting this piece in a few hours. Those are the
 7 extent, I believe, that I would have discussed with
 8 Brandon Gadow.
 9 Q. Okay. These progress reports, are those in the
 10 form of an email that you would send to him?
 11 A. No. I think we would be chatting on the phone.
 12 Q. Okay. Help me with -- I'm not in the news
 13 business. How would Mr. Gadow be in a position to edit
 14 your report over the phone? Would you just read a section
 15 to him, or how would that work?
 16 A. No. When I -- when I say "edit" -- I'm sorry.
 17 I didn't clarify. When I said "edit," I believe what
 18 Brandon is doing is just, you know, he's listening to the
 19 piece. He's watching the piece.
 20 He would ensure that, technically, it had all
 21 the sound elements ready to broadcast. I think he's
 22 largely in charge of the technical side of ensuring that
 23 our pieces go out broadcast-ready.
 24 Q. Okay. Well, that's -- I -- I get the technical
 25 part. What I'm trying to get to is, did he have some

Page 62

1 editorial content to this particular piece, if you know
 2 one way or the other? And did he have any fact-checking
 3 role?
 4 A. I believe that all of our OAN Investigates
 5 pieces go through a fact-checking process. I don't know
 6 what that is.
 7 I've never actually met Brandon. But I know
 8 that several eyes do the fact-checking, including Charles
 9 Herring and Brandon Gadow. But I don't know what that
 10 process is.
 11 I know that Brandon is a technical editor, and
 12 he edits the technical aspects and listens to the entire
 13 piece from beginning to end to ensure that it's
 14 broadcast-ready. And whether that's editorial or
 15 technical, I can't say for all of his work descriptions.
 16 But as far as this piece is concerned, I recall
 17 only technical elements being edited.
 18 Q. But as you sit here, you have no personal
 19 knowledge of any fact-checking that was done in San Diego
 20 relating to this piece; true?
 21 A. There was plenty of fact-checking in San Diego.
 22 I don't know -- I can't speak to exactly what all they
 23 did, but there's always fact-checking going on, on both
 24 sides, both bureaus.
 25 Q. Ma'am, I was asking you about your personal

Page 63

1 knowledge. So let's limit it to that.
 2 You said there's always fact-checking going on.
 3 That's not what I was asking.
 4 In this piece, do you have any personal
 5 knowledge --
 6 A. Yes. In my discussion with Charles Herring, I
 7 mean, we would talk about trying to find, for example --
 8 one example -- and this is one of many for this piece,
 9 including -- we would -- I would talk with Charles Herring
 10 about the various interviewees or -- or elements of the
 11 story.
 12 One example is when Charles Herring called me
 13 and said, Look. This -- this Eric Coomer story is
 14 interesting. Can you find Eric Coomer? Please try and
 15 contact him. Can we verify this is him?
 16 So these are the kinds of efforts that I would
 17 then execute. And then Charles Herring, I know, was doing
 18 his own research into this, and he was very interested in
 19 this particular story.
 20 So I know that Charles Herring did a lot of -- a
 21 lot of research into this. I did research into this.
 22 I know we had several producers in San Diego,
 23 independently of my knowledge -- I've now learned later
 24 that they were also doing deep-dive verification of the
 25 Eric Coomer story and Joe Oltmann. They were collecting

Page 64

1 information, as far as I know, from what I've seen in
 2 these past -- in these past depositions.
 3 Q. Okay. I heard what you said about Mr. Herring.
 4 My question was personal knowledge about fact-checking.
 5 You gave me that example.
 6 Then you just said you know that there were
 7 deep-dive verifications of this story. You know that for
 8 a fact. So tell me about that.
 9 A. Documents that, I think, we produced to --
 10 Q. Ma'am -- ma'am, please. Sara's going to get
 11 upset if we talk over each other.
 12 What information can you give me to support that
 13 statement that there was people doing a deep-dive
 14 verification of the information in this story?
 15 A. I believe you presented one of our own emails,
 16 an email sent to OAN where information was being shared
 17 about -- about Eric Coomer. And then one of our
 18 producers -- I don't remember which one -- started looking
 19 into this story.
 20 Q. Taylor, maybe? Or Scott? I can't recall --
 21 A. Yes. Something like that. And they started
 22 looking into it.
 23 I don't -- I can't speak to their research. I
 24 wasn't there.
 25 Q. But you said -- I'm sorry.

Page 65

1 A. They clearly were pursuing an investigation into
2 the story before I even reached the story, actually.
3 Q. Okay. And I don't want you to speculate.
4 That's why I'm asking you from your personal knowledge,
5 meaning you saw it, you were involved in the conversation,
6 you know for a fact because you witnessed it.
7 Other than the statements about Charles Herring
8 and the interactions you had, what personal knowledge do
9 you have that your story was fact-checked and verified in
10 San Diego?
11 A. I think I answered that question with Charles.
12 Charles and I would have those conversations about various
13 piece -- elements of the story, and we would verify it.
14 Q. Who was your news director, or the news
15 director, at OAN in November of 2020?
16 A. You mean -- we have a news director in
17 San Diego, and we have a bureau chief in D.C. I don't
18 know -- I'm unclear what your question is.
19 Q. I asked who was the news director.
20 A. The news director in San Diego is
21 Lindsay Oakley. And our bureau chief in D.C. is
22 John Hines.
23 Q. Okay. And is Ms. Oakley still at OAN?
24 A. As far as I know.
25 Q. Okay. And in terms of structure, the frontline

Page 66

1 producers in San Diego would report to Ms. Oakley as the
2 news director; is that true?
3 A. I believe so. Again, I'm -- I haven't even
4 stepped foot in the San Diego headquarters, so I don't
5 know the exact details. But I believe that is the
6 structure.
7 Q. Okay. What -- what role, if any, did the news
8 director at OAN have in producing this piece?
9 A. I don't recall ever discussing this piece with
10 Lindsay Oakley.
11 Q. How about Robert Herring Sr.? We talked about
12 Charles Herring. What role did he have, if any?
13 A. I don't know. I mean, we discussed stories
14 amongst one another. And sometimes Mr. -- Robert Herring
15 is on conference calls. So he may have been on conference
16 calls sometimes when I was discussing this story with
17 Charles Herring.
18 So I'm -- I cannot answer, with confidence, that
19 question.
20 Q. Mr. Herring, Charles Herring, testified that
21 Pearson Sharp may have had a role in this story. What
22 role, if any, are you aware of him having in the
23 production of this report?
24 A. I'm aware that he was reporting on general
25 election vulnerabilities. He did not -- we did not

Page 67

1 collaborate for "Dominion-izing the Vote."
2 Q. Okay. And then, you had mentioned early on,
3 again -- what I want to turn you to now is your sources
4 for this reporting.
5 You mentioned some -- I don't know if you'd call
6 them white-hat hackers, but hackers that you talked to.
7 Can you identify who you talked to that fits that bill?
8 MR. RHODES: On behalf of Ms. Rion, we object to
9 the identity -- providing the identity of these hackers on
10 the grounds of the reporter's privilege.
11 MR. CAIN: Okay. Well, I think that has been
12 ruled on and dispensed with by Judge Moses. So --
13 MR. ROGERS: Judge Moses has never even heard of
14 the idea that there were hackers who provided information
15 not about Dr. Coomer whatsoever. And so I disagree
16 vehemently with you that she has already ruled on that.
17 MR. CAIN: Okay. Well, again, you and I can
18 agree to disagree.
19 Q. (By Mr. Cain) If -- let's take it this way,
20 Ms. Rion. Did you identify and interview hackers in
21 connection with your investigation and research for
22 "Dominion-izing the Vote"?
23 A. The one that I can comfortably say on camera to
24 you, Mr. Cain, is Ron Watkins. I interviewed Mr. Watkins.
25 He is in my piece. He shows his face on camera.

Page 68

1 He is a systems penetration tester, which is, I
2 guess, a long-form or technical way of saying you're, kind
3 of, a hacker. You're someone who goes through systems and
4 tests out their vulnerabilities.
5 Q. Okay. And is this the only person that you can
6 think of that fits that category when you gave me the
7 testimony earlier?
8 A. I have other sources, but I don't -- they -- by
9 nature of what they do, they -- I don't want to reveal
10 their identities.
11 Q. Well, were these sources that you used in this
12 piece in connection with investigating and researching for
13 this piece?
14 A. In my discussions to verify, for example, what
15 Ron Watkins was telling me about the vulnerabilities he
16 was identifying from a technical side, I may have
17 discussed with these individuals -- tried to verify that
18 what he was saying was correct or was sound or reasonable
19 from a technical standpoint.
20 Q. Well, that's -- that's a "may".
21 Did you get advice or information from other
22 hackers that what Mr. Watkins was saying in your piece was
23 technically sound, as you put it?
24 A. Yes. They -- not in writing. I would discuss
25 this with them. But in my discussions, they would affirm

Page 69

1 or, at least, put a thumb of approval on the analysis that
2 Ron Watkins had provided to us at the time.

3 Q. Okay. And -- and so your piece, you talk about
4 Dr. Coomer having the means and access to exploiting
5 technical vulnerabilities; right?

6 A. Yes.

7 Q. That's -- that's step one.
8 Step two was you had Ron Watkins explaining his
9 view on the technical vulnerabilities; correct?

10 A. Correct.

11 Q. And then step three is you had other sources
12 that were grading Ron Watkins' paper, for lack of a better
13 word, in terms of whether or not his theory was credible;
14 fair?

15 A. "Theories" plural. He had several theories
16 about the identified vulnerabilities in Dominion systems.
17 Fair.

18 Q. Okay. And you're refusing, based on the
19 assertion of privilege, to identify these individuals that
20 you consulted with; true?

21 A. Absolutely.

22 Q. And you're refusing to divulge the substance of
23 any conversations you had with these individuals?

24 A. I can -- I'm comfortable giving you the general
25 substance that I can recall.

Page 70

1 I -- when -- when confronting a story of this
2 kind of technical depth, if you will, it's, of course,
3 important to not be -- not just be pulling from one source
4 when it comes to that technical expertise.

5 And so it is -- it is incumbent upon my own
6 understanding of this explanation that I was receiving
7 from Ron Watkins to ensure that I was getting a sanity
8 check from others in his field, and that's what I was
9 doing.

10 Q. Okay. But as you sit here, can you recall
11 anything specific concerning the technical verification of
12 Ron Watkins' statements on your report?

13 A. Yes. He goes through several vulnerabilities,
14 including the gam- -- adjust- -- the adjustment of the
15 gamma settings on the machines and the accessibility of
16 the USB portals; the fact that it was -- it was fairly
17 easy for these machines to access the internet and thereby
18 expose the entire precinct or system to vulnerabilities.

19 The fact that some of these machines were
20 operating off of one key, and that key controlled an
21 entire precinct. These were verified by myself.

22 Q. Okay. We may be talking past each other again.
23 I think you were answering as it relates to what
24 Mr. Watkins said in your piece, and my question was
25 what -- what -- with these other sources, what technical

Page 71

1 verification did they provide to you that you can recall
2 that supported Mr. Watkins on your show?

3 A. I think I just listed them.

4 Those -- the capacity for these systems to be
5 vulnerable in the ways that I just listed were confirmed
6 by my other sources in discussing Ron Watkins' analysis.

7 Q. How many other sources did you contact that
8 you're claiming a privilege of? How many, like, total
9 number of people?

10 A. At this time, I'll say two. There may have been
11 three, but I think I can comfortably say two.

12 Q. And these individuals reviewed your interview of
13 Mr. Watkins prior to it going to air?

14 A. I would discuss with these sources what I was
15 hearing. I would, you know, discuss the vulnerabilities
16 that Ron Watkins listed, and I would relay that to my
17 sources, and they would converse with me about those --
18 those findings from Mr. Watkins.

19 Q. Okay. So we've got Mr. Watkins who -- who was
20 one of your sources who ended up on the -- on the program.
21 We've got these other unnamed individuals. Let's just --
22 let's just complete the list.

23 You interviewed Mr. Oltmann, and he's one of
24 your sources; right?

25 A. Yes.

Page 72

1 Q. You interviewed Sidney Powell; is that -- in
2 connection with this?

3 A. I tried to interview Sidney Powell, but she did
4 not appear in my special. I did not interview her,
5 ultimately.

6 Q. Well, I think she may have appeared just on a
7 video cut, but not -- no any substance; right?

8 A. Correct. I used a press conference she appeared
9 in, in lieu of my interview. We had anticipated having
10 Sidney Powell interviewed in this piece, but it did not
11 work out. She just never showed up for us.

12 Q. The other sources -- Rudy Giuliani -- was he one
13 for this piece?

14 A. For this piece -- not about Dr. Coomer, but
15 about election vulnerabilities in general.

16 Q. Anybody else that you used as a source for the
17 segment that related to Dr. Coomer?

18 A. I listened to Michelle Malkin's interview of
19 Joe Oltmann. I interviewed Joe Oltmann. And then as far
20 as sources, we used Eric Coomer's own words.

21 Q. Well, okay. When you say "Eric Coomer's own
22 words," he's not interviewed for this piece; right?

23 A. No. But he was posting on Facebook, and we
24 assume that is in his own words. That's what I mean when
25 I say "in his own words," he was posting on Facebook.

Page 73

<p>1 We were looking at about 80 screenshots provided 2 to us by Joe Oltmann. We had no reason to believe that 3 those screenshots were not of Dr. Coomer of Dominion, and 4 we sourced our report on Eric Coomer's own words. 5 Q. Okay. Well, I -- I misunderstood, then. 6 I -- part of the statements that are attributed 7 to Dr. Coomer are from Mr. Oltmann about the Antifa 8 conference call; right? 9 A. I believe it's just one statement. The vast 10 majority of the statements we pull from are from 11 Eric Coomer's Facebook postings, I believe. 12 Q. Well, we don't need to weigh the number. 13 The statement in question that you actually put 14 on Twitter comes through Mr. Oltmann. It's not -- you 15 can't confirm that it's actually Dr. Coomer -- 16 A. It comes through Mr. Oltmann. That's correct. 17 Q. Right. So you -- you are not and we're not in a 18 position to independently confirm those are actually 19 Dr. Coomer's statements; true? 20 A. We confirmed it in the sense that we were 21 looking at the language that was used, the context of the 22 setting, the group that the call was made in or the group 23 that the call was, and matching that up with Dr. Coomer. 24 Q. Okay. But as you sit here -- I hear what -- 25 what you've said. But you're not in a position to</p> <p style="text-align: right;">Page 74</p>	<p>1 THE VIDEOGRAPHER: Going off the record. The 2 time is 1:55. (Recess from 1:55 p.m. until 2:08 p.m.) 3 THE VIDEOGRAPHER: We're back on the record. 4 The time is 2:08. 5 Q. (By Mr. Cain) Let's talk a little bit more 6 about corroboration relating to some statements attributed 7 to my client. 8 I'm going to share my screen. Give me a moment. 9 This was previously marked as Exhibit 33. And 10 this is -- this is a tweet you sent out -- see if I can 11 get the date -- November 17th. Is that -- is that true? 12 A. It appears so, yes. 13 Q. Okay. And we were talking about the gist of 14 your reporting on Dr. Coomer. In this particular tweet, 15 you chose to cite to a quote from Dr. Coomer from your 16 piece; correct? 17 A. I used the hashtag #Eric Coomer, which, by this 18 time, I think his story was trending for about three days 19 on Twitter and social media. So I used the hashtag 20 #Eric Coomer, along with the phrase that everyone was 21 using with that hashtag. 22 Q. Okay. And this phrase was something that was 23 repeated in your -- in your interview of Mr. Oltmann from 24 "Dominion-izing the Vote"; correct? 25</p> <p style="text-align: right;">Page 76</p>
<p>1 confirm, though, that it actually was Dr. Coomer; fair? 2 A. I think it's unreasonable to assume that he -- 3 that wasn't Dr. Coomer, especially when you look at the 4 syntax, the -- the place setting, and the group it was in, 5 and the fact that the statement was "Eric from Dominion." 6 The newsworthy side of this entire story was not 7 so much the notes or the phone call; but the newsworthy 8 element that we put out was sparked by notes, was sparked 9 by Joe Oltmann's testimony. 10 But that, ultimately, wasn't gist of our story 11 about Eric Coomer. The gist of our story about 12 Eric Coomer was the fact that he had background, a 13 technical battleground, with Dominion Voting Systems. He 14 was a high-level individual at Dominion Voting Systems. 15 His own Facebook postings showed that he had -- 16 he was very motivated and very anti-Trump in his 17 sentiments, and he seemed to be acting upon those 18 sentiments. 19 Those were the newsworthy elements of our 20 reporting on Eric Coomer. And I think that stands today. 21 Q. Respectfully, I'm going to object as 22 nonresponsive, because that did not answer my question. 23 But we also have Atlas crying again. So I 24 think, maybe -- we need to get a clean record. Let's go 25 off.</p> <p style="text-align: right;">Page 75</p>	<p>1 A. Yes, attributed to Dr. Coomer. 2 Q. Right. 3 So back to my -- my prior questions, other than 4 what you testified to previously, what other 5 corroboration, if any, do you have that Dr. Coomer 6 actually made these statements, or this statement? 7 A. We were just matching up his -- his syntax, his 8 Facebook posts, his sentiments on his Facebook posts, his 9 title, his job title, and his education and background. 10 Q. Okay. And that's why I phrased my question 11 "other than what you previously reported -- or testified 12 to." 13 Is there anything else beyond that that you used 14 to corroborate this statement was made by Dr. Coomer? 15 A. I think that -- I think I've stated my answer. 16 The answer I just gave you, I think, is the answer. 17 Q. Okay. Thank you. 18 Obviously, there's no recording of this Antifa 19 conference call to your knowledge; right? 20 A. To my knowledge, there is not. 21 Q. Did Mr. Oltmann tell you anything more about how 22 he was able to get on this call in the first place? 23 A. I believe in his Conservative Daily podcast, he 24 enumerated how he came on to this call. 25 He shared with us the reason why he was on this</p> <p style="text-align: right;">Page 77</p>

1 call, and the reason given was he was -- he was
 2 investigating local, as in Colorado -- local journalists
 3 who were affiliated with Antifa.
 4 These journalists, he suspected, were the
 5 journalists who were attacking his organization,
 6 FEC United. And this, to us, was reasonable as to why he
 7 was on this call.
 8 As far as the Antifa call itself, this -- around
 9 this time, we were also -- I was reporting personally on
 10 stories where groups like Antifa, such as the
 11 Sunrise Movement, for instance, were convening on
 12 conference calls and colluding on ways to act upon their
 13 rage against Donald Trump and create chaos during the
 14 election season.
 15 So all of this came -- combined contextually
 16 gave us a lot of reason to believe that Joe Oltmann was on
 17 this call for the reasons he stated.
 18 MR. CAIN: Objection. Nonresponsive.
 19 Q. (By Mr. Cain) I'll try to break it down into
 20 little pieces.
 21 Did Mr. Oltmann share with you how he was able
 22 to get on the call, just from a functional standpoint?
 23 A. I believe he stated that he was on a phone --
 24 like, a phone call. It wasn't a Zoom call or a Skype
 25 call, as far as I understand, but it was a telephone call.

Page 78

1 I don't recall him telling me exactly. I
 2 remember seeing his reports -- or his own statement saying
 3 that he had been working on this for a long time, and he
 4 had been listening in on these calls for quite some time
 5 before he came upon this statement about Eric Coomer.
 6 Q. Okay. And for purposes of these questions that
 7 I'm going to ask you right now, I want to limit it to not
 8 what -- what's publically available, for example, on the
 9 Conservative Daily podcast. I just want to talk about
 10 your interaction with him as part of this piece. Okay?
 11 A. Okay.
 12 Q. All right. So did he tell you when this call
 13 occurred, like a specific date?
 14 A. I don't -- I don't recall. I think he said -- I
 15 think he said sometime in October.
 16 Q. Did he -- did he identify for you, aside from
 17 himself and, allegedly, Dr. Coomer, who else was on the
 18 call specifically? Not numbers, but identity of
 19 individuals?
 20 A. I don't recall discussing other names on the
 21 call. My interest was in his story about Eric Coomer.
 22 Q. Did you ask him to identify any other potential
 23 witnesses to the statement that was made, allegedly, by
 24 Dr. Coomer on this call?
 25 A. I don't think so. My -- again, my focus was on

Page 79

1 the statement made by Eric Coomer and what Joe Oltmann had
 2 heard on this call. So I only wanted to focus on the --
 3 on this portion of Mr. Oltmann's story.
 4 Q. On -- I'm sorry. Which portion are you
 5 referring to?
 6 A. The portion where he's talking about
 7 Eric Coomer.
 8 Q. Okay. Well, I'm asking about the statement here
 9 on the exhibit we're looking at.
 10 My question was, did you ask him to identify any
 11 other witnesses that you could confirm, you know, that
 12 Dr. Coomer was actually on this call and made the
 13 statement?
 14 A. No. That was not relevant to me.
 15 What was relevant to me was the statement that
 16 Oltmann was telling us that Eric Coomer had made on this
 17 call.
 18 What was relevant was then confirming
 19 Eric Coomer's identity, his background, his role at
 20 Dominion; in fact, if he was, in fact, working on
 21 Dominion, and then his own Facebook postings showing his
 22 radicalism.
 23 Q. But you had -- you had one source available to
 24 you, in the form of Mr. Oltmann, to confirm that
 25 Dr. Coomer actually made this statement; right?

Page 80

1 A. Correct.
 2 Q. And it's -- it's fair to say that if you -- if
 3 you wanted to fact-check that or verify it, that you had
 4 the potential to talk to other witnesses to confirm this
 5 story. But you didn't --
 6 A. There's always -- yes, sir. Sorry.
 7 Q. Okay. But you didn't -- you didn't do that?
 8 A. There's always potential to talk to any number
 9 of witnesses in any given element of a story.
 10 Again, this -- the notes that Joe Oltmann had
 11 made about this call, this is not focus of our story about
 12 Eric Coomer. Our focus of the story was verified in the
 13 fact that we were looking at Dr. Coomer's role, title, and
 14 his own statements. So that was the part of the story
 15 that we were verifying.
 16 Q. Well, so you weren't verifying other parts of
 17 the story that wasn't the focus in your mind?
 18 A. In my mind, this statement from Dr. Coomer
 19 quoted -- attribute -- that Joe Oltmann had shared with us
 20 was relevant, in that this was the statement that caused
 21 us to look at Eric Coomer to begin with.
 22 Without that statement, without the interview
 23 with Michelle Malkin, we never knew about Dr. Coomer. So
 24 that statement --
 25 Q. That statement --

Page 81

1 A. Correct.
2 (Simultaneous speakers.)
3 Q. I apologize. I just wanted to make sure that I
4 understood when you say "this statement," you're referring
5 to the one on the screen?
6 A. Yes. I'm sorry. I didn't clarify.
7 Yes. The statement "Trump won't win. I made
8 F-ing [sic] sure of that," was the phrase that was
9 associated with Eric Coomer, was causing Eric Coomer to
10 be, hashtag, #trending, on Twitter for several days, I
11 believe. And that was the entire reason we even knew of
12 Eric Coomer.
13 So it's relevant to show the spark that created
14 the blaze that ultimately is Dr. Coomer's own story, the
15 facts that are indisputable about him.
16 Q. This being one of them, that he said this --
17 indisputable?
18 A. This -- yeah. This statement is coming from a
19 witness: Joe Oltmann. And any viewer can look at
20 Joe Oltmann and decide for themselves whether or not they
21 believe Joe Oltmann is telling the truth or not.
22 We believed Joe Oltmann is telling the truth, in
23 that he was on Antifa call; that he heard Eric from
24 Dominion make the statement "Trump won't win." We
25 believe -- we have no reason not to believe Joe Oltmann in
Page 82

1 this case.
2 But this -- not an indisputable fact. The
3 indisputable facts that we moved forward as a news network
4 and put in "Dominion-izing the Vote" was the fact that you
5 have an individual who is in a very high-level position at
6 a company that dominates one-third of the U.S. election
7 system, with very partisan, radically partisan,
8 sentiments, and evidence that he was acting on those
9 sentiments. That was the portion that was newsworthy, and
10 that is undisputable.
11 MR. CAIN: Objection. Nonresponsive.
12 Q. (By Mr. Cain) Let's -- I want to talk about
13 nuts and bolts, not -- not the determination of relevance,
14 because that's ultimately going to be someone else's job
15 here.
16 Just as far as this call goes, that's the focus
17 of what I'm asking about. Obviously, you weren't on the
18 call, so you don't have any firsthand knowledge; correct?
19 A. Correct.
20 Q. Your only witness to the call is Mr. Oltmann;
21 correct?
22 A. Correct.
23 Q. Mr. Oltmann disclosed to you that he made notes
24 of the call, did he not?
25 A. Yes.
Page 83

1 Q. Mr. Oltmann was never asked by you or your
2 organization for copies of those notes; correct?
3 A. Mr. Cain, with respect --
4 Q. Just answer my -- did you ask him for the notes
5 or not?
6 A. His notes were about as relevant to me in this
7 story as, say, Mike Tyson's bodyguard. It really was not
8 the focus of the story regarding Eric Coomer. It was the
9 spark that caused us to look deeper into Eric Coomer. And
10 that's my answer.
11 Q. So did you ask for the notes or not?
12 A. I did not ask for the notes. I did not need the
13 notes.
14 Dr. Coomer spoke to me, he spoke to you, he
15 spoke to his friends and family through his Facebook
16 postings that we were looking at, provided to us by
17 Joe Oltmann -- 80 screenshots of Dr. Coomer's own words.
18 Q. Okay. Well, the statement that's on the screen
19 is attributing the potential than Dr. Coomer was rigging
20 the election and boasting about that. That's a fair
21 interpretation of that statement, isn't it?
22 A. That is a fair interpretation of that statement.
23 Q. So don't you think that would be important to
24 Dr. Coomer to be quoted as such in national media?
25 A. Important to him, how so?
Page 84

1 Q. Well, he's been accused of a crime here. He's
2 being quoted as saying he rigged the election; he made
3 sure of it.
4 So to be fair to Dr. Coomer --
5 (Simultaneous speakers.)
6 A. -- he was rigging the election.
7 MR. RHODES: That -- that -- I was about to
8 object to the question, but Ms. Rion has taken care of it
9 herself.
10 THE REPORTER: I didn't hear the answer.
11 A. I'm sorry. I don't believe Dr. Coomer said he
12 was rigging the election.
13 Q. (By Mr. Cain) Well --
14 A. We don't -- we don't have evidence that
15 Eric Coomer said -- stated that he rigged the election.
16 Q. All right. You and I can agree to disagree.
17 The point of my -- my questions is to find out
18 exactly -- it may not be relevant to you, as you've
19 testified, but it's relevant to Dr. Coomer.
20 You didn't have -- did you ask Mr. Oltmann for
21 anything to verify, beyond what we've discussed, that this
22 call actually ever happened?
23 A. I asked if there was a recording of this
24 conversation, and Joe Oltmann provided me with an answer,
25 to me, that was reasonable.
Page 85

1 His answer, I believe, was that he was -- he
2 was -- this was a long-form series of calls that he was
3 listening into. He never really expected anything
4 newsworthy or notable to come out of these calls, so he
5 didn't sit down and record hours of phone calls that he
6 was on; rather, he was simply trying to identify who was
7 on the calls.

8 It was for the purpose of identifying the
9 journalists who were activists affiliated with Antifa
10 attacking his organization, FEC United.

11 This is the story he told me, and I found that
12 to be a reasonable explanation as to why there was no
13 recording of this particular statement.

14 Q. Had -- had you used Mr. Oltmann as a source for
15 any of your reporting prior to this piece?

16 A. I don't believe so.

17 Q. And you stated a couple of times that you
18 thought he was credible. Can you tell me what about
19 Mr. Oltmann you thought was credible?

20 A. Well, there are two parts to that -- two parts
21 to my answer.

22 So, number one, you're looking at the
23 credibility of Mr. Oltmann's -- how he's representing
24 himself. He represents himself as a -- an entrepreneur,
25 the owner of a data company.

Page 86

1 He represents himself as a political activist, a
2 conservative, who was actively seeking to expose Antifa in
3 the state of Colorado.

4 Those parts we were able to verify by looking at
5 his own data website. He had a website -- a company
6 called PIN Networks, and it has over -- over 50 employees.
7 He is clearly the CEO. So he was representing himself
8 correctly there.

9 He was affiliated with FECUnited.org. We looked
10 at his website. Indeed, he is an activist. We saw an
11 October 16 article from Colorado Political or
12 Political Colorado. I forget what the exact title of that
13 article was.

14 But it's dated October 16, where Joe Oltmann is
15 cited as being an activist against Antifa, trying to
16 expose radical leftists who were creating -- causing havoc
17 in his state and against him and his group.

18 We listened to his podcast, his
19 Conservative Daily podcast, confirmed that he was, indeed,
20 a conservative, and he was an activist.

21 As far as the motives -- that's the second part.
22 The second part of verifying his credentials, kind of,
23 viewing him as a credible witness, was looking at his
24 motives.

25 He wasn't -- he stated to us, and we found it

Page 87

1 reasonable, that he was not on this call seeking to
2 destroy Dominion Voting Systems, or he was not on this
3 call this -- Antifa call -- to expose Eric Coomer.

4 He encountered Eric Coomer of Dominion by
5 accident. And that accident was confirmed by the fact
6 that he was listening in to these calls for a long period
7 of time.

8 Eric -- Joe -- Joe Oltmann was -- his stated
9 reasons for being on these calls was that he was trying to
10 get to the bottom of which journalists in Colorado were
11 affiliated with Antifa and actively attacking his group,
12 FEC United.

13 Those -- that explanation that Joe Oltmann gave
14 to us established for us his motives, and his motives, to
15 us, were reasonable.

16 Q. What about his status as a -- as you put it, a
17 conservative activist increased the credibility of
18 Mr. Oltmann in your eyes?

19 A. It increased the credibility in that he was
20 trying to expose Antifa, a radical leftist organization or
21 a group-of-people movement. He was radically against
22 Antifa.

23 And this was stated in news articles that we had
24 found, as I mentioned just now. That, for us, affirmed
25 his credibility in that realm.

Page 88

1 Q. Thank you, ma'am.

2 In terms of his credibility, are you in a
3 position to gauge Mr. Oltmann's credibility with that of
4 Dr. Coomer?

5 A. How -- how so?

6 Q. Well, if he's a credible source to you as a
7 conservative activist, is Dr. Coomer a credible source of
8 information for this story to you as a -- in your mind, a
9 left -- left-leaning activist or Antifa member?

10 A. As far as his own words, yes. He had Facebook
11 postings showing Antifa sympathies. So, yes, in that
12 regard, he is a very credible witness against himself.

13 Q. And how about when you reached out to
14 Dr. Coomer? Were you able to get a comment from him to
15 either verify he was on this call or not?

16 A. I was unable to procure a comment from
17 Dr. Coomer. Charles Herring called me about a day after
18 the Michelle Malkin interview, right in the middle of my
19 working on "Dominion-izing the Vote," and asked me if I
20 could get a hold of Dr. Coomer.

21 So I tried to find way to contact Dr. Coomer,
22 and I did not succeed in that. As -- as -- as I would
23 later experience and confirm, he became a ghost. He
24 seemed to have scrubbed his profile online.

25 Q. How long did you try to contact him? And

Page 89

1 describe your efforts in detail.
2 A. I don't remember the span of time, but I
3 remember putting an effort into finding him.
4 I remember looking on all the social media
5 platforms. I remember looking for his -- trying to find
6 out what his middle initials were to find out if there was
7 a way to find him on other sources.
8 I don't remember all the ways, but I remember I
9 put an effort, because it was a request from my boss,
10 Charles Herring, to go find this guy. So I put in the
11 effort. I just don't remember all of the methods that I
12 did to try and find him. But he was -- I could not find
13 him, at the end of the day.
14 Q. Did you task anyone else in your -- on your team
15 to try to locate Dr. Coomer for a comment?
16 A. I don't recall that I did. I may have. I don't
17 remember.
18 Q. Did you send any communications to Dominion
19 asking that they make Dr. Coomer available for this story?
20 A. I did not.
21 MR. CAIN: Rebecca, are you asleep yet, or are
22 you paying attention?
23 MS. DOMINGUEZ: I am paying attention.
24 MR. CAIN: I know you are. Let's mark Item 11
25 in my folder. That relates to Watkins.

Page 90

1 Q. (By Mr. Cain) So let's -- let's talk about --
2 we talked about, briefly, your outreach to Dr. Coomer and
3 to Dominion.
4 We've talked about your outreach to Ron Watkins.
5 I'll turn to that in just a minute.
6 And I forget -- forgive me. I'm having a senior
7 moment. Did we talk about whether you actually sent a
8 message or an outreach to any of the election experts that
9 I showed you on the screen from that letter we looked at
10 this morning?
11 A. I don't believe we discussed that, no.
12 Q. Okay.
13 A. Do you want me to answer -- I'll answer the
14 question.
15 Q. I'd like to facilitate it as easy as possible.
16 What I'll do -- maybe this will be the fairest way. Let
17 me put this back.
18 Okay. You remember this when we were talking
19 about it earlier?
20 A. Yes.
21 Q. Okay. And it's -- we talked about
22 Professor Blaze and Professor Halderman. In connection
23 with the "Dominion-izing the Vote" story, specifically did
24 you reach out to any election experts outside of,
25 potentially, Mr. Watkins?

Page 91

1 A. I used the statements from Professor Halderman,
2 and I included that in my special. But I don't recall
3 reaching out to the individuals -- I can't see all of the
4 individuals on this list, so I can't answer with
5 certainty.
6 But I -- I don't -- I don't recall reaching out
7 to Professor Halderman, that's what I can say for -- for
8 sure. Because I was using his own report or his own
9 statements from the New York Times opinion piece.
10 Q. Okay. Well, let's --
11 A. This is a long list.
12 Q. It is a long list. But you seem like a very
13 bright and capable individual. Why don't you scan this
14 list and just tell me if you -- outside of using, you
15 know, some clips from Mr. Halderman in the prior piece,
16 I'm asking you whether you specifically attempted to
17 contact any of the -- the individuals on this letter.
18 A. I don't remember. I --
19 Q. I'll just, kind of, scroll down through it.
20 There we are.
21 As you sit here, can you think of any -- anyone,
22 either on this list or off this list, that was an election
23 expert that you contacted for this piece?
24 A. I can only identify Dr. -- Professor Halderman
25 and using his -- his report or his statement in the

Page 92

1 New York Times opinion piece.
2 Q. Okay. Thank you.
3 I'm going to show you what I've -- well, Rebecca
4 technically marked as Plaintiffs Exhibit 59. And this
5 is -- this is the person you did contact and interviewed
6 about this piece, Mr. Watkins; right?
7 A. Yes, sir.
8 Q. Earlier you told me he was or is a systems
9 penetration tester. And here, he's referenced as a
10 large-systems technical analyst.
11 So let's talk a little bit about Mr. Watkins.
12 Did you know him before you interviewed him for this
13 piece?
14 A. I did not.
15 Q. Do you know -- well, let me ask it a different
16 way. How is it that you first came into contact with him?
17 A. I first saw Mr. Watkins' Twitter profile
18 commenting heavily on the Dominion Voting Systems user
19 manual. And he seemed to be dissecting the manual
20 analytically in a way that I did not see anybody else
21 dissecting at the time.
22 His analysis was detailed and seems to be very
23 thorough. So it naturally sparked my interest. This was
24 related to the story I was working on, you know, election
25 vulnerabilities in other machine systems.

Page 93

<p>1 And he was on Twitter. I contacted him on 2 Twitter, I think, and from there, asked him if he was 3 willing to interview with me about his analysis. 4 He agreed to an interview. I spoke with him on 5 the phone, again, just to, kind of, verify he was 6 Ron Watkins and he was the guy I thought he was -- he was 7 on his Twitter profile. And then we sat down for a Skype 8 interview. 9 Q. Okay. So let's -- let's break that down a 10 little bit. 11 The two descriptions that I said -- well, you 12 said -- systems penetration tester and large-systems 13 technical analyst -- where did those descriptors come 14 from? 15 A. Those are descriptors Ron Watkins gave of 16 himself, which seemed consistent. 17 I asked -- I asked him of his background, and he 18 said he was a large-systems data analyst. I think -- I 19 guess the titles can be changed, a large-systems technical 20 analyst, I think they're about -- they describe the same 21 role. 22 And he said -- Mr. Watkins told me that he 23 studied this in grad school, and he was someone who did 24 this for a living. 25 Q. Okay. So let's -- do you know as you sit here Page 94</p>	<p>1 product should speak to their expertise. 2 And in this case, Mr. Watkins' product that I 3 could verify seemed to be that he was an administrator 4 with 8chan, which, in his own words, I think he resigned 5 from that post at some point in 2020. But that was 6 verifiable to me. 7 Q. Do you know what an administrator does on a site 8 like 8chan? 9 A. I don't think I can speak with confidence. But 10 I know that he was involved in making -- for example, 11 building a crypto currency for 8chan users. 12 I think that -- it implied that he was someone 13 who controlled or at least ran that platform and had the 14 technical expertise to maneuver throughout it by designing 15 a crypto currency, for example. 16 Q. Was 8chan -- if you know, was that where the 17 QAnon postings were happening at one point? 18 A. I don't know. I really -- I've never ever been 19 on an 8chan board, so I wouldn't know. 20 All I know is the reputation of 8chan as being 21 an anonymous messaging site or, at least, website, 22 something like that. 23 Q. And I -- and forgive me. I didn't understand 24 the significance of that. 25 What about it being an anonymous testing site Page 96</p>
<p>1 what a large-systems technical analyst actually is or 2 does? 3 A. The way that I understand it as I sit here now, 4 Mr. Cain, is that a large-systems data analyst or 5 technical analyst looks at a system and then analyzes the 6 patterns and vulnerabilities within that system. 7 So it's kind of self-explanatory, in that a 8 large-systems analyst -- he'll look at the vulnerabilities 9 and the patterns that can be identified within that 10 system. 11 He stated that he was a penetration tester, 12 which, I think, in layman's terms, is kind of a hacker or 13 a white-hat hacker. I don't know what the different hats 14 are. 15 But from looking at his own verifiable 16 background, I could see that he was an administrator for 17 8chan, which is an anonymous messaging board, I guess. 18 And the platform 8chan is famed for being able to be an 19 anonymous, I believe. 20 And so that, to me, spoke to the technical 21 credibility of Mr. Watkins in the sense that, a lot of 22 times, these guys don't have traditional resumes, if you 23 will. They often have profiles that are maybe nonexistent 24 online. They make it a business of not being known 25 online. Or if they are known, then the product -- their Page 95</p>	<p>1 made it -- or website made Mr. Watkins seem credible to 2 you? 3 A. It seems like it would take quite a bit of 4 technical expertise to be able to build or administer a 5 site like that. 6 Q. Because you don't -- you honestly -- if you're 7 administering the site, do you know whether he actually 8 built the site himself? 9 A. I -- I believe he had a role in building it. 10 But I cannot tell -- I -- I don't deign to understand 11 fully his entire role in 8chan. I just know that he was 12 deeply involved in its creation and maintenance. 13 Q. And did you -- did you find out any information 14 as to -- as to what type of clients Mr. Watkins had served 15 historically when he was engaged in large-system technical 16 analysis? 17 A. I wouldn't -- I did not know that. I do not 18 know that. 19 Q. Do you know how long he served as this type of 20 analyst just in terms of his work experience? 21 A. Again, I think a gentleman with this kind of 22 profile does not have a traditional CV or a traditional 23 resume, so I wouldn't know that, no. 24 Q. You mentioned something about grad school. What 25 did he describe to you, if anything, about his educational Page 97</p>

1 background?

2 A. He mentioned grad school in passing. And I

3 believe it's in our interview, actually, where he talks

4 about how he studied -- or he was a penetration tester,

5 which, again, is -- in layman's terms, is basically a

6 hacker, and that he did that all through grad school.

7 So I don't --

8 (Simultaneous speakers.)

9 Q. I'm sorry.

10 A. -- details about it.

11 Q. I apologize.

12 My question was going to be, what, if anything,

13 did you do to look into his -- his educational background?

14 A. I didn't dive too deeply into his educational

15 background. I spoke with him at length to confirm that he

16 was, in fact, the individual who was analyzing the

17 Dominion voting user manuals. And to me, that was what

18 was relevant.

19 The relevant -- the credibility -- when you're

20 identifying the credibility of an individual of this

21 nature, there's a different set of credibility, I guess,

22 prongs that you're considering. And in this case, it's

23 the product. What is this guy's product?

24 His product was his analysis of

25 Dominion Voting Systems' user manual. He was one of the

Page 98

1 few, if only, individuals that I knew of at the time

2 conducting such in-depth analysis of Dominion's voting

3 machine manual and user manual.

4 So to me, that was what was more relevant than

5 checking his exact degree at whatever university he went

6 to.

7 Q. Okay. So but my question, nonetheless, remains,

8 do you know where he went to school and what degree he

9 has?

10 A. I do not know where he went to school.

11 MR. CAIN: Rebecca, can you mark as the next

12 exhibit Item No. 3 in my private folder?

13 MS. DOMINGUEZ: Yes, sir.

14 Q. (By Mr. Cain) You said you reached out to

15 Mr. Watkins on Twitter. Were you following him at that

16 time?

17 A. I was not.

18 Q. So how did you -- do you remember how it is that

19 you directed yourself to his Twitter page?

20 A. I believe so. I was -- I mean, I was

21 researching election-system vulnerabilities. So I'm

22 constantly trolling Twitter and constantly trolling a

23 variety of sources. And I came across his very lengthy

24 threads and analysis using screenshots of the

25 Dominion Voting Systems manual and breaking it down and

Page 99

1 discussing what they meant and what they -- what he was

2 finding.

3 So it was in the process of generally

4 researching for "Dominion-izing the Vote."

5 Q. Now, Mr. Watkins is banned from Twitter now, is

6 he not?

7 A. He is. I believe so.

8 Q. I'm going to show you what I'm marking -- again,

9 Rebecca marked, as the next exhibit.

10 (Plaintiff's Exhibit Number 60 was introduced.)

11 Q. (By Mr. Cain) This is Exhibit 60. And I'll

12 blow it up and make it, hopefully, a little easier.

13 Okay. So do you recognize Ron @CodeMonkeyZ? Is

14 this the same individual we've been talking about?

15 A. Yes, sir.

16 Q. Okay. And does this look like the Twitter

17 page that you went to when you were looking at possibly

18 interviewing Mr. Watkins for this piece?

19 A. It does. Yes, sir.

20 Q. Actually, up here it says -- this is

21 November 3rd: "I'm resigning as admin of 8kun effective

22 immediately." And then he goes on to talk about that.

23 You talked about 8chan. Do you know what 8kun

24 is?

25 A. I believe -- I believe they're the same thing.

Page 100

1 I don't know why they're spelled differently. Again, I'm

2 not a user of 8kun or 8chan. But I believe they are

3 essen- -- are the same board.

4 Q. Okay. So let's -- let's go back in time.

5 You're looking at his Twitter, and you're seeing

6 him posting about election security interests, or issues,

7 and that's what caused you to refer out; fair?

8 A. Yes. Fair.

9 Q. And he even references here on this page,

10 "Ms. Chanel Rion just reached out to me, and I'll be

11 talking with her about Dominion tomorrow." Do you see

12 that?

13 A. Yes, he does.

14 Q. So about how much time did you spend with

15 Mr. Watkins on this -- this reach-out that he's

16 referencing here, if you remember?

17 A. I recall about -- the actual interview was about

18 an hour or 70 minutes. And then I spoke with him before

19 the actual recorded interview. I don't remember how long

20 I spoke to him before that, but at least an hour ten,

21 20 minutes in the actual interview that was recorded.

22 Q. And I think you've -- you've said this, so we

23 don't need to go over it. But, essentially, you were

24 piqued -- your interest was piqued by the fact that he

25 was -- he was in a position to analyze the system through

Page 101

1 reference to the user manuals that Dominion had; is that
2 fair?
3 A. Yes, that's fair.
4 Q. He indicates here that he reached out to
5 Rudy Giuliani, as well, about this topic.
6 Did you -- at this time, were you in contact
7 with Mr. Giuliani about your reporting on this topic?
8 A. I interviewed Rudy -- Mr. Giuliani for the
9 special, and I did not discuss -- I never discussed
10 Eric Coomer or anything like that with him. I was
11 discussing general election vulnerabilities with
12 Mr. Giuliani.
13 And when I say "discuss," Mr. Cain, I meant I
14 was interviewing him and including that in my special.
15 Q. I understand.
16 Were you -- through this period of time and up
17 to the point where this -- this piece went -- was
18 broadcast, were you in contact with anybody from the Trump
19 administration or their campaign about the work that you
20 were doing on election rigging stories?
21 A. I was in contact with all of these -- Rudy and
22 Sidney Powell and Trump campaign, because I was
23 interview -- or I was interested in interviewing them.
24 So, naturally, I would -- I have a back-and-forth
25 communiques with all of these groups that you mentioned.

Page 102

1 Q. Who was your point of contact at the Trump
2 campaign when you wanted to go out and see if you could
3 get an interview on a particular topic like this?
4 A. Oh, there were different individuals that I
5 would contact at any given time. Oftentimes, I would just
6 directly contact the individual I was trying to interview.
7 So, say, if I'm trying to reach out to Jenna
8 Ellis or Eric Trump on Don Jr., I would contact them
9 directly, usually.
10 Q. You had their -- their personal contact
11 information?
12 A. Their campaign information, yes.
13 Q. Well, if you wanted to call, let's say, Eric
14 Trump, right now, would you have the ability to do it?
15 You have his cell phone number, that sort of thing?
16 A. Yes. I believe that's his cell phone number.
17 Q. All right.
18 And so my question, to loop back, do you recall
19 if you contacted -- you've talked -- other than what you
20 described -- individuals that you described -- do you
21 recall contacting anyone with the Trump campaign about the
22 reporting you were doing in this piece?
23 A. I do not recall that.
24 Q. Do you recall if you asked a campaign
25 spokesperson to give a comment on it or not?

Page 103

1 A. I may have. I don't remember, but I may have.
2 It would not have been unusual for me to reach out to the
3 Trump campaign for comment on a story, but I don't
4 remember that in this particular piece.
5 Q. Who did you understand to be -- and it may be
6 multiple parties -- who was acting as a spokesperson for
7 the Trump campaign in November of 2020 when you were doing
8 this piece?
9 A. Oh. I don't -- that's a difficult question,
10 because there were different, I guess, spokespeople for
11 different portions of the Trump campaign. So do you have
12 a particular area?
13 Q. Well, I mean, I don't know who you would -- for
14 something like that this -- we're post election and
15 there's -- as you know, President Trump had been alleging
16 voter-fraud-related issues for months.
17 So who would have been at the campaign that you
18 would have talked to about, you know, potentially giving
19 information or an interview for this type of story?
20 A. I believe it would have been -- if we're talking
21 about election vulnerabilities, I think it would have been
22 Rudy Giuliani at the time.
23 But again, these roles were switching all the
24 time, so I was -- I was talking to any number of people on
25 the campaign for different stories that I was working on

Page 104

1 at any given time.
2 But to answer your question, in this particular
3 context, I believe Rudy Giuliani would have been kind of
4 the -- the voice for -- for the Trump campaign in terms of
5 discussing election vulnerabilities, or at least he was
6 viewed as that -- as taking on that role at the time.
7 Q. And that's how you viewed it yourself; right?
8 A. That's how I viewed it; although, there were
9 other spokespeople, too, involved in the Trump campaign,
10 and they were also in flux. But I don't remember all of
11 them.
12 Q. How about Ms. Powell? Did you view her as a
13 spokesperson for the campaign?
14 A. No. I don't think I viewed her as a
15 spokesperson for the campaign.
16 Q. And tell me why? Because, obviously, you saw
17 the press conference they did on the 9th. It would have
18 been a couple of days before your reporting, and
19 Ms. Powell was there.
20 Why -- why is it that you didn't view her as a
21 spokesperson or representative of the campaign?
22 A. I understood at that time that she wasn't paid
23 by the campaign. So if you're not paid by an entity, then
24 I don't think you have a formal relationship with them.
25 She may have been helping provide research, may

Page 105

<p>1 have been working closely with the campaign. I understand 2 that. But I did not understand her to have a formal 3 contract with the campaign. 4 Q. But you did -- you did understand that as it 5 relates to Mr. Giuliani? 6 A. I don't know if I can answer that. I believe 7 so. I'm not sure. 8 Q. Well, that's why I'm asking -- 9 (Simultaneous speakers.) 10 A. I can clarify, Mr. Cain. 11 I guess, just in the -- in the day-to-day 12 operations in this world, I mean, Mr. Giuliani had known 13 Mr. Trump for decades, and now President Trump -- then 14 President Trump for years. They were very close. 15 I did not have the understanding that then 16 President Trump was close to Sidney Powell. So I guess I 17 merged -- I did not really ask Mr. Giuliani if he had a 18 formal contract with the Trump campaign. I assumed that 19 he did. 20 But I knew that Sidney Powell did not have a 21 formal contract with the Trump campaign, if that makes 22 sense. Hopefully that answers your question. 23 Q. I'll resist commentary. 24 You made the distinction about monetary 25 compensation being a factor for you. That's why I asked Page 106</p>	<p>1 A. Yes, sir. I can't say that I've read through 2 every single statement he's made, but I remember reading 3 enough to where I determined I would like to talk to him. 4 Q. Do you remember reading this comment that's, 5 kind of, in the middle of the page where he says, "The 6 software seems to be legitimate" [sic] -- or, excuse me -- 7 "legit and well written." 8 "It passes independent security audits and 9 probably works as intended. The issue is the amount of 10 control the software gives to the local IT guy, who can 11 ultimately decide the fate of a nation." 12 A. Yes, sir. I remember reading that statement. 13 That statement was particularly intriguing to 14 me. And one of the reasons contacted Mr. Watkins was for 15 him to explain in detail why he made the statement. 16 Q. Okay. Did you -- I know we've talked about 17 this, kind of, at length. Have we -- have we described 18 just, kind of, in your mind's eye, all of the reasons why 19 you -- you thought Mr. Watkins should be the person that 20 you interviewed for this piece; the status as a 21 large-system technical analyst, and then the work he was 22 doing as reflected in this exhibit? 23 A. Yes. I believe we discussed that. And my 24 answer, if I recall correctly, was that he was one of the 25 few people commenting in detail about the -- about Page 108</p>
<p>1 you about Mr. Giuliani, because there's been some 2 reporting about payment, or lack thereof, with him. 3 But as it just relates to Ms. Powell, the basis 4 of your statement previously that you didn't consider her 5 to be a representative of the Trump campaign is -- is tied 6 to the lack of compensation. Is that a fair statement? 7 A. I believe so. Because I've -- I believe -- I 8 believe Sidney Powell was stating this in her own words, 9 wasn't -- again, I cannot -- don't want to say on record 10 something that is false. 11 But I believe Sidney Powell was saying this in 12 her own words; that was she wasn't working for the Trump 13 campaign; that she was simply helping them in their 14 research and in their legal research. 15 Q. Well, fortunate for us, the campaign is going to 16 be deposed here shortly, so they can clarify it. 17 Let's get to -- since our time is dwindling -- 18 MR. CAIN: And by the way, Mr. Videographer, I 19 do want a ten-minute warning before our three hours is up 20 just so I can collect my thoughts. 21 THE VIDEOGRAPHER: Yes, sir. 22 Q. (By Mr. Cain) So I assume that you read through 23 the statements that Mr. Watkins made before you 24 interviewed him about the Dominion software? That's why 25 you decided to interview him, essentially? Page 107</p>	<p>1 Dominion voting, you know, software, the software side of, 2 I guess, these voting systems. 3 And he was one of the few individuals that I 4 knew of who he was looking into the use everybody manual. 5 He ultimately provided us -- provided me with about a 6 thousand -- about a thousand pages worth of documents, 7 including the two user manuals, user guides, from Dominion 8 and various publically available documents on secretary of 9 states' websites and others. 10 Q. You being in Washington, I'm sure -- well 11 doesn't -- not because you're in Washington, D.C., but 12 surely you've followed the QAnon movement. Hard to miss 13 it. 14 A. I know of it. 15 Q. And -- 16 A. I don't know that I follow it, but I know of the 17 QAnon movement. 18 Q. Okay. And that what's your understanding, if 19 you have any as you sit here, about Mr. Watkins' 20 association, if any, with QAnon? 21 A. I really don't know. I know that he has been 22 speculated as being affiliated with QAnon, but I don't 23 know that at all. 24 Q. If it turns out that he is a -- well, let me 25 just back up. Page 109</p>

<p>1 Do you view QAnon -- my understanding, which is 2 limited, is that there's something called a "Q drop," 3 where this person will post anonymously on the same form 4 that we've been talking about, 8chan and/or 8kun. 5 Is that -- does that ring a bell to you? Did 6 you know that before I just -- 7 A. I really don't know what forum QAnon actually 8 operated on. I know that when a, quote, "Q drop" would be 9 dropped, I guess, oftentimes, they were just reshared on 10 social media. So I -- I don't know what form they 11 exclusively posted on. 12 Q. Okay. Well, I'm trying to -- let me drill down 13 a little on this and what you knew about Mr. Watkins. 14 And you told me you know he was administrator 15 for 8chan; right? 16 A. Yes, because he stated on his own -- in his own 17 words that he was resigning from 8kun, or 8chan, as 18 administrator. So that, to me, confirmed that he was, in 19 fact, involved in 8kun/8chan. 20 Q. Okay. Did you know as -- as part of your 21 research on Mr. Watkins that 8chan and 8kun has been 22 criticized because of its -- because of this anonymous 23 posting? 24 It has hosted -- the site has hosted things such 25 as the mass shooter manifestos. It's been criticized for</p> <p style="text-align: right;">Page 110</p>	<p>1 sufficient for me to move forward and talk to him. 2 Q. Have you happened to watch -- I think HBO did a 3 series, a six-part series on QAnon. Did you -- did you 4 happen to catch that? 5 A. I know of the series. I never sat down and 6 watched to whole thing. I think I've seen bits and pieces 7 of it. 8 Q. Did you see the part where, you know, the 9 conclusion that was drawn was that Mr. Watkins was either 10 QAnon or, perhaps, his father was or they collectively 11 were? 12 A. I knew of that speculation. 13 Q. As you sit here today, are you concerned that 14 the source you used for "Dominion-izing the Vote" -- 15 sorry. We've got a kid screaming. 16 Let me -- let me -- 17 A. Not Atlas. 18 Q. That is not Atlas. 19 I'll ask it a different way. Based on what you 20 know about Mr. Watkins today, as you sit here, do you 21 still believe that he's a credible source for your 22 reporting on "Dominion-izing the Vote"? And if so, why? 23 A. Yes. To the extent that he commented in 24 "Dominion-izing the Vote," I believe the analysis he 25 provided to us was sound and stands to this day.</p> <p style="text-align: right;">Page 112</p>
<p>1 hosting child pornography and racist memes. Did you know 2 anything about that as it relates to 8chan or 8kun? 3 A. I knew that it was a controversial site. I 4 don't remember why. But I know that it was controversial, 5 in that it was anonymously hosted, I guess. And that's 6 about the extent that I understood the site. 7 I also understood that you don't -- a website 8 does not necessarily take -- or a forum like Google does 9 not often take responsibility for everything it hosts. 10 So even if there were questionable elements 11 about 8chan or 8kun, I did not think that was degrading to 12 Mr. Watkins' analysis of Dominion Voting Systems. 13 Q. Well, do you know what an administrator actually 14 does for a website such as 8chan? 15 MR. RHODES: Objection. Asked and answered. 16 Q. (By Mr. Cain) And by this, I'm directing it 17 more -- since your counsel made that objection -- to the 18 ability to control content. 19 A. Right. 20 I -- I don't know to -- I don't know how 8chan 21 works. I don't know how it operates. I don't know what 22 the extent of administrator -- how much control they have 23 on a website like that. 24 I only knew that he had a big role in its 25 existence as a general free-speech platform, and that was</p> <p style="text-align: right;">Page 111</p>	<p>1 Q. And given the second part of my question, why is 2 it that you still hold that belief today? 3 A. You can -- if you watch the piece, you'll see 4 his analysis, and it matches -- his analysis matches with 5 what he is analyzing in the user guides and just -- it -- 6 it all checks out. 7 Q. Well, his analysis -- we don't have time to look 8 at that -- that part of it -- was that some -- some of the 9 two to six individuals involved in the adjudication 10 process could change votes in a manner that didn't reflect 11 voter intent. Is that a fair summary of what he said? 12 A. I believe so. 13 Q. He didn't say that actually it occurred, to his 14 knowledge, during the election; right? 15 A. He was very clear on that. In fact, he -- he 16 was very clear to say that he -- he had never seen or 17 actually held or touched a Dominion voting machine; not to 18 say that other hackers haven't. We know that these 19 machines are available for purchase on eBay, and you could 20 hack them, as we saw in these hackathons. 21 Mr. Watkins was very clear that he was only 22 drawing his conclusions based on what he knew as a 23 penetration tester. He's reading these user guides as a 24 penetration tester. And he made very clear that his 25 analysis was based on these user manuals that he was</p> <p style="text-align: right;">Page 113</p>

1 referencing -- the two that he shared with us -- in
2 addition to the certification documents provided through
3 the states of Pennsylvania and -- what else -- Texas,
4 other states.
5 Q. But at the end of the day, it's fair to say that
6 he is speculating about the ability to do that. He
7 doesn't have any hard evidence that someone actually did
8 so; is that true?
9 A. That's true.
10 Q. Let me ask you a couple of questions about --
11 turn the page -- about -- about issues of privacy.
12 And remember earlier, I asked about whether
13 there were any formalized journalistic standards at OAN
14 and ethical standards.
15 In your piece, you published a photograph and
16 video of Dr. Coomer; right?
17 A. Yes, I believe so.
18 Q. In your piece, you -- you put quotes
19 attributable to him about statements made on this Antifa
20 call; correct?
21 A. Correct.
22 Q. And then you followed that up with information
23 from a Facebook page that Mr. Oltmann had provided to you;
24 right?
25 A. About 80 screenshots of Facebook postings by

Page 114

1 Dr. Coomer.
2 Q. And as you -- you didn't know about Dr. Coomer
3 before you started doing your research for this piece;
4 right?
5 A. No, sir. I was made aware of Dr. Coomer's
6 existence on, I'd say, November 13 or 14, shortly after
7 Michelle Malkin's interview of him.
8 Q. But as far as you were aware, he was --
9 A. Sorry. Interview of Joe Oltmann. I'm sorry. I
10 misspoke.
11 Q. Yeah.
12 But as far as you know, Dr. Coomer was a private
13 individual working for a private election security company
14 at that point, when you first got into this?
15 A. When I first got into this, I didn't know
16 anything about Dr. Coomer.
17 The -- how I familiarized myself with him was
18 his public patents that were posted. And he appeared to
19 be in promotional videos and -- for
20 Dominion Voting Systems, and he was representing Dominion
21 in news articles.
22 He was -- he seemed to be a pretty public face
23 for Dominion Voting Systems at the time.
24 Q. But in this -- in this context, I guess,
25 Mr. Oltmann told you he had -- he was able to get a hold

Page 115

1 of private Facebook pages for Dr. Coomer. That's what he
2 told you; right?
3 A. Yes.
4 Q. And the only thing he told you about how he got
5 access to that is he did so, quote, "legally," closed
6 quote; right?
7 A. Yes.
8 Q. But he didn't tell you anything specific about
9 how he was able to get access to this -- to this private
10 page?
11 A. No specifics.
12 Q. Okay. And you didn't ask?
13 A. No. I just -- he said he ran a data company,
14 and he was able to access these private pages.
15 Q. Did you weigh -- in thinking about putting this
16 piece together and broadcasting it, did you weigh the
17 consequences of publishing personal information of
18 Dr. Coomer, as you understood it? Did you give any weight
19 to that?
20 A. Did we -- I don't believe we published -- are
21 you saying -- Mr. Cain, are you saying that we published
22 personal information about Dr. Coomer?
23 Q. Yeah. I'm saying -- and I don't mean that in
24 the form of a driver's license number or a social security
25 number.

Page 116

1 What I'm saying is, did you give weight to the
2 fact that you were publishing personal information, i.e.,
3 personal posts on a private Facebook page, prior to doing
4 so in this report?
5 A. At the time we published this report, the posts
6 of Dominion were already in the public sphere. They were
7 already being reported on and discussed by other news
8 outlets and by, I guess -- I mean, he was trending on
9 social media, so people were sharing Dr. Coomer's postings
10 already after Michelle Malkin's interview.
11 So we went about seven days after -- seven or
12 eight days, I believe, after Michelle Malkin's interview
13 of Joe Oltmann. Of course we consider the safety of --
14 you know, of anybody as we are putting out our stories.
15 But in this case, Dr. Coomer's story was out and
16 discussed in the public sphere before OAN went to air with
17 it.
18 Q. Well, OAN may have its own unique set of
19 viewership beyond these other media, presumably.
20 So my question was, what consideration did you
21 give, if any, to putting this type of information out on
22 your broadcast? Did you weigh the consequence of doing
23 that?
24 A. I mean, I myself -- I mean, if you're saying if
25 I myself am sensitive to this, I -- I am. I know what it

Page 117

1 is like to get death threats. And I know everyone says
2 that.
3 But, you know, I've -- my husband ran for public
4 office a couple years ago, and we were receiving death
5 threats like, you know, I'm going to throw kerosene on
6 your husband and tie him up and rape your wife while you
7 watch.
8 I mean, we've received death threats like that,
9 and I understand the weight of such death threats or such
10 threats that come of taking a position or taking a stand.
11 Dr. Coomer took several stands and several
12 positions, in his own words, and posted them within his --
13 his sphere, his friends and family and his Facebook
14 postings.
15 And I think you have to take responsibility for
16 the positions that you take. And I think that's -- that's
17 something that Dr. Coomer should be taking responsibility
18 for as well.
19 The story was out long before OAN published on
20 November 21st.
21 Q. What -- how are you drawing, just in your own
22 mind as you're reporting on this topic, the link between
23 someone being against the President Trump, whether it's
24 policies or otherwise, and then their ability to do their
25 job professionally and without trying to rig the election?
Page 118

1 Do you see what I'm saying? How are you linking
2 those two things?
3 A. How am I linking words with action?
4 Q. Yeah.
5 So earlier you -- you said that Mr. Oltmann was
6 credible as a conservative activist, and that was part of
7 what you relied on.
8 If we assume Dr. Coomer doesn't like
9 President Trump, I'm having a hard time with the link that
10 you're drawing between that and actually committing a
11 crime.
12 A. Well, if you look at Dr. Coomer's Facebook
13 postings, he calls on his friends and his family to take
14 action against Trump; in this case, unfriend him or don't
15 associate with him in any way, shape, or form if you are a
16 supporter of one political party.
17 He seemed to carry a lot of rage and carry that
18 through in telling his followers and his friends and
19 family to act on his rage. I think that -- that's a
20 reasonable link.
21 Q. Well, okay. How about if you combine that --
22 the element that we've been talking about previously with
23 the statements he's allegedly made in this Antifa call?
24 At the end of day, that was a material part of
25 you drawing the link between the Facebook pages, his
Page 119

1 status with the company, and actually having the ability
2 to do what was suggested in your piece; right?
3 A. What's your -- and your question is?
4 Q. My question, to be more succinct, is do you
5 still have a story, in your mind, without the Antifa
6 conference call on Dr. Coomer?
7 A. Absolutely.
8 And I think I said this earlier. The newsworthy
9 element of the Dr. Coomer part of this story is the fact
10 that you have a very partisan actor who is radicalized.
11 He has extremist views and seems to have extremely violent
12 views of President Trump and those who follow
13 President Trump or vote for him.
14 Combine that with the fact that he has -- his
15 title at Dominion Voting Systems -- he's head of security
16 and strategy and was formerly an engineer.
17 Ostensibly, he had access to a very important
18 company who had a dominant share -- a dominating a share
19 in the U.S. election systems.
20 So it's a newsworthy -- it's very newsworthy to
21 us that someone with that extreme set of views held a very
22 high-level position at a voting company; and that voting
23 company holds about 30 percent of the United States
24 election systems.
25 Q. And if he would have had conservative views of
Page 120

1 that extremity, would you have similar concerns?
2 A. I think if he had conservative views, he would
3 not be speaking in a courtroom, but he would be speaking
4 in a -- in front of the FBI or the DOJ.
5 Q. Because he would have been prosecuted unfairly?
6 A. I believe so.
7 Q. Now, you had put -- let me do this.
8 MR. CAIN: Actually, where are we on the video?
9 I may just want to take a break and get the last few
10 segments lined up. Time?
11 THE VIDEOGRAPHER: There's 12 minutes remaining,
12 sir.
13 MR. CAIN: Okay. Let's go off the record, and
14 then we'll complete our 12 minutes here. I only need -- I
15 only need about eight minutes, as you said earlier.
16 THE VIDEOGRAPHER: Going off the record. The
17 time is 3:16.
18 (Recess from 3:16 p.m. until 3:25 p.m.)
19 THE VIDEOGRAPHER: Back on the record. The time
20 is 3:25.
21 Q. (By Mr. Cain) Okay. We'll jump around for a
22 few little topics, and then our time will be done.
23 Let me show you what I have -- I marked as an
24 exhibit in Mr. Herring's deposition. He wasn't really
25 able to inform me about some piece of this.
Page 121

1 This is Exhibit 41. You remember when I was
 2 asking Mr. Herring about this text?
 3 A. Yes.
 4 Q. This was between you and him while you were in
 5 the White House press briefing room?
 6 A. Yes, sir.
 7 Q. And in terms of the White House, you made some
 8 news in some of the questions that you asked, including
 9 the question of President Trump about voting by mail as it
 10 relates to the pandemic. Do you remember that?
 11 A. I think I asked daily questions. I don't
 12 remember exactly my question. But it sounds like I asked
 13 that question.
 14 Q. Well, I -- the thrust of my question is
 15 coordination, your relationship with the Trump
 16 Administration campaign.
 17 When you were asking questions of
 18 President Trump, were those questions being provided to
 19 him beforehand so that he understood what was going to be
 20 asked by OAN?
 21 MR. RHODES: I'm objecting to this as, unless
 22 you're asking about Eric Coomer, completely unrelated to
 23 the topics in the -- relevant in this lawsuit.
 24 MR. CAIN: Well, I think it goes to the
 25 relationship between these parties and coordination, and
 Page 122

1 this relates to voting issues. So I think it's a fair
 2 question, Mr. Rhodes.
 3 MR. RHODES: I disagree.
 4 MR. CAIN: Okay.
 5 Q. (By Mr. Cain) Well, can you answer my question?
 6 A. Sure.
 7 The press office, any press office and, as far
 8 as I understand, most press offices in most
 9 administrations -- and this is from my conversations with
 10 my colleagues at the White House -- most press offices
 11 would ask news organizations for topics or general topics.
 12 And I believe Secretary Psaki, of the Biden White House,
 13 does this as well. She's continued this practice.
 14 They -- the press office would ask news
 15 organizations for general topics for the day, just to
 16 figure out who they would call on and see if they could
 17 prepare a more detailed statement on given topics.
 18 Occasionally I would be asked by the press shop
 19 at the White House, along with Bloomberg and
 20 New York Times, everyone who was sitting in the basement
 21 with me -- we would all be asked what topics we were
 22 working for the day, and whether or not the press office
 23 could prepare for it.
 24 And I would often give my topics either verbally
 25 or through an email. It would usually be a one-line topic
 Page 123

1 saying, oh, I'm going to ask about Russia; if he can
 2 answer the question about, you know, Iran or whatever.
 3 But I was not unique in that. They would -- the
 4 press shop would ask other news organizations for topics.
 5 And sometimes we would provide them, and sometimes they
 6 were just spontaneous.
 7 Q. And that was your practice while you were there?
 8 A. Not often. I did not -- I did not actually do
 9 that as much as the other networks did.
 10 Q. Well, in this -- and this may or may not be
 11 related, but in the Plaintiff's Exhibit 41, what I was
 12 asking Mr. Herring about was this comment at the -- at the
 13 end -- not the "Can we countersue Coomer and get him in
 14 discovery," but "Big updates from tonight. No meeting,
 15 but it's for the better. Christina can fill in too.
 16 Adjustments had to be made."
 17 Explain to me what you mean by that.
 18 A. I don't remember. I -- I do remember this had
 19 nothing to do with "Dominion-izing the Vote" or Dr. Coomer
 20 or anyone -- any one of your clients. But I -- I honestly
 21 don't remember what this was about.
 22 Q. The "big updates" doesn't strike any -- any bell
 23 for you as far as what you were talking about?
 24 A. No. I mean, we could have been talking about
 25 the arrangement in our offices. I don't -- I don't
 Page 124

1 remember what this is about.
 2 Q. I also asked Mr. Herring about this concept,
 3 internally or otherwise, at OAN about "H stories."
 4 Remember when I asked him about that?
 5 A. Yes.
 6 Q. And so I have the same question for you. Is
 7 that -- is that something -- a term that was used
 8 internally at OAN?
 9 A. Not in the D.C. bureau, that I know of.
 10 We -- we have a pretty tightknit group in our
 11 D.C. bureau, and we never used that term, at least when I
 12 was around.
 13 Q. And I think you mentioned you've never even been
 14 to the San Diego office --
 15 A. No, sir.
 16 Q. -- right?
 17 A. That's correct.
 18 Q. And the way I -- the way it works is, once you
 19 complete your piece, it's then sent electronically to
 20 San Diego for the producers there to put on air?
 21 A. Correct. I think they, like -- they do
 22 something with the sound, and they -- they review it just
 23 to make sure that the footage is correct.
 24 And there's some general oversight that happens
 25 over there. I'm not familiar with the entire process.
 Page 125

<p>1 MR. CAIN: Rebecca, I should have asked you this 2 before. I think it's Exhibit 5, Number 5 in my private 3 folder. Let me confirm that real quick. 4 MS. DOMINGUEZ: Would you like me to mark it? 5 MR. CAIN: Yes, ma'am. OAN 750 through 755. 6 Q. (By Mr. Cain) Earlier, Ms. Rion, you mentioned 7 that you'd put up the Dominion website. I think it was 8 when I was asking you: Did you reach out to anybody at 9 Dominion? You remember that testimony? 10 A. Yes. Dominion Voting Systems' statement, I 11 guess, addressing controversies involving Dominion voting 12 at the time. 13 Q. Let me show you what's marked as Exhibit 61 to 14 your deposition. Begins at OAN 750. What are we looking 15 at here? 16 (Plaintiff's Exhibit Number 61 was introduced.) 17 A. This is the -- I think this is the screenshot 18 that I used in my "Dominion-izing the Vote": Dominion 19 Voting Systems' statement addressing controversy involving 20 them at the time. 21 Q. (By Mr. Cain) Okay. So you can confirm for us 22 that you had this information in your possession when you 23 were preparing this report prior to broadcast? 24 A. Yes, sir. 25 Q. Okay. And I asked this of Ms. Malkin. There's Page 126</p>	<p>1 So if that's the bias you're asking about, then 2 there is mine; and I'm quite open about that. 3 Q. And you're open about your support of former 4 President Trump too, openly? 5 A. As far as -- so long as he's against big tech 6 and big government and all the things that I just listed 7 to you, yes. 8 Q. So on this page, you're critical of Former 9 Director Krebs because he's anti-Trump, I think, was your 10 word. 11 What about the Department of Homeland Security? 12 Do you consider them to have been authoritative as it 13 relates to issues concerning election integrity? 14 A. I don't -- I don't want to answer that now, 15 because I know that there were some questions, also, in -- 16 in the way that they -- that certain officials within DHS 17 conducted themselves during the Trump Administration. 18 And as far as Krebs's credibility, I want to 19 qualify. It's not just that he was -- he seemed to be 20 anti-Trump, but it was also that he had -- he also came 21 back with a statement on his own Twitter account saying 22 that he -- qualifying his statement, saying that he never 23 said that there was no fraud at all. I'm paraphrasing, of 24 course. 25 But he also seemed to, kind of, hedge his own Page 128</p>
<p>1 a reference to the joint statement by CISA and the 2 department -- Department of Homeland Security on whether 3 the -- the vote was compromised. 4 And to you I would ask do you consider both of 5 those organizations to be authoritative as it relates to 6 this topic? 7 A. As it relates to this topic, I know there are 8 questions about CISA. I know that the head of CISA at the 9 time, Mr. Krebs, was -- had anti rump sympathies, I 10 believe. 11 And we also know that CISA had, I guess, on 12 its -- there was some kind of affiliation where they 13 brought in Dominion Voting Systems itself as one of the 14 members of a committee that CISA hosted or had. 15 So there's some questions about CISA's 16 credibility at this time when they made that statement. 17 Q. And credibility in your mind -- because I 18 asked -- well, confirm this for me. I'll back up. 19 Mr. Herring identified OAN as a pro-Trump 20 network. Would you agree with that characterization? 21 A. Sure. I would agree with the characterization, 22 too, that we -- you know, as far as -- if you're asking 23 about bias or what our leanings are, we don't hide the 24 fact, or I don't hide the fact that I'm not a big fan of 25 big tech or big government or extreme leftist activism. Page 127</p>	<p>1 statement here: There is no evidence of voting system -- 2 votes being lost. I think he qualified his own statement. 3 So there's -- there's a lot in the air when it 4 comes to CISA's credibility at this time under 5 Chris Krebs. 6 I believe he was also friends with Miles Tyler, 7 or Miles Taylor the, alleged author of Anonymous, who was 8 also pretty rabid anti-Trump figure. 9 There's just -- there's definitely some 10 questions when it comes to CISA's credibility and 11 impartiality here. And that's where I stand. 12 Q. Where you stand is you have some questions about 13 the credibility of Mr. Krebs, but you cannot identify any 14 questions, in your mind, concerning the credibility of 15 Ron Watkins, who made it into your -- your report? 16 A. I -- as -- as it stands here today, I do not 17 question the analysis that Mr. Watkins provided for us in 18 "Dominion-izing the Vote." And I think that's the 19 relevant question here, and that's what we relied on in 20 our report. 21 His analysis of the user guides for 22 Dominion Voting Systems and -- I don't think that -- I 23 don't think that he was wrong in his analysis. I think we 24 aired his statements, and we stand by them to this day. 25 Q. Okay. By the way, this piece that got -- made Page 129</p>

1 it into the reporting, it was shown, it looked to me, like
 2 maybe a second as you were talking about Mr. Krebs.
 3 You never actually reported on Dominion's
 4 position during the portion of this report where you were
 5 showing Exhibit 61 to your audience, did you?
 6 MR. RHODES: Objection. Misstatement --
 7 misstates the facts.
 8 A. Mr. Cain, I think I showed this screen several
 9 times, at least twice, I believe, in my special.
 10 Q. (By Mr. Cain) Okay. Let me -- let me look at
 11 the one. If we have time, I'll see if I can find one of
 12 them.
 13 The one I was thinking about, Ms. Rion, was the
 14 one towards the end, where you showed a quick piece of
 15 Mr. Krebs. I think it's around the 26-minute mark.
 16 This is the part you're talking about the other
 17 employee at Dominion; right?
 18 A. Correct. Penelope Chester Star. She had -- she
 19 was vice president at TENIA (phonetic). the organization
 20 affiliated with --
 21 (The video segment was played.)
 22 Q. (By Mr. Cain) So is that one of the examples of
 23 when you put up the Dominion FAQ page?
 24 A. It is.
 25 Q. Let me ask you this: There was a statement that

Page 130

1 Mr. Oltmann made a little earlier in this when we were
 2 playing his interview. And I'll just finish with this
 3 statement. I want to hear your response to what he had to
 4 say at about 23:30.
 5 (The video segment was played.)
 6 Q. (By Mr. Cain) Actually, time out on that.
 7 You never got any actual documentation -- I know
 8 you requested it, but you never got any documentation of
 9 his status as a shareholder of the company; right?
 10 A. Correct. That statement was based off of
 11 summarizing what Mr. Oltmann had told me in our interview.
 12 Q. But you did ask him for it; right?
 13 A. I did. But I had no reason not to believe that
 14 statement when he did not produce those documents.
 15 We were -- at this point, I had interviewed -- I
 16 think I have interviewed him for about 20 minutes, I
 17 think. And we talked about various topics. But I had
 18 asked that, I think, in retrospect via email.
 19 Q. Okay. My question was you just never got -- you
 20 actually never got written confirmation of that?
 21 A. No. No written confirmation. Just relying on
 22 Mr. Oltmann's account of that. And, you know, we had no
 23 reason not to believe him at this point.
 24 (The video segment was played.)
 25 Q. (By Mr. Cain) So you would agree with me there,

Page 131

1 what you put Mr. Oltmann's -- well, let me -- let me back
 2 up.
 3 You had ability to edit what was going to be in
 4 the interview or in the final broadcast or not; right?
 5 A. Yes.
 6 Q. And you, in that process, decided to leave in
 7 the statement that Mr. Oltmann just made that Eric Coomer
 8 was responsible for putting his finger on the scale;
 9 correct?
 10 MR. RHODES: Misstates the recording.
 11 Q. (By Mr. Cain) You can answer it.
 12 A. Mr. Cain, I believe he's -- that was stated by
 13 Mr. Oltmann in context of the Antifa call that he was
 14 participating in.
 15 I believe, in the interview, he says that the
 16 participants of these Antifa calls were usually people who
 17 just, kind of, talked and maybe did not -- did not really
 18 have the power to act.
 19 And in this case, considering Dr. Coomer's role
 20 at Dominion Voting Systems and his education and his
 21 title, he was capable -- more capable than the other, I
 22 guess, Antifa members on the call.
 23 So I think that's what he meant by that.
 24 Q. Let me -- let me back it up and make sure that I
 25 didn't mishear it. Then we can conclude.

Page 132

1 (The video segment was played.)
 2 Q. (By Mr. Cain) And you stand by your -- your
 3 last statement after hearing that again?
 4 A. Yes. He just said he's just not -- he's not
 5 just a member of Antifa; he had the ability beyond just
 6 being a -- you know, throwing bottles of urine at
 7 Secret Service in front of the White House.
 8 MR. CAIN: Okay.
 9 Well, ma'am, I appreciate your time here today.
 10 And I'm probably at my three-hour mark, so I'll -- I'll
 11 conclude. Thank you.
 12 THE WITNESS: Thank you, sir.
 13 MR. RHODES: Charlie, you want to take the share
 14 screen down, please?
 15 MR. CAIN: Are you going to do the same thing on
 16 this one?
 17 MR. RHODES: Yes.
 18 MR. CAIN: Let me make a record. Also,
 19 understand we've got another deposition.
 20 So before Mr. Rhodes starts, I understand, based
 21 on the discussion -- or the questions with Mr. Herring
 22 that Mr. Rhodes believes he can ask questions of his
 23 client and somehow present that to the Court.
 24 I'm certainly not afraid of any question,s but I
 25 think it runs afoul of the Court's order, and I think it

Page 133

1 runs afoul of my obligation present to prima facie
 2 evidence of my claims.
 3 And it also suggests that additional testimony
 4 would be submitted by the defendants to try to contradict
 5 those claims, and I don't believe that's in accordance
 6 with how the Court should weigh the evidence.
 7 And I understand you disagree with that,
 8 Mr. Rhodes. So go ahead and make your record, and,
 9 hopefully, it won't be too long.
 10 MR. RHODES: Thank you.
 11 MR. ZAKHEM: Excuse me. This is John Zakhem. I
 12 am counsel for the Trump Campaign.
 13 I understand that, per the scheduled notice, my
 14 client's 30(b)(6) deposition to begin in under 15 minutes.
 15 We have -- I have availability only until about 5:15 p.m.,
 16 Mountain Time, accounting for a couple of breaks on the
 17 three-hour limitation, at which time I will not be able to
 18 continue with any deposition.
 19 So I just want to make the parties aware of that
 20 and let everybody know I'm getting off, and so is my
 21 client, no later than 5:15 this afternoon.
 22 I'm happy to make accommodations for additional
 23 time according to the availability of the respective
 24 parties and counsel. And if it may be more appropriate to
 25 continue Ms. Rion's deposition to a later time to

Page 134

1 accommodate the questions from her counsel, that may be
 2 more efficient in order -- because I don't intend on
 3 asking any questions of my client in its deposition.
 4 But I wanted, Charlie, you to be aware of what's
 5 going on here, because I'm on a very, very tight schedule.
 6 MR. CAIN: Thanks, John. I don't think you
 7 should have to worry about it, because I don't think we
 8 need to spend time asking questions.
 9 I would make the request, Mr. Rhodes, that we
 10 conclude this deposition so that we can get to the
 11 Trump Campaign and get it finished, given the limitations,
 12 and then just talk about, maybe, resolving this at a
 13 different date. But I think we need to move on.
 14 MR. RHODES: I disagree. If you -- if you want
 15 to reschedule the Trump deposition --
 16 MR. CAIN: Absolutely not.
 17 MR. RHODES: -- I have no objection to that.
 18 MR. CAIN: No. You can't -- you know, your
 19 codefendant is asking and saying that they have a
 20 limitation. And we really need move on to that
 21 deposition.
 22 I think it's unfair to put us in a position of
 23 limiting a noticed deposition with this type of
 24 questioning.
 25 MR. RHODES: I did not notice either deposition;

Page 135

1 you did, Mr. Cain. And you have co-counsel, who, by the
 2 way, when he finishes a deposition in this case, says,
 3 "Pass the witness." And then cross-examination is done,
 4 and then he does redirect examination, Mr. Cain.
 5 CROSS-EXAMINATION
 6 BY MR. RHODES:
 7 Q. So Mr. Rion -- Ms. Rion -- excuse me -- let's
 8 start with where we ended.
 9 I'm showing -- going to share my screen.
 10 MR. CAIN: Can I interject real quick?
 11 John, can I -- can I talk with you offline while
 12 he goes through this? I'll get your cell phone.
 13 MR. ZAKHEM: Yeah. Let me just -- let me just
 14 give it to you on the record. Are we on the record?
 15 MR. CAIN: We still are.
 16 THE REPORTER: Yep.
 17 MR. ZAKHEM: Can we go off the record briefly?
 18 I'll give you my cell phone. I don't want that
 19 on the record. And just call me. I'll bounce off of the
 20 call, or off the depo.
 21 THE VIDEOGRAPHER: Going off the record. The
 22 time is --
 23 MS. DOMINGUEZ: I can put you both in a breakout
 24 room if you'd like.
 25 MR. CAIN: Just give us the number. We'll do it

Page 136

1 that way. Let's go off the record.
 2 THE VIDEOGRAPHER: Going off the record. The
 3 time is 3:49.
 4 (Discussion off the record.)
 5 THE VIDEOGRAPHER: We are back on the record.
 6 The time is 3:49.
 7 Q. (By Mr. Rhodes) Ms. Rion, do you see
 8 Exhibit 61?
 9 A. Yes.
 10 Q. You were just asked about this, and you were
 11 asked about -- Mr. Cain asked you about two organizations.
 12 He said The Department of Homeland Security and the
 13 Cybersecurity Infrastructure Security Agency.
 14 But you see, in fact, there's an apostrophe S
 15 after "Homeland Security"; correct?
 16 A. Correct.
 17 Q. And so your statement was that CISA, and
 18 Mr. Krebs in particular, had walked back this statement to
 19 some extent in a later tweet. Is that -- was that -- did
 20 I understand you correct?
 21 A. Correct. I believe -- I believe it was a
 22 November 18 tweet. I'm -- I'm sorry. I don't recall it
 23 verbatim.
 24 Q. I'm going to show you what I am marking as
 25 Exhibit OAN O.

Page 137

1 (OAN Exhibit O was introduced.)
2 Q. (By Mr. Rhodes) Is Exhibit O the tweet that you
3 were referring to from Mr. Krebs?
4 A. Yes, sir.
5 Q. Quote, "I have never claimed that there wasn't
6 fraud in the election, because that's not CISA's job.
7 It's a law enforcement matter"; correct?
8 A. Correct.
9 Q. Now, going back to Exhibit 61, there is a
10 statement by Dominion that "Dominion is a nonpartisan U.S.
11 company." Do you see that?
12 A. Yes.
13 Q. Well, if you scroll all the way down, you'll see
14 this page says its copyright 2020 by
15 Dominion Voting Systems Corp. Do you see that?
16 A. Yes.
17 Q. And you told us you thought that
18 Dominion Voting Systems was a Canadian corporation, and
19 you said you thought you'd looked at the certificate of
20 incorporation or something; correct?
21 A. Yes.
22 Q. I'm going to show you what I am marking -- here
23 we go -- what I'm marking as Exhibit P.
24 (OAN Exhibit P was introduced.)
25 Q. (By Mr. Rhodes) Can you see Exhibit P?

Page 138

1 A. Yes.
2 Q. I see it lists Dominion Voting Systems
3 Corporation. That's -- that's the name that we just
4 looked at on the statement; right?
5 A. Yes.
6 Q. It says the jurisdiction is Ontario. And you
7 understand Ontario to be a province in Canada, don't you?
8 A. I do.
9 Q. Are you aware of any jurisdiction in the
10 United States called Ontario?
11 A. No, sir.
12 Q. And the corporation type is an Ontario business
13 corporation, and that it's active; correct?
14 A. Correct. And there is an address, I believe,
15 right below that: Toronto, Ontario, Canada, Suite 200.
16 Q. Why would Dominion Voting Systems Corporation
17 issue a statement that they're a U.S. corporation when
18 it's plain they're a Canadian corporation? Do you know?
19 MR. CAIN: Objection. Leading. Objection.
20 Form.
21 A. I -- I don't know. I assume that they -- it's
22 better for their -- their fact sheet for them to be able
23 to say that they're a U.S. company.
24 MR. ARRINGTON: This is Barry Arrington. I see
25 that it's five minutes until the next deposition is

Page 139

1 scheduled. I, obviously, can't be at two place at one
2 time.
3 Has there been a resolution? Are we just going
4 to finish this one and start the Trump Campaign one? Or,
5 Charlie, can you fill me in on that?
6 MR. CAIN: We're going to finish this one and
7 then start five minutes after this one finishes, assuming
8 we can get all that coordinated with the court reporter.
9 And then John and I have a separate agreement,
10 but we can talk about that later.
11 MR. ARRINGTON: Okay. Thank you.
12 Q. (By Mr. Rhodes) You were also shown Exhibit 56,
13 the DEF CON report. Do you recall that?
14 A. Yes.
15 Q. And this is something you looked at in
16 connection with "Dominion-izing the Vote"; is that
17 correct?
18 A. The DEF CON 27 report, I believe.
19 Q. I'm showing that to you now.
20 A. That's the one.
21 Q. Okay. You were asked about Matt Blaze. You
22 said you did not know Professor Blaze; correct?
23 A. Correct.
24 Q. But then Mr. Cain showed you another document,
25 which we'll look at, in which Professor Blaze said that

Page 140

1 he's not aware of any hacking that occurred in the 2020
2 election; correct?
3 A. Correct.
4 Q. You see there's -- there's other academics
5 here -- Mary Hanley from the University of Chicago,
6 Rachel Wehr from Georgetown, Kendall Spencer from
7 Georgetown, Christopher Ferris from Georgetown. Do you
8 see these people?
9 A. Yes.
10 Q. I'm going to show you Exhibit 58, which Mr. Cain
11 showed you. And fortunately for us, these people put
12 their name in alphabetical order.
13 So the first one I mentioned is Mary Hanley.
14 Let's see. That would be -- L, M -- that would be
15 somewhere between 22 and 23. Do you see Mary Hanley from
16 the University of Chicago on here?
17 A. I do not.
18 Q. Then there's Rachel Wehr, W-e-h-r. That'd be
19 between 55 and 56. Do you see her on here?
20 A. No.
21 Q. Then I see Kendall Spencer -- S-p. Oh, Specter.
22 We're close. Spencer, I guess, would be 46 and 47. Do
23 you see him on here?
24 A. No.
25 Q. Christopher Ferris, F-e. That'd be between 18

Page 141

<p>1 and 19. Do you see him on her -- him on here?</p> <p>2 A. No, sir, do not.</p> <p>3 Q. So these experts haven't said anything about</p> <p>4 them believing that there's nothing happening to the 2020</p> <p>5 election, have they?</p> <p>6 MR. CAIN: Objection. Goes to the weight of</p> <p>7 which -- you cannot create a fact issue on that topic.</p> <p>8 Irrelevant, as is all of this.</p> <p>9 Q. (By Mr. Rhodes) Go ahead, Ms. Rion.</p> <p>10 Those individuals haven't said that there was no</p> <p>11 hacking of the 2020 election, have they?</p> <p>12 A. It appears not. And they have not endorsed this</p> <p>13 letter. It seems they haven't.</p> <p>14 MR. CAIN: Objection. Responsiveness.</p> <p>15 Q. (By Mr. Rhodes) Okay. Let's go back to</p> <p>16 Exhibit 56, the DEF CON report.</p> <p>17 Now, I did Mr. Watkins tell you about this</p> <p>18 document?</p> <p>19 A. No. I found this document on my own. I -- I</p> <p>20 don't remember how I -- (audio interference) -- not this</p> <p>21 particular report, but I know DEF CON was referenced in</p> <p>22 the HBO series -- film Kill Chain. But I found</p> <p>23 DEF CON 27, this particular report, on my own.</p> <p>24 Q. And I'm directing your attention to the</p> <p>25 Bates Number 1632, page six. When it just gives an</p> <p style="text-align: right;">Page 142</p>	<p>1 Precinct; correct?</p> <p>2 A. Correct.</p> <p>3 Q. And the results of that testing start on</p> <p>4 page 20; correct?</p> <p>5 A. Yes.</p> <p>6 Q. And it states that "The Dominion ImageCast</p> <p>7 Precinct is an integrated hybrid voting system.</p> <p>8 Participants were able to access USB, RG45, and CF," --</p> <p>9 compact flash -- "slots on this machine without using</p> <p>10 destructive force"; correct?</p> <p>11 A. Yes.</p> <p>12 Q. "The system also runs Busybox Linux 1.7.4, which</p> <p>13 has twenty currently known medium to high level</p> <p>14 vulnerabilities, including the ability to allow remote</p> <p>15 attackers to gain access"; correct?</p> <p>16 A. Yes.</p> <p>17 Q. The next page, page 21, Bates Number 1647: "As</p> <p>18 a group, they were able to boot an operating system of</p> <p>19 their choice and play video games on the voting machine,</p> <p>20 including a popular game called 'Pong'; correct?</p> <p>21 A. Correct.</p> <p>22 Q. You were aware of that while you were preparing</p> <p>23 "Dominion-izing the Vote"?</p> <p>24 A. Yes, I was.</p> <p>25 Q. You were aware of that fact when you interviewed</p> <p style="text-align: right;">Page 144</p>
<p>1 executive summary and says, "Every piece of equipment at</p> <p>2 the Village is currently certified for use in at least one</p> <p>3 U.S. jurisdiction"; correct?</p> <p>4 A. Correct.</p> <p>5 Q. "And once again, Voting Village participants</p> <p>6 were able to find new ways or previously published methods</p> <p>7 of compromising every one of the devices in the room in</p> <p>8 ways that could alter stored vote tallies, change ballots</p> <p>9 displayed to voters, or alter the internal software that</p> <p>10 controls the machines.</p> <p>11 "In many cases, the DEF CON participants tested</p> <p>12 equipment they had no prior knowledge of or experience</p> <p>13 with and worked with any tools they could find in a</p> <p>14 challenging setting with far fewer resources and far less</p> <p>15 time than a professional lab or even the most casual</p> <p>16 attacker would typically have"; correct?</p> <p>17 A. Correct.</p> <p>18 MR. CAIN: Let me interject.</p> <p>19 It's 2:01. It's a minute past the notice time</p> <p>20 for the Trump Campaign deposition. Plaintiff reserves its</p> <p>21 right to seek expenses, costs, and attorneys' fees</p> <p>22 associated with this delay.</p> <p>23 Q. (By Mr. Rhodes) I want to now turn to page 123,</p> <p>24 Bates Number 1638. This is a listing of the items that</p> <p>25 were tested, and among them is the Dominion ImageCast</p> <p style="text-align: right;">Page 143</p>	<p>1 Ron Watkins and he explained the vulnerabilities to you?</p> <p>2 A. Yes, I was.</p> <p>3 Q. Now, you also said that Mr. Watkins provided you</p> <p>4 almost a thousand pieces of -- a thousand pages of</p> <p>5 documents; correct?</p> <p>6 A. Yes. About -- about a thousand.</p> <p>7 Q. Including the user manuals for Dominion;</p> <p>8 correct?</p> <p>9 A. Correct. I believe there were two. One was</p> <p>10 a -- I forget what was second one was, but they were, at</p> <p>11 the end of the day, user manuals for</p> <p>12 Dominion Voting Systems.</p> <p>13 Q. I'm going to mark as the next exhibit --</p> <p>14 (OAN Exhibit Q was introduced.)</p> <p>15 Q. (By Mr. Rhodes) I've marked as Exhibit Q the</p> <p>16 Dominion Democracy Suite ImageCast Central User Guide.</p> <p>17 You see that?</p> <p>18 A. I see it.</p> <p>19 Q. Mr. Watkins provided this to you?</p> <p>20 A. Yes, he did. It was a link that was -- I think</p> <p>21 it was publically available.</p> <p>22 Q. All right. It want to direct your attention to</p> <p>23 page 16, at the bottom, OAN 782, and the chapter three.</p> <p>24 There's the Administrator mode, and then there's</p> <p>25 "Supervisor mode is a high-level mode reserved for</p> <p style="text-align: right;">Page 145</p>

<p>1 technicians authorized by Dominion Voting." 2 Do you see that? 3 A. Yes, I do. 4 Q. And when you were discussing with Mr. Watkins 5 the user manuals, did you have a copy in front of you? 6 A. I did. 7 Q. And you were following along with him as he was 8 explaining things? 9 A. Yes, I was. 10 Q. And going to page 19 of the manual, 11 Bates Number 7825. For the Supervisor mode, turning to 12 the next page, 20, 786: "The ImageCast Central's advanced 13 settings allow for adjustment of the scanning properties 14 with the application in Supervisor mode." 15 Do you see that? 16 A. I do. 17 Q. And among those settings I highlighted here is 18 the gamma setting. 19 A. Right. 20 Q. Is that consistent with what Mr. Watkins told 21 you? 22 A. It is very consistent with what he told us. 23 Q. And on the next page, page 21 of the report, 24 Bates Number 787, again, a reference to the brightness, 25 contrast, and gamma levels; correct?</p> <p style="text-align: right;">Page 146</p>	<p>1 the individuals who were able to change the scanner 2 settings, pursuant to Mr. Watkins' theory, are only 3 individuals at Dominion Voting Systems? 4 A. That's correct. 5 MR. CAIN: Form. Leading. 6 A. This is what Mr. Watkins shared with us in our 7 interview. So we're following along in this manual, and 8 that's -- that was reasonable to us. 9 Q. (By Mr. Rhodes) Was there anything Mr. Watkins 10 told you during the interview which you -- you found 11 contradicted in any of the nearly thousand pages he gave 12 you? 13 A. Not -- not that I'm aware of. 14 We conducted a fairly lengthy interview with 15 him, and we followed along with -- along with every 16 statement he made in that interview. 17 (OAN Exhibit S was introduced.) 18 Q. (By Mr. Rhodes) I'm going to show you what I've 19 marked as Exhibit S. This is one of the three Texas 20 secretary of state reports that Mr. Watkins provided you; 21 correct? 22 A. Correct. 23 Q. And you'll see on the third page, Bates 24 Number 1162, one of the objections of the Texas secretary 25 of state is that some of the hardware in the Democracy 5.5</p> <p style="text-align: right;">Page 148</p>
<p>1 A. Correct. 2 Q. Mr. Cain asked you, Well, who can adjust those 3 settings? And the answer is, Only somebody that Dominion 4 has given permission to; correct? 5 A. Correct. 6 Q. And that would include Dr. Coomer? 7 A. Yes. 8 Q. Mr. Watkins also gave you a second manual, you 9 said; correct? 10 A. Yes. 11 Q. I'm showing you Exhibit R. 12 (OAN Exhibit R was introduced.) 13 Q. (By Mr. Rhodes) Is this the second manual that 14 Mr. Watkins provided you, the Democracy Suite EMS Election 15 Event Designer User Guide? 16 A. That was the one. 17 Q. And I'm showing you page 262 of the manual, 18 Bates labeled OAN 1096, with the section titled A.11, 19 "Changing Scanning Configuration." Do you see that? 20 A. Yes, I do. 21 Q. And then the next page, 263, OAN 1097: 22 "NOTE: The scanning parameters should only be 23 changed by an advisory of the Dominion Voting Systems 24 engineering group." 25 So again, in response to Mr. Cain's question,</p> <p style="text-align: right;">Page 147</p>	<p>1 system can be connected to the internet; correct? 2 A. Yes. That was a very central concern with these 3 machines. 4 Q. And on the next page, page 4, Bates Number 1163, 5 their discussion of "The adjudication portion of the 6 tabulation process in which the election management 7 software was problematic and showed that the handwritten 8 write-ins subject to adjudication were not easily picked 9 up by the ballot scanner. 10 "This poor resolution on the scanner also failed 11 to pick up some of the printed wording on the ballots. 12 "In a follow-up, the vendor stated that only 13 black Sharpie markers should be used for marking the 14 ballots. However, when black Sharpie was used during 15 testing, it did, on a few occasions, bleed through to the 16 back side of the two-sided ballot in such a way that it 17 would confuse the ballot scanner or kick the ballot out"; 18 correct? 19 A. Correct. 20 Q. This was while you were preparing 21 "Dominion-izing the Vote"? 22 A. Yes. 23 Q. So I want to go back to Exhibit 61 that Mr. Cain 24 marked -- the statement from Dominion Voting Systems 25 corporation that there are no issues with the use of</p> <p style="text-align: right;">Page 149</p>

1 Sharpie pens.
 2 Do you know why Dominion would say that when
 3 they have in writing from the Texas secretary of state
 4 that is there an issue with the use of Sharpie pens?
 5 MR. CAIN: Objection. Leading. Objection.
 6 Form.
 7 A. It was one of the aspects that we looked at,
 8 and -- and it caused -- causes one to question every other
 9 fact-checking element that Dominion Voting Systems was
 10 putting out.
 11 So I don't know why they would have issued that
 12 statement, given the problems that were existing in, at
 13 least, Texas.
 14 Q. (By Mr. Rhodes) And -- and by the way, you said
 15 that by the time of your tweet on November 17th,
 16 Eric Coomer and his "Don't worry. I made F-ing sure of
 17 it," were trending on Twitter; correct?
 18 A. For several days, it was trending on Twitter, I
 19 think right after Michelle Malkin's interview.
 20 Q. Is there anything in Dominion's statement coming
 21 to the defense of Mr. Coomer?
 22 A. No. That was -- there does not seem to be any
 23 mention of Eric Coomer in this statement, which was very
 24 odd to us considering Eric Coomer was, arguably, one of
 25 the number-one controversies involving Dominion systems at
 Page 150

1 the time they issued this statement.
 2 So we've -- that was -- that was very odd to us.
 3 It -- it seemed to indicate that Dominion was -- knew
 4 of -- I mean, they -- they clearly didn't address
 5 Dr. Coomer.
 6 So I don't -- it was -- it was very unusual,
 7 considering the profile that Eric Coomer was building in
 8 the public sphere.
 9 MR. CAIN: Objection. Responsiveness, and to
 10 the entire line of questioning, and to the campaign
 11 witness now sitting for 15 minutes.
 12 (OAN Exhibit T was introduced.)
 13 Q. (By Mr. Rhodes) I'll show you what I've marked
 14 as Exhibit T. This is the second of the Texas secretary
 15 of state reports that Mr. Watkins provided you; correct?
 16 A. Correct.
 17 Q. And on the second unnumbered page, Bates
 18 Number 1166, under Findings: "Examiner reports raise
 19 concerns about whether the Democracy Suite 5.5 is suitable
 20 for its intended purpose, operates efficiently and
 21 accurately."
 22 You knew that when you were preparing
 23 "Dominion-izing the Vote"; correct?
 24 A. Yes.
 25 Q. You knew that when you were assessing the
 Page 151

1 credibility of Ron Watkins; correct?
 2 A. Correct.
 3 Q. And is there anything about these statements
 4 from the Texas secretary of state that would cause you to
 5 think that Mr. Watkins didn't know what he was talking
 6 about?
 7 A. The statement -- the report seems to confirm
 8 what Mr. Watkins relayed to us, and that's -- that was
 9 part of our assessment.
 10 (OAN Exhibit U was introduced.)
 11 Q. (By Mr. Rhodes) I'll show you what I've marked
 12 as Exhibit U. Do you see that?
 13 A. I do.
 14 Q. On the first page: "A distinguishing feature is
 15 the extensive use of commercial off-the-shelf components,
 16 or COTS components, to use the industry parlance. COTS
 17 components are standard hardware or software products, as
 18 opposed to custom-made components.
 19 "For example, the D Suite voting terminals are
 20 commercially available Android tablets that include the
 21 stand and the smartcard reading used for voter
 22 authentication.
 23 "Similarly, the PCs, networking gear, hard
 24 drives, printers, and some scanners are COTS components";
 25 correct?
 Page 152

1 A. Correct. Like Windows Operating System 10, I
 2 believe. This was --
 3 Q. And is that consistent, again, with what
 4 Mr. Watkins told you?
 5 A. It matches up exactly.
 6 Q. Turning to page three of the third Texas
 7 secretary of state report, Bates Number 1170, Problems
 8 Identified: "Adjudication results can be lost. In the
 9 January exam, during adjudication of the ballots in the
 10 test election, one of the Dominion representatives made a
 11 series of mistakes that caused the entire batch of
 12 adjudication results to be lost."
 13 Again, is that consistent with what Mr. Watkins
 14 told you?
 15 A. Yes.
 16 MR. CAIN: Objection. Form. Objection.
 17 Leading.
 18 (Audio interference) challenging the Texas vote?
 19 I missed that part of the case.
 20 MR. RHODES: You didn't -- you didn't miss that
 21 part of the case, Mr. Cain. You choose to ignore that
 22 part of the case.
 23 Q. (By Mr. Rhodes) Next, look at page 4, OAN 1171,
 24 Test Voting: "During our voting test, we discovered that
 25 some party names and proposition texts were not displayed,
 Page 153

1 and one scanner was not accepting some ballots. These all
2 turned out to errors Dominion made in setting up the
3 standard test election used by the secretary of state.
4 "In the case of the scanner, it had actually
5 been configured not to accept machine-marked ballots."
6 And scanner configurations, we know, are left to
7 Dominion; correct?
8 A. Correct.
9 Q. We saw that in the Dominion manual.
10 A. Yes.
11 Q. Is this -- is this fact here about the Dominion
12 software failing the test voting in Texas something that,
13 in your mind, added to your belief in the credibility of
14 Mr. Watkins?
15 A. Absolutely. It was -- this was particularly
16 relevant to us.
17 Q. Page 5, Bates Number OAN 1172:
18 "USB Port Vulnerability. The ICX ballot-marking
19 device has an indicator light on top to show poll workers
20 when the station is in use. That light is connected by a
21 USB port.
22 "When Brian Mechler's phone was attached to the
23 USB port, the ICX scanned the files on his phone and did
24 not complain; although Dominion later showed the event was
25 logged.

Page 154

1 "When a USB drive with files was inserted, the
2 ICX sometimes complained and sometimes did not, apparently
3 according to the contact of the USB drive and whether it
4 was present when the ICX was first powered up or inserted
5 later."
6 Again, was this an issue that Mr. Watkins
7 explained to you was a vulnerability, was the
8 accessibility of ports on the Dominion system?
9 A. It was.
10 And furthermore, that was confirmed in the
11 DEF CON 27 report, where hackers were able to access these
12 USB drives without having to tamper or struggle with the
13 machine. It was fairly accessible. So all of this
14 corroborated Mr. Watkins' statement.
15 (OAN Exhibit V was introduced.)
16 Q. (By Mr. Rhodes) I'm going to show you what I
17 marked as Exhibit V, as in Victor, and ask you if this is
18 a report from the Pennsylvania secretary of state which
19 Mr. Watkins provided you and which you reviewed while
20 preparing "Dominion-izing the Vote."
21 A. This is the document.
22 Q. And you mentioned earlier, I believe, something
23 about part of the problem with this CO -- commercial
24 off-the-shelf, you said, included -- I think you mentioned
25 Windows 10; is that right?

Page 155

1 A. Yes. A particularly vulnerable system, I
2 understand, from those who hack for a living. They say
3 that Windows 10 is one of the easier systems to hack into.
4 Q. And I'm showing you Bates Number OAN 1229. And
5 for the Dominion Voting Systems software, you see it's a
6 running off Windows 10 as a commercially off-the-shelf
7 software; correct?
8 A. Correct.
9 Q. And then there's all kinds of other unmodified
10 commercially off-the-shelf products. On the next page,
11 1230, virtually the whole page are unmodified commercially
12 off-the-shelf products.
13 Oh. And I see there's a -- there's a reference
14 to the aerial fonts.
15 A. Yes.
16 Q. Did that strike any bells with you?
17 A. Of course. That was actually one of the pieces
18 of -- or one of the concerning elements for Mr. Watkins,
19 was the fact that, in aerial, you have the capital letter
20 I and the letter -- the lowercase letter L look exactly
21 the same. So you could potentially write "Repubican"
22 versus "Republican".
23 The reason that is relevant is that you could,
24 potentially, have marked President Donald J. Trump as
25 "Repubican," and then the rest of the Republican

Page 156

1 candidates as "Repubican," using the correct L.
2 And that would have allowed for those Republican
3 candidates to have registered -- their votes to have been
4 registered, but Donald Trump's votes to have been,
5 potentially, tossed aside, which would explain, as
6 Mr. Watkins laid out for us, why, in some precincts,
7 Donald Trump did not perform as well as the down-ballot
8 ticking for the rest of the Republicans on the ballot.
9 Q. So -- so Mr. Watkins' story was corroborated
10 down to the font?
11 A. Down to the font.
12 Q. The next page, OAN 1231, I see we have
13 commercial off-the-shelf. We have Dell, Dell, Dell, Dell,
14 Dell, Dell, Canon, Canon --
15 A. Right.
16 Q. -- Dell, Dell, Dell, HP, HP, Dell, Dell, Dell,
17 Dell, Dell, Dell; right?
18 A. Right.
19 Q. All things that Mr. Watkins told you was
20 concerning to him?
21 A. Correct.
22 Q. And the same thing on page 1232; correct?
23 A. Correct.
24 Q. Mr. Watkins also provided you with the
25 Calhoun County, Michigan, ICC User Manual; correct?

Page 157

1 A. Yes, he did.
2 Q. I've marked that as Exhibit W.
3 (OAN Exhibit W was introduced.)
4 Q. (By Mr. Rhodes) All right. Can you see
5 Exhibit W?
6 A. Yes, I can.
7 Q. And turning to the second page, there's
8 instructions to open the file explorer, select "This PC."
9 This looks remarkably similar to the Windows folder
10 system; correct?
11 A. It does, yes. And, plus, there's the One Drive,
12 which also indicates it's a Microsoft system.
13 Q. Okay. Yeah. Oh. Okay.
14 Again, is this something that Mr. Watkins told
15 you, is that this system simply runs on a Windows file
16 system?
17 A. Yes. This was consistent with what he told us
18 and raised a red flag for him.
19 Q. Because anyone can just go in and move folders
20 around?
21 A. Correct. It's a matter of copy, pasting, or
22 clicking and dragging a folder from one spot to the next.
23 Q. And then, also, you mentioned the reference to
24 One Drive. What is One Drive?
25 A. One Drive is a cloud, I guess, storage system
Page 158

1 from Microsoft.
2 Q. So these systems are actually, in purpose, set
3 out -- designed to connect to the cloud?
4 A. Yes. You can't use One Drive without connecting
5 to the internet.
6 Q. So when Dominion says, Oh, they don't connect to
7 the internet, that -- that's not consistent with the
8 documents Mr. Watkins provided you, is it?
9 A. No, sir. That's right. Not consistent.
10 Q. You were asked whether or not you were --
11 whether you asked Mr. Oltmann for a copy of his notes. Do
12 you recall that?
13 A. Yes.
14 Q. Have you seen his notes?
15 A. Not before putting out this report.
16 Q. Have you since seen them?
17 A. I have.
18 Q. I'm going to show you what's previously been
19 marked as Plaintiff's Exhibit 29.
20 And in particular, I'm directing your attention
21 to the second page, where it says, quote, "Trump not going
22 to win. I made F-ing [sic] sure of that," closed quote.
23 If you had seen these notes prior to
24 broadcasting "Dominion-izing the Vote", would they have
25 change were changed your report in any way or --
Page 159

1 A. No, they would not have.
2 Q. Are these notes consistent with what Mr. Oltmann
3 told you?
4 A. Yes.
5 MR. CAIN: Form. Leading.
6 Q. (By Mr. Rhodes) You told Mr. Cain, I believe,
7 when he showed you -- well, here. We'll do it. We'll
8 pull up Exhibit 60.
9 I'm showing you Exhibit 60, which Mr. Cain
10 marked. This is Mr. Watkins' tweet on, it says,
11 November 3rd: "Ms. Chanel Rion just reached out to me,
12 and I'll be talking with her about Dominion tomorrow";
13 correct?
14 A. Correct.
15 Q. Well, I think you previously testified that you
16 were not aware of Mr. Oltmann or Mr. Coomer until on or
17 after the Michelle Malkin interview on November 13.
18 A. That's correct.
19 Q. So, I mean, did Mr. Oltmann send you to
20 Mr. Watkins?
21 A. No. I found Mr. Watkins before even -- I even
22 knew about Eric Coomer or even heard of Michelle Malkin's
23 interview.
24 Q. So you independently found Mr. Watkins and
25 independently determined his credibility. You did not
Page 160

1 rely on anything Mr. Oltmann told you?
2 A. Absolutely.
3 Q. You were asked about did you have contact with
4 the Trump Campaign, Rudy Giuliani, or Sidney Powell. And
5 you said, Yes, in connection with setting up interviews;
6 is that correct?
7 A. That's correct.
8 Q. I just want to clarify: Other than setting
9 up -- attempting -- attempting to set up or actually
10 setting up interviews in connection with
11 "Dominion-izing the Vote", did you have any other -- any
12 other contact with anybody from the Trump campaign,
13 Rudy Giuliani, or Sidney Powell?
14 A. I'm going to step outside for a quick second,
15 but I'm going to answer your question. Sorry.
16 So to answer your question, no. I -- I recall
17 setting up interviews. And oftentimes, over the course of
18 being a -- working as a journalist, I will often send
19 information to my interviewees either to confirm a fact or
20 to get their statement on it.
21 So that's the extent of other correspondences
22 you may have -- you may see from me to the Trump Campaign.
23 Q. Did -- did -- did anyone from the Trump Campaign
24 or Rudy Giuliani or Sidney Powell review
25 "Dominion-izing the Vote" before it aired?
Page 161

1 A. No.
2 Q. Did you share any portions of the script with
3 them?
4 A. No.
5 Q. Did they have any input into what went into it,
6 other than Mr. Giuliani appearing for a -- an interview?
7 A. No.
8 Q. You were asked whether or not Mr. Oltmann was a
9 conservative activist, and you said "Yes."
10 A. Yes.
11 Q. And then you were asked, Did that make a
12 difference to you? And you said, "Yes." What did you
13 mean by "Yes"?
14 A. I meant that, in confirming that Mr. Oltmann was
15 actually working to identify Antifa radical leftist
16 elements in his community and was an activist, in that he
17 was exposing journalists who had Antifa affiliations, this
18 made sense that he was conservative activist, and that
19 confirmed his bona fides, if you will, as an Antifa
20 exposé.
21 Q. Okay. You're not suggesting that merely because
22 he's conservative, he's credible?
23 A. Oh, no, no. That his conservatism confirmed
24 that he was, in fact, investigating or at least looking
25 into Antifa and trying to expose them -- a leftist

Page 162

1 organization or group.
2 Q. And you also mentioned in your examination by
3 Mr. Cain that you were familiar with conference calls or
4 Zoom calls by other leftist organizations; correct?
5 A. Correct. I believe -- I believe I -- I was
6 doing a story on the Sunrise Movement, for example. This
7 was a group of federal employees who were convening a
8 conference call.
9 And in these conference calls, they were
10 figuring out ways they could act out their rage and
11 create -- sow disorder and chaos in Washington, D.C. and
12 elsewhere.
13 Q. I'm going to show you what I've marked as
14 Exhibit X. And tell us what this is, please.
15 (OAN Exhibit X was introduced.)
16 Q. (By Mr. Rhodes) Let's hope you can see this,
17 because optimizing screen sharing does not come through.
18 (The video segment was played.)
19 Q. (By Mr. Rhodes) Could you hear that?
20 A. Yes.
21 Q. And what is that report?
22 A. That report was on leftist group that was
23 colluding on phone calls, conference calls. And they were
24 discussing ways to sow chaos and discord in
25 Washington, D.C. They were anti-Trump,

Page 163

1 Antifa-sympathizing anarchists.
2 Q. And that was prior to the election. I believe
3 that was on November 2nd; correct?
4 A. Yes. I believe that was one day before the
5 election.
6 Q. So when you heard that Mr. Oltmann said that
7 he'd infiltrated an Antifa call, was that -- did you find
8 that credible based upon your personal experience?
9 A. Yes. That was -- it did not seem unreasonable
10 that Antifa as a group was coming together and making
11 plans as a group.
12 Q. You also told Mr. Cain, I believe -- you
13 couldn't quite remember the name of it, but you had
14 reviewed an article -- I'm showing you Exhibit A -- in
15 Colorado Politics.
16 A. That's right.
17 Q. And this is, again, Mr. Oltmann stating that his
18 intent was to identify Antifa reporters long before any
19 information came out about Eric Coomer; correct?
20 A. Correct.
21 Q. You also said that you had looked into his
22 business -- by "his," I mean Mr. Oltmann's, business, the
23 PIN Business Network.
24 Let me show you what I've marked as Exhibit Y.
25 (OAN Exhibit Y was introduced.)

Page 164

1 MR. CAIN: And I'm going to renew my objection
2 that if you want to question her some more, we do it at a
3 later day. The Trump Campaign witness has now been
4 sitting for 42 minutes after we noticed his deposition.
5 So I would ask, Bernie, that you put a bookmark
6 in this, and we can deal with it later.
7 MR. RHODES: I'm almost done, if the network
8 will cooperate.
9 Q. (By Mr. Rhodes) Let's try this. I'm going to
10 show you my copy of what I'll represent to you is marked
11 as Exhibit Y. Do you see this?
12 A. Yes.
13 Q. From the P-I-N, PINbusinessnetwork.com, "Who Are
14 We?" And that's Mr. Oltmann as the president; correct?
15 A. Correct.
16 Q. And it goes on to show -- I don't know -- more
17 than 50 people?
18 A. Yes.
19 Q. Was that significant to you?
20 A. It was. It showed that Mr. Oltmann had -- had a
21 business, a legitimate business, that he was not likely to
22 throw away by stepping out and providing some kind of
23 story that he didn't feel comfortable sharing. It was
24 significant that he had a fairly established presence in
25 his community.

Page 165

1 Q. And I'll show you Exhibit Z. Hopefully this one
2 works better.
3 (OAN Exhibit Z was introduced.)
4 Q. (By Mr. Rhodes) What is Exhibit Z, Ms. Rion?
5 A. This is the press release showing Oltmann was
6 nominated, I guess, entrepreneur of the year. This
7 corroborated what had he told us. And this is actually a
8 press release I looked at.
9 Q. This is all research you did to assess
10 Mr. Oltmann's credibility?
11 A. Correct.
12 Q. So in addition to all the other information you
13 told us about Mr. Coomer and where you believe it was
14 Mr. Coomer who's "Eric from Dominion," you also came to
15 believe that Mr. Oltmann was credible?
16 A. Yes; that what he told us about his own
17 background was credible, and that his motives for sitting
18 in on this call were also -- they seemed to match up.
19 They were reasonable.
20 Q. You said that as part of your investigation into
21 Dr. Coomer, you reviewed the fact that he had six patents
22 and another six patent applications; correct?
23 A. Correct.
24 Q. I'm showing you Exhibit AA.
25 (OAN Exhibit AA was introduced.)

1 Dominion voting machine over a weekend, what did you
2 believe that someone who had this knowledge of the
3 Dominion Voting Systems could do?
4 A. That he could -- someone with that kind of
5 background could access machines on a systemwide basis
6 and, certainly, adjust the gamma settings, adjust the
7 image settings, whatever it was that would set ballots
8 aside for adjudication.
9 That was something that was feasible considering
10 Dr. Coomer's background and invention of that actual
11 technology.
12 Q. You also told us that prior to your work in
13 preparing "Dominion-izing the Vote," you had seen
14 Kill Chain; correct?
15 A. Correct.
16 Q. The HBO documentary Kill Chain.
17 I want to play just a very short piece of that,
18 which I've marked as Exhibit AB.
19 (OAN Exhibit AB was introduced.)
20 Q. (By Mr. Rhodes) It starts at the beginning with
21 a little bit about ESS, and then it goes into Dominion.
22 (The video segment was played.)
23 Q. (By Mr. Rhodes) You had seen this documentary
24 prior to preparing "Dominion-izing the Vote"; correct?
25 A. I had.

1 Q. (By Mr. Rhodes) Is this a listing that you
2 collected while preparing "Dominion-izing the Vote" of
3 Dr. Coomer's patents and patent applications?
4 A. Yes. The page that you're showing me is one of
5 them.
6 Q. Is one of them, yes.
7 So the first one, the patent is titled "Ballot
8 Adjudication and Voting System Utilizing Ballot Images";
9 correct?
10 A. That's right.
11 Q. And it shows the assignee is a Dominion Voting,
12 and one of the vendors is Eric Coomer?
13 A. Dominion Voting Incorporated.
14 Q. Okay. And then we keep going. Ballot
15 adjudication. Ballot adjudication.
16 "Ballot level security features for optical scan
17 voting machine capable of ballot image processing, secure
18 ballot printing, and ballot layout authentication and
19 verification."
20 A. Yes.
21 Q. "Systems for configuring voting machines,
22 docking devices for voting machines, warehouse support,
23 and asset traffic of voting machines."
24 A. Yes.
25 Q. If a group of hackers could play Pong on a

1 Q. And they discussed a test they did in 2014.
2 I want to show you last -- I'm showing you
3 Exhibit AC.
4 THE REPORTER: Counsel, is it just me, or is
5 Ms. Rion frozen for everybody else?
6 MR. RHODES: She's frozen for me.
7 MR. CAIN: Yes. Me as well.
8 THE REPORTER: So she may have lost her
9 connection.
10 MR. RHODES: Let me see if I can call.
11 Sorry. You froze for a minute. We're almost
12 done. Can we just finish this right up?
13 You're froze again.
14 MR. ARRINGTON: Bernie, this is Barry.
15 Allow me to suggest that if she went from an
16 ethernet cord to wireless, that might have compromised the
17 bandwidth.
18 MR. RHODES: I think that Atlas must have
19 been -- so she went outside.
20 Let's go off the record a minute while I try to
21 reach her.
22 THE VIDEOGRAPHER: Going off the record. The
23 time is 4:55.
24 (Recess from 4:55 p.m. until 5:05 p.m.)
25 THE VIDEOGRAPHER: We are back on the record.

1 The time is 5:05.
 2 (OAN Exhibit AC was introduced.)
 3 Q. (By Mr. Rhodes) Ms. Rion, I'm showing you what
 4 I've marked as Exhibit AC, which is the Sworn Declaration
 5 of Eric Coomer in this case. Do you see that?
 6 A. I do.
 7 Q. Dr. Coomer states that he was employed by
 8 Dominion Voting Systems, Inc., beginning in 2010, and as
 9 the director of product strategy and security from 2013
 10 until May 11 -- excuse me -- May 14, 2021. Do you see
 11 that?
 12 A. I see that.
 13 Q. So Dr. Coomer was responsible for Dominion's
 14 security in 2014, when the machine that was the subject of
 15 Kill Chain was hacked; correct?
 16 A. Yes.
 17 Q. Do you know why Dr. Coomer is no longer with
 18 Dominion?
 19 A. I don't know why.
 20 Q. Would you like to know why?
 21 A. I would.
 22 MR. RHODES: I have no further questions.
 23 Thank you.
 24 MR. CAIN: I don't need to restate my position.
 25 We need to get on to the other deposition. So we should

Page 170

1 conclude.
 2 THE VIDEOGRAPHER: Going off the record. The
 3 time is 5:07.
 4 MR. ARRINGTON: This is Barry Arrington on
 5 behalf of Michelle -- I'm sorry -- Sidney Powell. We
 6 would like our normal e-transcript.
 7 MR. RHODES: Chanel, you can go now. Thank you.
 8 MS. RION: Thank you.
 9 (Whereupon, the video record was concluded.)
 10 MR. RHODES: This is Bernie Rhodes. The same as
 11 before.
 12 THE REPORTER: Thank you.
 13 MR. QUINN: This is Don Quinn. We'll take the
 14 same copy.
 15 MR. ZAKHEM: This is John Zakhem. Same thing.
 16 Digital copy.
 17 THE REPORTER: Okay. Is there anybody else who
 18 would like a transcript?
 19 MS. HALL: Sara, I already emailed you.
 20 THE REPORTER: Yes. I have your order. Thank
 21 you, Ms. Hall.
 22 MS. HALL: Thank you.
 23 THE REPORTER: Okay. Thank you very much,
 24 everybody.
 25

Page 171

1 * * * * *
 2 WHEREUPON, the foregoing deposition was
 3 concluded at 5:08 p.m. Total time on the record was
 4 4 hours and 22 minutes.
 5
 6
 7
 8
 9
 10
 11
 12
 13
 14
 15
 16
 17
 18
 19
 20
 21
 22
 23
 24
 25

Page 172

1 I, CHANEL RION, the deponent in the above deposition,
 2 do hereby acknowledge that I have read the foregoing
 3 transcript of my testimony, and state under oath that it,
 4 together with any attached Amendment to Deposition pages,
 5 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 CHANEL RION
 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 173

Exhibit D

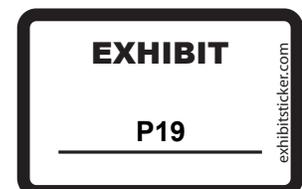
I work for Dominion Voting Systems. I did not commit voter fraud.

Guest Commentary: I work for Dominion Voting Systems. I did not commit voter fraud. The attacks against me need to stop.

I work to ensure America's elections are secure. Now that work, and I, are being assaulted with lies.

By **ERIC COOMER** | Guest Commentary
December 8, 2020 at 6:00 a.m.

As we enter the final stages of the 2020 election, Americans are focused on the voting process like never before. Even amid a pandemic and its rising death toll, we seek assurances that our democratic institutions are being upheld. I have spent the past 15 years of my life working to ensure the safety and security of elections, and I am especially mindful that Americans deserve to have continued confidence in the officials, companies, and individuals who help conduct free, fair, and transparent elections.



I work for Dominion Voting Systems. I did not commit voter fraud.



Eric Coomer is the director of product security and strategy for Dominion Voting Systems. He lives in Colorado. This op-ed does not necessarily represent the opinion of Dominion.

In my role as the director for product security and strategy for Dominion Voting Systems, I have been responsible for ensuring that Dominion customers can rely on a partner to help support the delivery of secure, accurate, and transparent elections. Not only have I designed systems and products that directly support the auditing and validation of election results, but I have championed and helped develop a vulnerability disclosure program to support more collaboration between election vendors and independent third-party security researchers in identifying and mitigating potential security vulnerabilities in election infrastructure.

I work for Dominion Voting Systems. I did not commit voter fraud.

The safekeeping of elections is of the utmost importance to me personally and professionally, and I am not alone. Chris Krebs, the former director of the Cybersecurity and Infrastructure Security Agency appointed by President Donald Trump, said in recent interviews that the 2020 election was the most secure in American history. Attorney General William Barr has also confirmed that there is no evidence of widespread fraud that would have altered the election outcome.

Still, with these assurances and facts that are readily available to all of us, uninformed and unscrupulous individuals upset by the outcome of a free and fair election have launched a smear campaign to discredit the professional and diligent work performed by me, the company I work for, and the thousands of election workers who worked overtime during a pandemic putting our health and safety at risk to ensure the votes were counted accurately, securely, and transparently.

Americans need to understand the security of election systems involves a multi-layered defensive strategy, and the ballot tabulators are only one small piece of the entire process. Every Dominion system creates a durable, voter-verifiable, paper record of the cast votes, which is the official record. All election systems are subjected to rigorous certification standards which include code review, testing, and verification by an independent and accredited voting system test laboratory.

While no system is 100% defensible against dedicated threats, the multiple layers of testing, auditing, and process controls ensure the security of U.S. elections. As Krebs recently said, all votes are counted in the United States. No tabulation or accumulation of votes happens outside of the United States.

The software "glitch" that some claim "switched" votes between particular candidates was an easily detected human-induced error. This misreporting of results was not the result of a software issue, or a dedicated "algorithm" designed to change the results of the election. Like any system, there are potentials for human error, but the electoral process is designed with checks and tools to specifically identify when these situations arise. After submitting the results to a state reporting site, the totals were checked against the in-precinct results tapes and paper ballots, and the error was identified and immediately corrected. This is a normal process that occurs during every election.

Fifty-nine election security experts signed a statement on Nov. 16 affirming that the 2020 presidential election was technologically secure. Signatories include computer science professors at Princeton University, Georgetown University, and Stanford University, among many other researchers and scientists.

Despite the election's security, a litany of defamatory statements continues to be made about me by officials with the Trump campaign, the president's personal attorneys, the president's family members, alt-media personalities, and countless social media trolls. I want to be very clear: I have no connection to the Antifa movement, I did not "rig," or influence the election, nor have I participated in any calls, demonstrations, or other demonstrable activity related to any political party or social justice/action group.

All claims that someone recorded me on a call, or even overheard me saying, "Don't worry about the election, Trump's not gonna win. I made (expletive) sure of that!" are wholly fabricated. Moreover, I do not have the capability to do such a thing. I have not written a single line of code in the Dominion Voting Systems product.

The constant repetition of these baseless rumors has not only brought harm to me but also to my family. These lies that aim to ruin my reputation, my livelihood, my relationships, my well-being, and my life will not go unanswered. These fabrications and attacks against me have upended my life, forced me to flee my home, and caused my family and loved ones to fear for my safety, and I fear for theirs.

It is unconscionable that certain fringe media personalities looking to increase personal notoriety, website traffic, and ad revenue **would continue to prey on the fears** of a public concerned about the safety and security of our electoral system. **Additionally, any posts** on social media channels purporting to be from me have also been fabricated. I do not have a Twitter account and my Facebook account is not active. These individuals are impersonating me.

While the personal attacks that have no basis in fact are disturbing, I am increasingly distressed by the willingness of so many to embrace these lies with such enthusiasm — calling out openly and loudly for the demise, and even death, of a fellow American who is dedicated to upholding the right of every citizen to express their voice at the ballot box. It isn't right. It must stop.

Eric Coomer is the director of product security and strategy for Dominion Voting Systems. He lives in Colorado. This op-ed does not necessarily represent the opinion of Dominion.

Exhibit E

On Edge: There's a \$1,000,000 Bounty on His Head and He Can't go Home

arkvalleyvoice.com/on-edge-theres-a-1000000-bounty-on-his-head-and-he-cant-go-home/

By Jan Wondra

December 22, 2020

Dr. Eric Coomer talks about preparing for the 2020 Election in the shadow of COVID-19, and What it's Like to Have a \$1,000,000 Bounty on His Head

In a year already filled with the ridiculous, the frightening, the unjust, Dr. Eric Coomer expected some controversy over the 2020 election. But what happened was far beyond what he could have imagined.

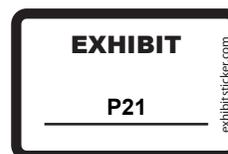
"I was just doing my job," explained Coomer who is the Vice President of Product Strategy for Dominion Voting Systems. "It's been absolutely horrible ... it's completely upended my entire life. My day-to-day life is nothing like it was and probably never will be again. These kinds of conspiracies – this will not die down. It's out there. They have stated they never want me to have a day of peace."

Dominion, the company for which Coomer works, is one of several voting system providers for states and local counties. They expected the company would face some blowback given the tenor of the 2020 campaigns, he said, but nothing like the targeted attacks that he and Dominion employees have faced.

As has been reported earlier, a marketing campaign claiming election fraud began to swirl even before the Nov. 3 election. By midnight of election night, unfounded voting fraud claims were already being made by President Donald Trump.



Dr. Eric Coomer, Vice President of Product Strategy for Dominion Voting Systems had to keep traveling as the COVID-19 pandemic surged, to prepare for the 2020 election. Now, due to death threats, he is in hiding.
Courtesy photo.



Overnight, a wild array of claims about him and Dominion Voting Systems began to spread on social media (and on sites with names like Tiger Droppings, Godlike Productions, or Uncle Sam's Misguided Children). Trump weighed in, as did his grown children and lawyer Rudy Giuliani, citing both Dominion and calling out Coomer for creating machines that they said were switching thousands of votes.

Alt-right fanatics supporting Trump quickly focused on voting system employees, put a \$1,000,000 bounty on Coomer's head, and say they began to turn up "proof" that there was a plot against Trump. Coomer published a guest editorial in *The Denver Post* not long after the election, refuting the baseless claims being made against him, Dominion Voting Systems and the election process.

Coomer spoke with *Ark Valley Voice* this past Friday while in hiding. As the Christmas holiday approaches, he can't go home.

He first wanted to debunk the claims. "The conspiratorial stuff just exploded... They are just making up stuff. It's insane. They say 'a lie travels halfway around the world before the truth puts its shoes on'."

Later in the interview, Coomer reiterated that his Facebook account was dormant for about three and a half in years, until the George Floyd murder. At that point he began posting here and there. He was not the author of the wild posts being circulated, and he doesn't even have a Twitter handle.

Asked why he might have become a target, Coomer said that the biggest reason is that while there are other vendors in the marketplace "we are a key vendor in some of those key battleground states. Our machines are used in counties that represent 60 percent of registered voters in Michigan. We're not as big in Wisconsin. In Pennsylvania we're a smaller player. If you look at Wisconsin and Pennsylvania, the [counties] they focused on for fraud aren't even our customers. We don't even serve Allegheny County [Pittsburgh] for instance. We do have a larger presence in Georgia and Arizona. That put us on the radar of these baseless claims."

"[These people] say they want the rest of my life to be miserable. And it has been. It has totally upended what I can and can't do. I'm very hesitant to go out in public. One upside of pandemic is everybody wears a mask. But these people have put out my personal address, my personal phone number. They know what vehicle I drive."

Coomer says he designed and built his house in the Central Colorado area because this is where he wanted to live, and the idea that he should fear for his life from Trump fanatics isn't just concerning, it feels like an alternate reality.

"I feel like I'm in bizarre-land – these people say some of the craziest things. I'm expected to respond to thatwhat I wrote [the *Denver Post* piece] will not reach or change the minds of these crazies... They just dismiss it out of hand. It's not going to change their minds with

regular facts.”

He wrote the piece, he says “because people who have known him for years, began to call saying ‘what is going on?’ I say — you should know me better than that. But they see so much and at some point they start to wonder if it’s true.”

Asked about the toll this is taking on him, Coomer, pauses and there is a catch in his throat. “On the upside I am single and I just have two cats. My brother is nearby, but with the pandemic we’ve been socially distanced.”

He’s sick at heart over the impact on his father, a West Point grad. “My father received a harassing letter in the mail calling me a traitor, telling him I’d be hung or spend the rest of my life in prison. My father is a decorated Bronze and Silver star; a Vietnam veteran.” He added that even his father’s West Point alumni groups were making statements against him.

Watch the full interview in the podcast below:

The Podcast interview of Dr. Eric Coomer by AVV Managing Editor Jan Wondra is a copyrighted product of *Ark Valley Voice*.

The personal toll is something else.

“I’ve experienced everything from anxiety attacks to bouts of depression over the last six or seven weeks. I am seeing a crisis counselor provided by the company, but it’s hard, it’s difficult. It has impacted my ability to do my job. I’m on leave from the company which makes it even harder. I don’t even have a work schedule to occupy my time.”

“I’ve been trying to find activities. This morning I skied. Otherwise I’d sit and ruminate on what has gone on. It’s damaging my mental health and having an effect on my physical health. It’s deep and long-lasting.”

Coomer adds that this is on top of what the year has been like doing his job and traveling across the country as the pandemic has surged. “Election workers throughout the country showed up in a dangerous pandemic to ensure there were free and fair elections. I put my health at risk, working in a major city [Chicago] experiencing a huge surge in cases, I was there to do my job....not just me – all of us.”

“There were people in the office I was supporting that came down with COVID. I was very concerned....we all took precautions, but you still run the risk.” The idea that after risking his health to do his job that he would somehow influence the outcome, he says is beyond

insulting.

After the election, Coomer said he had to leave his home. He stayed in Chicago where he was working for two weeks after the election. Once he returned to Colorado, he went to a secure location and has stayed there.

That his own loyalty to democracy is being questioned he says is even more insulting to his reputation in the industry. “I’ve been in elections for 15 years. There is always someone out there [one or two], usually on the losing side – that make allegations that elections are rigged. I never expected for a sitting U.S. President to call into question my loyalty to the country.”

He added that if anything, he thought (not speaking on behalf of the company for which he works but only as a Dominion employee) that Trump’s followers would go after signature verification, not claim that the machines somehow had secret algorithms in them [they do not] that would change specific votes. He adds he never had broad discussions of risks of the election with Dominion as a company.



“The irony is – one of my key roles has been to champion transparency in the entire system,” he added, noting not just his product development record, but the technological mechanisms for third party verification built into the voting process. He pointed out the risk-limiting audit designs for the voting systems were designed here in Colorado working directly with county clerks. Dominion Voting Systems are used in 62 of the 64 Colorado counties.

The Dominion systems, say Coomer are efficient, secure, and should there be a question of voter intent, every single step of the vote process is logged and recorded, and subject to Freedom of Information Act (FOIA) requests. “The idea that this could be used to bulk transfer votes is ludicrous,” said Coomer. “The system works as one ballot at a time, and only a ballot that was identified as having something related to clarification of voter intent is touched. You can’t even touch any other ballot.”

It’s his reputation, says Coomer that may never recover from the voter fraud claims; every one of them having been disproved or thrown out of legal courts. On Friday, no less than Fox Business News host Lou Dobbs aired a segment refuting the voter fraud claims.

“Honestly I am still adjusting, I don’t know and I won’t know for a while, what my life looks like going forwards,” he says quietly. “At the same point my name is toxic because of all these baseless allegations. I don’t know how I recover that. I had a pretty solid reputation in the industry ... I wasn’t at the forefront, but I would go to client’s conferences and had the support from both sides of the political spectrum.”

Asked if this hurts, Coomer sighed. “Oh, it’s horrible. My first response is to fight back. But these are not people that you can change their minds. They are literally making up lies. I tell them it’s not true, but they already know it because they made it up.”

Asked what this means to his career, Coomer says it's most likely over and he hasn't decided what, if any, legal actions he may take.

"Elections are very public things. I don't know if I can ever do this job again. I've spent the last 15 years building up this career, and it's not for the money. Elections don't have a lot of money; it's county and state budgets. We do everything we can with limited budgets. I don't do this job because of the money. I really believe it — I believe in the democratic process."

Asked what else *Ark Valley Voice* should have asked him, Coomer grew thoughtful. "I just wish more everyday people were more engaged in what is going on with this. This is not just an attack on me. It really is probably the most severe attack on our democracy and our democratic institutions."

We are not a democracy without trust in our elections," he added. "This is not me saying 'trust me.' It's good; we built the systems to be audited. It's trust but verify. We have always supported independent audits of not just the results, but all of our equipment. We submit these to independent test laboratories and to independent security researchers to evaluate. All of these baseless allegations are seriously eroding Americans' public's trust in elections. That's the most dangerous thing ... even beyond the personal threats. While I do worry about my personal safety, I worry about our electoral process."

Visit <https://arkvalleyvoice.com/on-edge/> to read more OnEdge interviews about people's struggles with the impacts of COVID-19 and their paths to overcome the challenges.

Editor's Note: Whatever you're going through, crisis counselors and professionally trained peer specialists are available to help. Call Colorado Crisis Service hotline at 1-844-493-TALK(8255). There is no wrong reason to reach out.

#NewsConeeds

#CoLab

#OnEdge

Exhibit F

He Was the 'Perfect Villain' for Voting Conspiracists

Eric Coomer had an election-security job at Dominion Voting Systems. He also had posted anti-Trump messages on Facebook. What happened next ruined his life.

By Susan Dominus

Aug. 24, 2021 Updated 8:22 a.m. ET

To hear more audio stories from publications like The New York Times, download Audm for iPhone or Android.

It was already late on Nov. 9 when Eric Coomer, then the director of product strategy and security for Dominion Voting Systems, left his temporary office on Daley Plaza in Chicago and headed back to the hotel where he'd been staying for the previous few weeks. Both the plaza and the hotel had the eerie post-apocalyptic feel of urban life during the pandemic, compounding the sense of disorientation and apprehension he felt as he made his way up to his room.

Earlier that evening, a colleague sent him a link to a video of Coomer speaking at a conference with a menacing comment below it. "Hi Eric! We know what you did," the commenter wrote. That link eventually led Coomer to a second video, which he watched in his hotel room. What he saw, he quickly realized, was something that was likely to wreck his life, hurt his employer and possibly erode trust in the electoral process.

Over the past decade, Coomer, 51, has helped make Dominion one of the largest providers of voting machines and software in the United States. He was a gifted programmer, known to be serious about his work but informal about almost everything else — prone to profanities, with a sense of humor that could have blunt force. Coomer, who traveled around the world for competitive endurance bike races, would have blended in on the campus of Google, just one in a crowd of nonconformist tech types. In the more corporate business of elections, he stood out for the full-sleeve tattoos on his arms (one of Francis Bacon's "Screaming Popes," some Picasso bulls) and the half-inch holes in his ears where he once wore what are known as plugs.

Coomer was accustomed to working long days during the postelection certification process, but the stress that November was building quickly. Donald Trump was demanding recounts. The president's allies in the Stop the Steal movement had spent months stoking fears of election fraud. And then on Sunday, Nov. 8, Sidney Powell, a lawyer representing the Trump campaign, appeared on Fox News and claimed, without evidence, that Dominion had an algorithm that switched votes from Trump to Biden.

The video Coomer watched in his hotel room represented a new development in Dominion's troubles. It was that day's episode of "The Conservative Daily Podcast," a program previously unknown to Coomer, which had been posted to YouTube. "We're going to expose someone inside of Dominion Voting Systems, specifically related to antifa, and related to someone that is so far left, and is controlling elections and his fingerprints are in every state," said the show's co-host, a man using the pseudonym Joe Otto. Otto — who would eventually reveal himself to be Joe Oltmann, a Colorado entrepreneur — claimed that he had found a smoking gun that proved fraud at Dominion: "We 100 percent know that the election was rigged."

About 11 minutes in, Coomer heard Oltmann say his name. "The conversation will be about a man named Eric Coomer," Oltmann said, spelling it out: "C-O-O-M-E-R." Next Coomer was staring at a photo of himself up on the screen in what Oltmann called "his little outfit," a bike uniform Coomer wore in 2016 for a six-day endurance mountain-biking race. Coomer was looking at his own half-smirk, half-smile, the face of a middle-aged man with a sparse goatee, staring into the glare in sunglasses. What other photos did Oltmann have? What other artifacts of his life, of his family — and how hard was this man looking for all of it?

Oltmann claimed that, earlier that year, he had infiltrated what he said was an antifa phone call and overheard someone — someone he claimed had been identified as Eric at Dominion — assure his supposed fellow antifa members that Trump would lose. "He responds — and I'm paraphrasing this, right? — 'Don't worry about the election, Trump is not going to win. I made effing sure of that,'" Oltmann said. He told his listeners that he thought little of who this Eric at Dominion might be until after the election, when a friend sent him a Facebook post about election troubles that mentioned Eric Coomer's name. Suddenly, Oltmann said, his interest was reawakened. He started looking into Coomer, he said, and "the more information I got, the scarier it got."

Coomer had given conspiracy theorists a valuable resource, a grain of sand they could transform into something that had the feel — the false promise — of proof.

Oltmann said that in his research he found that Coomer had written “vile” anti-Trump Facebook posts. Oltmann proceeded to read from one of those posts, from July 2016, which characterized Donald Trump as “autocratic,” “narcissistic” and a “fascist,” among other, more vulgar insults. “I don’t give a damn if you’re friend, family or random acquaintance,” Oltmann read. Anyone who decided to “pull the lever, mark an oval, touch the screen for that carnival barker ... UNFRIEND ME NOW.” Oltmann displayed a screenshot of the post, which said that the author’s opinions “are not necessarily the thoughts of my employer, though if not, I should probably find another job. Who wants to work for complete morons?” Oltmann’s co-host, Max McGuire, also read from an anonymous open letter that explained that, while there was no formal organization known as “antifa,” the ideas the public associates with it are worth supporting. “There’s no such thing as being antifascist; either you are a decent human being with a conscience, or you are a fascist,” McGuire read. The letter, Oltmann said, had appeared on Coomer’s Facebook.

Coomer watched the video in shock. He is adamant that he never participated in any antifa phone call, and he felt disgusted by the accusation that he had done anything to change the results of the election. The Trump campaign and its allies have introduced more than 60 lawsuits claiming election fraud in this country, but no court has found persuasive evidence to support the idea that Coomer, Dominion or anyone else involved in vote-counting changed the election results. Bipartisan audits of paper ballots in closely contested states such as Georgia and Arizona confirmed Biden’s victory; and prominent Republicans, including Attorney General Bill Barr and Trump’s official in charge of election cybersecurity, have reaffirmed the basic facts of the election: Over all, the results were accurate, the election process was secure and no widespread fraud capable of changing the outcome has been uncovered.

Oltmann is now the subject of a defamation suit brought by Coomer. It currently names, as co-defendants, 14 parties responsible for the dissemination of Oltmann’s claims about that alleged antifa phone call, including Sidney Powell, Rudy Giuliani and the Trump campaign. (Dominion has filed separate defamation suits against Giuliani, Powell, Fox News and others. Lawyers for Giuliani, Powell and for the Trump campaign declined to comment. Fox called the Dominion litigation “baseless” and defended its right to tell “both sides” of the story.) Oltmann’s best defense would be to provide corroboration of his claims about that phone call — he has said there were as many as 19 people on the line — but he has so far declined to do so.

As Coomer watched the video, though, he felt a second strong emotion: a powerful sense of regret — because the Facebook posts were, in fact, authentic. Why, he thought, hadn’t he just deleted them? Coomer could imagine how his words would sound to just about any Republican, let alone someone already hearing on Fox News that Dominion was switching votes for Biden. He told me that he believed every word of what he said on Facebook, but when colleagues later asked him what he was thinking, he was frank: He had screwed up. At a time when well-funded efforts to sow mistrust in the election were already underway, Coomer had given conspiracy theorists a valuable resource, a grain of sand they could transform into something that had the feel — the false promise — of proof.

Elections in the United States are impossibly convoluted. Every county — and, in some states, every municipality — runs its own election, creating a patchwork system in which voters in one place may have a remarkably different voting process from their neighbors just a few miles away. That variation can breed mistrust: If voters in one county believe their election process is being administered correctly, different methods in other counties might strike them as suspect.

Local governments also rely on private companies like Dominion and its competitors ES&S and Hart InterCivic, which together control 90 percent of the voting-machine market, to provide machines, software and technical support. For Americans who are suspicious about an election result — or are looking to create suspicions — these relatively obscure, private companies present an obvious target. In 2004, after George W. Bush narrowly won the presidency, Democrats focused on possible irregularities in Ohio, whose 20 electoral votes would have given the presidency to John Kerry. The voting machines used in Ohio that year came from Diebold, whose chief executive, Walden O’Dell, was a longtime Republican donor. A year before the election, O’Dell wrote a letter to about 100 people inviting them to a fundraiser: “I am committed to helping Ohio deliver its electoral votes to the president next year,” he wrote. The language reinforced mistrust of Diebold machines among some Democrats. O’Dell later said the letter was a “huge mistake,” and Diebold ultimately sold its voting-machine business.

Dominion was founded in the wake of a different controversy: the failure of punch-card voting machines — and their infamous hanging chads — in the 2000 election. After Congress funded a bill to replace those machines, many counties purchased direct-recording electronic (D.R.E.) voting machines, which eliminated paper ballots altogether. The limits of that approach became apparent in 2006, when, in Sarasota, Fla., a Congressional race that used D.R.E. machines made by ES&S produced a result that struck partisans and neutral observers as unlikely. ES&S stood by the results, but in the absence of a paper ballot, doubts and uncertainty lingered.

Dominion was well-positioned at that moment. John Poulos, the company’s chief executive and one of its founders, started the business in 2003, serving a small circle of clients who favored a paper ballot. Additionally, Dominion developed a tabulator that kept a digital image of the paper ballots so they could be easily audited. (They also sold machines that met the needs of visually impaired voters, with audio interfaces and headphones that allowed for independence and anonymity.)

Dominion grew fast, acquiring the assets of a competitor, Sequoia Voting Systems, in 2010. Among Sequoia’s staff was Eric Coomer, who became Dominion’s vice president of engineering for the United States. Coomer worked with Poulos for more than a decade at Dominion. (The investment firm Staple Street Capital owns a majority share in the company.) Coomer’s role shifted over time from overseeing the

company's engineers to a more strategic role, working directly with election officials in various states and discussing Dominion's services on technical panels.

For the 2020 election, activists and experts pushed for paper ballots nationwide, to offer a straightforward, easily audited record. Coomer, expressing a common assurance among election specialists, has pointed out that because every Dominion system "creates a durable, voter-verifiable, paper record of the cast votes, which is the official record," voters had concrete evidence of how the vote went in the face of any allegations of electronic vote-switching or other fraud.

At the same time, voting-machine businesses knew that paper ballots can create some confusion among voters — such as the worry that ink from Sharpies and other markers could bleed through the page and invalidate their vote. In fact, ballot layouts can avoid misreads from bleed-throughs, and Sharpies have the advantage drying quickly, so ink doesn't smudge on the scanner.

Concerns about Sharpies, however, ending up feeding into coordinated efforts to cast doubt on the 2020 election. In Maricopa County, Ariz., the most populous county in a key swing state, Dominion ballots with a Sharpie-friendly layout were used, and poll workers handed the markers out. Some voters weren't prepared to use Sharpies after years of being told to avoid them. The confusion reached social media, where, in the hands of partisan messaging networks, the charge quickly became: Republicans were being given Sharpies in Maricopa County in an effort to invalidate their votes.

Dominion was still trying to help election officials address so-called Sharpiegate when Poulos got a call, on Nov. 4, with more bad news: in Antrim County, Michigan, ballots were updated shortly before Election Day but the system used to tabulate them was not. A series of fail-safe procedures meant to address such an error had been overlooked. As a result, preliminary returns showed Joe Biden leading in the heavily Republican county before they were corrected. To the frustration of key players in the election community, neither local officials nor Dominion immediately released a statement explaining what went wrong; the silence created an opportunity for those charging fraud to fill the vacuum with unfounded allegations.

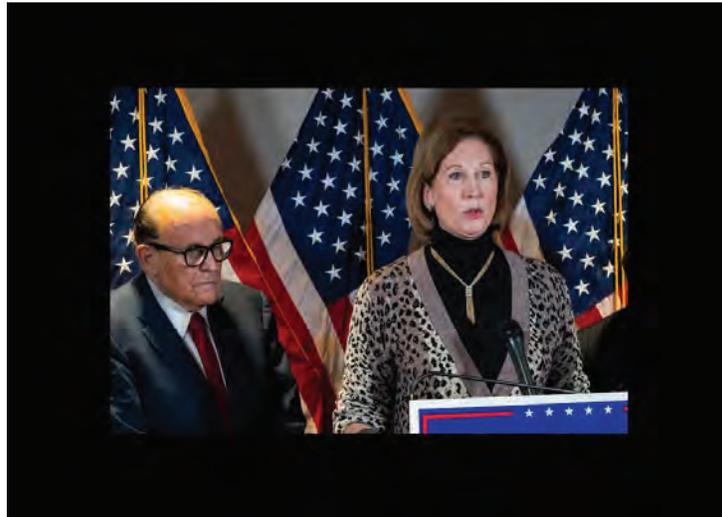
Security experts distinguish between disinformation — straightforward lies — and malinformation, information that starts with a detail that is true but is then used or taken out of context to support a false story line. "It's harder to fight malinformation, because of the fundamental truth being used to spread the lies," says Matthew Masterson, who was a senior adviser for election security at the Cybersecurity and Infrastructure Security Agency during the Trump Administration. Antrim County, he worried at the time, could be used as a prime source of malinformation.

It was not until Nov. 6 that Michigan election officials began explaining what happened. By then, rumors — including the false suggestion that Nancy Pelosi's husband owned Dominion — had spread. Ronna McDaniel, chairwoman of the Republican National Committee, held a news conference asserting that "the fight is not over," and that Antrim County made her worry that there could be similar irregularities elsewhere. The Michigan State Legislature issued a subpoena to state election officials asking for more information.

That same week, reports emerged of an Election Day glitch in Spalding County, Ga. There, Dominion machines were unable to call up voters' ballots because of a problem with an outside vendor's database and because procedures that would have caught the error or provided other ways of calling up the ballots were not followed. The local elections supervisor, however, told Politico that a Dominion representative had explained that the problem was the fault of an update the company made the night before the election.

Poulos was baffled: The technology did not allow for that kind of remote update, as the machines are not connected to the internet. "It would be like me saying I came into your house and updated your kitchen table without your knowing it," Poulos said. None of his employees' phone records reflected any such call, and Georgia election authorities reported that a log file that would have reflected an update the previous day showed none. The Republican secretary of state, Brad Raffensperger, eventually called for the ouster of the official. (She is no longer in that position.) But the incident was another story that would stick to Dominion. "Georgia Counties Using Same Software as Michigan Counties Also Encounter 'Glitch,'" ran the headline on Breitbart News on Nov. 7.

After Sidney Powell's Nov. 8 appearance on Fox News, Dominion became a fixture in election-conspiracy theories. Originally, right-wing chatter was linking Dominion to election fraud even in cities like Pittsburgh, which the company did not serve. Over time, the focus shifted to three important swing states — Georgia, Arizona and Michigan — that used Dominion machines.



Sidney Powell, right, and Rudy Giuliani at the Republican National Committee headquarters in Washington. Jacquelyn Martin/Associated Press

Before he left for work on Nov. 10, Coomer checked the settings on his Facebook account. Had he been careless? As he thought, his privacy settings ensured that his posts were only visible to his 300 or so Facebook friends. Coomer started deleting old posts, but he realized how foolishly he had put his faith in a notion of digital privacy. Any one of Coomer's "friends"— and he had several whom he knew to be Trump supporters — could have taken screenshots of his posts and sent the information along to someone who could use it.

At work, Coomer felt an increasing sense of dread, but Poulos, the chief executive, seemed confident that the Oltmann story would blow over. From Poulos's perspective, the Conservative Daily Podcast was hardly a top concern when Fox News was allowing Sidney Powell to air claims that Dominion switched votes.

Coomer's younger brother, who requested that his name not be used out of fear for his safety, set up a dashboard to track online references to Eric Coomer. "I deleted it within two days," he said — the material was too disturbing and overwhelming. He recalled some of what he saw: "People were essentially taking bets on how my brother's corpse would be found and which nefarious shadow group would be behind his death. He would be executed by the state or he would be found with a falsified suicide note and two gunshots in the back of his head." He and Eric's older brother, Bill, deleted their social media profiles and alerted friends and associates not to answer questions about them; they directed their parents to do the same. The younger brother packed a go bag in case he had to flee his home.

Before long, hundreds of Dominion employees had their private information — address, phone numbers, names of loved ones — published on social media, and threats started pouring in to their Dominion email. Angry email messages kept arriving for Coomer as well, and hostile posts continued to appear on social media: "He's goin' to GITMO. No one escapes this. Pain is comin'!"

Over the next few days, as Coomer tried to focus on wrapping up the election certification in Chicago, he thought about his complicated past and wondered what else might surface. He grew up the rebellious child of a high-ranking military officer, a Vietnam veteran who fought during the Tet offensive and was awarded the Silver and Bronze Stars. Coomer, brainy and restless, received an R.O.T.C. scholarship but it was rescinded because of his asthma. As a teenager and into his 20s, he considered himself a skinhead, but he was aligned with a faction who were opposed to racism. "To me, being skin is being proud that you have a shaved — at least short — hair," he wrote in 1991.

Coomer earned his Ph.D. in nuclear engineering from Berkeley in 1997 but grew disenchanted with academia. He started to fill more of his time with rock climbing and moved to Colorado. He summited Yosemite's El Capitan several times and became well known enough among elite climbers that he landed a job at Planetoutdoors.com, which employed top athletes to answer customer questions. While he was there, he started writing code for the company. He continued climbing, until problems in his personal life slowed him down.

In 2004, at age 34, he wrote on a climbing message board about his struggles with heroin and cocaine and how much they had damaged his life. By then, he was on the verge of bankruptcy, had lost his marriage and had ended up in prison after being charged with several counts of driving under the influence. "Another bout of dry heaves racked my body as I lay on the cold cement floor of the jail cell," he wrote. "Jail is no picnic under the best of circumstances — being in jail while withdrawing from heroin is absolutely the worst I can imagine."

In 2005 he managed to stop using heroin for good. "I stayed with a friend for a week and told him to take my shoes and my wallet," Coomer told me. Three months later, while he was still in withdrawal, he received a cold call from someone asking if he would consider doing programming work for Sequoia, the voting-machine company whose assets Dominion purchased five years later.

Soon, he was channeling the same obsessive focus he had for climbing into the voting-machine business, its obscure state laws and county regulations, its competing and complicated demands for privacy, security, access and verifiability. “I fell in love with the election business,” Coomer said. “There’s no money in it, and you only ever hear from people complaining about what went wrong. But it felt meaningful.”



Eric Coomer from Dominion Voting Systems demonstrating his company's touch-screen tablet, which produces a paper ballot, in Grovetown, Ga. Bob Andres/The Atlanta Journal-Constitution, via Associated Press

In 2016, Coomer was on Facebook when he came across a few posts from a relative referring to Barack Obama as a Muslim born in Kenya. Coomer was appalled that one of his own family members was spreading disinformation, but instead of confronting his cousin directly, he poured all his disgust and disappointment into a 200-word anti-Trump screed that he posted on Facebook. “It was not intended for the general public,” Coomer said. “It was a lashing out.” Years later, after the death of George Floyd, Coomer posted links to a punk band singing “Pigs for Slaughter” and a hip-hop song called “Cop Shot.” (On his podcast, Oltmann highlighted Coomer’s linking to both songs.)

About a year before the 2020 election, Coomer was part of several conversations among Dominion employees about how to balance their right to express themselves with the sensitivities specific to their industry. Dominion also searched through its employees’ social media accounts, checking for comments or tweets that might reflect poorly on the company. No one ever raised any concerns with Coomer about his posts, because his posts were available only to his Facebook friends.

On Friday, Nov. 13, the right-wing news outlet the Gateway Pundit, picking up on Oltmann’s podcast, ran a story that mentioned Coomer by name in the headline, included links to videos in which Coomer was talking about election security, and ran a full reprint of the open letter about antifa that he had reposted on Facebook. While most of that letter was uncontroversial — “Antifa supports and defends the right of all people to live free from oppressive abuse of power” — one line concluded that while nonviolent protest was preferable, “we cannot and will not take responsibility for telling people how they are allowed to be righteously outraged.” The letter also called for President Trump and Vice President Pence to resign, although “Nancy Pelosi isn’t a great deal of improvement.” (Coomer says he considered the letter satirical.) As soon as the Gateway Pundit article ran, Coomer knew he no longer could hope, realistically, that his name would recede from the news.

Later that evening, Poulos asked Coomer to join a call with Gabriel Sterling, the chief operating officer for the Georgia secretary of state. Sterling met Coomer in 2019, when Dominion won a contract to help Georgia upgrade its voting machines. Someone had forwarded Sterling an article — possibly the one in the Gateway Pundit, he says — that featured the Facebook posts as well as Oltmann’s claim about Coomer rigging the election. “My gut told me it was crap to begin with, but I had to ask the question,” Sterling says.

Yes, Coomer told both men, I did write or repost those things; no, it has never affected my work. No, I never was on an antifa phone call. No, I never said that I would interfere in the election in any way. Sterling — who considered Coomer “one of the best” in the business — told Coomer that those postings, especially the one about antifa, were “a dumb-ass thing to do.” Coomer sounded deflated to Sterling. Coomer says it was “excruciating” to realize that Sterling’s reputation might suffer.

When they hung up the phone, Poulos made it clear that he found the situation deeply problematic. Coomer began to fear he might lose his job but became defiant. “I was like — ‘I don’t know, First Amendment?’” Coomer told me. Dominion, he reminded Poulos, had done nothing wrong; he had done nothing wrong. “My attitude was: This is bullshit. I’ve never done anything but try to make the whole process more transparent and auditable and free and fair.”

Election officials who knew Coomer were surprised that he would express his political views so bluntly. “It’s not what we do in this industry,” says Masterson, the election-security adviser in the Trump administration. “Generally, this community is very tough on people who don’t toe that line.” Masterson considered the misstep an anomaly for Coomer, someone he had known for about a decade. “He was serious about his job,” Masterson said. “I never encountered him as being anything other than professional and making the system as good as he could.”

The posts also pained Jennifer Morrell, a founder of the Elections Group, a company that helps counties and states comply with voting regulations. “It didn’t look good,” she said. “And that’s the frustrating part. I know this individual to be a really decent person who cares a lot about democracy and getting things right and transparency — and you read something like that, and it is a really hard thing to get past, for critics.” Morrell, who came to know Coomer through a Colorado working group intended to improve the state’s audit system, described him as “irreverent” but clearly ethical; the posts, she said, did not reflect the person she knew.

Coomer was hardly the first person to seek the rush of righteous self-expression on social media, only to discover the long-lasting costs later. He spent a lot of time wondering how Oltmann got his hands on those posts. Had a political operative been doing opposition research on various election officials, keeping it at the ready, depending on the election results? Coomer, a self-described motorhead with an interest in vintage cars, started to think the source might have been a Facebook friend he made at Bandimere Speedway, a racetrack he sometimes visited. The racetrack had hosted a meeting organized by a local businessman who was starting to make a name for himself in Colorado politics, Joe Oltmann.



Joe Oltmann of “The Conservative Daily Podcast.” Oltmann displayed screenshots of Coomer’s Facebook posts on his show. Conservative Daily Podcast, via YouTube

If Eric Coomer’s life changed on Nov. 9, so did Joe Oltmann’s. On his follow-up podcast the next day, Oltmann told his audience that he had good news. “I have been in touch with someone who has put us in touch with the Trump attorneys,” he said.

That week, Oltmann spoke to Jenna Ellis, a Trump campaign lawyer who frequently appeared with Giuliani to promote lawsuits to challenge the election results. She told him that he should prepare a notarized affidavit of his allegations, which he did with help from the lawyer and conservative radio host Randy Corporon. That Saturday, Corporon invited Oltmann on his radio show, and Representative Lauren Boebert, a Republican from Colorado, called in to talk about the election. She thanked Oltmann for his work.

Before the election upended his life, Oltmann was the chief executive of PIN Business Network, a digital-marketing company that he founded, which had about 60 employees. The co-owner of a gun shop, he was politically conservative and community-minded — a member of the United Way Tocqueville Society and a board member for a nonprofit group that assists refugees. (Oltmann asked that I not name the organization, though it confirmed his association. He also rejects the label “conservative” despite the name of his podcast.) The arrival of the coronavirus pandemic marked his move into a more public role: In the spring of 2020, he helped start the Reopen Colorado movement, which organized anti-lockdown protests. People were struggling as others were “throwing the Constitution in the trash,” he told me. He began giving impassioned interviews about the public-health measures imposed by the state’s governor, Jared Polis.

By that October, following the 2020 summer of protests, he had founded a nonprofit group, FEC United, intended, its website says, “to defend the foundation of our American Way of Life through the pillars of Faith, Education and Commerce.” FEC formed a partnership with a group known as the United American Defense Force, which, the site explains, offers “protection and support when first responders are

unwilling or unable to fulfill their civic duties.” Oltmann characterizes it as a humanitarian group, though he added in an email, “We are all armed.” At one early FEC event, a so-called Patriot Muster, a Trump supporter assaulted and pepper-sprayed a security guard, who shot and killed him. (The guard was charged with second-degree murder and has pleaded not guilty.)

The Coomer story took Oltmann from the small world of right-wing politics in Colorado into broader Republican circles. The same week that he spoke to Jenna Ellis, Oltmann gave an interview about Coomer to Michelle Malkin, a former Fox contributor in Colorado who had joined the even-further-right network, Newsmax.

Around this time, Oltmann began developing his theory of how a voting system could allow for fraud, which he later explained at length in a film called “The Deep Rig”: Someone could manipulate the system in various ways to allow for the possibility of adding fake or phantom ballots, which could be entered into the tabulation system. Real ballots would be replaced with the fake ones without a history of that happening. “It’s clear from the video that Joe Oltmann does not understand how elections are conducted or how the technology works,” says Morrell, who said some of what Oltmann proposed would require a widespread effort of workers from both parties colluding to bypass some key systems.

Thanks to Oltmann and others, the conviction that Dominion had helped rig the election for Joe Biden seemed to solidify among some of Trump’s most loyal supporters. On Thursday, Nov. 12, One America News Network, also known as OAN, ran a story about Dominion. Shortly after that, Trump retweeted: “REPORT: DOMINION DELETED 2.7 MILLION TRUMP VOTES NATIONWIDE,” the first of many times Trump went to Twitter to attack Dominion. Five days later, an OAN correspondent, Chanel Rion, tweeted out Oltmann’s claims about what Coomer supposedly said on that antifa phone call. Then, just eight days after Oltmann first mentioned Coomer on his podcast, Eric Trump broadcast it to its widest audience yet. “Trump’s not gonna win. I made f**ing sure of that!” Eric Trump tweeted, above a photo of Coomer and a link to another Gateway Pundit article that called Coomer, in its headline, “an unhinged sociopath.” (Lawyers for Malkin, Rion, OAN and the Trump campaign, each a defendant in the Coomer lawsuit, did not respond to requests for comment. Lawyers for the Gateway Pundit, another Coomer defendant, declined to comment.)

Rion later invited Oltmann on her show to discuss his claims, and the segment became one of OAN’s highest rated clips, amassing 1.5 million views on YouTube. By then, Eric Coomer’s name started trending on Twitter, along with #ArrestEricCoomer.

On Nov. 19, Poulos, sitting in his office at his home in Toronto, turned on a small television to watch a news conference happening at the Republican National Committee headquarters, which Rudy Giuliani and Sidney Powell were hosting. He knew that Giuliani and Powell had each separately accused Dominion of wrongdoing on Fox News and on right-wing news sites; but he dreaded hearing his company’s name at an event that seemed to have the full legitimacy of the R.N.C. behind it.

After half an hour of watching the event at the R.N.C., what Poulos had feared came to pass: Giuliani referenced hacking “being done by a company that specializes in voter fraud,” then turned the microphone over to Sidney Powell. Powell listed a series of implausible claims about Dominion in deadpan, lawyerly tones, pushing up a sleeve of her leopard-print cardigan as if to show she had real work to do. She spoke of “the massive influence of communist money through Venezuela, Cuba and likely China” on Dominion’s operations.

Poulos says that while he watched, he was in such a state of disbelief that he had to remind himself that what he was seeing was real and not part of a nightmare. “Oh, my God!” he screamed. “I can’t believe what’s going on!” He yelled so loudly that his wife and two teenage children came running into his home office. They found him there, beside himself, crying. His children had never seen him remotely emotional about his work; now they stared, shocked and mute. Poulos felt anger toward Giuliani and Powell for using their power to spread false information. He also felt some sympathy for those voters, disappointed by their candidate’s loss, who would inevitably be eager to believe what they were hearing from people so close to the president. The way many people felt watching the insurrection on Jan. 6, Poulos told me, was how he felt during that news conference. “It was an assault on democracy,” he says.

Powell mentioned Coomer by name, embellishing Oltmann’s story by claiming that there was an actual recording of Coomer on the antifa call. Giuliani brought Coomer up as well. “By the way, the Coomer character, who is close to antifa, took off all of his social media. Aha! But we kept it. We’ve got it. The man is a vicious, vicious man,” Giuliani said. The room where he was speaking was, from all reports, hot and airless; Giuliani was sweating. Brown liquid started snaking down both sides of his face. “He wrote horrible things about the president,” Giuliani continued. “He is completely warped. And he specifically says that they’re going to fix this election. I don’t know what you need to wake you up to do your job!”

When Coomer watched the news conference, he started sweating and shaking; he thought he might vomit. Already, earlier that week, he had met with security officials that Dominion hired, who told him it was not safe for him to go home. The day before the news conference, he had gone back to Colorado, where he had arranged to stay at a friend’s cabin in the mountains.

‘People were essentially taking bets on how my brother’s corpse would be found and which nefarious shadow group would be behind his death.’

Trump's Bid to Subvert the Election

A monthslong campaign. During his last days in office, President Donald J. Trump and his allies undertook an increasingly urgent effort to undermine the election results. That wide-ranging campaign included perpetuating false and thoroughly debunked claims of election fraud as well as pressing government officials for help.

His arrival had been fraught. When the plane touched down at the airport, Coomer tried to log into his work email, with no success. He texted Poulos to let him know he was having a problem. Poulos reminded him that he had suggested Coomer take a break, which Coomer interpreted to mean he should try to take it easy for a while. He was still helping clients, he reminded Poulos; his boss told him the company would take care of things without him. Only then did Coomer realize that the walls were already going up around him. He was officially on leave, but he suspected that he would never work in elections again.

After he left the airport, he stopped by his home to feed his cats and pick up a rifle. He then drove out of town to his friend's cabin. It was equipped with surveillance cameras, an elaborate security system and a gun safe; he placed multiple guns around the property, so they would be easily reachable. Then he tried to calm down. He had a lot to figure out, including what he was going to do with the rest of his life.

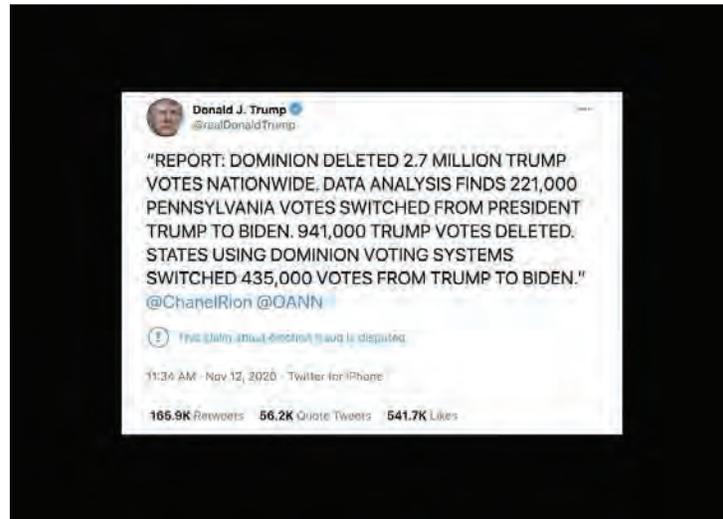
For several months, Coomer moved around to relieve his isolation, visiting close friends, declining to tell his parents and siblings where he was staying to eliminate the possibility that anyone would slip up and reveal details of his whereabouts to someone who might make them public. Even though all his friends told him watching Oltmann's show was a terrible idea, he did it anyway — it was a way of staying on top of the situation, of confronting his own fears.

He tracked the story on social media as it moved from Oltmann's assertion that he had rigged the election to an explanation of how he did it. On right-wing Twitter, a particular story line took off, focusing on the Dominion system of adjudication, which had Coomer's name, among others, on the patent. Like all digital-adjudication systems, Dominion's allowed election officials to set various parameters to determine at which point a ballot — if it had additional writing on it or only partially-filled ovals — would be directed to a bipartisan panel that would then agree, based on state standards, on voter intent. Rather than making a new paper ballot, the system would create a digital record of the new adjudicated result while preserving the original digital record. In one widely circulated video, Coomer was walking election officials through the ways they could use it, using the first person to describe the various steps, which suspicious viewers took literally, as if he were letting the officials know how he, personally, could change the adjudication settings.

In the latter half of November, a letter arrived at his parents' home with a handwritten profanity scrawled at the bottom, telling them their son would suffer in jail. His father, now 80, began carrying a weapon on his person, even at home. They received two calls in the middle of the night, strangers asking to speak to Eric.

Coomer's parents had already suffered more grief than most do in a lifetime. Their daughter died in a car accident when she was only 9 and Coomer was 22. Nine years ago, his older sister, who worked as a paralegal and a teacher, also died, at age 47, after a long illness. Coomer felt powerless: He could not protect his family from harassment, could not spare them further worry for the safety of one of their children. "I'm so sorry," he told them over and over.

Coomer stopped returning friends' calls, was sleepless at night and suffered from panic attacks during the day. Occasionally, he returned home for a few hours. On one occasion in mid-December, two men pulled up to the house. Did they follow him there or just get lucky? He had no idea, but he grabbed a gun. One of the men walked around the perimeter of his house; the other came right to the door, peering in the large window. One had a video camera. "Has anybody from the D.O.J. tried to contact you?" the man called out, in Coomer's recollection. "We just want to know why you threw the election. Do you have a few minutes to talk?" Coomer told them to leave — they were trespassing. Twenty minutes after they left, he got a voice-mail message: One of the men identified himself as a journalist for a right-wing news site, now calling to follow up.



Trump's tweet on Nov. 12, 2020, repeating the false claim that Dominion deleted votes. via Twitter

In December, as Trump's various lawsuits were starting to be dismissed in court, Oltmann began posting more menacing messages. "Eric Coomer, you are a traitor," he wrote. "We are coming for you and your shitbag company."

On Dec. 8, Coomer responded to some of the attacks. In an op-ed for The Denver Post, he called out the "fringe media personalities" who "continue to prey on the fears of a public concerned about the safety and security of our electoral system." He also claimed that "any posts on social media accounts purporting to be from me have also been fabricated." And yet, Coomer had written the posts that Oltmann had highlighted. Asked about the misleading language, Coomer concedes that his writing could have been clearer but says he was referring to social media purporting to be his that were posting at the time (his own Facebook account was no longer active). The column did not help Coomer's credibility among those inclined to mistrust him already.

His name, virtually unknown in most mainstream circles, was now tightly linked with the story of Dominion fraud, especially among QAnon followers: According to the nonpartisan and nonprofit group Advance Democracy Inc., from Nov. 1 to Jan. 7, Coomer's name appeared in 25 percent of the tweets that mentioned Dominion in its database of QAnon-related accounts.

On Dec. 22, Coomer filed his defamation lawsuit. "Together, defendants conceived of a story that the results of the election were fraudulent and consciously set out to establish that Dr. Coomer perpetuated this fraud so as to further their own ends," the amended complaint reads. All the claims they made about Coomer started with Oltmann: It was his story about Coomer being on an antifa call that Eric Trump retweeted, that Giuliani and Powell trumpeted at the Nov. 19 event at the R.N.C. Their defense would rest on the credibility of Oltmann's claim or at least some proof that it had a basis in reality.

The day before the defamation lawsuit was filed, Oltmann reported on his podcast that the F.B.I. had been asking questions about him, although he did not specify why. Dominion, too, sent him a letter demanding that he retract his statements and preserve all records related to his repetition of the "outlandish story that you infiltrate(d) Antifa."

Early in the new year, Oltmann was gearing up for the rallies planned before the ascertainment of the election on Jan. 6. "Do not tell me you are tired," he wrote in a post that 1,001 people liked. "I'm here to tell you we are winning this fight against evil. Now stand the hell up, run some dirt in it, and don't stop till the evil is crushed with the heel of your shoe. ... we are the warriors who MUST stand up to the evil we face."

On Jan. 5, at a rally on Freedom Plaza in Washington, a series of anti-vaxxers, conspiracy theorists, Soros-haters and Trump supporters addressed a large crowd. "If they want to fight, they better believe they've got one!" the right-wing radio host Alex Jones roared. Peter Navarro, a White House adviser, whipped the crowd into a frenzy about the supposedly false election. And then finally, following Roger Stone, the last speaker of the day stepped up to the lectern: Oltmann. He was introduced as a businessman, a data expert and, "most importantly, the guy who found and fingered Eric Coomer." Oltmann tried to talk the crowd through a flowchart presentation involving tabulation systems and fake ballots. But by far the biggest response he got was when he mentioned Coomer. "Eric Coomer is suing me," he said. "I'm going to crush him in discovery." The crowd roared.

Later, Oltmann described, in various podcast interviews, what happened during his time in Washington. On Jan. 6, he claims that he went to the State Department to talk to a lawyer who worked with Secretary of State Mike Pompeo to explain what he'd uncovered. ("They said, 'If this is true ... this is a coup!' I said, 'Well, that's exactly, that's what I would call it!'" he recalled.) He also claimed that he met with John

Eastman, a lawyer who was arguing to Trump's team that Pence could legally reject the election. Oltmann claimed that he fed Eastman the theory of election fraud that he presented at the rally on Jan. 6 near the Ellipse, where Trump spoke shortly before a crowd stormed the Capitol.

Oltmann also said he asked Giuliani to arrange a meeting with Trump to walk him through the same theory of election fraud he had been presenting to others. "I was like, 'Look, just put me in front of President Trump,'" Oltmann recalled, claiming that Giuliani and others arranged for him to have that meeting on the Jan. 7. (In a deposition, Giuliani said he did not believe he had met Oltmann, but he could not be sure.) But the day after the insurrection, doors that had perhaps once been open were now closed. "There were people who stopped me from having those meetings with President Trump on the 7th," Oltmann told one podcaster. "We were dealing with a compromised group of people who don't understand what courage is."

Instead of meeting with the president, Oltmann said, he received a call from an executive at PIN, who was calling to tell him that he had lost the confidence of the board. Oltmann stepped down. He called it a "sad day and something that is driving my fire to get to the bottom of the truth."

In those first weeks at his friend's cabin, Coomer sometimes felt rage at all that had been taken from him. Often he lay awake all night, trying to determine if he heard sounds outside. Following the violent events of Jan. 6, Coomer decided to leave the country ahead of the inauguration. He remained abroad for three weeks, finding respite in a whole world full of people whom he could be fairly sure had never heard of him.

In late April, Coomer decided to take a three-week camping trip with no access to email or text messages. On May 14, when he was again within range of a cellphone tower, his phone started ping-ponging, over and over and over. Congratulations, many of the texts read; but he was also receiving texts and voicemails that reminded him of what he'd left behind — harassment, comments from hostile strangers that arrived on his phone telling him, one way or another, that he was going to jail.

Coomer was receiving a new onslaught of attention because Newsmax, which had originally been named in his defamation lawsuit, had decided to settle. It also issued an apology, acknowledging that it had found "no evidence" to support the claims the network aired about Coomer's influencing the election. Coomer felt some relief: It sometimes had seemed that there would never be any accountability, for anyone, ever. But at the same time the number of hostile texts he received reminded him that no settlement was likely to put an end to his ordeal.

In May, Coomer formally left Dominion after negotiating "a mutually agreed-upon separation" with them. It was, he says, a surreal day: One more reminder that his life had changed irrevocably.

By June, a dossier on Coomer that was more than a hundred pages long began making the rounds on Telegram. It included links to writing Coomer posted as a 20-something about the loss of his younger sister; it included photos of his ex-wife and five possible email addresses for her and listed what it claimed were the make and model of his brother's car; it proposed a far-fetched theory that Coomer's animus toward Trump was because of political decisions that hurt his brother's employer. It also included a link to the essay Coomer had posted on a climbing message board in which he spoke frankly of his drug addiction and where he mentioned, in a back and forth with commenters, a mental-health disorder (although Coomer now says he was never clinically diagnosed). Even before he saw the dossier, Coomer knew from his incoming texts and emails, which overflowed with threats, that something new was out there, continuing to stoke people's anger.

On Aug. 11, Oltmann was scheduled to be deposed by Coomer's lawyers for the defamation suit. Coomer arrived at the state courthouse in Denver early that morning; it would be the first time he would be in the same room with Oltmann.

Coomer sat with his lawyer, Steve Skarnulis, who had flown in from Austin, and two other lawyers. At 9 a.m., Oltmann's lawyer told them that Oltmann would not be appearing in court because he didn't feel safe in the courthouse. (His lawyer, Andrea Hall, had offered to do the deposition via Zoom.) The judge was compelling him to reveal the name of the person who brought him in on the antifa conference call, and even though the court agreed the name would remain sealed, Oltmann had refused — for that person's safety and his own, he said. Now he was afraid that if he were put in jail for contempt, he would be "dead within 72 hours," Hall, told me.

In the previous weeks, the judge assigned to Oltmann's case made rulings that did not cut in his favor, including allowing Coomer's legal team to do preliminary discovery with the various defendants. Coomer's lawyers have also deposed Powell and Giuliani about their roles in spreading their conspiracy theories about Coomer and Dominion.

"The judge has become an activist judge," Oltmann said on an episode of "Conservative Daily" in July. "She's allowing things to go forward that should not have been allowed to come forward." At times, the weight of the charges seems to weigh heavily on him. "I don't want to get to the place where I feel sorry for myself," Oltmann said during a special three-part "Conservative Daily" podcast on the topic of the Coomer suit. He sounded emotional. "I don't feel sorry for myself."

Oltmann says that he, like Coomer, has been the subject of death threats. On his podcast, though, he continues to push an ever-grander theory of election fraud. The more viewers Oltmann attracts, the bigger his audience for a service he promotes on his show, the so-called Fax Blast, in which users can pay to have faxes sent to various legislators on their behalf. This spring, he started attracting advertisers as

well, including MyPillow, a business owned by Mike Lindell, who is also being sued by Dominion for his statements accusing the company of rigging the election. (Previously one of the biggest advertisers on Fox News, Lindell has been boycotting the network since they refused to air an advertisement claiming election fraud. He did not respond to a request for comment.)

The number of hostile texts he received reminded him that no settlement was likely to put an end to his ordeal.

Instead of showing up in court on that August morning, Oltmann was in South Dakota, at a cybersecurity symposium hosted by Lindell, who at one point rushed offstage when it was announced that his motion to dismiss Dominion's defamation had been rejected. Steve Bannon, who was also at the event, interviewed Oltmann on his podcast, "Bannon's War Room." "I think people are asking," Bannon said to Oltmann, "if it's a lawsuit and you think you've got the truth and law on your side, why would you not show up for a deposition?" The judge, Oltmann explained, was appointed by Jared Polis, a Democrat.

Coomer is finding little comfort in the slow movement of the judicial process. He has started a new business, but he is not yet publicly disclosing what it is. He is still prone to panic attacks. In August, he was disturbed to find out that Jennifer Morrell had been receiving threats after the Gateway Pundit ran a 2018 photo of her at a barbecue at Coomer's home.

For her part, Morrell says that she misses being able to consult with Coomer on election matters. Earlier this spring, Morrell says, she was struggling to understand a technicality involved in a new audit procedure for a state that hired her. She briefly thought of calling Coomer for clarification, but she realized that talking to him was no longer an option, even if he had still been working in the industry. Talking to Coomer, she worried, could leave her client vulnerable. "There's this concern — I don't want any phone record," she said. "Even though everything seemed crazy and outlandish, and you knew it was false and built on lies and conspiracy — you didn't want to do anything that could jeopardize other places where you are providing support."

Although Coomer's case was especially severe, most election officials she knew had been receiving, since the election, death threats or hateful messages. One colleague had photos of her children sent to her, along with threatening notes, and now had security outside her home. Following earlier mentions of her election work in the press, Morrell had received a flurry of misogynist, violent texts. A message sent to her via her company's website said that "the Caucasian founding fathers gave us a second amendment to use against the enemies of this nation ... We fully intend to exercise this amendment to rid our society of you and your ilk."

Morrell says she regularly gets calls from state or local election officials who say they are losing staff. The Times recently reported that 25 percent of the directors or deputy auditors of elections in 14 counties in Ohio have left their jobs. The loss of so much institutional knowledge and expertise, the sheer shortage of workers, is another challenge facing an already frail election system.

Coomer said he no longer wakes up every hour wondering if someone is outside his home. "But in some ways, it's gotten worse," he said. When the campaign against him started, he feared for his safety, but he thought the danger would be temporary. But nine months later, he had to accept that the changes to his life were permanent: "Now it's almost becoming a mainstream accepted narrative that I helped rig an election." Millions of people now believed that story, and it was how history — or certain authors and readers of history — would forever remember him.

If what happened in Antrim County was one case study in the power of malinformation, Coomer's is another. "I think Dominion as a company would be facing all of the same things they are right now without me," Coomer said. "But I was an accelerant. And for lack of a better word, I was a perfect villain."

Bryan Schutmaat is a photographer based in Austin, Texas, who has won numerous awards, including a John Simon Guggenheim Memorial fellowship, the Aperture Portfolio Prize and an Aaron Siskind fellowship.

Susan Dominus has worked for The New York Times since 2007, first as a Metro columnist and then as a staff writer with The New York Times Magazine. In 2009, she was a member of a team that won a Pulitzer Prize, for breaking news, for its coverage of a scandal that resulted in the resignation of Gov. Eliot Spitzer. In 2018, she was part of a team that won a Pulitzer Prize, for public service, for reporting on workplace sexual-harassment issues.

@susandominus

A version of this article appears in print on , Page 47 of the Sunday Magazine with the headline: The Trials of Eric Coomer

Exhibit G

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

DISTRICT COURT, COUNTY OF DENVER,
STATE OF COLORADO

Court Address:
1437 Bannock Street
Denver, CO 80202

^ COURT USE ONLY ^

ERIC COOMER, Ph.D.,
Plaintiff,
vs.
DONALD J. TRUMP FOR PRESIDENT, INC.,
SIDNEY POWELL, SIDNEY POWELL, P.C.
RUDOLPH GIULIANI, JOSEPH OLTMANN,
FEC UNITED, SHUFFLING MADNESS
MEDIA, INC., d/b/a CONSERVATIVE DAILY,
JAMES HOFT, TGP COMMUNICATIONS LLC
d/b/a THE GATEWAY PUNDIT, MICHELLE
MALKIN, ERIC METAXAS, CHANEL RION,
HERRING NETWORKS, INC.,
d/b/a ONE AMERICA NEWS NETWORK,
and NEWSMAX MEDIA, INC.,
Defendants.

Case No. 20CV34319
Courtroom 409

VIDEO VIDEOCONFERENCED DEPOSITION OF JOSEPH OLTMANN
September 8, 2021

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

VIDEOCONFERENCED APPEARANCES:
ON BEHALF OF THE PLAINTIFF:
CHARLES J. CAIN, ESQ.
BRAD KLOEWER, ESQ.
STEVE SKARNULIS, ESQ.
ZACH BOWMAN, ESQ.
Cain & Skarnulis PLLC
P.O. Box 1064
Salida, California 81201
Phone: 719-530-3011
Email: ccain@cstrial.com
Email: bkloewer@cstrial.com
Email: skarnulis@cstrial.com
Email: zbowman@cstrial.com
ON BEHALF OF THE PLAINTIFF:
THOMAS M. ROGERS III (TREY), ESQ.
Recht Kornfeld PC
1600 Stout Street, Suite 1400
Denver, Colorado 80202
Phone: 303-573-1900
Email: trey@rklawpc.com
ON BEHALF OF THE DEFENDANT DONALD J. TRUMP
FOR PRESIDENT, INC.:
ERIC R. HOLWAY, ESQ.
BETH CHAMBERS, ESQ.
Jackson Kelly PLLC
1099 18th Street, Suite 2150
Denver, Colorado 80202
Phone: 303-390-0016
Email: eric.holway@jacksonkelly.com
Email: beth.chambers@jacksonkelly.com
ON BEHALF OF THE DEFENDANT DEFENDING THE REPUBLIC:
CHRISTOPHER SEERVELD, ESQ.
Dymond • Reagor, PLLC
8400 East Prentice Avenue, Suite 1040
Greenwood Village, Colorado 80111
Phone: 303-734-3400
Email: cseerveld@drc-law.com

1 VIDEOCONFERENCED APPEARANCES (Cont'd):
2 ON BEHALF OF THE DEFENDANT SIDNEY POWELL AND
3 SIDNEY POWELL PC:

4 BARRY ARRINGTON, ESQ.
5 Arrington Law Firm
6 3801 East Florida Avenue, Suite 830
7 Denver, Colorado 80210
8 Phone: 303-205-7870
9 Email: barry@arringtonpc.com

10 ON BEHALF OF THE DEFENDANTS JOSEPH OLTMANN, FEC UNITED,
11 and SHUFFLING MADNESS MEDIA, INC., d/b/a CONSERVATIVE DAILY:

12 ANDREA M. HALL, ESQ.
13 The Hall Law Office, LLC
14 P.O. Box 2251
15 Loveland, Colorado 80539
16 Phone: 970-419-8234
17 Email: andrea@thehalllawoffice.com

18 ON BEHALF OF THE DEFENDANTS JOSEPH OLTMANN, FEC UNITED,
19 and SHUFFLING MADNESS MEDIA, INC., d/b/a CONSERVATIVE DAILY:

20 INGRID J. DEFRANCO, ESQ.
21 The Law Office of Ingrid J. Defranco
22 P.O. Box 128
23 Brighton, Colorado 80601
24 Phone: 303-443-1749
25 Email: defrancoi@yahoo.com

ON BEHALF OF THE DEFENDANTS JAMES HOFT AND
TGP COMMUNICATIONS, LLC d/b/a THE GATEWAY PUNDIT:

JONATHAN BURNS, ESQ.
The Burns Law Firm
P.O. Box 191250
St. Louis, Missouri 63119
Phone: 314-329-5040
Email: tblf@pm.me

ON BEHALF OF THE DEFENDANTS JAMES HOFT AND
TGP COMMUNICATIONS, LLC d/b/a THE GATEWAY PUNDIT:

RANDY CORPORON, ESQ.
Law Offices of Randy B. Corporon, PC
2821 South Parker Road, Suite 555
Aurora, Colorado 80014
Phone: 303-749-0062
Email: rbc@corporonlaw.com

1 VIDEOCONFERENCED APPEARANCES (Cont'd):
2 ON BEHALF OF THE DEFENDANT MICHELLE MALKIN:
3 GORDON QUEENAN, ESQ.
4 Patterson & Ripplinger, PC
5 5613 DTC Parkway, Suite 400
6 Greenwood Village, Colorado 80111
7 Phone: 303-741-4539
8 Email: gqueenan@prpclegal.com
9 ON BEHALF OF THE DEFENDANT ERIC METAXAS:
10 MARGARET BOEHMER, ESQ.
11 Gordon & Rees
12 555 17th Street, Suite 3400
13 Denver, Colorado 80202
14 Phone: 303-534-5160
15 Email: mboehmer@grsm.com
16 ON BEHALF OF THE DEFENDANT CHANEL RION And ONE AMERICA
17 NEWS NETWORK:
18 BLAINE KIMREY, ESQ.
19 BRYAN CLARK, ESQ.
20 Vedder Price
21 222 North LaSalle Street
22 Chicago, Illinois 60601
23 Phone: 312-609-7865
24 Email: bkimrey@vedderprice.com
25 Email: bclark@vedderprice.com

ON BEHALF OF THE DEFENDANTS CHANEL RION and ONE AMERICA
NEWS NETWORK:
STEPHEN DEXTER, ESQ.
Lathrop GPM LLP
1515 Wynkoop Street, Suite 600
Denver, Colorado 80202
Phone: 720-931-3200
Email: stephen.dexter@lathropgpm.com
ON BEHALF OF THE DEFENDANTS CHANEL RION and HERRING
NETWORKS, INC. d/b/a ONE AMERICA NEWS NETWORK:
PETER SCOTT, ESQ.
JEREMY GRAY, ESQ.
Early Sullivan Wright Gizer & McRae LLP
6420 Wilshire Boulevard, 17th Floor
Los Angeles, California 90048
Phone: 970-419-8234
Email: pscott@earlysullivan.com
Email: jgray@earlysullivan.com

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

P R O C E E D I N G S

THE VIDEOGRAPHER: Here begins the deposition of Joseph Oltmann. Today's date is September 8th, 2021. The time on the video is 10:04.

Counsel, please identify yourselves for the record and state whom you represent.

MR. CAIN: Charlie Cain for the Plaintiff.

MS. DEFRANCO: Ingrid DeFranco and Andrea Hall for Mr. Oltmann.

THE VIDEOGRAPHER: Will the court reporter please swear in the witness after her read.

THE REPORTER: The attorneys participating in this deposition acknowledge that I am not physically present in the deposition room and that I will be reporting this deposition remotely. They further acknowledge that in lieu of an oath administered in person, the witness will verbally declare his testimony in this matter is under penalty of perjury. The parties and their counsel consent to this arrangement and waive any objections to this manner of reporting. Please indicate your agreement by stating your name and your agreement on the record, beginning with the taking attorney.

MR. CAIN: Charlie Cain. I agree.

MS. HALL: Andrea Hall and Ingrid

1 DeFranco. We agree.

2 JOSEPH OLTMANN,
3 having been first duly sworn or affirmed, was examined and
4 testified as follows:

5 EXAMINATION

6 BY MR. CAIN:

7 Q. State your full name, please.

8 A. Joseph Oltmann.

9 Q. Mr. Oltmann, you understand you're here to
10 give testimony as a result of a court order issued by
11 Judge Moses in this case, correct?

12 A. I do.

13 Q. Part of what she asked us to do is to
14 provide exhibits to you via your counsel. We did so last
15 night. Those exhibits were to be printed out and put in a
16 binder.

17 Do you have a binder of exhibits in front
18 of you?

19 A. I do not. I have a computer screen with
20 those up, though.

21 Q. Mr. Oltmann, instead of being in person, we
22 are obviously conducting this deposition via Zoom, so I'm
23 not there to -- to look at what you're looking at or
24 perceive any information that you're getting outside of
25 the context of my questions and your answers. So let me

Page 7

1 explain a couple of things to you.

2 First of all, you are to not have any
3 recording devices in your office. You are in your office,
4 are you not?

5 A. It doesn't matter where I am. It's not
6 relevant.

7 Q. You are in your office?

8 A. It's not relevant.

9 Q. Let me explain to you, sir, how this is
10 going to go. I'm going to ask the questions. You're
11 going to answer my questions. It's up to your counsel to
12 advise you if they perceive that there's a privilege issue
13 or some other reason that you shouldn't answer my
14 questions.

15 Are you in your office or not?

16 A. (No Response.)

17 MS. HALL: Objection, Charlie. It's not
18 relevant. Move on.

19 MR. CAIN: Are you instructing your client
20 not to answer the questions where he's physically
21 located?

22 MS. HALL: Move on.

23 MR. CAIN: Yes or no.

24 MS. HALL: I said, Yes. Move on, Charlie.
25 It's not relevant.

1 MR. CAIN: Don't talk over me.

2 Q. (By Mr. Cain) It's important, Mr. Oltmann,
3 that you and I understand each other. If there's some
4 reason that you don't understand my questions, will you
5 stop me, ask me to rephrase the question, so that I can be
6 sure that you understand what I'm asking you and you're
7 answering the question that I'm asking?

8 A. Yes.

9 Q. Are you recording -- do you have a
10 recording device with you where you're sitted -- or
11 seating now currently? Are you recording this?

12 A. No. This is being recorded.

13 Q. No, I understand that.

14 My question is: Are you recording it
15 separately?

16 A. No.

17 Q. Mr. Oltmann, you are to not communicate
18 outside the parties during the course of this deposition.
19 That would include getting instructions on how to answer
20 questions from your counsel.

21 Do you understand that?

22 A. Yes.

23 Q. I want only your testimony and your
24 testimony alone. Who else is with you physically right
25 now?

1 MR. CAIN: Charlie, I'm going to object to
2 this line of questioning. How is this relevant? You've
3 not done this with one other person that you've done a
4 deposition over Zoom with. So I suggest you start asking
5 questions because your time is running.

6 Q. (By Mr. Cain) Who else is with you
7 physically present --

8 MR. CAIN: And I'm not going to allow
9 speaking objections, and I will ask for more time if you
10 keep it up.

11 Q. (By Mr. Cain) Who else is with you,
12 Mr. Oltmann?

13 A. My attorneys.

14 Q. Anyone else?

15 A. No.

16 Q. Mr. Oltmann, have you reviewed the
17 protective order that Judge Moses entered in this case?

18 A. No.

19 Q. Are you aware that there's a protective
20 order that would prohibit the disclosure of individuals
21 that were on the antifa call or your conduit to that call,
22 disclosure outside of these proceedings? Are you aware of
23 that?

24 A. Yes.

25 Q. Are you prepared to testify today regarding

1 the identity of your conduit to the antifa call?

2 A. Can you repeat that question again?

3 Q. Are you prepared to testify today
4 concerning the identity of the individual or individuals
5 who gave you access to the antifa call?

6 A. To a certain extent.

7 Q. To what extent?

8 A. To the extent that I give you what
9 information is readily available.

10 Q. Who provided you access -- what's the
11 identity of the individual or individuals who provided you
12 access to the antifa call?

13 A. I made a commitment not to disclose the
14 name of that person. Unfortunately, that person who is
15 known to me is actually in my notes.

16 Q. In the notes of the call?

17 A. Yes.

18 Q. Okay. Who is it?

19 A. That's all I'm going to say.

20 Q. You understand the Court has ordered you to
21 provide us that information. You understand that?

22 A. I'm not going to provide that information.

23 Q. I'm sorry?

24 A. Mr. Coomer is on this call. Mr. Coomer is
25 the one that presented the antifa manifesto in his social

1 media. Mr. Coomer was the one that was on that call. So
2 as a result of that, no protection order would protect
3 this individual.

4 Q. Who is the -- who is the person that was
5 your conduit? Give me the identity of that person.

6 Are you refusing to answer my question?

7 A. I answered your question already. You
8 just didn't like the answer.

9 Q. No. I didn't get the answer to the
10 question. The question was: Who is the person or persons
11 who served as the conduit for you to be on the antifa
12 call? Give me the name.

13 A. I gave you the information as it relates
14 to the information that's in my notes, and you have my
15 notes. So therefore you have that name.

16 Q. Joey Camp?

17 A. No.

18 Q. All right. Who?

19 A. The information as to who gave me access
20 to that call is inside of the notes.

21 Q. All right. One of the documents that I
22 identified for you was Plaintiff's Exhibit 29, which I
23 understand to be your notes.

24 Do you have that?

25 A. Hold on one second.

1 MR. KIMREY: Mr. Cain, this is Blaine
2 Kimrey. Have these exhibits been provided to the other
3 counsel of record in this case?

4 MR. CAIN: Yes.

5 MR. KIMREY: I will note for the record
6 that I did not receive copies of these exhibits. I am
7 counsel for OANN and Chanel Rion. Can you have your
8 office forward to me a file of the exhibits right now?

9 MR. CAIN: No. I think, Blaine -- and
10 welcome to the case -- you should have the Exhibit Share
11 function and you can -- you can view them on that through
12 Veritext. But I don't want to waste time on the record
13 with this right now.

14 MR. KIMREY: Okay. Fair enough.

15 MR. CAIN: We can talk about it off-line.

16 Q. (By Mr. Cain) Do you have Exhibit 29 up,
17 Mr. Oltmann?

18 A. I'm actually not seeing Exhibit 29.

19 Q. It's a copy of your notes.

20 A. Okay. I'm looking at it now.

21 Q. All right. And these are notes, correct me
22 if I'm wrong, that you say were taken contemporaneously by
23 you while you were on that call; is that true?

24 A. Yes.

25 Q. Okay. And this is one, two, three -- four

1 pages of notes, correct?

2 A. Yes.

3 Q. Where in your notes is the identity of your
4 conduit to the call reflected?

5 A. It is -- it is on this page, yes.

6 Q. Which page? There's a Bates stamp -- what
7 we call Bates stamp down on the bottom right. 205, 206,
8 207, 208 are the page numbers on these notes. Which page?

9 A. There's no stamp on this page. Oh, there
10 it is. 205.

11 Q. All right. So 205 starts, Who is Eric
12 Dominion guy. Is that the one you're looking at?

13 A. It is.

14 Q. Denver, Colorado Springs, question mark?
15 Then there's the Brian. Who's Brian? If I'm reading that
16 correctly. Does that say Brian?

17 A. That is not -- that is not who gave me
18 access to the call.

19 Q. Who is Brian?

20 A. He's an antifa member. He's a journalist,
21 I think.

22 Q. What's his last name?

23 A. I don't know.

24 Q. Was he on the call?

25 A. I don't recall actually. I'd have to go

1 through my notes.

2 Q. The next name is -- that appears to be a
3 name is Bev, B-e-v. Who is that?

4 A. How do I get to the other pages?

5 MS. HALL: Just scroll up.

6 THE DEPONENT: Oh, scroll up. Okay. Got
7 it.

8 Q. (By Mr. Cain) Who is Bev, that's the
9 question I asked?

10 A. Bev is the name of somebody that came up
11 on the call.

12 Q. What do you mean? You saw a name appear?

13 A. Yes.

14 Q. Okay. Do you have a last name?

15 A. No.

16 Q. Do you know who she is?

17 A. No.

18 Q. Was this a Zoom? Was this a Zoom call?

19 A. Yes.

20 Q. So you could see the name of the
21 participants that had logged into the call, at least with
22 respect to Bev, right?

23 A. Yes.

24 Q. Okay. Did you see Eric Coomer on the Zoom
25 call reflected?

1 A. No.

2 Q. Sam -- well, actually before I move off of
3 Bev. Have you subsequently learned who this person is,
4 Bev?

5 A. Yes. It's an antifa member.

6 Q. Okay. What do you know about her?

7 A. Not a lot, actually.

8 Q. All right. What do you know?

9 A. Not a lot. I'd have to review my notes.

10 Q. Is there something -- when you say your
11 notes, are you referring to Exhibit 29 or some other
12 notes?

13 A. Just information that I would have
14 on -- on her.

15 Q. Okay. Are those reflected on Exhibit 29 or
16 some other notes?

17 A. It wasn't pertaining to any of this
18 hearing, so I don't even -- I know that --

19 THE REPORTER: I'm sorry, but there's too
20 much background noise. I can't understand the witness.

21 Could I have the answer repeated, please?

22 THE DEPONENT: There's no noise on my
23 side.

24 Q. (By Mr. Cain) Can you repeat your answer?
25 She didn't hear you. She needs to get it down for the

1 record.

2 A. I did collect notes on some of these
3 people. So if I have notes on her, then it would
4 be -- it wouldn't be in these notes, though.

5 Q. Okay. But you do have notes reflecting
6 some investigation of who she was?

7 A. I have questions that I asked when I
8 started contacting other people that were doing research
9 on antifa specifically.

10 Q. Okay. So do you have notes that reflect
11 who she is -- who her identity is?

12 A. I was -- I was never able to uncover who
13 she is, specifically.

14 Q. How about any organization she's involved
15 with? Do you know that?

16 A. Antifa.

17 Q. The next name is Sam with a question mark.
18 Who are you referring to there? Is that your conduit?

19 A. No.

20 Q. Who is Sam? What information do you have
21 on this person?

22 A. He's an antifa member.

23 Q. How do you know?

24 A. Because he was on the call.

25 Q. Do you have a last name?

1 A. No, no, not as it pertained to the
2 information I was able to collect here.

3 Q. Well, why did you qualify that? Do you
4 have any identifying information on this Sam who was on
5 the call?

6 A. I was told by someone else that a man that
7 went by the name of Sam died a couple months ago. He was
8 heavily involved in antifa.

9 Q. Who told you that?

10 MS. HALL: Object to form.

11 Q. (By Mr. Cain) You can answer.

12 A. It doesn't --

13 THE REPORTER: I'm sorry. I just --

14 A. I said it doesn't have to do with Eric.

15 Q. (By Mr. Cain) Who told you that is the
16 question? You can answer the question.

17 A. Joey Camp.

18 Q. Yan-ni is the next name. And then there's
19 a dash RD knows.

20 Is Yan-ni the conduit to your participation
21 on this call?

22 A. No.

23 Q. Do you know who Yan-ni is? Do you have a
24 last name or any other identifying information?

25 A. He goes by the name of Yan or Yan-ni. He

1 seems to be an enforcer for the Antifa/BLM movement.

2 Q. Were you able to identify this person
3 beyond that?

4 A. To some degree, yes.

5 Q. Okay. Tell me -- do you have an address?
6 Do you have a last name? What identifying information do
7 you have?

8 A. Just information related to the fact that
9 he was not a journalist. I wasn't able to disqualify him
10 from being a journalist.

11 Q. How?

12 A. By looking up all known people that go by
13 Yan or Yan-ni.

14 Q. When you were looking up all known people
15 that go by Yan or Yan-ni, were you able to determine who
16 this person is specifically? Is he a mechanic in the
17 Springs?

18 A. No. Because that's not what I was looking
19 for.

20 Q. So if -- if you wanted to get in touch with
21 Yan-ni at this point -- or Yan, you wouldn't know how to
22 do it?

23 A. I didn't try to get in touch with an
24 antifa member. I didn't try.

25 Q. Okay. So you -- you don't have any

1 information beyond what you told me about Yan or Yan-ni;
2 is that true?

3 A. No, that's not true.

4 Q. What other information do you have on this
5 person?

6 A. That he's an antifa member.

7 Q. You've already told me that. I said what
8 other information.

9 A. I'm trying to find the information. So
10 hold on a second. I'll see if I can pull up a --

11 Q. Tell me what you're doing when you're doing
12 it too. Are you on --

13 A. I'm just searching files to see anything
14 that I have on Yan or Yan-ni.

15 Q. I only have so much time, so if you can't
16 find it now, then at a break we can see if we can pull
17 that information down.

18 A. All right. Sounds good.

19 Q. Then there's a dash RD knows. Who's RD?
20 What do those initials stand for?

21 What are you looking at, Mr. Oltmann?

22 A. My attorney.

23 Q. Who is RD? The lawyer can't give you the
24 answer. I can't -- this is not their deposition. This is
25 your deposition.

1 A. I'm not sure you understand the
2 significance of what we're dealing with. As a matter of
3 fact, I don't think you care. So I'm going to answer
4 it -- I'm going to answer it this way. You asked me for
5 an answer, I'm going to give you an answer.

6 In the last two weeks we've had two antifa
7 members that have targeted and tried to kill other
8 people. We have one that tried to assassinate a guy in
9 Olympia, Washington. We have another guy in California
10 that was hunted for stabbing someone at a protest, who is
11 a known antifa member.

12 We have Joey Camp who's currently in
13 hiding and had to move locations twice in the last couple
14 of months due to antifa putting a hit out on his life.
15 There's another gentleman that worked for Project Veritas
16 out of New York and in 2019/2020 had a posted bounty for
17 his head.

18 And then there's the dark web of the
19 bounty that's currently on my head by antifa in Colorado
20 and other states. So you want me to divulge information
21 which, frankly, would need someone like Eric Coomer back
22 to this individual for retribution. And since we know
23 that the history of Coomer is to have retribution against
24 people, there's a hesitation on my side to divulge
25 anything based on the imminent danger to that particular

1 individual.

2 MR. CAIN: Objection. Nonresponsive.

3 Q. (By Mr. Cain) Who is RD? And I'm going to
4 ask the Court for more time if this continues. I want
5 responses to my questions.

6 A. I answered the question.

7 Q. Who is RD?

8 A. I'm asking for the truth, and you can't
9 handle the truth. Or you don't care about the trust,
10 which is obvious by how you act in a courtroom and how
11 you lie in your proceedings.

12 Q. Who is RD? Are you going to answer my
13 question or not? What does that stand for?

14 A. That stands for the individual that gave
15 me access to the call.

16 Q. What's the name?

17 A. That's his name.

18 Q. RD is his name?

19 A. Is his name.

20 Q. What's his last name?

21 A. RD.

22 Q. No, sir. That -- that's not his name.

23 A. That's his --

24 Q. Give me the name.

25 A. That's the information I have on that

1 individual.

2 Q. Pardon?

3 A. That is the information that I have on
4 that individual.

5 Q. That's the entirety of the information.
6 You know this person by RD, period?

7 A. I know that person by RD.

8 Q. And you don't know his first name?

9 A. I know that person by RD.

10 Q. Do you know his actual first name or not?

11 MS. HALL: Objection.

12 Q. (By Mr. Cain) Let's quit playing games.

13 MR. CAIN: Counsel, I'm asking a question.

14 MS. HALL: He's answered you three times.

15 A. I answered the question.

16 MS. HALL: You don't like the answer. He
17 told you he knows the individual by the initials RD.

18 Q. (By Mr. Cain) Do you know his actual name,
19 is the question.

20 A. His name is RD. That is his name.

21 Q. Do you know -- what's his last name?

22 A. RD is his name. If you know anything
23 by --

24 Q. What is his last name, sir? What is his
25 last name?

1 A. If you know anything about the antifa
2 movement, everyone in antifa uses names -- other names.
3 That is the name that he gave me.

4 Q. What is Eric Coomer's antifa name?

5 A. What do you mean Eric Coomer's antifa
6 name?

7 Q. You said everybody in antifa uses other
8 names. What is his -- Eric Coomer's antifa name?

9 A. I believe Eric Coomer loves his notoriety.
10 I believe Eric Coomer is one that likes to be in the
11 middle of the limelight. I believe Eric Coomer is the
12 one that wants to be the one in charge. And frankly, on
13 the call, no one knew -- or there were people that didn't
14 know who he was because they asked who he was.

15 Q. Sir, you're being evasive. I --

16 A. That is not evasive. That is the answer
17 to the question. You asked a question; I answered it.

18 Q. I know. I asked a different question that
19 you didn't answer.

20 A. What was that?

21 Q. So let me ask this question again.

22 Are you in contact with RD --

23 A. I'm not.

24 Q. -- or not?

25 When is the last time you spoke with this

1 individual?

2 A. Five months ago, six months ago.

3 Q. Where does this person live?

4 A. I do not know.

5 Q. In Colorado?

6 A. I do not know.

7 Q. How did you get in touch with this person
8 initially?

9 A. He showed up at an FEC meeting.

10 Q. Where?

11 A. In Castle Rock, Colorado.

12 Q. Is he a member of FEC?

13 A. I do not know the answer to that.

14 Q. Who would?

15 A. I would have to check and see if the
16 member --

17 THE REPORTER: I'm sorry, sir. Just a
18 moment. I'm sorry. I just didn't hear or understand the
19 last part of the answer. Can you repeat, please?

20 THE DEPONENT: I would have to check with
21 FEC to see if they have a record of him in their
22 memberships.

23 Q. (By Mr. Cain) Can you do that for me since
24 we're taking FEC's deposition tomorrow?

25 A. Hold on.

1 Q. All right. I'm going to circle back to
2 what I was asking you about RD. Do you know this person's
3 actual name or not?

4 MS. HALL: Object to form.

5 A. He presented himself as RD.

6 MR. CAIN: Objection. Nonresponsive.

7 Q. (By Mr. Cain) My question is: Do you
8 know --

9 MS. HALL: He answered the question. You
10 don't like the answer. That's your problem. You've
11 asked this question at least five times. He's answered
12 the question. And you keep asking the same question, and
13 you don't like the answer.

14 MR. CAIN: Ms. Hall, you can guarantee
15 that I'm going to be asking for more time if you keep
16 interrupting my questions.

17 Q. (By Mr. Cain) My question was: Do you
18 know his actual ID beyond these initials? Do you know his
19 name, and you're just not providing it to me?

20 A. He was known to me as RD. He was very,
21 very careful and very, very scared about himself coming
22 out in any of this. I've already given you more
23 information than I think I'm probably -- that I've been
24 told I can give.

25 Q. (By Mr. Cain) Told by whom?

1 MS. HALL: Objection.

2 A. I've given -- I've answered your question.

3 Q. (By Mr. Cain) No, you haven't.

4 My question is this: You say he presented
5 himself as RD. That's fine. I understand your testimony
6 there. But my question wasn't how he presented himself.
7 My question was: Do you actually know his -- his full
8 name -- his identification and you're just not providing
9 that to me?

10 A. I do not know his full name.

11 Q. Do you know his first name?

12 A. I've never verified his identity.

13 Q. So you don't know his first name?

14 A. He was known to me as RD. I've given you
15 the information of who he is.

16 Q. RD isn't a first name. And my question is:
17 Do you know what the R stands for?

18 A. No.

19 Q. Let's go about it that way. Richard?
20 Roger? Rick? Do you know?

21 A. I do not know what the R stands for.

22 Q. Do you know what the D stands for? His
23 last name, perhaps?

24 A. I do not know what the D stands for.

25 Q. Do you have contact information for him? A

1 phone number?

2 THE REPORTER: I'm sorry. The answer?

3 THE DEPONENT: I do not.

4 Q. (By Mr. Cain) You said five or six months
5 ago was the last time you were in contact with him. Is
6 that your testimony?

7 A. To the best of my recollection, yes.

8 Q. How did you get in touch with him?

9 A. Through a Signal.

10 Q. What is his Signal handle?

11 A. RD.

12 Q. Have you produced your communications from
13 Signal to your counsel with RD?

14 MS. HALL: Objection. You're asking for
15 attorney-client privileged information. He's not
16 answering that question.

17 MR. CAIN: No, I'm not asking for
18 attorney-client information. The fact of providing the
19 information to counsel isn't privileged.

20 MS. HALL: Yes, it is.

21 MR. CAIN: It doesn't fall under advice.

22 Q. (By Mr. Cain) Do you have access to your
23 Signal communications with RD, Mr. Oltmann?

24 A. No.

25 Q. Why not?

1 A. Because Signal deletes after 5 minutes,
2 10 minutes. Those communications are deleted inside the
3 app.

4 Q. So there -- there is information that you
5 have in terms of communications with your conduit that
6 have been deleted as a result of the use of the Signal
7 app? Is that your testimony?

8 A. That's not what I said.

9 Q. What's -- what's incorrect about my
10 statement?

11 A. When someone communicates with you via
12 Signal, they set the standard for what can be kept inside
13 of that conversation.

14 Q. Okay.

15 A. It's a limitation of the technology.

16 Q. I understand that. But my -- my question
17 was, there are communications or were between you and RD
18 that have been deleted?

19 A. Not true.

20 Q. So you still have them?

21 A. I do not have them.

22 Q. Because they have been deleted?

23 A. That is not true. That is a play on words
24 by you. That is not what happened. What happened is, is
25 the app limitation is that those are deleted. When

1 someone communicates with you, they set the standard by
2 which you can keep those communications.

3 Q. When did you initially contact -- or make
4 contact with RD?

5 A. End of July, I believe, early September.

6 Q. 2020?

7 A. Yes.

8 Q. Describe the -- your initial contact with
9 this person.

10 A. I was at a meeting. He walked up to me
11 and said that he was a part of antifa and he was leaving
12 it, and that it was not the same organization as when it
13 started and something to that effect. And I basically
14 glad handed him and said, I'm glad you're not a part of
15 antifa anymore. Shook his hand and told him to stick
16 around and get involved.

17 I shook probably another 100, 150 other
18 people's hands at the same time. That was the first -- I
19 think that was the first time I met him.

20 Q. How is it that -- well, just walk me
21 through the progression, Mr. Oltmann, that you shook his
22 hand at an FEC meeting in you said July or September.

23 When was your next contact with him? Walk
24 me through that progression, please.

25 A. He made a couple of attempts to contact

1 me.

2 Q. How?

3 A. Through Signal. I think -- let me -- let
4 me go back a little bit. I think through Signal. I
5 can't find any text communication from him, and I don't
6 think I gave him my email -- or my phone number. I know
7 he made a couple of -- he made a couple of attempts to
8 contact me, and I did not return his call or I did not
9 respond.

10 Q. When he attempted to contact you, what was
11 he saying?

12 A. I don't remember. I don't recall. I
13 probably get somewhere between 3 and 400 people in a
14 given week to try to contact me.

15 Q. Did you ever communicate with him via cell
16 phone number?

17 A. No.

18 Q. Via email?

19 A. No.

20 Q. Via regular text?

21 A. No.

22 Q. All the communications with RD that weren't
23 in person were through Signal?

24 A. I believe so. Yes.

25 Q. So when he attempted to contact you a few

1 times, you didn't respond to those, then what happened
2 next?

3 A. He showed up at another FEC meeting, which
4 was -- I think it was the beginning of September, to the
5 first week of September. And this time he walked up to
6 me again and said, you know, I've been trying to reach
7 out to you. I -- I can get you access to these --
8 getting in the antifa call.

9 Q. How did he know you wanted access?

10 A. I don't think he knew that I wanted access
11 or didn't want access. He had just made a statement at
12 the previous conversation that he was a part of antifa
13 and that these people that are writing things about you,
14 they're antifa members inside of -- they're antifa
15 journalists.

16 And so it piqued my interest before, but I
17 wasn't -- I was not surprised. And this time by telling
18 me he can give me access to that call, definitely piqued
19 my interest.

20 Q. This FEC meeting that you just testified
21 about, was this also in Castle Rock?

22 A. Yes.

23 Q. Are those meetings -- do you have sign-ins
24 sheets or anything that would identify who attended the
25 meetings?

1 A. I think we started to do that, yes.

2 Q. Do you still have FEC meeting sign-in
3 sheets from this time period?

4 A. No.

5 Q. Why not?

6 A. Because they're not kept. They're written
7 in papers. We wouldn't keep those -- that information.

8 Q. Well, you -- you acquire the information.
9 Do you then convert it into an electronic record?

10 A. We take the emails and convert those into
11 electronic records, yes.

12 Q. Okay. Did -- did RD provide an email?

13 A. I do not know. I did tell you that I
14 would check the logs for members for the deposition
15 tomorrow.

16 Q. All right. While you're at it, can you
17 also look at the sign-in sheets or however that's now
18 notated to see if you have information for RD?

19 MS. HALL: Charlie, just for the record,
20 he told you that he did not keep those. If anything,
21 there would be an email address. And he already
22 confirmed that he would look that up.

23 A. I will check for that information,
24 nonetheless.

25 Q. (By Mr. Cain) You said that he indicated

1 that he had some information on antifa journalists. Who
2 did he say he had information on?

3 A. I do not believe at that time he told me
4 about any one person in particular.

5 Q. Okay. What happened next with respect to
6 this guy?

7 A. He became more agitated. He contacted me
8 and told me what day that was going to happen, which I
9 don't recall the actual day. It was a pretty busy time
10 for us at FEC and a pretty busy time for us as a country.
11 I invited him to come to my office.

12 Q. Where you're sitting now?

13 MS. HALL: Objection.

14 Q. (By Mr. Cain) Is that where you -- you met
15 with him where you're sitting now?

16 MS. HALL: Objection, Charlie. I told you
17 it's not relevant and he's not answering the question.

18 Q. (By Mr. Cain) Are you going to not answer
19 my question? Did you meet with RD where you're sitting
20 now?

21 A. The purpose of this deposition being
22 remote is to protect me. I have to sit here for three
23 hours, and there is no way I'm going to disclose where I
24 am right now that could lead anybody on your side to
25 become here and do harm to me. So I will not divulge

1 where I'm --

2 Q. Mr. Oltmann, you know what, I've listened
3 to you say our side wants to do harm to you --

4 A. I am.

5 Q. -- multiple times.

6 You don't have any evidence of that, and
7 there's absolutely no reason we would want any harm to
8 come to you. I want you to be sitting there at -- during
9 trial. Okay?

10 Do you understand that?

11 A. You ask me a question; I'll answer the
12 question. You want to put your -- your
13 little -- whatever you want to call what you said, your
14 opinion, I have no interest in listening to you.

15 I will answer your questions. I'm here
16 for three hours to answer your questions. Not to be
17 badgered by some prick. So you figure out what questions
18 you want to ask me. You ask me those questions, and I
19 will answer those questions.

20 Q. Okay. Did you meet with RD there where
21 you're sitting?

22 MS. HALL: Objection. Charlie, I told
23 you, move on. He's not answering that question. You
24 already went down this road. And it's not relevant to
25 the issue of defamation where he met with this person.

1 Q. (By Mr. Cain) Let me ask you this way --
2 MS. HALL: And whether or not he's there
3 now.

4 MR. CAIN: Ms. Hall, enough.

5 Q. (By Mr. Cain) Let me ask you this: You
6 said he was agitated, and you had a meeting with him,
7 correct?

8 A. Yes.

9 Q. Describe his appearance for me.

10 A. I'm sorry?

11 Q. If I need to pick him out of a line-up,
12 describe his appearance. How tall is he? What color of
13 hair? How old is he? What race or ethnicity?

14 A. This is unbelievable.

15 Q. Describe him.

16 They can't answer your questions. They can
17 make legal objections, not speaking objections. They
18 can't answer the questions that I'm asking you. This is
19 why I wanted this in the courthouse.

20 A. You want it in the courthouse because you
21 wanted to have me arrested. You said so in -- with
22 conferral with counsel.

23 Q. Describe --

24 A. Exact words, actually. Even though in the
25 courtroom you lied to me.

1 Q. I did not say that. That's false. I did
2 not say that to your counsel.

3 MS. HALL: Charlie, I'm not going to get
4 into this during this deposition, but you did say that on
5 the phone.

6 MR. CAIN: I did not.

7 MS. HALL: Okay. Well --

8 MR. CAIN: I never said I want to get him
9 arrested. And you're wasting my time.

10 Q. (By Mr. Cain) Describe the physical
11 appearance of RD.

12 A. He's a white male.

13 Q. How old?

14 A. Under 30.

15 Q. Do you know his educational background,
16 where he went to school?

17 A. I do not.

18 Q. Do you know what he does for a living?

19 MS. HALL: Objection. Relevance.

20 Q. (By Mr. Cain) Do you know what he does for
21 a living?

22 A. I'm not going to answer that question.

23 Q. Do you know?

24 A. I'm not going to answer that question.

25 Q. Why not? This is identity of your conduit.

1 You're under a court order to answer these questions.

2 A. Oh, I'm very aware of that.

3 Q. Okay.

4 A. I'm also aware that the judge in this case
5 marched in June of 2020 in an antifa protest. I'm also
6 aware of that.

7 Q. And, in fact, you've called her an antifa
8 judge, haven't you?

9 MS. HALL: Charlie, what's the relevance
10 of this? Like, I mean, what he believes of the judge or
11 what he's done on his own time is not relevant to a
12 defamation case with your client Eric Coomer.

13 MR. CAIN: I don't think you know what is
14 relevant, and quit interrupting this.

15 MS. HALL: No. I have the ability to --

16 Q. (By Mr. Cain) Haven't you referred to --

17 MR. CAIN: No, we're going to get into
18 what is antifa and what isn't, which is highly relevant
19 to this. And he's called Eric Coomer a member of antifa.
20 We're going to talk about that.

21 Q. (By Mr. Cain) You've called the judge an
22 antifa judge, haven't you? I want to know what qualifies
23 someone to be part of antifa?

24 Why did you call the judge an antifa judge?

25 MS. HALL: Objection. Relevance.

1 Q. (By Mr. Cain) What makes someone a member
2 of antifa? That's the point of my question.

3 A. It's a pretty well-organized organization
4 for something they say isn't organized.

5 Q. Okay. But what makes someone part of
6 antifa? Are you going to answer my question?

7 You called the judge an antifa judge in our
8 case. You've referred to Dr. Coomer as a member of
9 antifa. What makes either of them part of antifa?

10 MS. HALL: Objection with regard to the
11 judge.

12 A. Eric being on an antifa call. Eric
13 putting up posts that were pro antifa, anti-American,
14 anti-police. Posting literally right after antifa put
15 the manifesto out there, the next day he posted it on his
16 social media.

17 Q. (By Mr. Cain) Anything else?

18 Marching in a rally, marching in a Black
19 Lives Matter protest, does that make someone a member of
20 antifa?

21 MS. HALL: Objection. Relevance.

22 A. I think being on an antifa call where you
23 say that somebody is not going to win, and you made sure
24 of it, probably makes you a part of antifa.

25 Q. (By Mr. Cain) We'll get to that.

1 A. Communicating with journalists, who are
2 antifa journalists, journalists that stand up for the
3 fascist/antifascist movement, would probably qualify them
4 as antifa.

5 Q. Anything else you can think of? You've
6 called the judge an antifa judge. That's why I'm asking
7 you what -- what about that would qualify -- our judge
8 would qualify her as part of antifa?

9 MS. HALL: Objection, Charlie. Move on
10 with this questioning with regard to the judge. It is
11 not relevant to your defamation case.

12 MR. CAIN: Yeah, it is. I want to know
13 what -- what makes someone antifa.

14 MS. HALL: But you keep referring --

15 MR. CAIN: Calling my client -- I'm not
16 debating with you, Ms. Hall.

17 MS. HALL: Well, then I'm going to start
18 instructing my client not to answer your question. It's
19 not relevant to your lawsuit. What is going on with the
20 judge, what he said about the judge is not relevant to
21 Eric Coomer.

22 MR. CAIN: I'm talking about antifa.

23 MS. HALL: No, you're not. You keep
24 referring to the judge.

25 MR. CAIN: I'm not asking you, Ms. Hall.

1 Ms. Hall, we're trying to figure out in your client's
2 mind what makes someone a member of antifa. He's called
3 the judge an antifa judge because she marched in a --
4 allegedly, I have no knowledge of this -- in a rally or
5 some form of a protest.

6 Q. (By Mr. Cain) What makes that -- take the
7 judge out of it. What makes someone who's involved in
8 that activity antifa?

9 MS. HALL: That's been asked and answered.

10 MR. CAIN: He hasn't answered it.

11 A. I did answer it.

12 Q. (By Mr. Cain) What makes someone, in your
13 mind, an antifa journalist?

14 A. A radical leftist that communicates openly
15 with other radical leftists that stand for antifa being
16 antifascist, who are then themselves are the racist
17 pedophiles and racists of our society. Typically white
18 extremist liberals.

19 Q. And they have to be racist and pedophiles?
20 Is that part of your definition?

21 A. This isn't a deposition.

22 Q. It is a deposition.

23 A. This is a battering session for you
24 because you don't like the fact that I call you out. And
25 I'm --

1 Q. I don't --

2 A. I'm sorry I hurt your feelings.

3 Q. I could care less about anything --

4 A. Let's talk about -- let's talk about
5 antifa and what antifa does. And let's talk about the
6 qualifications of the judge because that's what you
7 wanted to ask. So I'll talk about that.

8 MS. HALL: No, don't.

9 Q. (By Mr. Cain) No, sir. I just want
10 answers, and you're being evasive.

11 A. I'm not being evasive.

12 Q. If you can't tell me who this person is
13 that was your conduit beyond a white male under 30 with
14 the initials RD.

15 Do you have anything else going back to RD
16 that would inform me on who this person is?

17 A. No.

18 Q. You would not identify where he works.

19 A. I don't know where he works. And that
20 wasn't your previous question.

21 Q. Did you ever know where he was employed?

22 A. No.

23 Q. Do you have any employment information on
24 him?

25 A. No.

1 Q. Do you know what city he lived in during
2 the period of time you were dealing with him?

3 A. Denver Metro area.

4 Q. Do you know anybody else who knows him,
5 friends of his, family?

6 A. I've given you all the information on him.
7 That is what I'm under a court order to disclose, and
8 I've disclosed that.

9 Q. You didn't answer my question.
10 Do you know any of his friends,
11 people -- other people who know him? Family members?

12 Either you know it or you don't.

13 A. (No response.)

14 Q. I'm going to reclaim this time at some
15 point. So there's no point in you just sitting there and
16 not responding to me.

17 Do you know the answer to my question?

18 A. (No response.)

19 Q. Family members? Friends?

20 A. (No response.)

21 Q. I'm taking by your silence that you do. Do
22 you know, sir?

23 A. I know that the goal of this is to uncover
24 this individual, so this --

25 Q. Absolutely.

1 A. -- so this person is put in danger.

2 Q. Not true.

3 A. If you put the person in danger, you hope
4 to punish this person the same way that I'm being
5 punished with a court order --

6 Q. Sir?

7 A. The same way that the couple thousand
8 people that have signed affidavits across the country
9 have been punished and threatened.

10 Q. You have no evidence that we want to do
11 anything like that and nothing could be further from the
12 truth.

13 What I want to know is what happened on
14 this call, and who got you on it and who else was there,
15 which you haven't provided to anyone at this point. So
16 that's why I'm asking these questions.

17 Do you know friends or family of this RD,
18 and you're just not telling me?

19 Are you refusing to give me that
20 information?

21 A. (No response.)

22 Q. Okay.

23 A. I don't want to speculate.

24 Q. Did your counsel just provide you with
25 information? I didn't -- I couldn't hear it, but off

1 camera I want to make sure that Ms. Tubbs got that.

2 MS. HALL: I told him not to speculate.

3 THE REPORTER: I cannot hear the
4 whispering.

5 Q. (By Mr. Cain) Okay. But I'm not asking
6 you to speculate.

7 THE REPORTER: I cannot hear the
8 whispering.

9 A. He did not show up to these meetings
10 alone.

11 Q. (By Mr. Cain) Okay. Who did he show up
12 with.

13 A. I don't know.

14 Q. Describe him. Same person? Multiple
15 people?

16 A. No. The same person, yes.

17 Q. What's the name of the person he showed up
18 with?

19 A. I don't remember.

20 Q. Male or female?

21 A. Male.

22 Q. Friend?

23 A. I assume so.

24 Q. Okay. So you know he has a friend that
25 showed up at the meetings. Is that person still part of

1 FEC? Does he show up at meetings still?

2 A. He was not an FEC person, I think they
3 brought him in. I think it's just another person that
4 came with him.

5 Q. Okay. But this other individual -- do you
6 know who they are? Are they showing up at FEC meetings?

7 A. No.

8 Q. Okay.

9 A. And I'm not at many of the FEC meetings
10 currently.

11 Q. All right. So you said that -- you
12 mentioned that RD was agitated during one of your meetings
13 where you, I guess, won't identify where you were at at
14 this particular meeting.

15 But what was he agitated about,
16 Mr. Oltmann?

17 A. So maybe agitated is probably the wrong
18 word. Scared, paranoid. Wouldn't meet me for coffee at
19 a coffee shop. Would make sure that I was -- he was
20 10 minutes late. I would ask him questions about, you
21 know, who he is as a person. Typical things that I would
22 do when trying to mentor someone who I think is going
23 down the wrong path.

24 Q. Okay. And then how did this develop to him
25 getting you on an antifa call, as you define it?

1 A. I don't understand the question.

2 Q. Well, you were meeting with him. You said
3 you had coffee. He was scared and paranoid. I want you
4 to walk me through the history of -- of your relationship
5 with this person and how he got you on the call.

6 A. And the history was pretty vanilla. I met
7 with him for coffee, as I do many people. I met with him
8 at a park. Just having conversations about who he is, to
9 validate who he is, up to the point where I was on the
10 call. I think it was more for -- as much for him as it
11 was for me.

12 Q. What did you learn about him that you
13 haven't testified to during this getting-to-know-you
14 process? You said you were at a park. You learned about
15 who he is. What did you learn?

16 A. I learned that he has family members that
17 are part of antifa.

18 Q. And? Is that it?

19 A. I learned that he just wanted to do good
20 and he thought that antifa was truly doing good.

21 Q. Okay. Anything else?

22 A. I learned that he had kids.

23 Q. Is he married?

24 A. And I learned that his fear is, is that
25 his kids would grow up under the same thing that he went

1 through when he grew up, and that they would be dragged
2 into something like this that would take him down a path
3 that he couldn't get them off of.

4 Q. Did you learn whether he was married or
5 not?

6 A. He's in a relationship, yes.

7 Q. Do you know who his partner is?

8 A. I have not.

9 Q. Never met him or her?

10 A. I have not.

11 Q. All right. So this -- this
12 getting-to-know-you process occurred during what period of
13 time? The summer of 2020?

14 A. No. It happened -- it went back in time
15 and said July to September, I met with him a couple
16 times. It was a pretty busy time given all the unrest
17 that was happening in Denver.

18 Q. Okay. Then where did the idea come that he
19 would provide you access to a call?

20 A. At first he said that he didn't have the
21 information for when the call would occur. And I believe
22 he called me a couple days before the call to ask me
23 questions, and then we had the -- the call itself.

24 Now, I did attempt to -- I think I can
25 divulge this. I did attempt to gather the information

1 related to that call some months later.

2 Q. What do you mean? I don't understand that.

3 A. I attempted to contact Zoom and see if
4 they could, given a certain period of time, find out --
5 and given a certain IP address or bank of IPs -- how I
6 could recover that particular call.

7 Q. Why? Why did you do that?

8 A. To have more concrete, tie it down to the
9 actual number itself or access code that would give me
10 access to that information so that I could then subpoena
11 that information for -- access that information related
12 to this.

13 Q. And did Zoom provide any information to you
14 that was of use?

15 A. No. But it's well-documented.

16 Q. What do you mean?

17 A. It's documented. I went to someone within
18 my company and asked that person to do this research for
19 me.

20 Q. Do you have some record of the research
21 results?

22 A. I can check. I don't think so, but I can
23 check. I'm sure that there's conversations that happened
24 related to it, yes.

25 Q. All right. If you can put that on your

1 list, I'd like to get that information if it's available.

2 All right. So when -- did you -- did you
3 get a sense from RD that he had been on calls like this in
4 the past and, therefore, thought this particular call
5 would be of interest to you? Describe how, you know, that
6 came about.

7 A. Oh, at that point the only focus was
8 antifa journalists. That is the only focus I had
9 throughout the entire thing is the things that people
10 were saying about me.

11 Q. You didn't like what was being written
12 about you by certain members of the media at the time?

13 A. I don't think it was as much being written
14 about me as it was being written about FEC United.

15 Q. Okay. And who were the journalists that
16 bothered you in particular?

17 A. Be Sean Beedle, down in Colorado Springs.
18 Sean Heidi Beedle.

19 Q. Okay. Anyone else?

20 A. Yeah. Eric -- I don't know how to say his
21 last name.

22 Q. Mobich [phonetic]?

23 A. Mobich. Oh, yeah, you know him, huh?

24 Q. Anyone else?

25 A. Yeah. Kyle Clark. I don't know if Kyle

1 Clark was before or after. But I certainly know that
2 he's affiliated with antifa.

3 Q. So he too is an antifa journalist?

4 A. I guess you could call him that.

5 Q. All right. I'm not going to call him that.
6 I asked you the question.

7 A. I mean, in my opinion I would call him
8 that, yes, I would call him an antifa journalist.

9 Q. Okay. So I've heard the storey before, of
10 course, that you were concerned about these journalists
11 and what they were saying about you. So is it fair then
12 to say that your -- your interest in RD was, he was going
13 to be able to put you on a call with some of these
14 journalists who were writing bad things about you?

15 A. Yes.

16 Q. Okay. And in were any of these journalists
17 that you mentioned actually on this Zoom call?

18 A. There -- there was a couple journalists on
19 there, but they weren't doing -- and I only take this by
20 the friendliest comment related to the call. I was
21 somewhat underwhelmed by the conversations because it was
22 filled with rhetoric. But it was fascinating because of
23 the planning and the fact that they were very, very well
24 organized on how they communicated on these calls.

25 Q. All I'm asking you about right now is -- is

1 the identity of the people that were on the call itself.

2 A. I believe if you check my notes, you will
3 walk, through, and I started putting down information
4 related to who I thought was on the call.

5 Q. Okay. Let's do that, then. Let's segue
6 into that. We'll come back to how you got on the call in
7 a minute. I can't define from your notes who was on the
8 call or who was just being discussed.

9 So referring to Plaintiff's Exhibit 29,
10 your notes, who was it that you can say for a fact was on
11 the call, journalists or otherwise, besides yourself, and
12 as you claim, Mr. Coomer?

13 A. Well, the information from that call led
14 me to information about Heidi Beedle. I thought she was
15 on that call, but then again, nobody used names on the
16 call. No one used names. The only one that popped up
17 was the Bev that popped up. And I wrote that down as it
18 came up.

19 Q. Okay. You've said, I think in the past,
20 that you thought there were about 15 to 20 people on the
21 call while you were on the call; is that right?

22 A. Yes.

23 Q. Okay. Why can't -- I'm sorry. Go ahead.

24 A. Go ahead.

25 Q. So why can you not positively identify

1 Heidi Beedle being on the call, or can you?

2 A. I cannot because no one had names to
3 verify that. So the only names that came up during this
4 are the names that I wrote down.

5 Q. Well, you wrote down Heidi. Did you write
6 Ron at one point?

7 A. I suspected that that was the person that
8 was beginning to speak at the beginning of the call.

9 Q. What do you -- what do you recall her
10 saying?

11 A. The -- that particular person was talking
12 about the Colorado Springs Independent, which is why I
13 thought that was Heidi because it sounded like Heidi, but
14 I wasn't sure. So the more that that person talked, the
15 more I wrote down information related to that person to
16 hone in on that particular conversation.

17 Q. Okay. Did you ever learn subsequent to
18 this call whether it was Heidi, in fact, that was on the
19 call?

20 A. You mean did I definitively say that that
21 was him?

22 Q. Yes.

23 A. I don't think that -- I think I was able
24 to validate that he was an antifa journalist, yes.

25 Q. I'm just asking -- you did research after

1 this call on Dr. Coomer. Did you research -- do any
2 research to try to authenticate whether Heidi was on the
3 call or not?

4 A. I authenticated Beedle as being an antifa
5 journalist based on this conversation and this call, yes.

6 Q. Okay. That's a different answer to the
7 question I asked. Did you do any research --

8 A. I did -- I did do research on Mr. Beedle,
9 yes.

10 Q. Okay. As you sit here today, what level of
11 certainty do you have as to whether she was on the call or
12 not?

13 A. I don't. I don't have a level of
14 certainty. I have a level of certainty that she is an
15 antifa journalist.

16 Q. Okay.

17 A. If I had to give you a degree of
18 certainty, that degree of certainty would probably be in
19 the 70 to 80 percent range.

20 Q. I don't know the pronoun of this person.
21 He or she was on the call, you would say you're 70 to
22 80 percent certain of that?

23 A. I'm taking a wild guess.

24 Q. That's your best -- best estimate based on
25 your perception in what you've learned about Ms. Beedle;

1 is that fair?

2 A. I would say that Mr. Beedle is a pretty
3 disgusting human being, and I learned a lot about
4 Mr. Beedle.

5 Q. That's not responsive. I was saying that's
6 your best estimate based on participating in this call and
7 what you subsequently learned, you're about 70 to
8 80 percent sure that Heidi Beedle was on this call; is
9 that fair?

10 A. The basis for this call was to uncover
11 antifa journalists. During the course of this call, I
12 uncovered an antifa journalist, a person that actively is
13 an activist rather than a journalist that writes slanted
14 and defamatory articles about people of the opposite
15 political affiliation. That is what I learned by this.
16 I learned that this person is, in fact, an antifa
17 journalist.

18 Q. But that -- again, sir, that's not what I
19 was asking you. You had said -- I had asked you how
20 certain you were that she was on this call, and you said
21 you're about 70 to 80 percent certain that she was
22 actually a participant.

23 And my question is: Is that your
24 testimony? Is that a fair estimate?

25 A. That's me taking a wild guess.

1 Q. All right. From your notes, can you
2 identify anybody else -- or actually, I'm not going to
3 hamstring you to your notes. But either through referring
4 to your notes from the call or other observations, can you
5 identify anyone else who you can testify with certainty
6 was on the call?

7 A. Eric Coomer.

8 Q. We'll get to Mr. Coomer -- Dr. Coomer in a
9 minute, but excluding him, because that's obviously in
10 dispute. Anybody other than, as you say, Dr. Coomer and
11 yourself that you can identify as having been on this
12 call?

13 A. I think that they do that on purpose where
14 they hide their identities on these calls. If you'll
15 look at subsequent disclosures of antifa communication
16 across the country, this is -- what I'm telling you right
17 now about their communication on this particular call,
18 and how they spread out communication across different
19 devices and different platforms, is that they often use
20 either names -- code names or don't use any names at all
21 in order to -- in order to have those conversations as
22 anonymous as possible.

23 Q. That's an explanation, but it's not -- it's
24 not an answer to what I asked you. I said: Is there
25 anyone else on this call that you can identify with

1 certainty by name?

2 A. Eric Coomer.

3 Q. A code name or -- or anything like that. I
4 just want to know who could authenticate, besides
5 yourself, and as you would say, Dr. Coomer since you claim
6 he was on the call. But who can -- who can you
7 authenticate that was on the call so that we could talk to
8 them about what occurred?

9 A. Well, if Eric Coomer wasn't on the call,
10 why did he clean up all of his social media platforms?
11 Totally wipe the internet of his name or -- or any of
12 the --

13 Q. That's not a response to my question.

14 A. Let me finish. You asked me a question,
15 and I get to answer that question. Now, at the end of me
16 answering that question, if you want to ask me or tell me
17 that that's not answering the question --

18 Q. I didn't ask you about Eric Coomer deleting
19 anything. I asked you, who can you identify with
20 certainty was on the call?

21 A. And I answered that question with 100
22 percent certainty that Eric Coomer was on that call.

23 Q. And I already told you we're going to deal
24 with that in a minute. I want to know, other than
25 yourself, and as you claim Dr. Coomer, is there anyone

1 that you can say was on the call with certainty?

2 A. I mean, I know for certainty that other
3 people were on the call, yes. But I don't know for
4 certainty the direct identity of those people.

5 Q. So you were -- it's now a year since
6 you -- approximately, since you say this call occurred.
7 And a year later, as you sit here, you cannot identify a
8 single person other than Dr. Coomer, as you claim, and
9 yourself that was on this call; is that true?

10 A. I'm -- I'm fairly sure that of the other
11 people that were on this call, that if I had -- if I had
12 to take a guess -- and the problem with taking a guess
13 and pinpointing those people is that I did an amazing
14 amount of research on antifa journalists to find more
15 information that would corroborate the fact that they
16 were, in fact, acting as a proxy for the antifa movement.

17 So at the time this was not my focus. My
18 focus was not who necessarily is on the call. My focus
19 was on the people that were out there actively writing
20 things about FEC and others that correlated with antifa
21 and were doing so, in other words, because they were
22 politically motivated.

23 So at the time, my whole thing was to
24 un-demask antifa journalists. I used this as a catalyst
25 to do that. So to my mindset when all this occurred was

1 strictly to get as much information as possible so that I
2 knew that I could identify those people that were inside
3 of our journalist environment who are really just
4 actively antifa members that were just defaming and
5 slandering people because they didn't agree with them on
6 a political level.

7 Q. That's an explanation, but it's not an
8 answer to my question.

9 A. Well, it actually is an answer because the
10 answer that I gave you directly correlates to the fact
11 that I was looking for evidence that these were actually
12 people that were inside of the journalistic environment.
13 I found that. I used that information in order to go
14 down a path to figure out who these people are.

15 Q. You can't tell me another person that was
16 on this call, can you, other than yourself, and as you
17 claim, Dr. Coomer?

18 A. I have a pretty high degree of likelihood
19 that Mr. Beedle was on that call.

20 Q. Okay.

21 A. I have a high --

22 Q. Understood that?

23 A. -- high likelihood correlates to
24 Mr. Beedle's massive involvement in the antifa movement,
25 a massive involvement in our revolution, a massive

1 involvement in writing a Marxist manifesto herself.

2 Q. Okay. Thank you. We're building a list.

3 You have certainty with respect to two
4 individuals: Yourself and Dr. Coomer. You have a high
5 level of certainty with respect to Heidi Beedle.

6 Is there anyone else that you can identify
7 with either certainty or a high level of certainty that
8 you believe was on this call?

9 A. The interesting part about -- and if I can
10 clarify the information about Beedle. The interesting
11 part about Beedle is that she had been communicating on
12 Twitter with another individual dating back to June of
13 2020 by the name of Will Coomer, William Coomer. Back
14 into June of last year, I believe, they were
15 communicating via Twitter, William Coomer underneath,
16 Heidi Beedle on the Twitter account.

17 This has continued all the way into 2021
18 where Will Coomer, just -- I guess you could say it's a
19 coincidence by your -- by your terms -- is still
20 communicating with Heidi Beedle on Twitter.

21 So if -- if I had to just correlate those
22 two together, that would -- we've been able to do a lot
23 of research on William Coomer, and so I would say that
24 there's a high likelihood based on all that information.

25 Again, I don't want to say 100 percent of

1 the -- of the time that this the smoking gun. I think
2 that antifa members are very careful not to have smoking
3 guns as you'll see in this election, but -- although I do
4 think there are some. But I would use that as a
5 correlation to Coomer being on the call and Beedle having
6 a probability of being on that call.

7 Q. And the Coomer you're referring to, though,
8 in that -- in your last part of your answer is William
9 Coomer?

10 A. No. The last part of my answer is William
11 Coomer communicating with Heidi Beedle via Twitter, and
12 the correlation of Eric from Dominion being on that call.
13 And the fact that I had written down, first off, in my
14 notes, that Heidi Beedle is this Navy, probably inside of
15 my notes on page 1.

16 Q. Okay. You lost me with respect to the
17 William Coomer aspect. My question wasn't about the
18 Twitter communications. My question was who with a high
19 degree of certainty or certainty can you identify as being
20 on the call?

21 A. Well, Heidi Beedle has paid a lot of
22 attention to me over the last nine months and has gotten
23 into --

24 Q. No, sir. I -- I'm not asking about Heidi.
25 You've already identified her as someone. So I'm asking

1 for anyone else.

2 A. No.

3 Q. No. That's it?

4 A. I gained more information as this
5 progressed. But, no --

6 Q. Okay.

7 A. -- on this call.

8 Q. And are you saying that William Coomer has
9 some relation to Dr. Eric Coomer?

10 A. I'm not saying anything at this point.

11 Q. Do you know if -- I had understood
12 someone -- well, strike that.

13 Do you know whether he's related to
14 Dr. Coomer?

15 MS. HALL: Objection.

16 A. I don't know. I mean, I was told
17 that -- that -- that there was a relation, but I'm yet to
18 fully verify that.

19 Q. (By Mr. Cain) All right. So --

20 MS. HALL: Charlie, could we take a break?

21 MR. CAIN: Yeah, that's fine. How long
22 have we been on the record?

23 THE VIDEOGRAPHER: One hour, 19 minutes.

24 MR. CAIN: Yeah, let's -- let's take a
25 break.

1 THE VIDEOGRAPHER: Going off the record.
2 The time is 11:23.

3 (Discussion off the record.)

4 (Recess from 11:23 a.m. to 11:42 a.m.)

5 THE VIDEOGRAPHER: We're back on the
6 record. The time is 11:42.

7 Q. (By Mr. Cain) All right. Mr. Oltmann, I
8 want to kind of pick up where we left off. But before I
9 do that, I had a note here -- I looked at my Signal app
10 during the break and observed that it's phone
11 number-based. And so if -- did you say you still have
12 access to your Signal app and RD to where you can provide
13 us with his phone number?

14 A. No. I did try -- I did try to recover
15 that information through counsel.

16 Q. What happened to the information?

17 A. I believe my phone was replaced sometime
18 in the middle of my security and there were a number of
19 changes. So if someone removed you as a contact, you
20 don't have access to that information. But I went
21 through and scoured it looking for any conversations that
22 I had during that time period, and that -- at the request
23 of counsel.

24 Q. So let me make sure I understand. I know
25 there were some pictures that we were provided that looked

1 like a phone had -- had some damage to -- done to it. Is
2 that what you're referring to? You had some damage to
3 your phone?

4 A. I was asked to provide a picture of the
5 damaged phone. I was asked to provide a picture for the
6 new contract when I had the phone replaced. I replied --
7 I gave that information as a request, I think on your
8 side or the Court's side, to provide that information
9 relevant to what information I was or was not able to
10 recover on the phone.

11 Q. Okay. And I -- and you've said many times
12 you're a tech guy. I'm not. In terms of the Signal app,
13 you have that installed on your phone currently, right?

14 A. I do.

15 Q. But you weren't able to recover the contact
16 that you had for RD in order to provide us with a number
17 that -- that you were given, the actual cell number?

18 A. No. So I don't know the technology for
19 this specifically, but if somebody removes you, then you
20 will not see them in your contacts.

21 Q. And you don't have any other record of the
22 cell phone number for RD?

23 A. I was never contacted on a cell phone
24 record, no.

25 Q. Well, I know. But when you -- when you

1 associate someone on Signal, you have to -- you get their
2 cell number. They have to provide that information. So
3 at one point you had it.

4 A. I don't believe that you're correct. I
5 believe that you can use -- you do not have to use your
6 cell phone number in order to log in to Signal. I don't
7 believe that that is a requirement.

8 Q. If you wanted to contact RD now, how would
9 you go about doing so?

10 A. I have been trying. Knowing that I was
11 going to have this information, I was trying.

12 Q. Okay. What -- what efforts have you gone
13 to? When you said you've been trying, what have you done
14 specifically?

15 A. I've reached out to people that have
16 information about antifa members. I've reached out to
17 people that are deep in the researching or investigations
18 of antifa members. I've asked if they could uncover
19 information that would lead to them to have a
20 conversation with this individual, or any information
21 that I did disclose could put this person in danger.

22 THE REPORTER: I'm sorry. I'm having
23 trouble understanding and hearing the deponent. Could
24 you get closer to the phone or the computer to pick you
25 up better?

1 THE DEPONENT: All right. Is that better?

2 THE REPORTER: Yes.

3 MR. CAIN: Yes.

4 THE DEPONENT: Okay.

5 Q. (By Mr. Cain) You are muffled.

6 A. I'm trying to write while I'm talk- --
7 take notes while I'm --

8 Q. Okay. So I guess to summarize, you don't
9 have access to any information right now that
10 would -- that would put us or anyone in touch with RD,
11 true?

12 A. True.

13 Q. You've identified for us some members that
14 were on the call. We've already discussed that. You have
15 said that the purpose for being on this call was to
16 uncover antifa journalists, fair? Is that a fair
17 statement?

18 A. Yes.

19 Q. All right. And as a result of the call,
20 you uncovered Heidi Beedle as an antifa journalist, right?

21 A. I did not 100 percent confirm that, but
22 that was my -- in my notes. That was my -- that was my
23 recollection. That was my opinion of who was on the
24 call, yes.

25 Q. All right. And you mentioned two others,

1 Eric Mobich and Kyle Clark. Were either of those
2 individuals on the call, if you know?

3 A. No. They talked about them as being
4 friendlies.

5 Q. Okay.

6 A. They didn't actually talk about Kyle
7 Clark. They talked about another individual related to
8 that --

9 THE REPORTER: I'm sorry, sir. I can't
10 understand you still. Can you get closer -- I don't
11 know. Can we go off the record a minute?

12 MR. CAIN: Sure.

13 THE VIDEOGRAPHER: Going off the record.
14 The time is 11:47.

15 (Discussion off the record.)

16 (Recess from 11:47 a.m. to 11:50 a.m.)

17 THE VIDEOGRAPHER: We're back on the
18 record. The time is 11:50.

19 Q. (By Mr. Cain) Okay. This RD, was this --
20 the call -- the antifa call that we've been discussing,
21 was that the first antifa call that he arranged for you to
22 be on?

23 A. Yeah. No. Well, actually, yes, yes.

24 Q. Because you've indicated in the past that
25 you've -- you were on more than one. You infiltrated more

1 than one call, right?

2 A. Well, I said that I've infiltrated other
3 communications, yes.

4 Q. Okay. What do you mean by that?

5 A. I mean, I've been involved in -- and I
6 didn't say that I had, but we had. We had infiltrated
7 other things, other meetings, other communication, other
8 protests.

9 Q. Okay. And you're using the royal "we."
10 Who are you referring to when you say "we had"?

11 A. Other people that were involved in or
12 associated with FEC or knew ADF.

13 Q. Okay. Can you -- is there a point person
14 or a core group of people that you can identify that were
15 involved in this? By name.

16 A. I don't understand. So there's lots of
17 research being done on antifa.

18 Q. Okay. All right. Well, let me backtrack a
19 second.

20 Other than the call that we've described
21 where you -- obviously you didn't identify yourself on
22 this Zoom call in question, right?

23 A. I did not.

24 Q. My question earlier was geared towards
25 that, other calls that you were able to get on through a

1 conduit such as RD. Was this the only one?

2 A. No. The only call that I was on related
3 to this was this call. The previous time that I had a
4 scheduling conflict, I could not get on the previous
5 call. So this was the call that I could actually be on
6 at my -- you know, at my office.

7 Q. Okay. And that's -- that was the point.

8 So as far as this -- this scenario where
9 someone gets you on a call that you can monitor
10 anonymously, this is the only one that you can testify to
11 as having been on under these circumstances?

12 MS. HALL: Objection. Relevance.

13 A. I -- can you repeat the question?

14 Q. (By Mr. Cain) Yeah. I'm just trying
15 to -- you said in the past that you had infiltrated antifa
16 calls. I'm trying to find out how many other calls you
17 were on such as this one.

18 MS. HALL: Charlie -- I'm trying to -- I'm
19 trying to figure out why this is relevant to limited
20 discovery. We're here for one specific call that dealt
21 with your client, not other calls.

22 THE DEPONENT: Is that an objection?

23 MR. CAIN: No. It's a speaking objection,
24 and it's waived.

25 He's testified to this and provided

1 information on this, and I want to get an answer to my
2 question.

3 Q. (By Mr. Cain) Are there other calls or was
4 this --

5 MS. HALL: Again, it's not relevant.

6 MR. CAIN: I don't -- either make an
7 instruction, but quit interrupting my questions, please.

8 MS. HALL: I did. I'm objecting.

9 Q. (By Mr. Cain) So --

10 MR. CAIN: Okay. Make your objection and
11 then I will ask the question. He'll answer it unless you
12 make an instruction.

13 Q. (By Mr. Cain) Let's just focus on RD. Was
14 this the only call that this particular conduit got you
15 on?

16 A. Yes.

17 Q. Okay. Were there other similar calls
18 relating to uncovering antifa members besides the one in
19 question that you were on?

20 MS. HALL: Objection.

21 A. Any type of communication or ways that
22 antifa communicated that we were able to get on or be at,
23 whether it be a meeting or otherwise, we did so legally.

24 Q. (By Mr. Cain) I don't -- I don't -- I'm
25 not asking about legality at this point. I'm just asking:

1 Is there any other calls such as the one that you've been
2 describing that you were on. Either yes or no. I'm not
3 asking about whether it was legal.

4 MS. HALL: Objection.

5 A. That I was on?

6 Q. (By Mr. Cain) Yes, that you were on.

7 A. Okay. That I was on, no.

8 Q. Okay.

9 A. Personally.

10 Q. Now, going back to the antifa call, I have
11 seen various dates -- or a range of dates that this call
12 was alleged to occur. What specific date did this Zoom
13 call occur?

14 A. It happened between the mid and end of
15 September.

16 Q. Right. And so my question was,
17 specifically. We have notes from the call that are not
18 dated, correct?

19 A. Correct.

20 Q. And you've said in your affidavit that it
21 was on or about the week of September 27th of 2020. And
22 then you've said in testimony -- including just now -- mid
23 to late.

24 Why can you not provide us the actual date
25 that the call occurred?

1 A. Because it wasn't on my calendar. And the
2 only thing that I can do is get within a few days of the
3 September 26th screenshot, which is when I did the
4 information search related to Eric Dominion, Denver,
5 Colorado.

6 Q. Right. Because we have a screenshot of you
7 doing that on September 26th, right?

8 A. Yes.

9 Q. So the call obviously would have occurred
10 prior to that, based on your prior testimony, correct?

11 A. It would have, yes.

12 Q. And so your best recollection, I guess,
13 would have been that the call would have been within a few
14 days of September 26th prior to that?

15 A. That's me guessing. Yes.

16 Q. Well, that's the most likely scenario, is
17 it not, based on your recollection?

18 A. It's been a year, so I don't know.

19 Q. And you -- do you keep a calendar?

20 A. I do.

21 Q. Is it an electronic calendar or a
22 handwritten one, old-fashioned?

23 A. Sometimes a little bit of both.

24 Q. Okay. What were you doing -- what do you
25 remember doing on the date that this call occurred?

1 A. I don't. I mean, I can't go back that far
2 and give you that information. I mean, I can check my
3 calendar to see what I was doing on those dates, but
4 that's as close I can get.

5 Q. Well, have you tried to go back -- I mean,
6 has anybody asked you to triangulate the actual date? I
7 don't want to ask you about your lawyers. But has anybody
8 asked you to do that? Any of the other defendants, to try
9 to get an actual date?

10 A. No. My lawyer has asked me those
11 questions, yes, and I've gone back and done as much
12 research as I possibly can. There's a lot of moving
13 parts happening at the same time. I also ran a company
14 at the same time I was involved in building up FEC
15 United, and the same time that I was advocating for
16 people's rights in this community related to faith,
17 education, and small businesses.

18 THE REPORTER: I'm sorry. And small
19 businesses?

20 THE DEPONENT: Yes. Yes, ma'am. Small
21 businesses.

22 Q. (By Mr. Cain) All right. So as you sit
23 here today, your testimony is it would have been -- within
24 a few days is your best estimate that the antifa call
25 occurred; is that fair?

1 MS. HALL: Objection.

2 A. I'd rather not speculate, which is why I
3 said from the middle to end of September. I know it
4 happened before the 26th of September.

5 Q. (By Mr. Cain) And you can't -- despite
6 efforts in looking at your calendar, you can't recreate
7 your schedule in order to get us a specific date, true?

8 A. I've attempted to.

9 Q. The book that has your notes in it --

10 A. Yes.

11 Q. -- do you still have that book?

12 A. I do.

13 Q. Does it have other notes besides the notes
14 relating to the antifa call?

15 A. It does.

16 Q. In other words, subsequent to these notes,
17 are you able to look at any material that would help you
18 nail down the date in question?

19 A. No. My schedule is pretty tight. I'm
20 fairly busy on a daily business. It's one of the key
21 complaints that my attorneys have in me getting back to
22 them promptly.

23 Q. Okay. Back to the Zoom call. Was there
24 any video associated with this particular call?

25 A. We were not in a video set, no. We

1 weren't video'ing the call.

2 Q. Right. I understand you weren't on video.
3 But were other people on the call on video?

4 A. No.

5 Q. And the person RD, was he with you during
6 the course of this call?

7 A. For part of it.

8 Q. Okay. Explain which part he was with you.
9 Just to get you on the call?

10 A. No. He was here for part of the call.

11 Q. Okay. So you two were there in your office
12 and you started the call, and then he left?

13 A. I think he came in and out, yes.

14 Q. In and out.

15 Did he hear -- was he there during the time
16 that this conversation about Eric from Dominion occurred?

17 A. I believe so, yes.

18 Q. And since he was associated with antifa, as
19 you understood it before, did he identify for you anyone
20 else that was on the call from his -- from his own
21 knowledge?

22 A. I believe he gave me some context behind
23 this Yan guy or Yan-ni guy.

24 Q. So you think he knew him?

25 A. I do, yeah.

1 Q. All right. Anything else that you can
2 recall?

3 A. Not that I can recall.

4 Q. There's other names on your notes that we
5 didn't discuss on the first page, on Bates 205. I think
6 we've -- we've discussed everybody but Joey Camp.

7 Joey Camp was not on this call, I take it,
8 right?

9 A. I do not believe so.

10 Q. Was part of the discussion on this call
11 about Joey Camp?

12 A. Yes. At that point I had never met Joey
13 Camp, and I really didn't know who he was.

14 Q. Okay. Can you -- is it fair to say that
15 Mr. Camp was one of the -- one of the primary topics of
16 this call?

17 A. No.

18 Q. All right. And how much time was spent
19 discussing Joey Camp while you were on the call?

20 A. A few minutes probably.

21 Q. Do you remember what was said about him?

22 A. Yeah, that he's a rat. They had a lot of
23 choice things to say about him.

24 Q. Okay. A rat meaning -- meaning what? What
25 did you understand that to be referring to?

1 A. They were not talking about him in
2 endearing terms.

3 Q. And then you also have listed -- I don't
4 think we got to them -- you put rat in your notes, I do
5 believe.

6 A. Yeah.

7 Q. Help contact this Joey. So is that your
8 note to yourself to say you need to get in touch with him
9 as a result of what was said about him?

10 A. Yes.

11 Q. I mean, the idea of being an enemy of
12 antifa as a potential friend or ally for you?

13 A. It was just another point of data.

14 Q. Then you say under that note about Joey,
15 Tay, hyphen, question mark. This guy is antifa, two
16 question marks.

17 What is the -- why did you write that down?

18 A. They were talking about Tay Anderson. And
19 that -- it came up because of connection between the -- I
20 think it was PSL and antifa. I think that that's the
21 socialist movement on DSL. I think it's DSL.

22 Q. Okay. Well, what was the discussion about
23 Mr. Anderson?

24 A. Mr. Anderson was, I guess, involved in
25 organizing protests and was standing up. And I don't

1 remember the context behind it. It was just the context
2 of them bringing in someone that is a school board member
3 into the conversation.

4 Q. Did RD tell you who actually organized this
5 Zoom call?

6 A. No.

7 Q. And you don't know?

8 A. No, no. But nobody questioned -- well, it
9 doesn't matter.

10 Q. Nobody questioned what?

11 A. Nobody questioned him being on the call.

12 Q. Oh, RD. Okay.

13 Do you know whether Tay Anderson was a part
14 of this call at any point?

15 A. I can't say for certain, no.

16 Q. Were you on the call when it began?

17 A. No.

18 Q. Were you on the call when it ended?

19 A. No.

20 Q. So you don't know how long the call was in
21 total?

22 A. I can speculate. But, no, I don't.

23 Q. How -- approximately how long were you on?

24 A. 40 minutes, I believe is what I recall,
25 45 minutes. Maybe a little less, a little more.

1 Q. You -- you say in your notes, quote, Four
2 to five, close quote, training.

3 A. What page are you on?

4 Q. And then -- I'm sorry?

5 A. What page is that on? I'm sorry.

6 Q. Bates 208 at the top. I've actually
7 bookmarked that for a second.

8 These notes are not in order, are they?
9 Like in the order you wrote them.

10 A. Based on what I'm looking at, no, they're
11 not.

12 Q. Okay. In fact, what is the first page of
13 the note? Antif- -- is it -- is it 206 where you say
14 antifa call - RD?

15 A. Yes.

16 Q. Okay. So 206 is page 1?

17 A. Yes.

18 Q. What is page 2?

19 A. Page 2 is "fortify training."

20 Q. So that's --

21 A. The next one is 208.

22 Q. 208 is page 2.

23 A. Then page 3 is, Contact this Joey. And
24 then page 4 is, Who is.

25 Q. Okay. So then when you got on your first

1 note was, Who is this woman? That's referring to Heidi
2 Beedle. When you got off, your last note was Jojo, Joey
3 Camp, media, question mark. Hit this guy.

4 Is that a reference to contacting him?

5 A. No. I think it was a reference to them
6 wanting to go after this guy.

7 Q. Okay.

8 A. Somebody referred to him as Jojo and
9 somebody referred to him as Joey Camp. And at that
10 point, I didn't know who Joey Camp was.

11 Q. But you do now?

12 A. I do.

13 Q. Actually, while I'm thinking about it,
14 let's -- I just received this -- I'm going to see if I can
15 share my screen with you because this is not -- it's
16 probably something that you have in front of you.

17 This is Plaintiff's Exhibit 131. This was
18 posted, I think yesterday, on GAB by Joey Camp. And it's
19 a two-page document.

20 Did you see this posting, Mr. Oltmann?

21 MS. HALL: Charlie, we don't see anything
22 on the screen.

23 THE DEPONENT: I see nothing on the
24 screen.

25 MR. CAIN: Well, let's see.

1 MR. BURNS: For what it's worth, Charlie,
2 I was able to see it.

3 THE REPORTER: Who just said that?

4 MR. BURNS: John Burns.

5 THE DEPONENT: I think you've made me the
6 spotlight, so everyone else can see it, but I can't see
7 it. So hold on a second. No. Well, I can't see it.

8 MR. CAIN: Let's do this. I don't want to
9 waste time on this. Let's go off the record for a
10 minute.

11 THE VIDEOGRAPHER: Going off the record.
12 The time is 12:09.

13 (Recess from 12:09 p.m. to 12:17 p.m.)

14 THE VIDEOGRAPHER: Okay. We're back on
15 the record. The time is 12:17.

16 Q. (By Mr. Cain) All right. Mr. Oltmann,
17 before the technical issues, we were talking about Joey
18 Camp that is referenced in your notes. And then I had
19 marked Exhibit 131, tried to share my screen, and
20 that -- I understand you have it actually in front of you;
21 is that true?

22 A. I do.

23 MR. CAIN: And for the record, Exhibit 131
24 was posted on GAB. It hasn't been produced by any
25 parties. We were made aware of it last night. And it

1 purports to be a posting from Joey Camp at Joey Camp
2 2020.

3 Q. (By Mr. Cain) Do you recognize -- well,
4 let me ask it a little different way. Do you follow
5 Mr. Camp on GAB?

6 A. No.

7 Q. Have you ever seen this posting before now?

8 A. I have not.

9 Q. Are you in communication with Mr. Camp?

10 A. From time to time, yes.

11 Q. All right. Well, this may be helpful or it
12 may not be since you hadn't seen it, but he makes some
13 statements that I wanted to ask you about.

14 At the beginning of this document, he says,
15 When my team preserved material from Eric Coomer, we did
16 so because of his connection to antifa, not because of his
17 connection to Dominion, which we didn't even know existed
18 before --

19 Do you know what he's referring to --

20 MS. HALL: Objection.

21 Q. (By Mr. Cain) -- with that comment?

22 MS. HALL: I apologize, Charlie.

23 Objection. Calls for speculation.

24 A. No.

25 Q. (By Mr. Cain) In other words, have you

1 received material regarding Eric Coomer from Mr. Camp or
2 his team?

3 A. I don't believe so, no. I have gotten
4 emails from Joey, but that's about it.

5 Q. Do any of those relate to Dr. Coomer?

6 A. I do not believe so. If they did, they
7 would be in the discovery request.

8 Q. Then on the bottom of -- well, actually,
9 let me ask you one other thing.

10 In this posting, in the middle of the
11 posting, there's a paragraph that says, During the phone
12 call with Eric Coomer on the line with other known members
13 of antifa nationwide, one of the antifa members spoke
14 about finding and killing me. That was end of last year.

15 Now, as far as you know, Mr. Camp was not
16 on the call that you have been describing, right?

17 A. Not -- not that I'm --

18 MS. HALL: Objection. He can only answer
19 this question if it doesn't deal with attorney-client
20 privilege.

21 Q. (By Mr. Cain) Yeah, I'm not asking if your
22 lawyers told you anything about this. It's just
23 like -- my question was: As far as you know, Mr. Camp was
24 not on this call, correct?

25 A. Correct.

1 Q. Have you spoken to Mr. Camp about what
2 occurred on this call?

3 A. No.

4 Q. So you don't have any idea where he's
5 getting this particular information from; is that fair?

6 MS. HALL: Objection. He can only answer
7 that question if it does not relate to attorney-client
8 privilege.

9 Q. (By Mr. Cain) And that's fine. If this --

10 A. On this --

11 Q. No, no, I don't -- not -- not if it's just
12 repeating something your lawyer said. I'm interested in
13 your testimony, not theirs.

14 A. Okay. Can you repeat the question?

15 Q. Probably not.

16 MR. CAIN: Laurel?

17 (The last question was read.)

18 A. Correct.

19 Q. (By Mr. Cain) And was Mr. Camp or
20 anyone -- any team members, as he calls them -- did they
21 provide you with Dr. Coomer's Facebook pages?

22 A. No.

23 Q. The screenshot of the pages?

24 A. No.

25 Q. Because you -- let me actually back up for

1 a second.

2 You provided -- I think it was counsel for
3 Sidney Powell and Defending the Republic, you provided
4 them with sworn testimony on or about August 18, I
5 believe, of this year, correct?

6 A. Yes.

7 Q. And part of -- and that's testimony that,
8 as you sit here today, you were under oath, you swore that
9 it was true, and that testimony is true and accurate,
10 correct?

11 A. Correct.

12 Q. I don't want -- I don't want to repeat or
13 reinvent anything from it.

14 But one of the things that you refer to is
15 getting screenshots of Dr. Coomer's Facebook pages. And
16 as I appreciate your testimony, those screenshots did not
17 come from Joey Camp; is that fair?

18 A. That is fair.

19 Q. All right. So who did -- who did you get
20 the screenshots of the Facebook pages from?

21 A. I got those screenshots from someone who
22 had access to that legally.

23 Q. Yeah. And you've said that.

24 A. Can we take a quick break? I need to use
25 the restroom. I just drank a bunch of water.

1 Q. Well, let me -- let me ask you a follow-up,
2 then we can take the break, it relates to the question
3 that I just asked you.

4 A. All right. I'll answer it.

5 Q. The -- the question was whose -- who gave
6 you -- this is along the lines of the other question about
7 the conduit, RD -- who is the person who gave you access
8 to the Facebook pages by giving you screenshots?

9 A. Someone that had legally -- legal access
10 to those screenshots.

11 Q. I'm asking you for the name.

12 A. I won't give you the name. I will not
13 answer that question.

14 Q. You've been ordered by the Court to answer
15 that question.

16 A. I understand. I also understand the
17 consequences that come from not answering that question.

18 Q. What's the basis for refusing to answer the
19 question?

20 A. Eric Coomer's lack of control, and his
21 ability to and desire to hurt those that speak out
22 against him.

23 Q. How has --

24 A. There's -- let me -- let me actually
25 finish that. There's also another problem in that that

1 person is not protected under any protection order. And
2 at the point that he would be protected under a
3 protection order, I would seek that that protection order
4 also prohibit Eric Coomer from having access to that
5 information as well.

6 Q. In the hearing, we stipulated that the
7 protective order would be covered by the Facebook conduit
8 as well. So they are protected, and that's our position
9 and stipulation. So --

10 A. It is my position that that has not been
11 stipulated. It is also my position that having Eric
12 Coomer have access to this individual would be a danger
13 to this person, given Eric Coomer's history with antifa.

14 Q. Sir, you're -- I just want to make sure
15 that you understand what you're doing. The Court has
16 ordered you to provide that information to us. And -- and
17 you are aware that there's an order in place to that
18 effect, right?

19 A. I also understand that on --

20 Q. But just answer that question first. Can
21 you answer that?

22 A. I'm answering that question for you right
23 now. On December 8th, Mr. Coomer said specifically that
24 those posts were fabricated. He furthermore said that he
25 had no -- never had any sort of desire to push out

1 anything that would be politically motivated or biased.
2 That was, I think, paragraph 3.

3 So as far as Mr. Coomer is concerned, I
4 fabricated those. Now, you want me to come forward with
5 the person that gave me access to that information. Even
6 given the history of Mr. Coomer even as -- as recently as
7 a couple months ago where he got in a bar fight.

8 So, I mean, you want me to give you
9 information related to this individual to a person who
10 has a history of flying off the -- off the handle, and I
11 don't think that that is appropriate. So given that, I
12 understand the consequences. I understand we'll go back
13 in front of the Court. I will not divulge that
14 information unless I feel that that person is safeguarded
15 against Mr. Coomer specifically.

16 MS. HALL: Charlie, and I'm going to at
17 this point say we need to take a break and go off the
18 record.

19 MR. CAIN: I'm not agreeing to it. I
20 mean, you can do what you want, but I want to get to the
21 bottom of this.

22 MS. HALL: And I understand -- there's no
23 question posed, and he asked for a break about four
24 questions ago. So I'm asking for a break.

25 A. Just a quick break just to use the

1 restroom, and I'll be right back.

2 Q. (By Mr. Cain) You're going to do it no
3 matter what. I'm just saying I'm in the middle of a
4 topic, and so I'm not -- it's not an agreed-upon break.

5 MS. HALL: Okay. Break. We'll come back
6 in a few minutes. Thank you.

7 THE DEPONENT: I'm just going to use the
8 restroom. I'll be right back.

9 THE VIDEOGRAPHER: Going off the record.
10 The time is 12:26 p.m.

11 (Recess from 12:26 p.m. to 12:34 p.m.)

12 THE VIDEOGRAPHER: We're back on the
13 record. This is the beginning of Media Number 2. The
14 time is 12:34.

15 Q. (By Mr. Cain) Okay. Mr. Oltmann, before
16 the break, I was asking you about the access to the
17 Facebook pages. It wasn't an agreed break. I don't want
18 to know if you -- the substance of your conversations, but
19 did you confer with counsel during the last break?

20 MS. HALL: Objection.

21 A. I didn't, no. I went to the bathroom like
22 I told you I was going to.

23 Q. (By Mr. Cain) So you didn't confer with
24 counsel?

25 A. I did not.

1 Q. Having had time to visit the restroom, I'm
2 going to give you one more shot. Are you going to respond
3 to my question as to who the person was that gave you
4 access to Dr. Coomer's Facebook pages?

5 A. No. Put it in the protective order, and I
6 feel that that person is protected, then I may be
7 compelled to release that information. But given, again,
8 the irrational nature of Mr. Coomer, I'm not -- I'm not
9 prepared to do that right now.

10 Q. All right. Well, I'll bite on -- and I
11 don't agree with you, I do believe it's protected. We've
12 already stipulated that it's protected and it's been
13 ordered. So --

14 A. That doesn't stop -- that doesn't stop
15 Eric Coomer from being on this call right now and for him
16 getting access to that information.

17 Q. Right.

18 And you're speculating, though, as to what
19 anyone would do with that information.

20 A. I'm not speculating. I'm using -- I'm
21 using the habits and behavior of Mr. Coomer himself in
22 order to dictate what I think he will do in the future.

23 Q. Okay. I'm going to burn a minute on this
24 because we're going to have to address this with the
25 Court.

1 You said because of Dr. Coomer's lack of
2 control, you mentioned a bar fight. What specifically are
3 you saying presents a danger to the Facebook page person
4 by Dr. Coomer?

5 A. His -- his own writings that date back all
6 the way back to 1996. His involvement with the
7 skinheads. His previous addiction to heroin. His
8 multiple arrests for DUI. His inability to control
9 himself, comments and things that he's done in the past.

10 I mean, he's just a wrecking ball.
11 Writing stuff publicly about how he abused his wife at
12 the time. I didn't write these things, he did. And
13 those aren't the writings of someone who is a sane
14 individual. So I used his own writings and the things
15 that he wrote in order to come to a conclusion on what
16 he's likely to do to someone else based on his
17 recklessness with his own life.

18 Q. This -- this individual, as you understand
19 it -- but you also mentioned a bar fight. What does that
20 have to do with this?

21 A. I mean, you have a bar fight in the middle
22 of all of this. I mean, I don't know. I -- I don't --

23 Q. Who told you he had a bar fight?

24 A. Someone in the -- someone in the Salida
25 area.

1 Q. You mentioned, I think in the past, maybe
2 it was on one of your shows, that Dr. Coomer you said
3 assaulted two individuals. Is that -- is that what you're
4 referring to?

5 A. That is the information that was provided
6 to me, yes.

7 Q. Okay. So do you know whether or not
8 Dr. Coomer was charged with assault in this alleged bar
9 fight?

10 A. I do not believe he was.

11 Q. Right.

12 And, in fact, do you know whether the other
13 individuals involved in this incident were charged
14 criminally?

15 A. I do not know that as well.

16 Q. You don't have any firsthand knowledge of
17 anything related to a bar fight in Salida, do you?

18 A. I hired a private investigator through
19 counsel.

20 Q. Right.

21 Is Dr. Coomer under surveillance right now?

22 MS. HALL: Objection.

23 A. No.

24 Q. (By Mr. Cain) Has he been in the past?

25 MS. HALL: Objection.

1 A. I don't know what my attorneys have done
2 in order to garner information about Mr. Coomer.

3 Q. (By Mr. Cain) I'm not asking you about
4 your attorneys. I'm talking specifically about whether
5 you have him under surveillance.

6 A. I personally do not have him under
7 surveillance, no.

8 Q. Have you ever sent someone to Dr. Coomer's
9 house to surveil him?

10 A. No. Somebody volunteered to go by his
11 home to see if he was there because I was asked by
12 someone else if I'd seen Eric Coomer. Lots of people
13 reached out to me all over, giving me information about
14 Mr. Coomer.

15 Q. Can you see my screen?

16 A. I cannot. You have to hit the share
17 screen button at the bottom.

18 Q. I'm screen sharing. In the exhibits, it's
19 Exhibit 104. You can't see it, I guess, because of your
20 setup, but it's on the screen.

21 A. Hold on. Let me go to Exhibit 104.

22 Q. It was produced by Mr. Hoft.

23 A. Okay.

24 Q. It comes from the phone number
25 303-667-5105. Is that your phone number?

1 A. It is.

2 Q. Is that your text to him, I sent someone to
3 his house and no sign of him?

4 A. I don't have that text in any of my texts.
5 And I don't understand the context of this.

6 Q. I asked you, Have you sent people to his
7 house to surveil him? You said, No, that you had
8 volunteers.

9 Did you send this text and did you send
10 someone to Dr. Coomer's house in November of 2020?

11 A. I did not send someone to his house. I
12 sent someone to see if he was there. Because they called
13 me and said, I'm here. I can check and see if he's at
14 his house.

15 Q. Okay. Who did you send to his house?

16 A. It was a guy that lives in Salida that
17 reached out to me via Signal and said I live in Salida.
18 There's a lot of really bad people that live here. Those
19 are his exact words. How can I help?

20 Q. Okay. And my question is: Just like all
21 these other questions that you're not answering, who is
22 this person?

23 A. I've answered every single one of your
24 questions.

25 Q. Who is the individual that you sent to

1 Dr. Coomer's house? What's his name or her?

2 MS. HALL: Objection.

3 Q. (By Mr. Cain) Who?

4 A. His name is Dave.

5 Q. Last name?

6 A. I actually don't have his last name.

7 Q. Oh. Convenient.

8 MS. HALL: Charlie, we don't need the side
9 comments.

10 Q. (By Mr. Cain) All right. Dave in Salida,
11 you sent to Dr. Coomer's house in November, or at least he
12 volunteered to do it, right?

13 A. He actually said that he would go by
14 there.

15 Q. Is this the same person who provided you
16 information about some so-called bar fight?

17 A. No. It was a private investigator that
18 got that information.

19 Q. So did you send this text or not on
20 Exhibit 104?

21 A. I'd have to see the text in order to see
22 that, if I did or didn't.

23 Q. The text is Exhibit 104, sir. It's in the
24 Exhibit Share. It's a one-liner. It has your phone
25 number on it, you testified to, and it says, I sent

1 someone to his house and no sign of him.

2 MS. HALL: Charlie, you have cherry-picked
3 one sentence. This thread shows that there's 14 text
4 messages.

5 A. Where are the rest?

6 Q. (By Mr. Cain) I'm not going to ask about
7 the rest. I have limited time. I want to know the answer
8 to my question. Did you send this text or not?

9 A. Well, I can't see the context of this
10 text. I don't have this text in my possession, because
11 when my phone was replaced, that did not go with it. So
12 if you can show me the rest of the text, I can tell you
13 whether or not I sent it in the context of --

14 Q. This is what I have. You can go back and I
15 guess talk to Mr. Hoft and review the records with your
16 counsel.

17 My question is: Did you send the text? As
18 you sit here, do you know or not?

19 A. I don't know. I mean, I'll assume that I
20 did if it came from Mr. Hoft, but I don't know. I don't
21 have this text in my possession.

22 Q. You talked about Dr. Coomer lacking control
23 and that's why you're not telling me the Facebook conduit.

24 I'm going to show you what's been marked
25 previously as Exhibit 46. This is a Parlor post. You --

1 I'm sharing my screen, but you can't see it, so I guess
2 this is for the benefit of everyone else.

3 Do you have that up?

4 A. Yeah. What day was this?

5 Q. Does it matter?

6 A. Yeah.

7 Q. I don't know. You sent it, didn't you?

8 A. I did not send that. That was what's
9 called an echo.

10 Q. Okay. Tell me what that is.

11 A. An echo is where you share somebody else's
12 post, and you can add your own thing to it.

13 Q. Okay.

14 A. But I do --

15 Q. I'm sorry. Go ahead.

16 A. I do believe that when your family gets
17 threatened, when you have to surround your bed with metal
18 plates because you're afraid someone is going to come
19 kill your family, and you have to higher personal
20 security detail when people send you powder in the mail,
21 when people come to your house with a gun, those are all
22 things -- by the way, I didn't attack Dominion. I went
23 after the credibility of Eric Coomer and his connection
24 to the election fraud based on his own words. Right?

25 So that happened within a couple of days

1 of -- of me actually coming out that Monday. So I
2 didn't -- you don't cut the tongue out of the person
3 that's lying. You cut the tongue out of the person who's
4 telling the truth.

5 When you get attacked with such -- with
6 such vitriol, you have a tendency to get really pissed
7 off, especially when your kids and your wife are in
8 danger. So, yeah, emotions fly high.

9 So I don't know when this was written. My
10 guess is that the top section was written
11 somewhere -- somewhere after or before he put up a post
12 related to the fact that those posts were manufactured.

13 Q. Okay. You don't remember the con- -- the
14 circumstances that caused to you put this post up?

15 A. I'm sure it was anger.

16 Q. Okay.

17 A. I'm sure it was written out of anger.

18 Q. You're not denying that this is your post,
19 are you?

20 A. Well, I don't -- I don't know because I
21 don't have that post anywhere in any of the posts that I
22 have on Parlor. It does not exist.

23 Q. Okay. Well, we were able to get it from
24 Parlor, obviously. Are you denying that you sent --

25 A. Hold on a second. You got this from

1 Parlor?

2 Q. Yes.

3 A. You said you got this from Parlor. You
4 got this from Parlor. So Parlor gave you this post?

5 Q. No. It was posted to your Parlor account.

6 A. Well, I went to Parlor and asked them if I
7 could get a record of my previous posts that did not show
8 up, and they denied me.

9 Q. Are you denying that you posted this, yes
10 or no?

11 A. I don't know if I posted it. To me,
12 something like that would be an echo. It would not
13 be -- an echo is where you basically repost somebody
14 else's post.

15 Q. Okay. So did you repost -- when you say,
16 I've been busy doing 15 interviews in the last two days,
17 are you saying someone else posted that and then you just
18 reposted someone who had been doing 15 interviews in the
19 last two days?

20 A. No, no, no. You don't understand how
21 Parlor works. So you'll repost the post, which is a
22 picture, and then above it you just put your own -- your
23 own stuff into it.

24 Q. Okay. So the picture was posted, and you
25 grabbed the -- the screenshot. This is of Dr. Coomer's

1 house, isn't it, in Salida?

2 A. I think so. I've never been there.

3 Q. Okay. That was your understanding, though,
4 when you echoed that picture?

5 A. Sure. If I did it, yeah.

6 I've never -- I've never seen this post.

7 Q. Well, you typed it, didn't you?

8 A. Again, I went back in Parlor and I don't
9 have any access to any of those records. It's kind of
10 like the stuff with YouTube. So you can tell me that I
11 posted this, but I can't find it anywhere.

12 Q. Well, do you remember doing it? Do you
13 remember saying, So it's up to you, blow this shit up.
14 Share. Put his name everywhere. No rest for this
15 shitbag. Eric Coomer. Eric Coomer. Eric Coomer. This
16 shitbag and the corrupt ass hats in Dominion voting
17 systems must not steal our election and our country.
18 Eric, we are watching you.

19 You don't remember typing that?

20 A. No. But it's possible that I did type it.

21 Q. You did, didn't you?

22 A. I just answered your question.

23 Q. And you wanted people to go to his house.
24 That's why you reposted -- or echoed that picture?

25 A. You want to restate your question?

1 Q. Yeah. What do you mean by "blow this shit
2 up"?

3 A. I'm not even sure I wrote it.

4 Q. So you're not standing by this?

5 A. I can't find it anywhere at Parlor. You
6 said you got it from Parlor, yet conveniently I can't go
7 to Parlor and get any posts previously. Nor are you
8 willing to give me the date that this was supposedly
9 posted.

10 Q. Did you delete this post?

11 A. I did not. I've deleted nothing.

12 Q. You're under oath, sir.

13 A. Unlike your client. Unlike your client, I
14 have deleted nothing.

15 Q. Including the Facebook video that you took
16 while you were in Grand Junction the other day that you
17 deleted?

18 A. What do you mean I deleted? I didn't
19 delete it.

20 Q. Yeah, you did. It was taken down.

21 A. That's not true.

22 Q. Who took it down?

23 A. It was never taken down.

24 Q. So that Facebook -- you're actually on
25 record saying you had to delete it.

1 A. You cannot be this stupid. Maybe you are.
2 Maybe you don't use social media. But all's I have to
3 do, and all's Eric had to do on all of those posts that
4 he deleted was change the settings so that they were not
5 public, and that he was the only one that could have
6 access to them. So that's what I did. I preserve
7 everything. And you're the one that came out and said
8 that you preserved them as well.

9 Q. Oh.

10 A. So you want to have a debate about your
11 client, we can have a debate about your client. If you
12 want to ask me questions related to your client and
13 his -- and whether or not he was on that call, whether or
14 not he was a part of election fraud, you know, we can
15 just starting mounting up the evidence. I've been
16 through all your photos and exhibits.

17 So if you'd like to ask me questions about
18 those, I'm prepared to answer those. But this subjective
19 stuff that you want to throw in the middle of it and ask
20 me questions about things that either are not relevant or
21 not true, I'm not going to sit here and stand for it.
22 You can bully someone else. You're not going to bully
23 me.

24 Q. Are you through?

25 A. Are you?

1 Q. Nope.

2 A. Then let's go.

3 Q. So you said online that you took down the
4 video the other day from Grand Junction.

5 A. Yes.

6 Q. Okay. So where you're quibbling with me is
7 deleting it versus taking them down?

8 A. That's what you said.

9 MS. HALL: And, Charlie, how is this
10 relevant? What is this have to do with your client Eric
11 Coomer? Does the video have something to do with your
12 client? Because if not, please move on.

13 MR. CAIN: It's my time, Counsel.

14 MS. HALL: Then we'll sit here and you can
15 stare at my client, because the questions are not
16 relevant. You're going beyond the scope of limited
17 discovery. And you've done this with all of the
18 defendants, and I'm not cool with it anymore.

19 MR. CAIN: You've got intentional -- well,
20 first of all, I'm not going to debate you because it's a
21 waste of time. He testified that my client lacked
22 control. I've got an intentional infliction claim. And
23 your client is unwilling to own up to what he posted on
24 Parlor as Exhibit 46.

25 A. No. You're not asking me questions. I

1 will answer those questions. When you purposely lie to
2 me, as you have to the judge and in this case, which you
3 have done, then I'm going to correct that.

4 You said that I deleted those posts. Your
5 words, not mine. I did not delete those posts. I made
6 them private. There's a difference between making
7 something private and preserving those things and
8 deleting them. I did not delete them.

9 Q. (By Mr. Cain) You took them down. Then if
10 that's the issue that you have, then I stand corrected.

11 MS. HALL: Charlie, he did not take them
12 down. He just told you he made the post private. So
13 that means you and all of your team and all of your
14 experts and everything that you're doing to follow my
15 client 24 hours a day can no longer see that. It is
16 still on his Facebook page. If you are friends with Joe
17 Oltmann, you can go on his Facebook page --

18 THE DEPONENT: No, you can't. No.

19 MS. HALL: -- and see it.

20 THE DEPONENT: No, but I'll show it to
21 him.

22 Q. (By Mr. Cain) All right. I'm going to
23 move on. I can -- I guess what I can conclude from this
24 is that it's possible that you posted an echo of a picture
25 of Dr. Coomer's house and you wrote these words, but you

1 won't confirm that for me?

2 A. There you go. There's my video. See,
3 this is Facebook. See that? That's the video you said I
4 took down. It's still up on Facebook.

5 Q. That's the video you said you took down.

6 A. I'm sorry?

7 Q. That's the video you said you took down.

8 A. No. Okay. Anyway --

9 Q. You're -- you're starting -- well, I'm not
10 going to comment.

11 What we'll do is, I guess, move on to --

12 A. It's a good idea.

13 Q. -- to another topic.

14 Actually, you know what? I'm going to take
15 a bathroom break.

16 MS. HALL: Oh, we object, Charlie.

17 THE DEPONENT: No, we don't. Stop it.

18 Stop. Please stop. Charlie, take a bathroom break. Do
19 you want a bathroom break, seriously?

20 MR. CAIN: Yeah. We're going to go off
21 the record because we've got limited amount of time and
22 we've wasted a lot of it. And I need to kind of organize
23 what I'm going to cover with you because I suspect your
24 lawyers are not going to agree to go past three hours
25 today.

1 THE DEPONENT: They may not agree but, I
2 mean, obviously, I --

3 MS. HALL: Sure.

4 MR. CAIN: Let's go off the record.

5 THE VIDEOGRAPHER: Going off the record.
6 The time is 12:55.

7 (Recess from 12:55 p.m. to 1:02 p.m.)

8 THE VIDEOGRAPHER: We're back on the
9 error. The time is 1:02.

10 Q. (By Mr. Cain) Mr. Oltmann, since we have
11 45 minutes, I'll probably jump around a little bit. I
12 like to call it the lightning round.

13 But before I get off on some topics, I was
14 informed by one of our lawyers that the Parlor post was on
15 or about December 5th, which would have been before they
16 took the Parlor down and I think there was some loss of
17 data.

18 Does that help you in terms of your
19 recollection as to whether you posted that echo?

20 A. No, because once I saw this post, which
21 I've seen before, I went back to Parlor to try and
22 recover some of the information on Parlor to see if I had
23 posted that, in fact. And I could find no record of it,
24 not at Parlor.

25 But again, I guess that when the tech

1 giants decided that they were going to sensor half of
2 America, they in essence deleted history and part of that
3 is the stuff that was up on Parlor.

4 Q. All right. So did anybody else in December
5 of 2020, did anybody else have access to your Parlor
6 account besides yourself?

7 A. I'm not sure I understand the question.

8 Q. Well, someone posted this from your Parlor
9 account. The point of my question is: Did someone else
10 have access? Could someone else have posted this?

11 A. Well, I can't authenticate that post. I
12 mean, that post doesn't show that there's any comments.
13 That post doesn't show that there's any -- it doesn't
14 show anything. It doesn't look like what Parlor looks
15 like today, which is the reason why I went back to Parlor
16 to ask them if this is a post that they could recover for
17 me.

18 Q. And it's your sworn testimony that you
19 don't recall -- or you can't recall having actually made
20 that post?

21 A. No. But I've called Eric Coomer a shitbag
22 numerous times.

23 Q. Okay. So you stand by the content. It's
24 just you don't know if that's actually your post?

25 A. I stand by that comment.

1 Q. All right. So let's -- let's talk a little
2 bit about -- we talked about the antifa call, and your
3 conduit has been identified as RD., and that's essentially
4 it. We've talked about Facebook. I want to follow-up on
5 the Facebook question now.

6 You -- when you got this -- the original
7 screenshots from Dr. Coomer's Facebook account, were you
8 located at that elk hunt home that you had referred to in
9 some of your prior testimony?

10 A. Yes.

11 Q. Okay. So just help me a little bit about
12 the timeline. You had testified that you were -- you had
13 this epiphany when you were at this elk hunt. This would
14 have been November 6 of 2020; is that correct?

15 A. I never had an epiphany.

16 Q. Okay. Well, I don't mean to -- whatever it
17 was, on November 6th is when you started looking back at
18 Dr. Coomer as a result of an article that you read; is
19 that fair?

20 A. Correct. Correct.

21 Q. And that's why you were out elk hunting, I
22 think in New Mexico; is that right?

23 A. I was not elk hunting in New Mexico.

24 Q. Okay. What were you doing?

25 A. I was elk hunting.

1 Q. Okay. Where were you?

2 A. In Colorado.

3 Q. All right. And in terms of getting access
4 to the Facebook post, how did you go about actually
5 getting that data?

6 A. Somebody gave me access to it.

7 Q. Okay. And the somebody is the person
8 you're not going to reveal, correct?

9 A. I'm not going to reveal that person
10 because Eric Coomer is on this call, and the subject is
11 not subject, thus, I can see to the protection order by
12 giving you that information.

13 Q. Was it -- well, I'm not going to give you
14 too many names. Was it Ryan McBride?

15 A. I -- I am not going to disclose who the
16 person is.

17 Q. Do you know Mr. McBride?

18 A. I'm not going to disclose -- yes, I do.

19 Q. And you're not going to tell me whether it
20 was him that gave you access?

21 A. I'm not going to tell you -- I'm not going
22 to tell you who gave me access.

23 Q. Okay. Was November 6th the day that you
24 first received screenshots from the Facebook page?
25 November 6.

1 A. Yes.

2 Q. Okay. And had you already been talking to
3 one of Dr. Coomer's Facebook friends about getting access
4 to his Facebook page prior to that point?

5 A. No.

6 Q. Did you know -- well, strike that.

7 Had you had access to Dr. Coomer's Facebook
8 account prior to November 6?

9 A. No.

10 Q. Walk me through the steps on November 6th
11 that you took in order to get access.

12 And I understand you're not going to tell
13 me the names -- or name, but -- and I don't agree with
14 that, obviously. But just kind of walk me through how you
15 were able to do that.

16 A. Okay. Repeat your -- is that a question
17 or what --

18 Q. Yes. Walk me through how you got access to
19 the Facebook page.

20 A. Somebody sent me the Facebook post.

21 Q. I get that.

22 You must have called someone. Tell me --
23 tell me how it came about.

24 A. I reached out to numerous people to see
25 who'd be willing to give me information.

1 Q. Okay. But specifically Facebook
2 information. Why did you think Facebook might have
3 information on Dr. Coomer?

4 A. I didn't. I wanted to validate the
5 information that I had previously.

6 Q. So you just started calling or reaching
7 out, as you said, to various people to see if they could
8 get you access to his Facebook?

9 A. I started doing research on the 6th to get
10 access to information that would have corroborated the
11 information that I had previously going back to
12 September.

13 Q. Okay. And then how did you -- did you find
14 someone in your -- in your investigation who told you,
15 Hey, I can get you access to the Facebook account?

16 A. No. I just started doing research.

17 Q. Okay. You're being evasive. I'm trying to
18 get --

19 A. Actually, that's exactly what I did. I
20 started doing research. I started doing research on
21 social media accounts. And was able to uncover Instagram
22 account, Twitter account that had been previously
23 deactivated. A Facebook account that was not
24 deactivated.

25 I started looking at pictures that were

1 publicly available of people that were connected to those
2 people, and looked to see if there was a 2 degree
3 separation of Eric Coomer and other people that I could
4 get access to that information.

5 Q. And so you found through looking at -- or
6 doing that research, someone that you recognized as a
7 friend of Dr. Coomer?

8 A. Not right away, no.

9 Q. Well, you got the information on the 6th,
10 right? You were able to get screenshots that day,
11 correct?

12 A. Yes. Some of them on that day, yes.

13 Q. All right. And so how did you receive
14 those? How were they transmitted to you?

15 A. Signal. I believe Signal, yeah.

16 Q. And same thing with -- well, were all of
17 the Facebook pages sent to you via Signal?

18 A. Again, the best I can recollect. I don't
19 have access to my previous phone content.

20 Q. Is the person who gave you the Facebook
21 pages still a contact on your Signal account?

22 A. I haven't looked at it, but probably.

23 Q. Take a look real quick. I want to know.

24 THE REPORTER: I'm sorry. I didn't
25 understand.

1 THE DEPONENT: I just have to keep going
2 backwards in time.

3 Q. (By Mr. Cain) If you're not going to find
4 it, I don't have time. Certainly don't stall the process.

5 A. You asked me to look for it. I'm looking
6 through every conversation that I've had.

7 Q. All right. Well, then we'll go off the
8 record and you can do it off the record.

9 THE VIDEOGRAPHER: We're going off the
10 record. The time is 1:12.

11 (Recess from 1:12 p.m. to 1:13 p.m.)

12 THE VIDEOGRAPHER: Back on the record.
13 The time is 1:13.

14 Q. (By Mr. Cain) All right. You indicated
15 off the record, Mr. Oltmann, that through your search
16 function, you're not able to pull up messages from the
17 Facebook contact; is that true?

18 A. That is true.

19 Q. You'd have to individually go through that.
20 And we don't have time for that, at least today we don't.

21 You mentioned also that you had reached out
22 to a number of people to do some invest- -- or in your
23 investigation of Dr. Coomer on the 6th. Who else did you
24 reach out to?

25 A. Publicly available people that were -- you

1 know, the same thing. Just trying to figure out if
2 somebody would give me access to that information, that
3 would be friendly to the idea of validating who Eric
4 Coomer is.

5 Q. Okay. And as you sit here today, are you
6 able to -- if you know, to pull up from Signal the
7 transmittal of the Facebook pages to you?

8 A. I'm not sure I understand the question.

9 Q. Well, is that -- is that transmittal data
10 still on your Signal app, if you know?

11 A. Well, if it was on my Signal app, I would
12 have been able to find it, so, again, I believe that the
13 Signal when I downloaded the information did not carry
14 through -- carry over.

15 Q. Did you ask that the information be sent
16 via Signal to you?

17 A. I don't -- I don't recall, no.

18 Q. Is there any way as you sit here to trace
19 the information of when and from whom you received the
20 Facebook pages?

21 A. I'm not sure I understand the question.

22 Q. Well, I'm just -- if I want to show the
23 Court, Here is evidence of when these Facebook pages were
24 transmitted to Joe Oltmann, as I sit here, I don't have
25 anything but your word.

1 So is there any physical evidence that you
2 can think of that would show that transmission?

3 A. Yeah. I mean, I don't know. As I sit
4 here right now, no, but if I'm given more time to think
5 about it, I can probably come up with some sort of record
6 of where it came from.

7 Q. But you're certain, as I understand your
8 testimony, that this person that gave you the screenshots
9 was one of Dr. Coomer's friends on his Facebook page at
10 the time?

11 A. Yeah, I think still friends.

12 Q. Did he or she -- is it a he or she, can you
13 at least tell me that?

14 A. No.

15 Q. Did he or she explain to you why they were
16 willing to provide you access to this information; what
17 their motivation was?

18 A. Yeah. I don't -- I don't think they
19 probably had a motivation other than my explanation of
20 what I was dealing with. I mean, look it's a pretty
21 heavy conversation, right? It's not something to
22 be -- you know, to take lightly.

23 Q. Did you have to convince this person the
24 reason for --

25 THE DEPONENT: Sorry.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

(Phone ringing.)

A. Apologies. Can you repeat that question?

Q. (By Mr. Cain) Yeah.

Did you have to convince this person to provide you this information? In other words, were they reluctant to do so?

A. No.

Q. And again, the reason you're not giving this to me is because you think that their -- that the reveal of their identity would subject them to some form of retribution by Dr. Coomer?

MS. HALL: Objection, Charlie. He has told you 5 to 10 times already. He doesn't believe it's in the protected order.

MR. CAIN: I've already stipulated to that. I'm --

MS. HALL: I understand what you've said on this deposition. There is nothing in the protective order that was previously filed with the Court that addresses what the Court just said the last time we were there. So I get what your position is. You've heard what my clients' is, and I guess we'll take it up with the court.

MR. CAIN: Oh. So let's assume for the sake of argument that -- that that needs to be buttoned

1 up. I don't believe that's the case. And I already told
2 you that our view is that it's subject to the protective
3 order.

4 Q. (By Mr. Cain) But assuming that
5 information -- or that protective order was extended to
6 this information, would you be willing to provide us with
7 that testimony at that -- at that time?

8 A. I think that I would give up more
9 information if I knew that Eric was not going to get
10 access to that information.

11 Q. Okay. Would you provide us with the
12 identity of this person?

13 A. If Eric did not have access --

14 MS. HALL: Objection.

15 Q. (By Mr. Cain) Is that a Yes?

16 A. I can't speculate.

17 Q. Okay. Let's -- let's talk a little bit
18 about your affidavit. We've spent almost all this
19 deposition talking about the antifa call and some of this
20 Facebook stuff.

21 The affidavit which is Plaintiff's
22 Exhibit 2, I provided that to you previously, was signed
23 by you -- I believe on November 13 of 2020; is that
24 correct?

25 A. Yes. Is that -- Exhibit 2?

1 MR. KIMREY: Mr. Cain, I have a question,
2 a point of clarification. Shall we deem all exhibits
3 that you are referring to within this deposition as
4 exhibits to this deposition?

5 MR. CAIN: Yes.

6 MR. KIMREY: Thank you.

7 Q. (By Mr. Cain) Are you with me,
8 Mr. Oltmann?

9 A. Yes.

10 Q. Okay. So this affidavit you signed
11 November 13, right?

12 A. Yes.

13 Q. And the purpose --

14 A. November 13th, you said?

15 Q. Yes, sir. 1-3.

16 A. All right. Perfect. Okay.

17 Q. Who asked you to sign an affidavit?

18 A. I don't remember the person.

19 Q. Who were they associated with?

20 A. With Sidney Powell, I do believe.

21 Q. You understood that this affidavit
22 potentially was going to be used by Ms. Powell in
23 connection with litigation?

24 A. Yes.

25 Q. Okay. And you allowed this affidavit to be

1 filed of record in lawsuits that Ms. Powell was associated
2 with?

3 A. No. I just filed an affidavit, and I
4 signed it.

5 Q. Okay. But your expectation was that this
6 could be used as evidence in a lawsuit Ms. Powell was
7 involved with?

8 A. The only expectation I had was that I was
9 going to sign an affidavit of what I knew.

10 Q. Okay. Well, in terms of what you knew,
11 just looking at the affidavit, I have a few questions.
12 You go over, of course, the antifa call, right?

13 A. Yep. Yes.

14 Q. On page 2.

15 You refer to the call as being on or about
16 the week of September 27. But that's not correct, right?
17 It was prior to that week, true?

18 A. I think that's why I wrote -- they put "on
19 or about." So I had this -- they drafted this. I gave
20 them information. They drafted it. And then I signed
21 it. So there's parts of this that were not complete, or
22 that had pulled stuff out and made it so that the context
23 could be changed.

24 But overall, the information is still
25 accurate because they did put on or around, I think.

1 Actually, I can't -- yeah, on or about --

2 THE REPORTER: I'm sorry. Whoa, whoa,
3 whoa.

4 Q. (By Mr. Cain) But it's more accurate --

5 THE REPORTER: I just didn't get the last
6 part of your statement, sir. You dropped your voice.

7 THE DEPONENT: I said on or about the week
8 of September 27th.

9 MR. KIMREY: And I just note for the
10 record that Plaintiff's Exhibit 2 is Bates Powell 206
11 through Powell 211.

12 THE REPORTER: Who just spoke?

13 MR. KIMREY: That was Blaine Kimrey.

14 THE REPORTER: Thank you.

15 Q. (By Mr. Cain) All right. To be more
16 accurate, the -- the antifa call -- you say meeting here,
17 but was prior to September 26, not during the week of
18 September 27th, true?

19 A. Well, it says on or about the week of
20 September 27th. So that was still on or about the week.
21 So this had happened before the 26th. So, yes, then this
22 would be factually accurate.

23 Q. And this -- well, this affidavit was done
24 less than two months after the call, right?

25 A. Yes.

1 Q. And so you did your best to be as complete
2 and accurate in this affidavit as possible, right?

3 A. I -- I gave them a bunch of information.
4 I don't think I gave them completely all the information.
5 Just the information I felt was important to the
6 affidavit.

7 Q. Right.

8 And no one from the Powell camp asked you
9 any of these questions about how did you get on the call
10 in terms of your conduit and that sort of thing, did they?

11 A. I think there's a lot of moving parts at
12 the time, and the things that they were more concerned
13 with was the litany of affidavits that were coming in
14 from across the nation. And it was getting as much of
15 this information as possible so that they could do
16 fact-finding and figure out what the credibility was of
17 all that information collectively, in the middle of
18 having SISA and other organizations within days of the
19 election say that there's nothing to see here, this is
20 the safest election ever, without even doing any sort of
21 discovery into the sheer volume of fraud that was
22 existing across our nation.

23 MR. CAIN: Objection. Nonresponsive.

24 Q. (By Mr. Cain) All I'm asking is: No one
25 from the Powell camp that was involved in obtaining this

1 affidavit asked to speak to your conduit or interview them
2 associated with confirming your story, fair?

3 A. I didn't have a credibility issue. I
4 didn't have an issue where you --

5 Q. No, sir. I asked you if they asked for
6 that information. Yes or no?

7 A. No.

8 Q. You say in here, and you wrote in your
9 notes -- you use the word in your notes, "fortifying."
10 But when you're talking about Eric speaking on this -- and
11 this is on the middle of page 2 of the affidavit, Powell
12 207 -- Eric continued with fortifying the groups and
13 recruiting.

14 Okay. Are you referring to Eric Coomer in
15 that sentence?

16 A. Where is this part?

17 Q. It's in -- a little higher than the middle
18 of the page on the second page of your affidavit. You go,
19 The conversation went like this.

20 And then you described the conversation
21 about Eric being the Dominion guy, et cetera?

22 A. What -- what page are you referring to?

23 Q. Sir, I don't -- I've already said that
24 twice now. The second page of your affidavit, Powell 207
25 is the Bates number on the bottom right.

1 A. Okay.

2 Q. You're talking about the conversation on
3 the antifa call. At the middle of it, you say, Eric
4 continued with fortifying the groups and recruiting.

5 My question was: You're referring there,
6 obviously, to Eric Coomer, correct?

7 A. I am.

8 Q. All right. I want you to tell me what you
9 remember Eric Coomer saying about fortifying the groups
10 and recruiting specifically.

11 A. So there's a ton of rhetoric going on on
12 the call itself and the comments made about keeping up
13 and fortifying their efforts. There was a bunch of
14 people talking all at the same time. So, you know, Eric
15 was in the middle of communicating on the call, along
16 with all these other people.

17 So when I talk about being excentric and
18 boisterous, it's the -- it's the vulgarness of -- by
19 which they all seem to communicate. The F word is
20 probably every other word.

21 Q. Yes, sir. But you say and swore in this
22 affidavit that Eric did and said certain things. He
23 talked about fortifying the groups and recruiting.

24 A. Right.

25 Q. What specifically did he talk about in

1 terms of fortifying the groups and recruiting?

2 A. So I just answered that question as it
3 relates to them talking about fortifying, right? Again,
4 I referred back to my notes when I had -- when I was
5 writing this stuff, and some of this information is
6 missing other paragraphs that I would have left in it.
7 Right.

8 So the fortifying and saying that, Hey, we
9 need to keep up the pressure, those comments came out of
10 Eric's mouth. Those comments came out of other people's
11 mouths. It was -- it was a centric bit of hyperbole.

12 Q. All right. So you say, Keep up the
13 pressure. You're attributing words to that effect -- to
14 Eric Coomer. What was he referring to about keeping up
15 the pressure?

16 A. I don't know. I would assume it's related
17 to antifa and the things that they are doing across the
18 state of Colorado and the country at that point. I mean,
19 they were terrorizing communities and burning down
20 buildings and looting and shooting and stabbing and
21 throwing frozen water bottles and feces.

22 So it probably had something to do with
23 that.

24 Q. Let me -- let me ask you. You've done a
25 lot of research into antifa, it's clear. What evidence do

1 you have that Dr. Coomer was involved, outside of this
2 call, as you've alleged, was involved in any
3 activity -- antifa-related activities, whether it's March
4 or speaking at a rally or throwing feces, as you say?
5 What evidence do you have that he actually was part of an
6 antifa movement?

7 A. So -- well, first of all, he posted the
8 antifa manifesto on his Facebook page on, I think,
9 June 5th or June of 6th.

10 Q. And we've talked about the Facebook. I'm
11 talking about --

12 A. We haven't specifically talked about that
13 particular post.

14 Q. Right. I'll exclude since we don't have
15 time, and we know what -- we can look to in terms of
16 Facebook. I'm asking, based on the amount of time that
17 you spent looking into Eric Coomer and his association
18 with antifa, carving out any kind of Facebook --

19 A. Okay. I'll bite. All right. Let me walk
20 through -- let me walk through all the information that I
21 learned about Eric Coomer.

22 Q. I'm asking a specific question. Not --

23 A. That's the specific question. You
24 can't -- you can't carve it out and say you don't want me
25 to answer the question.

1 Q. Here's the question. Here's the question.
2 Listen to my question.

3 A. Okay.

4 Q. What information do you have that -- that
5 puts Eric Coomer in an antifa event, rally, as a speaker,
6 as a member of an association that you -- that you equate
7 with antifa? What specifically do you know about that?

8 A. I know that I was on this call, and I know
9 that Eric at Dominion was on that call. I know that I
10 walked through and listened to other videos that had Eric
11 Coomer on it, and it was the same voice that was on this
12 call, who was on those other calls doing demonstrations
13 across the country.

14 So I know that I did an amazing amount of
15 due diligence to tie back the Eric who was on the antifa
16 call to the Facebook posts, and the likelihood of that
17 happening. And then going even further into that and
18 finding information related to owning the adjudication
19 process -- or excuse me, being a patentholder for the
20 adjudication process for the Dominion voting systems, as
21 well as the numerous affidavits across the country, which
22 as it came to light even after this time, tied back
23 improprieties to Dominion, such as the fact that there is
24 a modum inside the machine, yet the CEO of the Dominion
25 voting system said that there was no modem inside it.

1 They now have amended that and said, Oh,
2 there is one, but it's not used and it wasn't turned on
3 during the course of the election.

4 Q. I'm asking you about motives.

5 Did you -- have you seen Dr. Coomer at a --
6 at an antifa really?

7 A. You asked me what information would be
8 provided that would lead me to believe that Eric Coomer
9 was, in fact, a part of antifa and what other information
10 do you have that would lead me to that conclusion. I'm
11 trying to give that you information that led me to that
12 conclusion, and you don't want to hear my opinions. Not
13 because it's not --

14 Q. Sir, you're wasting time again.

15 Have you seen -- let me -- let me break it
16 down for you.

17 Have you seen video evidence or in-person
18 evidence of Dr. Coomer at what you would consider an
19 antifa rally, yes or no?

20 A. No.

21 Q. Have you seen him speak at -- or at a
22 movement or some event that involved antifa?

23 A. Yes.

24 Q. Which one?

25 A. This call that I was on back in September.

1 Q. All right. I'm talking about any kind of
2 public event that -- that antifa was associated with.
3 Speaker at a rally or anything like that.

4 A. Well, I didn't attend antifa rallies.

5 Q. Have you seen any evidence of that, videos
6 of Dr. Coomer speaking at an antifa rally?

7 A. I have not reviewed any of the antifa
8 videos, and everyone during the summer of 2020 was
9 wearing masks and covering their identity. So getting
10 access --

11 Q. So your answer is no --

12 THE REPORTER: Just a moment. One at a
13 time.

14 THE DEPONENT: Apologies.

15 THE REPORTER: Still, one at a time.

16 Q. (By Mr. Cain) Go ahead.

17 A. The difficulty in uncovering who was at
18 any of these antifa rallies, even given the videos that
19 you have there, would be very difficult because of the
20 fact that all their faces were covered.

21 So, you know, can I say for -- with
22 certainty that -- that he was at a -- at an antifa rally,
23 the answer to that question is no. Can I say that he
24 wasn't? The answer to that question would be no, as
25 well.

1 Q. Well, you're certain -- and you've said
2 this previously about Heidi Beedle -- that she's part of a
3 group called Revolution, I think; is that right?

4 A. Yes.

5 Q. Yeah, that's your testimony on that.

6 What group, if you know, is Dr. Coomer
7 involved with that you view as an antifa-related
8 organization?

9 A. Well, most of the antifa members of the --
10 how you say an idea and not an organization, although
11 it's a very, very well-run organization, do not make
12 themselves known. They do not make themselves
13 associated, because by that association, they would
14 associate with murderers and rapists and people that hurt
15 people in the community and bully them to get them to, I
16 guess, stay in their homes. Intimidate them.

17 Q. So you can't identify a specific
18 organization that you've been able to research and
19 conclude that Dr. Coomer is involved with some leftist
20 organization?

21 A. Yes, I can actually. He proclaimed
22 himself that he was a part of the skinhead movement and
23 in the article written in the New York Times by Susan
24 Dominus, he admitted that he was a part of the skinheads,
25 but it was a special group of skinheads that are against

1 racism.

2 So that is a far left organization that
3 has strong ties to communism and Marxism, and he was
4 by -- self-proclaimed a part of that even dating back to
5 his time in Denver, Colorado.

6 Q. Thanks. So skinhead organization. Is that
7 it?

8 A. I don't -- I don't know. I haven't
9 done -- I will say for right now, to answer your
10 question, yes.

11 Q. All right. So when he was talking about,
12 as you say in your affidavit, recruiting -- antifa
13 recruiting, what specifically was Dr. Coomer saying he
14 wanted to do to recruit new members of this group?

15 A. Well, I think it was the comments that
16 they have collectively where they were agreeing with and
17 talking to them about keeping the pressure on and staying
18 the course that were directly related to that
19 recruitment.

20 I don't use it from recruiting from the
21 standpoint of walk through a door, knock, knock. Just
22 recruitment of making sure we get more people to show up
23 to these events.

24 Q. Would you describe Dr. -- I'm sorry. I
25 thought you were finished.

1 A. No.

2 Q. Would you describe --

3 A. Go ahead.

4 Q. Would you describe Dr. Coomer as being one
5 of the leaders of the antifa group that was assembled on
6 this call?

7 A. No. Nor did I at the time believe that he
8 was actually -- after doing research, that he would
9 associate himself with antifa.

10 Q. You mention -- I don't want to spend a lot
11 of time on this.

12 So at the end of your affidavit, the last
13 full paragraph, you talk about you used ARIMA, A-R-I-M
14 analysis to show trends.

15 A. Yeah.

16 Q. Do you remember that?

17 A. Yeah.

18 Q. Okay. Do you have that analysis handy
19 still?

20 A. I have some of the information related to
21 what I did on the -- on other analyses later, but ARIMA
22 is -- uses -- I mean, do you know what ARIMA is.

23 Q. I know what it stands for. But I guess my
24 question is: If I -- you talk about it in your affidavit.
25 If you have datasets involved with that, if you have

1 some -- some analysis, I'd like to see it.

2 Have you produced any of that information
3 to anyone, either the defendants in this case or other
4 experts?

5 A. No, but I created a chart. So this is the
6 stuff that I can get into more specifically. But I
7 created a chart that looked at the voting probability of
8 people voting a certain way during a time series, and
9 then voting a certain way after that time series and the
10 likelihood of that actually happening by using previous
11 lags as opposed to what happened in the future.

12 So using a stationary point, and then
13 creating a plotted chart to show me whether or not
14 there's any irregularities or errors in the data that
15 were -- that would not be probable based upon the
16 information that was input.

17 Q. So my question is that the charting that
18 you used and the datasets -- or the charting that you
19 created and the datasets, do you still have that
20 information?

21 A. I think so.

22 Q. Did you -- and you -- but you didn't
23 provide it to anybody outside of your own group; is that
24 correct?

25 A. So that's not necessarily true. I brought

1 some of those charts to Washington, D.C. in early
2 January. I provided that information as it relates to
3 Dominion voting systems and the vulnerabilities that they
4 had in the Dominion voting systems. And the process of
5 walking a through path of Dominion to the Black Box, to
6 how they recover those votes, how it's transferred over
7 to SCYTL, how SCYTL goes on to Edison, how Edison then
8 translates that over to the New York Times.

9 Q. Right. And you talked about that in your
10 August 18 testimony from -- when Sidney Powell's lawyers
11 were asking you about this issue, right?

12 A. Yes.

13 Q. And you said then that you know how
14 Dr. Coomer can flip the Election, to use your words,
15 right?

16 A. Is that what I said?

17 Q. Yes. You said you know how Dr. Coomer
18 flipped the election.

19 A. Is that what I said?

20 Q. Yes.

21 A. I haven't seen the transcript.

22 MS. HALL: Well, Charlie, the reason he's
23 asking you is you obviously have a copy of the
24 transcript. We haven't seen the transcript yet. So
25 where did you get the transcript?

1 MR. CAIN: Sidney Powell's lawyers sent it
2 to everybody.

3 MS. HALL: Well, I haven't seen it. I
4 didn't get it.

5 MR. CAIN: Well, that's not on me.

6 MS. HALL: I didn't say it was. I'm just
7 saying he hasn't seen the transcript.

8 THE DEPONENT: No. Show me
9 the transcript.

10 MR. CAIN: All right. So here on
11 page 181 --

12 MR. ARRINGTON: This Barry Arrington. I'm
13 going to put on the record that I sent the transcript to
14 everyone.

15 THE REPORTER: Who just spoke?

16 MR. ARRINGTON: This is Barry Arrington.
17 I don't know why you're saying you haven't
18 seen it. I sent it to everyone.

19 MS. HALL: I'm not saying you didn't,
20 Barry. I'm just saying I did not receive anything, and
21 neither did Ingrid. So that's all I'm saying.

22 Q. (By Mr. Cain) I'll go about it this way
23 since we don't have --

24 A. Therefore, I haven't reviewed it.

25 Q. Outside of the transcript -- I mean, you

1 can just testify now. Do you or do you not know how
2 Dr. Coomer flipped the Election?

3 A. I believe I know how the election was
4 influence and/or stolen, yes.

5 Q. And I -- you used a passive. I asked -- I
6 said Dr. Coomer. You know how Dr. Coomer, at least
7 according to your -- your analysis, how he was involved in
8 flipping the election, true?

9 A. I know that Coomer was a director of
10 strategy and security for Dominion voting systems, and in
11 that capacity and owning the adjudication process
12 in -- in that system, I know where the election
13 was -- was affected, yes. I know where it was
14 compromised.

15 And Eric Coomer is responsible for those
16 things, and therefore, I think that I know -- actually I
17 know that I know -- how Dominion was able to affect or
18 leave open vulnerabilities to allow for the election to
19 be stolen.

20 Q. Right. And you've testified -- you've
21 testified at length in questions from Ms. Powell's lawyers
22 about that specific topic, right?

23 A. Yep.

24 Q. Just a few weeks ago. And you said that
25 you hadn't reduced, as of that time, your analysis to some

1 written format or report.

2 Have you done that now? Have you prepared
3 a report reflecting your analysis?

4 MS. HALL: Objection. Relevance.

5 A. No. I did. I provided a diagram -- a
6 very crude diagram that the public can understand. I
7 worked on the deviations between the -- four deviations
8 that happened inside the Dominion system.

9 Q. (By Mr. Cain) Okay. Let me make sure -- I
10 want to make sure we get this on the record.

11 A. Can you hear me?

12 Q. Yeah, who's speaking?

13 MR. KIMREY: I'm sorry. This is Blaine
14 Kimrey.

15 So we're new to this matter. I'm
16 wondering, just for clarification, Mr. Cain, if you have
17 a copy of the sworn statement, could you enter it in the
18 deposition since you're talking about it a lot?
19 And Mr. Oltmann has acknowledged that he did give a sworn
20 statement, so maybe if we could actually see it and he
21 could confirm it as entered in the deposition, that would
22 make everything easier to follow. Just a suggestion.

23 MR. CAIN: I appreciate it. I'm moving
24 off that now because I asked him the question outside of
25 this sworn statement, and I'm not -- I just don't have

1 time to address that.

2 Q. (By Mr. Cain) So let me -- let me get back
3 on to what I was talking about. You had testified that
4 you -- that you had done analysis in this -- of behavioral
5 deviations and tech deviations, it's part of what you
6 said.

7 And then I asked you, Has this been reduced
8 to writing? And you said it -- you referenced a schematic
9 or something that we could all understand. Is that fair?

10 A. Yes. So I've been assisting with
11 gathering information related to how the Dominion system
12 works. So I was able to -- I've done it in different
13 parts, related to even like the ICX machine, the ability
14 to bypass the ICX in cases of balance outstanding or the
15 alignment being off.

16 So I've done multiple things where I've
17 written out diagrams on how the system can be
18 manipulated -- be manipulated inside of the -- inside of
19 the Dominion system, depending on which part you have.

20 Q. Well, we'll conclude on this as probably
21 the last topic. On Exhibit 103, which we previously
22 marked from your recent disclosures, this is
23 Document 0 -- I believe it's small -- but it is 0881,
24 which is a diagram -- it looks like a voting system
25 diagram. I want you to --

1 (Phone ringing.)

2 THE REPORTER: Just a moment. I can't
3 hear.

4 THE DEPONENT: I don't know why it came
5 through my phone. Hold on.

6 Q. (By Mr. Cain) So Exhibit 103 has a diagram
7 that I think is what you're referring to. Can you confirm
8 that this is the diagram that you were just talking about?

9 A. Yes.

10 Q. Okay. So the -- the work that you've done
11 regarding -- at least as of this date regarding
12 Dr. Coomer's participation in flipping the election, in
13 part, is reflected on this particular diagram that we're
14 looking at, correct?

15 A. Those -- that diagram walks through the
16 vulnerabilities of the Dominion voting systems and the
17 possible ways to, what I call, big cons and small cons.
18 Small cons to keep you distracted, and the big con of how
19 you were able to take invalidated fraudulent votes and
20 then reconnect them with people that vote.

21 Q. And your -- your conclusion is that
22 Dr. Coomer's part of the big con; is that right?

23 A. My conclusion is that -- that Eric made
24 comments related to making sure that President Trump was
25 not going to win. And I did not make statements related

1 to that Biden was going to win because I didn't hear
2 that. I just heard that President Trump was not going to
3 win, and those came from him.

4 And I validated him, and then after that I
5 validated his social posts, which are very boisterous
6 and -- that validate that -- number one, he's not in a
7 position where he could influence it. And number 2, he
8 said he would influence it. And number 3, that his clear
9 bias and hatred for just the country, police officers,
10 and his support for antifa was -- was well noted.

11 Q. (By Mr. Cain) Okay. Well, that's
12 different than what you've testified to before in terms
13 of --

14 A. How is that different?

15 Q. -- to actually having -- I had understood
16 that you said from a technical standpoint, Dr. Coomer was
17 involved in rigging the election, which would affect
18 results, and you even testified to this -- in places like
19 Antrim County; in Mesa County, Colorado; and Cobb County,
20 Georgia?

21 A. That he would have the ability to do that
22 and he's in a position to do that, absolutely.

23 Q. Okay.

24 A. I was very clear on that. I've been clear
25 the entire time. I've never once changed anything about

1 what I've said, not once.

2 Q. Well, and you've said, in fact, that
3 he -- you -- at least in your last testimony, that you're
4 95 percent sure that he actually engaged in that activity
5 of flipping the election.

6 A. I don't have a transcript.

7 THE REPORTER: I'm sorry. I can't
8 understand Ms. Hall.

9 A. I don't even know if that's a question or
10 not.

11 Q. (By Mr. Cain) Yeah. You have a high
12 degree of certainty -- you've testified already --

13 A. I do.

14 Q. -- in the deposition with the Powell
15 attorneys that you have a 95 percent degree of certainty
16 that Dr. Coomer was involved in flipping the election.

17 A. Yes.

18 Q. All right. By the way, while I'm thinking
19 about it, you -- do you hold yourself out as an election
20 security expert?

21 MS. HALL: Objection. Relevance.

22 A. No, I'm a data guy.

23 Q. (By Mr. Cain) Okay. So you would agree
24 with me that you are not an election security expert?

25 MS. HALL: Objection.

1 THE DEPONENT: Should I answer?

2 A. Okay. So I built a system that
3 develops --

4 THE REPORTER: I'm sorry. I'm sorry, sir.
5 Can you slow down just a bit?

6 A. I built a system that creates quality
7 scores, relevant inspectors, and correlations of data on
8 individual DNA of an individual. I built the
9 architecture behind a system that allows for us to
10 perform very well, actually above anyone else in the
11 country related to how we position messaging in front of
12 millions of people. I built that.

13 We're one of the largest first-party data
14 aggregators in the nation when I ran my company. I know
15 that within a couple of days of me coming out and talking
16 about what information I did have, I had death threats.
17 I know that that -- those death threats have continued
18 through the last nine months.

19 Q. (By Mr. Cain) Sir, my question was
20 election security expert. Do you hold yourself out as an
21 expert in election security issues?

22 A. I would hold myself out as an expert in
23 system architecture. I would hold myself out at -- and I
24 can prove over time as a two-time Ernst & Young
25 entrepreneur of the year nominee and one-time finalist in

1 2020, after going through some rigorous tests by many of
2 the people on those panels, that I know what I'm talking
3 about when it comes to code and when I'm talking about
4 when you are talk about the Black Box, RUP kits, having
5 people overseas write code for you. What the
6 implications are of having connections to different
7 systems that are not secured. Having internet access
8 with the ability to access those systems.

9 From an architecture standpoint, I could
10 punch holes in what Dominion has built over and over and
11 over again. I don't need to know that you have to take a
12 stack of votes and put it through the system. I have to
13 know that you can secure those votes through technology
14 that allows for transparency, which is what the system is
15 supposed to be built on.

16 Q. You're -- you're speaking quickly, which is
17 find except for Laurel. She's probably going to kill both
18 of us after this deposition.

19 My -- you're not answering my question.

20 A. I did answer your question.

21 Q. Have you -- let me ask a different question
22 and see if you can answer this one.

23 Do you have any experience working in
24 elections or in election security?

25 MS. HALL: Objection. Relevance.

1 Q. (By Mr. Cain) You can answer.

2 MS. HALL: Please explain how this is
3 relevant to your defamation claim, Charlie.

4 MR. CAIN: Nope.

5 MS. HALL: Okay. Well, then move on. And
6 you're done.

7 MS. DEFRANCO: He's done.

8 MS. HALL: What's the time?

9 THE VIDEOGRAPHER: It's three hours and
10 three minutes.

11 MS. HALL: Thanks. We're done, Charlie.

12 A. Can I answer this last question?

13 Q. (By Mr. Cain) Yeah. You're going to
14 answer potentially more, but why don't you finish
15 this with -- we have tomorrow, obviously set aside as
16 well, but go ahead.

17 MS. HALL: No. Charlie. You have PCU
18 United tomorrow, Shuffling Madness, and CD Solutions. So
19 there will be no questions that are posed to Mr. Oltmann.

20 A. I'm going to answer this question if I can
21 because it's fresh in my mind.

22 THE DEPONENT: Can I answer it?

23 A. Okay. I have not worked in Dominion,
24 Sequoia, ESNS, Hart, Clear Ballot, I've never worked
25 inside of an election system. With that said, there are

1 certain things that you have to do in order to secure a
2 system.

3 I did and was a CEO of a company that did
4 MSP services, so I understand that's Managed Service
5 Provider, which is the IOT of an internet of things --

6 THE REPORTER: I'm sorry. Of the
7 internet? I just didn't hear the word.

8 THE DEPONENT: Internet of things.

9 Q. (By Mr. Cain) I-O-T.

10 A. We also have an e-commerce platform that
11 is a headless design. It services some fortune 100
12 companies in the United States. So I'm very familiar
13 with security, and as it relates to how the systems
14 interconnect and the API that are available, how to move
15 things offline and online. How to find out or discover
16 whether or not something is or is not connected to the
17 internet, and the probability of those things being
18 connected to the internet by way of looking at the math
19 and science, which is why I used mathematical equations
20 to figure out whether or not this is probable.

21 So it leads me back to fact-checking the
22 information related to the system architecture. It's a
23 simple process that anyone that's involved in technology
24 goes through in order to make sure that they can validate
25 or invalidate their theory.

1 In this case the theory came back, and I
2 was able to look at what would probably happen in Georgia
3 as an example on early January that related to, and it
4 came true. The system came down, it came back up. We
5 were able to validate other information that we call
6 offline information in order to validate that there was a
7 probable system interference.

8 Now, whether or not that system
9 interference was caused by Dominion is -- is not
10 even -- it's not even up for debate. It's not up for
11 debate. Dominion has a system that Antrim, Mesa County,
12 and other counties were able to validate would show that
13 in the math of how they calculate votes.

14 Dominion was complicit in that behavior,
15 that is -- and I think that I have enough expertise and
16 technology that I can come to that conclusion without
17 actually working for Dominion.

18 MR. CAIN: I'm prepared to move forward
19 with additional questions which counsel seems to believe
20 that --

21 MS. HALL: We're done. No, your three
22 hours is up, Charlie. I'm going to do some clarification
23 now with my client here.

24 /////

25 /////

EXAMINATION

BY MS. HALL:

Q. So, Joe, you were asked by Mr. Cain about this contact for your ability to get on a call. Who -- or not who reached out to you, but did you reach out to that person or --

A. No.

Q. -- did they reach out to you?

Explain that.

A. They reached -- they reached out to me.

Q. Can you explain that a little bit more?

A. I never made a proactive approach to a person that got me on the antifa call. I wasn't the one that did the reaching out. They reached out to me.

Q. And what was the purpose of you getting on that call?

A. It was just to discover antifa journalists. And if you go back to October 15th, I believe it was, I'd have to check -- either October 15th or 14th, I was in an FEC meeting. And I said, We have been -- we have infiltrated antifa. Based on that call, that I got all the information I was able to collect afterwards, that said that, Hey, we were able to uncover these antifa journalists and uncover these antifa journalists, the next day an antifa journalist wrote an

1 article about the fact that I had threatened antifa
2 journalists on that -- in that FEC meeting.

3 That was prior to the election, before I
4 even knew Dominion's name. I knew their name, but I
5 didn't know the significance of Dominion across the
6 country.

7 Q. And these journalists were actually doxing
8 you, correct?

9 A. Yes, and they were using -- they weren't
10 just doxing me. They were doxing other people. They
11 were using systems and relationships that they had.
12 People that were working in other places, such as working
13 in vet centers. That they would gather information of
14 people that owned pets, and they would report those pets
15 to the animal control to say that they were abusing their
16 animals.

17 They would report people for their kids,
18 to CPS, that said that they were abusing their kids. So
19 they used their positions in this web of -- or group of
20 people in order to intimidate, threaten, dox, and cause
21 harm to other people in the community. It wasn't just
22 me.

23 MS. HALL: Okay. We're complete.

24 MR. ARRINGTON: I'm going to have some
25 follow up.

1 THE REPORTER: Who's speaking?

2 MR. ARRINGTON: This is Barry Arlington.

3 MS. HALL: No. No. Barry, we're not
4 going to -- we're not going to agree to that.

5 MR. ARRINGTON: I don't care if you agree,
6 Andrea. This is a deposition. I'm counsel at the
7 deposition, and I'm going to do some cross-examination.

8 EXAMINATION

9 BY MR. ARRINGTON:

10 Q. My first question -- so, Mr. Oltmann, I
11 have a couple of questions about your prior testimony.
12 The question is this: In response to one of Mr. Cain's
13 questions, you said about -- about whether Dr. Coomer was
14 affiliated with antifa. I thought you said, Nor did I
15 believe --

16 THE REPORTER: I'm sorry. Just a moment.
17 Just a moment. Just a moment. Just a moment. Just a
18 moment, please. There are multiple people talking, and I
19 cannot hear the question.

20 MR. ARRINGTON: I'll repeat the question.

21 Q. (By Mr. Arrington) So I believe you said
22 in response to one of Mr. Cain's questions about
23 Dr. Coomer's association with antifa, that, quote -- I
24 tried to jot this down -- quote, Nor did I believe after
25 conducting research he, meaning Dr. Coomer, would

Page 148

1 associate himself with --

2 Did I -- did I misunderstand you? I
3 thought you believed that he was associated with antifa.

4 A. Yes, I did. So let me clarify that. This
5 is the context part where it's taken out of -- when I did
6 the original research on Eric Coomer, and I found out
7 that he had a doctorate in nuclear engineering, I did
8 not, at that point in time back in September, feel that
9 he was -- he wasn't my target. I thought maybe he was
10 CIA or FBI.

11 I did not believe -- I couldn't understand
12 why someone who was -- had a doctorate in nuclear
13 engineering would associate himself with antifa. And
14 since he wasn't the person I was looking for at the time,
15 I just filed all this stuff away for Eric Coomer as he
16 was on that call, but I didn't understand the
17 significance of it. Does that make sense?

18 When I verify that that's who he was, it
19 just didn't seem normal to me that a person that has a
20 doctorate in -- in nuclear engineering would be involved
21 in this type of -- in this type of organization.

22 So as I went through and revalidated
23 information related to his social posts and started doing
24 more research on Mr. Coomer and, you know, his history of
25 being involved in the skinhead movement and some of the

1 other things that he had done related to information
2 we've been able to dig up, I certainly believe that he
3 was a part of the antifa movement and had a significant
4 role in antifa just based on someone else knowing who he
5 was and what his capabilities are and the breadth of what
6 Dominion voting systems does across the nation, the
7 influence that they have.

8 Does that clarify that?

9 Q. (By Mr. Arrington) Yes. Thank you.

10 You also said that you provided certain
11 information to Ms. Powell. I'm going to -- I'm sorry for
12 this. For some reason there was a misdirection that you
13 didn't get the transcript of your testimony from last
14 month.

15 But at one point -- I'm reading from the
16 transcript -- it says -- you testified that you may have
17 sent Sidney Powell some of this information.

18 MR. ARRINGTON: And for counsel's
19 information, I'm reading from page 138, starting at
20 line 4. I'll start over.

21 Q. (By Mr. Arrington) And you testified that
22 you may have sent Sidney Powell some of this information
23 you were gathering. You have specific recollection that
24 you did send it to her? If so, when?

25 And you answered, So other than the

1 information that I had provided, if I had sent anything to
2 Sidney, it would have been with Randy Corporon on it as
3 far as lawyer to lawyer.

4 So is it a fact that you're -- you did not
5 communicate directly with Ms. Powell, that -- that you
6 communicated with her through Mr. Corporon?

7 A. Yeah. So I -- I'm going to say this
8 because I actually went back and listened to everyone
9 else's depositions as well. I did not have any direct
10 conversations with Sidney Powell. All right? Those
11 conversations happened through attorneys. So me and
12 Sidney Powell directly did not have any conversations.

13 Q. So you've testified that you've done
14 extensive research regarding Dr. Coomer; is that correct?

15 A. Yes.

16 Q. Can you summarize some of the things that
17 you found out about his background that you have personal
18 knowledge of in terms of your research that would lead
19 you -- that would lend credence to your accusation that he
20 was associated with antifa and that he was a -- I don't
21 remember your exact words, but a -- someone who was an
22 agitator or aggressive or however you want to suggest
23 that?

24 A. Well, there's someone that -- yeah, so as
25 I went through and did research, I was able to uncover

1 certain things about Mr. Coomer. One of which is being a
2 part of the skinhead movement. Two, the way that he
3 spoke was -- you know, it's pretty -- it's pretty vulgar.
4 And where he speaks that vulgarity and how he speaks it,
5 lend credibility to how antifa acts as well.

6 Then you have the -- the information that
7 Eric wrote specifically about his wife where he talked
8 about sexually battering, urinating on, making bark like
9 a dog and some of the other things that Eric did. And
10 then publicly put that information out there in an effort
11 to humiliate his wife.

12 Then there's the -- the post that he put
13 up, and the things that he admitted to about being a drug
14 addict and getting in fights and being the person that --
15 that not only is -- you know, I guess a nuclear student
16 or a physicist, that is -- that can beat up people.
17 Right?

18 And I'm paraphrasing some of the things
19 that I have learned about him. And then you look at the
20 other things that came up related to how he treats
21 people, and talking about other people that had worked
22 with Eric Coomer.

23 So there's just not a lot of redeeming
24 stuff that's out there about Eric Coomer relating to --

25 Q. Let me ask you this: Did you have any

1 occasion to find out anything that he personally said
2 about his own mental health?

3 A. It --

4 MR. CAIN: Let me -- hold on, Mr. Oltmann.
5 Mr. Arrington, I've done this in prior depositions, and I
6 don't want there to be -- my silence to be
7 misinterpreted. That I believe you're outside of the
8 scope of the discovery order, and I would object on that
9 basis. But out of deference to you, if I can just have
10 that running understanding, I won't interrupt your
11 questions.

12 MR. ARRINGTON: I appreciate that,
13 Mr. Cain. I would suggest that everything that I'm
14 talking about here can be tied back into questions that
15 you asked on direct. So if the court reporter could read
16 back the question, I'd appreciate it.

17 (The last question was read.)

18 A. The answer is yes. He had a writing where
19 he said that -- again, I'm trying to find the writings
20 themselves. But admits to being bipolar, admits to having
21 a drug problem, admits to lying multiple times, not just
22 the times that he's admitted to lying when he said that
23 the posts were fabricated or deleting information. So
24 he -- there's a habit, I would say, of -- of this.

25 Q. (By Mr. Arrington) But did your research

1 lead to crimes, such as DUIs and jail time?

2 MR. CAIN: Same objections.

3 Barry, I didn't understand from your prior
4 comment if you'll agree that I can just have a running
5 objection. We can disagree about scope issues or
6 propriety of going outside of the discovery order. But
7 if I can have a running objection, I won't have to make
8 it.

9 MR. ARRINGTON: Yes. We can disagree
10 whether my cross relates back to your direct and,
11 therefore, it would be within the discovery order, and to
12 the extent that your direct was within the discovery
13 order. And yes, we can agree to your standing objection.

14 MR. CAIN: Thank you.

15 THE REPORTER: I'm sorry. Just a moment.
16 Counsel, there -- Counsel, there is background noise
17 coming through Mr. Arrington's mic that I'm having
18 trouble hearing you all the time, Mr. Arrington.

19 MR. ARRINGTON: I'm sorry about that.

20 Could you repeat the last question or
21 reread the last question?

22 (The last question was read.)

23 MR. ARRINGTON: That was the question
24 before last. Let me make another run at it.

25 Q. (By Mr. Arrington) Did you have occasion

1 to -- to find out any information about whether he had
2 committed DUIs and been in jail?

3 A. Yes. He bragged about that in some posts
4 that he put on a blog site -- I believe it was a Google
5 blog site -- about having a good lawyer, otherwise, he
6 would have spent quite a bit of time in jail.

7 And then through subsequent information
8 that I was able to uncover, it showed that he had
9 multiple DUIs.

10 MR. ARRINGTON: That's all of my
11 questions. Thank you.

12 MR. CAIN: Well, unless counsel for
13 Mr. Oltmann is going to allow us to continue, we're done
14 for today.

15 MS. HALL: No. We're done.

16 THE VIDEOGRAPHER: Going off -- going off
17 the record/, the time is 2:07.

18 (Video deposition concluded.)

19 THE REPORTER: Same orders, Counsel?
20 Transcript orders?

21 MR. KIMREY: I don't know what those
22 orders are. I can tell you what I want, though. Should
23 I do that?

24 THE REPORTER: Yes.

25 MR. KIMREY: So I'd like a rough ASCII.

1 How quickly can you produce that?

2 THE REPORTER: How soon would you like it?

3 MR. KIMREY: I don't want to engage in any
4 sort of cruel and unusual request. You know, I don't
5 know what else you have. What's reasonable for you given
6 other things you need to work on?

7 (Discussion off the record.)

8 MR. ARRINGTON: This is Barry Arlington.
9 Do we have to order today or can we order later? Can we
10 put --

11 THE REPORTER: You can order later if
12 you'd like.

13 MR. ARRINGTON: Okay. Thank you.

14 THE REPORTER: Mr. Cain, your order?

15 MR. CAIN: Whatever Scotty says. I
16 believe we did a one-day turnaround expedite.

17 MS. HALL: And this is Andrea Hall. We'll
18 just -- whatever, I guess -- yeah, reading and signing.
19 I don't know what your turnaround is on that, but, yeah,
20 we'll take the reading and signing.

21 THE REPORTER: Have I covered ordering,
22 counsel?

23 MS. BOEHMER: This is Margaret Boehmer on
24 behalf of Eric Metaxas. We'll take an Etran. We don't
25 need it expedited, and we do not need a rough.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

THE REPORTER: Other counsel?

MR. HOLWAY: This is Eric Holway on behalf of the Trump campaign, and I would like an e-transcript as well, please. And no, I don't need it expedited. Thank you.

THE REPORTER: Any other counsel? No?
I'm off the record.

* * * * *

WHEREUPON, the foregoing deposition was concluded at the hour of 2:11 p.m. Total time on the record was 3 hours and 25 minutes.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

I, JOSEPH OLTMANN, the deponent in the above deposition, do hereby acknowledge that I have read the foregoing transcript of my testimony and state under oath that it, together with any attached Amendment to Deposition pages, constitutes my sworn testimony.

_____ I have made changes to my deposition

_____ I have NOT made any changes to my deposition

JOSEPH OLTMANN

Subscribed and sworn to before me this _____ day of _____, 20____.

My commission expires: _____

Notary Public

Address

Job No. TX4792290

1 REPORTER'S CERTIFICATE

2
3
4 I, Laurel S. Tubbs, a Registered
5 Professional Reporter and Notary Public within the State
6 of Colorado, do hereby certify that previous to the
7 commencement of the examination, the deponent was duly
8 sworn by me to testify to the truth.

9 I further certify that this deposition was
10 taken in shorthand by me at the time and place herein set
11 forth and thereafter reduced to a typewritten form; that
12 the foregoing constitutes a true and correct transcript.

13 I further certify that I am not related
14 to, employed by, nor of counsel for any of the parties or
15 attorneys herein, nor otherwise interested in the result
16 of the within action.

17 My commission expires September 1, 2023.

18 

19 LAUREL S. TUBBS

20 Registered Professional Reporter,
21 Certified Realtime Reporter
22 and Notary Public
23
24
25

1 Coomer, Eric, Ph.D. v. Donald J. Trump For President, Inc.
2 Joseph Oltmann Job No. 4792290

3 E R R A T A S H E E T

4 PAGE_____ LINE_____ CHANGE_____

5 _____

6 REASON_____

7 PAGE_____ LINE_____ CHANGE_____

8 _____

9 REASON_____

10 PAGE_____ LINE_____ CHANGE_____

11 _____

12 REASON_____

13 PAGE_____ LINE_____ CHANGE_____

14 _____

15 REASON_____

16 PAGE_____ LINE_____ CHANGE_____

17 _____

18 REASON_____

19 PAGE_____ LINE_____ CHANGE_____

20 _____

21 REASON_____

22 _____

23 _____

24 Joseph Oltmann

Date

25

1 defrancoi@yahoo.com

2 September 9, 2021

3 RE: Coomer, Eric, Ph.D. v. Donald J. Trump For President, Inc.

4 DEPOSITION OF: Joseph Oltmann 4792290

5 The above-referenced witness transcript is
6 available for read and sign.

7 Within the applicable timeframe, the witness
8 should read the testimony to verify its accuracy. If
9 there are any changes, the witness should note those
10 on the attached Errata Sheet.

11 The witness should sign and notarize the
12 attached Errata pages and return to Veritext at
13 errata-tx@veritext.com.

14 According to applicable rules or agreements, if
15 the witness fails to do so within the time allotted,
16 a certified copy of the transcript may be used as if
17 signed.

18 Yours,

19 Veritext Legal Solutions

20

21

22

23

24

25

&	138 150:19	206 14:7 79:13,16	314-329-5040 3:18
& 2:4 4:3,7,22 141:24	13th 118:14	120:10	3400 4:7
0	14 96:3	207 14:8 122:12,24	3801 3:4
0 137:23	1400 2:10	208 14:8 79:6,21	4
0881 137:23	1437 1:3	79:22	4 79:24 150:20
1	146 5:11	20cv34319 1:6	40 78:24
1 61:15 79:16	148 5:12	211 120:11	400 4:3 31:13
159:17	14th 146:20	2150 2:15	409 1:7
1-3 118:15	15 52:20 99:16,18	222 4:12	45 78:25 106:11
10 29:2 46:20	150 30:17	22402 159:19	46 5:16 96:25
116:13	1515 4:17	2251 3:8	103:24
100 30:17 57:21	15th 146:18,19	24 104:15	4792290 160:2
60:25 66:21	1600 2:10	25 157:11	161:4
144:11	17th 4:7,22	26 120:17	5
103 5:17 137:21	18 85:4 133:10	26th 72:3,7,14	5 29:1 116:13
138:6	181 134:11	74:4 120:21	555 3:22 4:7
104 5:18 93:19,21	18th 2:15	27 119:16	5613 4:3
95:20,23	19 62:23	27th 71:21 120:8	5th 106:15 125:9
1040 2:20	191250 3:17	120:18,20	6
1064 2:5	1996 91:6	2821 3:22	6 108:14 109:25
1099 2:15	1:02 106:7,9	29 5:15 12:22	110:8
10:04 5:5 6:4	1:12 113:10,11	13:16,18 16:11,15	600 4:17
117 5:14	1:13 113:11,13	52:9	60601 4:13
11:23 63:2,4	2	2:07 155:17	63119 3:18
11:42 63:4,6	2 5:14 79:18,19,22	2:11 157:10	6420 4:22
11:47 67:14,16	89:13 112:2	3	6th 108:17 109:23
11:50 67:16,18	117:22,25 119:14	3 31:13 79:23 88:2	110:10 111:9
12 5:15	120:10 122:11	139:8 157:11	112:9 113:23
128 3:13	139:7	30 37:14 42:13	125:9
12:09 81:12,13	20 52:20 158:14	303-205-7870 3:5	7
12:17 81:13,15	2019/2020 21:16	303-390-0016 2:16	7 5:11
12:26 89:10,11	2020 30:6 38:5	303-443-1749 3:14	70 54:19,21 55:7
12:34 89:11,14	48:13 60:13 71:21	303-534-5160 4:8	55:21
12:55 106:6,7	82:2 94:10 107:5	303-573-1900 2:11	719-530-3011 2:6
13 117:23 118:11	108:14 117:23	303-667-5105	720-931-3200 4:18
131 5:19 80:17	128:8 142:1	93:25	8
81:19,23	2021 1:17 5:5 6:4	303-734-3400 2:21	8 1:17 5:5
137 5:17	60:17 161:2	303-741-4539 4:4	80 5:19 54:19,22
	2023 159:17	303-749-0062 3:23	55:8,21
	205 14:7,10,11	312-609-7865 4:13	
	76:5		

<p>80014 3:22 80111 2:20 4:4 80202 1:4 2:11,16 4:8,18 80210 3:4 80539 3:9 80601 3:13 81201 2:5 830 3:4 8400 2:20 8th 6:4 87:23</p>	<p>abused 91:11 abusing 147:15,18 access 11:5,10,12 12:19 14:18 22:15 28:22 32:7,9,10,11 32:18 48:19 49:9 49:10,11 63:12,20 66:9 85:22 86:7,9 87:4,12 88:5 89:16 90:4,16 100:9 102:6 107:5 107:10 109:3,6,20 109:22 110:3,7,11 110:18 111:8,10 111:15 112:4,19 114:2 115:16 117:10,13 128:10 142:7,8 account 60:16 99:5 107:6,9 108:7 110:8 111:15,22,22,23 112:21 accounts 111:21 accuracy 161:8 accurate 85:9 119:25 120:4,16 120:22 121:2 accusation 151:19 acknowledge 6:13 6:16 158:2 acknowledged 136:19 acquire 33:8 act 22:10 acting 58:16 action 159:16 actively 55:12 58:19 59:4 activist 55:13</p>	<p>activities 125:3 activity 41:8 125:3 140:4 acts 152:5 actual 23:10,18 26:3,18 34:9 49:9 64:17 71:24 73:6 73:9 add 97:12 addict 152:14 addiction 91:7 additional 145:19 address 1:3 19:5 33:21 49:5 90:24 137:1 158:20 addresses 116:20 adf 68:12 adjudication 126:18,20 135:11 administered 6:16 admits 153:20,20 153:21 admitted 129:24 152:13 153:22 advice 28:21 advise 8:12 advocating 73:15 affect 135:17 139:17 affidavit 5:14 71:20 117:18,21 118:10,17,21,25 119:3,9,11 120:23 121:2,6 122:1,11 122:18,24 123:22 130:12 131:12,24 affidavits 44:8 121:13 126:21 affiliated 51:2 148:14</p>	<p>affiliation 55:15 affirmed 7:3 afraid 97:18 aggregators 141:14 aggressive 151:22 agitated 34:7 36:6 46:12,15,17 agitator 151:22 ago 18:7 25:2,2 28:5 88:7,24 135:24 agree 6:24 7:1 59:5 90:11 105:24 106:1 110:13 140:23 148:4,5 154:4,13 agreed 89:4,17 agreeing 88:19 130:16 agreement 6:21,22 agreements 161:14 ahead 52:23,24 97:15 128:16 131:3 143:16 alignment 137:15 all's 102:2,3 alleged 71:12 92:8 125:2 allegedly 41:4 alley 77:12 allotted 161:15 allow 10:8 135:18 155:13 allowed 118:25 allows 141:9 142:14 amazing 58:13 126:14</p>
9			
<p>9 161:2 90048 4:23 93 5:18 95 140:4,15 96 5:16 970-419-8234 3:9 4:23</p>			
a			
<p>a.m. 5:5 63:4,4 67:16,16 ability 38:15 86:21 137:13 139:21 142:8 146:4 able 17:12 18:2 19:2,9,15 51:13 53:23 60:22 64:9 64:15 68:25 70:22 74:17 81:2 98:23 110:15 111:21 112:10 113:16 114:6,12 129:18 135:17 137:12 138:19 145:2,5,12 146:22,23 150:2 151:25 155:8 absolutely 35:7 43:25 139:22</p>			

[amended - article]

<p>amended 127:1 amendment 158:4 america 1:13 4:10 4:15,20 107:2 american 39:13 amount 58:14 105:21 125:16 126:14 analyses 131:21 analysis 131:14,18 132:1 135:7,25 136:3 137:4 anderson 77:18,23 77:24 78:13 andrea 3:7,10 6:8 6:25 148:6 156:17 angeles 4:23 anger 98:15,17 animal 147:15 animals 147:16 anonymous 56:22 anonymously 69:10 answer 8:11,13,20 9:19 12:6,8,9 16:21,24 18:11,16 20:24 21:3,4,5,5 22:12 23:16 24:16 24:19 25:13,19 26:10,13 28:2 34:18 35:11,15,16 35:19 36:16,18 37:22,24 38:1 39:6 40:18 41:11 43:9,17 54:6 56:24 57:15 59:8 59:9,10 61:8,10 70:1,11 83:18 84:6 86:4,13,14,18 87:20,21 96:7 102:18 104:1</p>	<p>125:25 128:11,23 128:24 130:9 141:1 142:20,22 143:1,12,14,20,22 153:18 answered 12:7 22:6 23:14,15 24:17 26:9,11 27:2 41:9,10 57:21 94:23 100:22 124:2 150:25 answering 9:7 28:16 34:17 35:23 57:16,17 86:17 87:22 94:21 142:19 answers 7:25 42:10 anti 39:13,14 antif 79:13 antifa 10:21 11:1,5 11:12,25 12:11 14:20 16:5 17:9 17:16,22 18:8 19:1,24 20:6 21:6 21:11,14,19 24:1,2 24:4,5,7,8 30:11 30:15 32:8,12,14 32:14 34:1 38:5,7 38:18,19,22,23,24 39:2,6,7,9,9,12,13 39:14,20,22,24 40:2,4,6,8,13,22 41:2,3,8,13,15 42:5,5 46:25 47:17,20 50:8 51:2,3,8 53:24 54:4,15 55:11,12 55:16 56:15 58:14 58:16,20,24 59:4</p>	<p>59:24 61:2 65:16 65:18 66:16,20 67:20,21 68:17 69:15 70:18,22 71:10 73:24 74:14 75:18 77:12,15,20 79:14 82:16 83:13 83:13 87:13 108:2 117:19 119:12 120:16 123:3 124:17,25 125:3,6 125:8,18 126:5,7 126:15 127:6,9,19 127:22 128:2,4,6,7 128:18,22 129:7,9 130:12 131:5,9 139:10 146:13,17 146:21,24,24,25 147:1 148:14,23 149:3,13 150:3,4 151:20 152:5 antifascist 40:3 41:16 antrim 139:19 145:11 anybody 34:24 43:4 56:2,10 73:6 73:7 107:4,5 132:23 anymore 30:15 103:18 anyway 105:8 api 144:14 apologies 116:2 128:14 apologize 82:22 app 29:3,7,25 63:9 63:12 64:12 114:10,11 appear 15:12</p>	<p>appearance 36:9 36:12 37:11 appearances 2:1 3:1 4:1 appears 15:2 applicable 161:7 161:14 appreciate 85:16 136:23 153:12,16 approach 146:12 appropriate 5:2 88:11 approximately 58:6 78:23 architecture 141:9 141:23 142:9 144:22 area 43:3 91:25 argument 116:25 arima 131:13,21 131:22 arlington 148:2 156:8 arranged 67:21 arrangement 6:19 arrested 36:21 37:9 arrests 91:8 arrington 3:3,3 5:12 134:12,12,16 134:16 147:24 148:2,5,9,20,21 150:9,18,21 153:5 153:12,25 154:9 154:18,19,23,25 155:10 156:8,13 arrington's 154:17 arringtonpc.com 3:5 article 108:18 129:23 147:1</p>
--	---	--	---

[articles - behalf]

<p>articles 55:14 ascii 155:25 aside 143:15 asked 7:13 15:9 17:7 21:4 24:14 24:17,18 26:11 41:9 49:18 51:6 54:7 55:19 56:24 57:14,19 64:4,5 65:18 73:6,8,10 86:3 88:23 93:11 94:6 99:6 113:5 118:17 121:8 122:1,5,5 127:7 135:5 136:24 137:7 146:3 153:15 asking 9:6,7 10:4 22:8 23:13 26:2 26:12,15 28:14,17 36:18 40:6,25 44:16 45:5 51:25 53:25 55:19 61:24 61:25 70:25,25 71:3 83:21 86:11 88:24 89:16 93:3 103:25 121:24 125:16,22 127:4 133:11,23 aspect 61:17 ass 100:16 assassinate 21:8 assault 92:8 assaulted 92:3 assembled 131:5 assisting 137:10 associate 65:1 129:14 131:9 149:1,13 associated 68:12 74:24 75:18</p>	<p>118:19 119:1 122:2 128:2 129:13 149:3 151:20 association 125:17 126:6 129:13 148:23 assume 45:23 96:19 116:24 124:16 assuming 117:4 attached 158:4 161:10,12 attack 97:22 attacked 98:5 attempt 48:24,25 attempted 31:10 31:25 49:3 74:8 attempts 30:25 31:7 attend 128:4 attended 32:24 attention 61:22 attorney 6:23 20:22 28:15,18 83:19 84:7 attorneys 6:12 10:13 74:21 93:1 93:4 140:15 151:11 159:15 attributing 124:13 august 85:4 133:10 aurora 3:22 authenticate 54:2 57:4,7 107:11 authenticated 54:4 available 11:9 50:1 112:1 113:25 144:14 161:6</p>	<p>avenue 2:20 3:4 aware 10:19,22 38:2,4,6 81:25 87:17 b b 1:11,12,13 3:7 3:11,16,20,21 4:20 15:3 back 21:21 26:1 31:4 42:15 48:14 52:6 60:12,13 63:5 67:17 71:10 73:1,5,11 74:21,23 81:14 84:25 88:12 89:1,5,8,12 91:5,6 96:14 100:8 106:8 106:21 107:15 108:17 111:11 113:12 124:4 126:15,22 127:25 130:4 137:2 144:21 145:1,4 146:18 149:8 151:8 153:14,16 154:10 background 16:20 37:15 151:17 154:16 backtrack 68:18 backwards 113:2 bad 51:14 94:18 badgered 35:17 balance 137:14 ball 91:10 ballot 143:24 bank 49:5 bannock 1:3 bar 88:7 91:2,19 91:21,23 92:8,17 95:16</p>	<p>bark 152:8 barry 3:3,5 134:12 134:16,20 148:2,3 154:3 156:8 based 21:25 54:5 54:24 55:6 60:24 63:11 72:10,17 79:10 91:16 97:24 125:16 132:15 146:21 150:4 basically 30:13 99:13 basis 55:10 86:18 153:9 bates 14:6,7 76:5 79:6 120:10 122:25 bathroom 89:21 105:15,18,19 battering 41:23 152:8 bclark 4:14 beat 152:16 bed 97:17 beedle 50:17,18 52:14 53:1 54:4,8 54:25 55:2,4,8 59:19 60:5,10,11 60:16,20 61:5,11 61:14,21 66:20 80:2 129:2 beedle's 59:24 began 78:16 beginning 6:22 32:4 53:8,8 82:14 89:13 begins 6:2 behalf 2:2,9,13,18 3:2,6,11,15,20 4:2 4:6,10,15,20 156:24 157:2</p>
---	--	---	--

[behavior - call]

<p>behavior 90:21 145:14 behavioral 137:4 believe 24:9,10,11 30:5 31:24 34:3 48:21 52:2 60:8 60:14 63:17 65:4 65:5,7 75:17,22 76:9 77:5 78:24 83:3,6 85:5 90:11 92:10 97:16 112:15 114:12 116:13 117:1,23 118:20 127:8 131:7 135:3 137:23 145:19 146:19 148:15,21 148:24 149:11 150:2 153:7 155:4 156:16 believed 149:3 believes 38:10 benefit 97:2 best 28:7 54:24,24 55:6 72:12 73:24 112:18 121:1 beth 2:14 beth.chambers 2:17 better 65:25 66:1 bev 15:3,8,10,22 16:3,4 52:17 beyond 19:3 20:1 26:18 42:13 103:16 bias 139:9 biased 88:1 biden 139:1 big 138:17,18,22 binder 7:16,17</p>	<p>bipolar 153:20 bit 31:4 72:23 106:11 108:2,11 117:17 124:11 141:5 146:11 155:6 bite 90:10 125:19 bkimrey 4:14 bkloewer 2:7 black 39:18 133:5 142:4 blaine 4:11 13:1,9 120:13 136:13 blm 19:1 blog 155:4,5 blow 100:13 101:1 board 78:2 boehmer 4:6 156:23,23 boisterous 123:18 139:5 book 74:9,11 bookmarked 79:7 bothered 50:16 bottles 124:21 bottom 14:7 83:8 88:21 93:17 122:25 boulevard 4:22 bounty 21:16,19 bowman 2:4 box 2:5 3:8,13,17 133:5 142:4 brad 2:3 bragged 155:3 breadth 150:5 break 20:16 62:20 62:25 63:10 85:24 86:2 88:17,23,24 88:25 89:4,5,16,17 89:19 105:15,18</p>	<p>105:19 127:15 brian 14:15,15,16 14:19 brighton 3:13 bringing 78:2 brought 46:3 132:25 bryan 4:11 building 60:2 73:14 buildings 124:20 built 141:2,6,8,12 142:10,15 bully 102:22,22 129:15 bunch 85:25 121:3 123:13 burn 90:23 burning 124:19 burns 3:16,17 81:1 81:4,4 business 74:20 businesses 73:17 73:19,21 busy 34:9,10 48:16 74:20 99:16 button 93:17 buttoned 116:25 bypass 137:14</p>	<p>34:14,18 36:1,4,5 37:6,8,10,20 38:13 38:16,17,21 39:1 39:17,25 40:12,15 40:22,25 41:6,10 41:12 42:9 45:5 45:11 62:19,21,24 63:7 66:3,5 67:12 67:19 69:14,23 70:3,6,9,10,13,24 71:6 73:22 74:5 80:25 81:8,16,23 82:3,21,25 83:21 84:9,16,19 88:19 89:2,15,23 92:24 93:3 95:3,10 96:6 103:13,19 104:9 104:22 105:20 106:4,10 113:3,14 116:3,15,24 117:4 117:15 118:1,5,7 120:4,15 121:23 121:24 128:16 134:1,5,10,22 136:9,16,23 137:2 138:6 139:11 140:11,23 141:19 143:1,4,13 144:9 145:18 146:3 153:4,13 154:2,14 155:12 156:14,15 cain's 148:12,22 calculate 145:13 calendar 72:1,19 72:21 73:3 74:6 california 2:5 4:23 21:9 call 10:21,21 11:1 11:5,12,16,24 12:1 12:12,20 13:23 14:4,7,18,24 15:11</p>
		<p>c</p>	
		<p>c 6:1 cain 2:2,4 5:11 6:7 6:7,24,24 7:6 8:19 8:23 9:1,2 10:1,6 10:8,11 13:1,4,9 13:15,16 15:8 16:24 18:11,15 22:2,3 23:12,13,18 25:23 26:6,7,14,17 26:25 27:3 28:4 28:17,21,22 33:25</p>	

[call - client]

<p>15:18,21,25 17:24 18:5,21 22:15 24:13 31:8 32:8 32:18 35:13 38:24 39:12,22 41:24 44:14 46:25 47:5 47:10 48:19,21,22 48:23 49:1,6 50:4 51:4,5,7,8,13,17 51:20 52:1,4,6,8 52:11,13,15,16,21 52:21 53:1,8,18,19 54:1,3,5,11,21 55:6,8,10,11,20 56:4,6,12,17,25 57:6,7,9,20,22 58:1,3,6,9,11,18 59:16,19 60:8 61:5,6,12,20 62:7 66:14,15,19,24 67:2,20,20,21 68:1 68:20,22 69:2,3,5 69:5,9,20 70:14 71:10,11,13,17,25 72:9,13,25 73:24 74:14,23,24 75:1,3 75:6,9,10,12,20 76:7,10,16,19 78:5 78:11,14,16,18,20 79:14 83:12,16,24 84:2 90:15 102:13 106:12 108:2 109:10 117:19 119:12,15 120:16 120:24 121:9 123:3,12,15 125:2 126:8,9,12,16 127:25 131:6 138:17 145:5 146:4,13,16,21 149:16</p>	<p>called 5:3 38:7,19 38:21 39:7 40:6 41:2 48:22 94:12 95:16 97:9 107:21 110:22 129:3 calling 40:15 111:6 calls 50:3 51:24 56:14 68:25 69:16 69:16,21 70:3,17 71:1 82:23 84:20 126:12 camera 45:1 camp 5:19 12:16 18:17 21:12 76:6 76:7,11,13,15,19 80:3,9,10,18 81:18 82:1,1,5,9 83:1,15 83:23 84:1,19 85:17 121:8,25 campaign 157:3 capabilities 150:5 capacity 135:11 care 21:3 22:9 42:3 148:5 careful 26:21 61:2 carry 114:13,14 carve 125:24 carving 125:18 case 1:6 7:11 10:17 13:3,10 38:4,12 39:8 40:11 104:2 117:1 132:3 145:1 cases 137:14 castle 25:11 32:21 catalyst 58:24 cause 147:20 caused 98:14 145:9</p>	<p>ccain 2:6 cd 143:18 cell 31:15 64:17,22 64:23 65:2,6 centers 147:13 centric 124:11 ceo 126:24 144:3 certain 11:6 49:4,5 50:12 54:22 55:20 55:21 78:15 115:7 123:22 129:1 132:8,9 144:1 150:10 152:1 certainly 51:1 113:4 150:2 certainty 54:11,14 54:14,18,18 56:5 57:1,20,22 58:1,2 58:4 60:3,5,7,7 61:19,19 128:22 140:12,15 certificate 159:1 certified 5:7 159:20 161:16 certify 159:6,9,13 cetera 122:21 chambers 2:14 chanel 1:12 4:10 4:15,20 13:7 change 102:4 160:4,7,10,13,16 160:19 changed 119:23 139:25 changes 63:19 158:7,8 161:9 charge 24:12 charged 92:8,13 charles 2:2 charlie 6:7,24 8:17 8:24 10:1 33:19</p>	<p>34:16 35:22 37:3 38:9 40:9 62:20 69:18 80:21 81:1 82:22 88:16 95:8 96:2 103:9 104:11 105:16,18 116:12 133:22 143:3,11 143:17 145:22 chart 132:5,7,13 charting 132:17 132:18 charts 133:1 check 25:15,20 33:14,23 49:22,23 52:2 73:2 94:13 146:19 checking 144:21 cherry 96:2 chicago 4:13 choice 76:23 christopher 2:19 cia 149:10 circle 26:1 circumstances 69:11 98:14 city 43:1 civil 5:2 claim 52:12 57:5 57:25 58:8 59:17 103:22 143:3 clarification 118:2 136:16 145:22 clarify 60:10 149:4 150:8 clark 4:11 50:25 51:1 67:1,7 clean 57:10 clear 124:25 139:8 139:24,24 143:24 client 8:19 28:15 28:18 38:12 40:15</p>
--	---	--	--

[client - continued]

<p>40:18 69:21 83:19 84:7 101:13,13 102:11,11,12 103:10,12,15,21 103:23 104:15 145:23 client's 41:1 clients 116:22 close 73:4 79:2 closer 65:24 67:10 cobb 139:19 code 49:9 56:20 57:3 142:3,5 coffee 46:18,19 47:3,7 coincidence 60:19 collect 17:2 18:2 146:22 collectively 121:17 130:16 color 36:12 colorado 1:1 2:11 2:16,20 3:4,9,13 3:22 4:4,8,18 5:8 14:14 21:19 25:5 25:11 50:17 53:12 72:5 109:2 124:18 130:5 139:19 159:6 come 34:11 35:8 48:18 52:6 85:17 86:17 88:4 89:5 91:15 97:18,21 115:5 145:16 comes 93:24 142:3 coming 26:21 98:1 121:13 141:15 154:17 commencement 159:7</p>	<p>commencing 5:5 comment 51:20 82:21 105:10 107:25 154:4 comments 91:9 95:9 107:12 123:12 124:9,10 130:15 138:24 commerce 144:10 commission 158:16 159:17 commitment 11:13 committed 155:2 communicate 9:17 31:15 123:19 151:5 communicated 51:24 70:22 151:6 communicates 29:11 30:1 41:14 communicating 40:1 60:11,15,20 61:11 123:15 communication 31:5 56:15,17,18 68:7 70:21 82:9 communications 1:11 3:16,20 28:12,23 29:2,5,17 30:2 31:22 61:18 68:3 communism 130:3 communities 124:19 community 73:16 129:15 147:21 companies 144:12 company 49:18 73:13 141:14 144:3</p>	<p>compelled 90:7 complaints 74:21 complete 119:21 121:1 147:23 completely 121:4 complicit 145:14 compromised 135:14 computer 7:19 65:24 con 98:13 138:18 138:22 concerned 51:10 88:3 121:12 concerning 11:4 conclude 104:23 129:19 137:20 concluded 155:18 157:10 conclusion 91:15 127:10,12 138:21 138:23 145:16 concrete 49:8 conducting 7:22 148:25 conduit 10:21 11:1 12:5,11 14:4 17:18 18:20 29:5 37:25 42:13 69:1 70:14 86:7 87:7 96:23 108:3 121:10 122:1 confer 89:19,23 conferral 36:22 confirm 66:21 105:1 136:21 138:7 confirmed 33:22 confirming 122:2 conflict 69:4</p>	<p>connected 112:1 144:16,18 connection 77:19 82:16,17 97:23 118:23 connections 142:6 cons 138:17,17,18 consent 6:19 consequences 86:17 88:12 conservative 1:11 3:7,11 consider 127:18 constitutes 158:5 159:12 cont'd 3:1 4:1 contact 24:22 27:25 28:5 30:3,4 30:8,23,25 31:8,10 31:14,25 49:3 63:19 64:15 65:8 77:7 79:23 112:21 113:17 146:4 contacted 34:7 64:23 contacting 17:8 80:4 contacts 64:20 contemporaneou... 13:22 content 107:23 112:19 context 7:25 75:22 78:1,1 94:5 96:9 96:13 119:22 149:5 continue 155:13 continued 60:17 122:12 123:4 141:17</p>
---	---	--	--

[continues - d]

<p>continues 22:4 contract 64:6 control 86:20 91:2 91:8 96:22 103:22 147:15 convenient 95:7 conveniently 101:6 conversation 29:13 32:12 53:16 54:5 65:20 75:16 78:3 113:6 115:21 122:19,20 123:2 conversations 47:8 49:23 51:21 56:21 63:21 89:18 151:10,11,12 convert 33:9,10 convince 115:23 116:4 cool 103:18 coomer 1:6 11:24 11:24 12:1 15:24 21:21,23 24:9,10 24:11 38:12,19 39:8 40:21 52:12 54:1 56:7,8,8,10 57:2,5,9,18,22,25 58:8 59:17 60:4 60:13,13,15,18,23 61:5,7,9,11,17 62:8,9,14 82:15 83:1,5,12 87:4,12 87:23 88:3,6,15 90:8,15,21 91:4 92:2,8,21 93:2,12 93:14 96:22 97:23 100:15,15,15 103:11 107:21 108:18 109:10 111:3 112:3,7</p>	<p>113:23 114:4 116:11 122:14 123:6,9 124:14 125:1,17,21 126:5 126:11 127:5,8,18 128:6 129:6,19 130:13 131:4 133:14,17 135:2,6 135:6,9,15 139:16 140:16 148:13,25 149:6,15,24 151:14 152:1,22 152:24 160:1 161:3 coomer's 24:4,5,8 84:21 85:15 86:20 87:13 90:4 91:1 93:8 94:10 95:1 95:11 99:25 104:25 108:7 110:3,7 115:9 138:12,22 148:23 copies 13:6 copy 13:19 133:23 136:17 161:16 core 68:14 corporon 3:21,21 151:2,6 corporonlaw.com 3:23 correct 7:11 13:21 14:1 36:7 65:4 71:18,19 72:10 83:24,25 84:18 85:5,10,11 104:3 108:14,20,20 109:8 112:11 117:24 119:16 123:6 132:24 138:14 147:8 151:14 159:12</p>	<p>corrected 104:10 correctly 14:16 correlate 60:21 correlated 58:20 correlates 59:10 59:23 correlation 61:5 61:12 correlations 141:7 corroborate 58:15 corroborated 111:10 corrupt 100:16 counsel 6:5,19 7:14 8:11 9:20 13:3,7 23:13 28:13,19 36:22 37:2 44:24 63:15 63:23 85:2 89:19 89:24 92:19 96:16 103:13 145:19 148:6 154:16,16 155:12,19 156:22 157:1,6 159:14 counsel's 150:18 counties 145:12 country 34:10 44:8 56:16 100:17 124:18 126:13,21 139:9 141:11 147:6 county 1:1 139:19 139:19,19 145:11 couple 8:1 18:7 21:13 30:25 31:7 31:7 44:7 48:15 48:22 51:18 88:7 97:25 141:15 148:11 course 9:18 51:10 55:11 75:6 119:12</p>	<p>127:3 130:18 court 1:1,3,4 6:10 7:10 11:20 22:4 38:1 43:7 44:5 86:14 87:15 88:13 90:25 114:23 116:19,20,23 153:15 court's 64:8 courthouse 36:19 36:20 courtroom 1:7 22:10 36:25 cover 105:23 covered 87:7 128:20 156:21 covering 128:9 cps 147:18 created 132:5,7,19 creates 141:6 creating 132:13 credence 151:19 credibility 97:23 121:16 122:3 152:5 crimes 154:1 criminally 92:14 cross 148:7 154:10 crude 136:6 cruel 156:4 cseerveld 2:21 cstrial.com 2:6,7,7 2:8 currently 9:11 21:12,19 46:10 64:13 cut 98:2,3</p>
d			
<p>d 1:11,12,13 3:7 3:11,16,20 4:20 6:1 27:22,24</p>			

[d.c. - directly]

<p>d.c. 133:1 daily 1:11 3:7,11 74:20 damage 64:1,2 damaged 64:5 danger 21:25 44:1 44:3 65:21 87:12 91:3 98:8 dark 21:18 dash 18:19 20:19 data 77:13 106:17 109:5 114:9 132:14 140:22 141:7,13 datasets 131:25 132:18,19 date 6:3 71:12,24 72:25 73:6,9 74:7 74:18 91:5 101:8 138:11 160:24 dated 71:18 dates 71:11,11 73:3 dating 60:12 130:4 dave 95:4,10 day 34:8,9 39:15 97:4 101:16 103:4 104:15 109:23 112:10,12 146:25 156:16 158:14 days 48:22 72:2,14 73:24 97:25 99:16 99:19 121:18 141:15 deactivated 111:23,24 deal 57:23 83:19 dealing 21:2 43:2 115:20 dealt 69:20</p>	<p>death 141:16,17 debate 102:10,11 103:20 145:10,11 debating 40:16 december 87:23 106:15 107:4 decided 107:1 declare 6:17 deem 118:2 deep 65:17 defamation 35:25 38:12 40:11 143:3 defamatory 55:14 defaming 59:4 defendant 2:13,18 3:2 4:2,6,10 defendants 1:15 3:6,11,15,20 4:15 4:20 73:8 103:18 132:3 defending 2:18 85:3 deference 153:9 define 46:25 52:7 definitely 32:18 definition 41:20 definitively 53:20 defranco 3:12,12 6:8,8 7:1 143:7 defrancoi 3:14 161:1 degree 19:4 54:17 54:18 59:18 61:19 112:2 140:12,15 delete 101:10,19 101:25 104:5,8 deleted 29:2,6,18 29:22,25 101:11 101:14,17,18 102:4 104:4 107:2</p>	<p>deletes 29:1 deleting 57:18 103:7 104:8 153:23 demask 58:24 demonstrations 126:12 denied 99:8 denver 1:1,4 2:11 2:16 3:4 4:8,18 14:14 43:3 48:17 72:4 130:5 denying 98:18,24 99:9 depending 137:19 deponent 15:6 16:22 25:20 28:3 65:23 66:1,4 69:22 73:20 80:23 81:5 89:7 104:18 104:20 105:17 106:1 113:1 115:25 120:7 128:14 134:8 138:4 141:1 143:22 144:8 158:1 159:7 deposition 1:16 5:3 6:3,13,14,15 7:22 9:18 10:4 20:24,25 25:24 33:14 34:21 37:4 41:21,22 116:18 117:19 118:3,4 136:18,21 140:14 142:18 148:6,7 155:18 157:9 158:2,5,7,8 159:9 161:4 depositions 151:9 153:5</p>	<p>describe 30:8 36:9 36:12,15,23 37:10 45:14 50:5 130:24 131:2,4 described 68:20 122:20 describing 71:2 83:16 design 144:11 desire 86:21 87:25 despite 74:5 detail 97:20 determine 19:15 develop 46:24 develops 141:3 deviations 136:7,7 137:5,5 device 9:10 devices 8:3 56:19 dexter 4:16 diagram 136:5,6 137:24,25 138:6,8 138:13,15 diagrams 137:17 dictate 90:22 died 18:7 difference 104:6 different 24:18 54:6 56:18,19 82:4 137:12 139:12,14 142:6 142:21 difficult 128:19 difficulty 128:17 dig 150:2 diligence 126:15 direct 58:4 151:9 153:15 154:10,12 directly 59:10 130:18 151:5,12</p>
---	---	--	--

[director - endearing]

<p>director 135:9 disagree 154:5,9 disclose 11:13 34:23 43:7 65:21 109:15,18 disclosed 43:8 disclosure 10:20 10:22 disclosures 56:15 137:22 discover 144:15 146:17 discovery 69:20 83:7 103:17 121:21 153:8 154:6,11,12 discuss 76:5 discussed 52:8 66:14 76:6 discussing 67:20 76:19 discussion 63:3 67:15 76:10 77:22 156:7 disgusting 55:3 dispute 56:10 disqualify 19:9 distracted 138:18 district 1:1 divulge 21:20,24 34:25 48:25 88:13 dna 141:8 doctorate 149:7 149:12,20 document 5:16 80:19 82:14 137:23 documented 49:15 49:17 documents 12:21</p>	<p>dog 152:9 doing 17:8 20:11 20:11 47:20 51:19 58:21 65:9 72:7 72:24,25 73:3 87:15 99:16,18 100:12 104:14 108:24 111:9,16 111:20,20 112:6 121:20 124:17 126:12 131:8 149:23 dominion 14:12 61:12 72:4 75:16 82:17 97:22 100:16 122:21 126:9,20,23,24 133:3,4,5 135:10 135:17 136:8 137:11,19 138:16 142:10 143:23 145:9,11,14,17 147:5 150:6 dominion's 147:4 dominus 129:24 donald 1:9 2:13 160:1 161:3 door 130:21 downloaded 114:13 dox 147:20 doxing 147:7,10 147:10 dr 39:8 54:1 56:8 56:10 57:5,25 58:8 59:17 60:4 62:9,14 83:5 84:21 85:15 90:4 91:1,4 92:2,8,21 93:8 94:10 95:1 95:11 96:22 99:25</p>	<p>104:25 108:7,18 110:3,7 111:3 112:7 113:23 115:9 116:11 125:1 127:5,18 128:6 129:6,19 130:13,24 131:4 133:14,17 135:2,6 135:6 138:12,22 139:16 140:16 148:13,23,25 151:14 drafted 119:19,20 dragged 48:1 drank 85:25 drc 2:21 dropped 120:6 drug 152:13 153:21 dsl 77:21,21 dtc 4:3 due 21:14 126:15 dui 91:8 duis 154:1 155:2,9 duly 7:3 159:7 dymond 2:19</p> <hr/> <p style="text-align: center;">e</p> <hr/> <p>e 6:1,1 15:3 144:10 157:3 160:3,3,3 earlier 68:24 early 4:22 30:5 133:1 145:3 earlysullivan.com 4:24,24 easier 136:22 east 2:20 3:4 echo 97:9,11 99:12 99:13 104:24 106:19 echoed 100:4,24</p>	<p>edison 133:7,7 education 73:17 educational 37:15 effect 30:13 87:18 124:13 effort 152:10 efforts 65:12 74:6 123:13 either 39:9 43:12 56:3,20 60:7 67:1 70:6 71:2 102:20 132:3 146:19 election 61:3 97:24 100:17 102:14 121:19,20 127:3 133:14,18 135:2,3,8,12,18 138:12 139:17 140:5,16,19,24 141:20,21 142:24 143:25 147:3 elections 142:24 electronic 33:9,11 72:21 elk 108:8,13,21,23 108:25 else's 97:11 99:14 151:9 email 2:6,7,7,8,12 2:17,17,21 3:5,10 3:14,19,23 4:5,9 4:14,14,19,24,24 5:17 31:6,18 33:12,21 emails 33:10 83:4 emotions 98:8 employed 42:21 159:14 employment 42:23 endearing 77:2</p>
---	---	--	---

[ended - fair]

<p>ended 78:18 enemy 77:11 enforcer 19:1 engage 156:3 engaged 140:4 engineering 149:7 149:13,20 enter 136:17 entered 10:17 136:21 entire 50:9 139:25 entirety 23:5 entitled 5:16 entrepreneur 141:25 environment 59:3 59:12 epiphany 108:13 108:15 equate 126:6 equations 144:19 eric 1:6,12 2:14 4:6 14:11 15:24 18:14 21:21 24:4 24:5,8,9,10,11 38:12,19 39:12,12 40:21 50:20 56:7 57:2,9,18,22 61:12 62:9 67:1 72:4 75:16 82:15 83:1 83:12 86:20 87:4 87:11,13 90:15 93:12 97:23 100:15,15,15,18 102:3 103:10 107:21 109:10 112:3 114:3 117:9 117:13 122:10,12 122:14,21 123:3,6 123:9,14,22 124:14 125:17,21</p>	<p>126:5,9,10,15 127:8 135:15 138:23 149:6,15 152:7,9,22,24 156:24 157:2 160:1 161:3 eric's 124:10 eric.holway 2:17 ernst 141:24 errata 161:10,12 161:13 error 106:9 errors 132:14 esns 143:24 especially 98:7 esq 2:2,3,3,4,9,14 2:14,19 3:3,7,12 3:16,21 4:2,6,11 4:11,16,21,21 essence 107:2 essentially 108:3 estimate 54:24 55:6,24 73:24 et 122:21 ethnicity 36:13 etran 156:24 evasive 24:15,16 42:10,11 111:17 event 126:5 127:22 128:2 events 130:23 everybody 24:7 76:6 134:2 evidence 35:6 44:10 59:11 102:15 114:23 115:1 119:6 124:25 125:5 127:17,18 128:5 exact 36:24 94:19 151:21</p>	<p>exactly 111:19 examination 5:4 5:10 7:5 146:1 148:7,8 159:7 examined 7:3 example 145:3 excentric 123:17 exclude 125:14 excluding 56:9 excuse 126:19 exhibit 5:14,15,16 5:17,18,19 12:22 13:10,16,18 16:11 16:15 52:9 80:17 81:19,23 93:19,21 95:20,23,24 96:25 103:24 117:22,25 120:10 137:21 138:6 exhibits 5:13 7:14 7:15,17 13:2,6,8 93:18 102:16 118:2,4 exist 98:22 existed 82:17 existing 121:22 expectation 119:5 119:8 expedite 156:16 expedited 156:25 157:4 experience 142:23 expert 140:20,24 141:20,21,22 expertise 145:15 experts 104:14 132:4 expires 158:16 159:17 explain 8:1,9 75:8 115:15 143:2</p>	<p>146:9,11 explanation 56:23 59:7 115:19 extended 117:5 extensive 151:14 extent 11:6,7,8 154:12 extremist 41:18</p> <hr/> <p style="text-align: center;">f</p> <hr/> <p>f 123:19 fabricated 87:24 88:4 153:23 facebook 84:21 85:15,20 86:8 87:7 89:17 90:4 91:3 96:23 101:15 101:24 104:16,17 105:3,4 108:4,5,7 109:4,24 110:3,4,7 110:19,20 111:1,2 111:8,15,23 112:17,20 113:17 114:7,20,23 115:9 117:20 125:8,10 125:16,18 126:16 faces 128:20 fact 19:8 21:3 28:18 38:7 41:24 51:23 52:10 53:18 55:16 58:15,16 59:10 61:13 79:12 92:12 98:12 106:23 121:16 126:23 127:9 128:20 140:2 144:21 147:1 151:4 factually 120:22 fails 161:15 fair 13:14 51:11 55:1,9,24 66:16,16</p>
---	--	--	--

[fair - give]

<p>73:25 76:14 84:5 85:17,18 108:19 122:2 137:9 fairly 58:10 74:20 faith 73:16 fall 28:21 false 37:1 familiar 144:12 family 43:5,11,19 44:17 47:16 97:16 97:19 far 69:8 73:1 83:15,23 88:3 130:2 151:3 fascinating 51:22 fascist 40:3 fashioned 72:22 fbi 149:10 fear 47:24 fec 1:10 3:6,11 25:9,12,21 30:22 32:3,20 33:2 34:10 46:1,2,6,9 50:14 58:20 68:12 73:14 146:20 147:2 fec's 25:24 feces 124:21 125:4 feel 88:14 90:6 149:8 feelings 42:2 felt 121:5 female 45:20 fight 88:7 91:2,19 91:21,23 92:9,17 95:16 fights 152:14 figure 35:17 41:1 59:14 69:19 114:1 121:16 144:20</p>	<p>file 13:8 filed 116:19 119:1 119:3 149:15 files 20:13 filled 51:22 finalist 141:25 find 20:9,16 31:5 49:4 58:14 69:16 100:11 101:5 106:23 111:13 113:3 114:12 142:17 144:15 153:1,19 155:1 finding 83:14 121:16 126:18 fine 27:5 62:21 84:9 finish 57:14 86:25 143:14 finished 130:25 firm 3:3,17 first 7:3 8:2 23:8 23:10 27:11,13,16 30:18,19 32:5 48:20 61:13 67:21 76:5 79:12,25 87:20 103:20 109:24 125:7 141:13 148:10 firsthand 92:16 five 25:2 26:11 28:4 79:2 flip 133:14 flipped 133:18 135:2 flipping 135:8 138:12 140:5,16 floor 4:22 florida 3:4 fly 98:8</p>	<p>flying 88:10 focus 50:7,8 58:17 58:18,18 70:13 follow 82:4 86:1 104:14 108:4 136:22 147:25 follows 7:4 foregoing 157:9 158:3 159:12 form 18:10 26:4 41:5 116:10 159:11 format 136:1 forth 159:11 fortify 79:19 fortifying 122:9 122:12 123:4,9,13 123:23 124:1,3,8 fortune 144:11 forward 13:8 88:4 145:18 found 59:13 112:5 149:6 151:17 four 13:25 79:1 88:23 136:7 frankly 21:21 24:12 fraud 97:24 102:14 121:21 fraudulent 138:19 fresh 143:21 friend 45:22,24 77:12 112:7 friendlies 67:4 friendliest 51:20 friendly 114:3 friends 43:5,10,19 44:17 104:16 110:3 115:9,11 front 7:17 80:16 81:20 88:13</p>	<p>141:11 frozen 124:21 full 7:7 27:7,10 131:13 fully 62:18 function 13:11 113:16 further 6:15 44:11 126:17 159:9,13 furthermore 87:24 future 90:22 132:11</p> <hr/> <p style="text-align: center;">g</p> <hr/> <p>g 6:1 gab 80:18 81:24 82:5 gained 62:4 games 23:12 garner 93:2 gateway 1:12 3:16 3:20 gather 48:25 147:13 gathering 137:11 150:23 geared 68:24 gentleman 21:15 georgia 139:20 145:2 getting 7:24 9:19 32:8 46:25 47:13 48:12 74:21 84:5 85:15 90:16 109:3 109:5 110:3 121:14 128:9 146:15 152:14 giants 107:1 giuliani 1:10 give 7:10 11:8 12:5 12:12 20:23 21:5</p>
--	---	--	--

[give - happening]

<p>22:24 26:24 32:18 44:19 49:9 54:17 73:2 86:12 88:8 90:2 101:8 109:13 110:25 114:2 117:8 127:11 136:19 given 26:22 27:2 27:14 31:14 43:6 48:16 49:4,5 64:17 87:13 88:6 88:11 90:7 115:4 128:18 156:5 giving 86:8 93:13 109:12 116:8 gizer 4:22 glad 30:14,14 go 8:10 14:25 19:12,15 27:19 31:4 52:23,24 59:13 65:9 67:11 73:1,5 80:6 81:9 88:12,17 93:10,21 95:13 96:11,14 97:15 100:23 101:6 103:2 104:17 105:2,20 105:24 106:4 109:4 113:7,19 119:12 122:18 128:16 131:3 134:22 143:16 146:18 goal 43:23 goes 18:25 133:7 144:24 going 8:10,10,11 10:1,8 11:19,22 21:3,4,5 22:3,12 26:1,15 34:8,18,23 37:3,22,24 38:17</p>	<p>38:20 39:6,23 40:17,19 42:15 43:14 46:22 51:5 51:12 56:2 57:23 63:1 65:11 67:13 71:10 80:14 81:11 88:16 89:2,7,9,22 90:2,2,23,24 96:6 96:24 97:18 102:21,22 103:16 103:20 104:3,22 105:10,14,20,23 105:24 106:5 107:1 109:8,9,13 109:15,18,19,21 109:21 110:12 111:11 113:1,3,9 117:9 118:22 119:9 123:11 126:17 134:13 138:25 139:1,2 142:1,17 143:13 143:20 145:22 147:24 148:4,4,7 150:11 151:7 154:6 155:13,16 155:16 good 20:18 47:19 47:20 105:12 155:5 google 155:4 gordon 4:2,7 gotten 61:22 83:3 gpm 4:17 gqueenan 4:5 grabbed 99:25 grand 101:16 103:4 gray 4:21 greenwood 2:20 4:4</p>	<p>grew 48:1 group 68:14 129:3 129:6,25 130:14 131:5 132:23 147:19 groups 122:12 123:4,9,23 124:1 grow 47:25 grsm.com 4:9 guarantee 26:14 guess 46:13 51:4 54:23 55:25 58:12 58:12 60:18 66:8 72:12 77:24 93:19 96:15 97:1 98:10 104:23 105:11 106:25 116:22 129:16 131:23 152:15 156:18 guessing 72:15 gun 61:1 97:21 guns 61:3 guy 14:12 21:8,9 34:6 64:12 75:23 75:23 77:15 80:3 80:6 94:16 122:21 140:22</p>	<p>39:10,21 40:9,14 40:16,17,23,25 41:1,9 42:8 45:2 62:15,20 69:12,18 70:5,8,20 71:4 74:1 80:21 82:20 82:22 83:18 84:6 88:16,22 89:5,20 92:22,25 95:2,8 96:2 103:9,14 104:11,19 105:16 106:3 116:12,17 117:14 133:22 134:3,6,19 136:4 140:8,21,25 142:25 143:2,5,8 143:11,17 145:21 146:2 147:23 148:3 155:15 156:17,17 hamstring 56:3 hand 30:15,22 handed 30:14 handle 22:9 28:10 88:10 hands 30:18 handwritten 72:22 handy 131:18 happen 34:8 145:2 happened 29:24 29:24 32:1 34:5 44:13 48:14 49:23 63:16 71:14 74:4 97:25 120:21 132:11 136:8 151:11 happening 48:17 73:13 126:17 132:10</p>
		h	
		<p>h 160:3 habit 153:24 habits 90:21 hair 36:13 half 107:1 hall 3:7,8 5:11 6:9 6:25,25 8:17,22,24 15:5 18:10 23:11 23:14,16 26:4,9,14 27:1 28:14,20 33:19 34:13,16 35:22 36:2,4 37:3 37:7,19 38:9,15,25</p>	

[harm - information]

<p>harm 34:25 35:3,7 147:21 hart 143:24 hatred 139:9 hats 100:16 he'll 70:11 head 21:17,19 headless 144:11 health 153:2 hear 16:25 25:18 44:25 45:3,7 75:15 127:12 136:11 138:3 139:1 144:7 148:19 heard 51:9 116:21 139:2 hearing 16:18 65:23 87:6 154:18 heavily 18:8 heavy 115:21 heidi 50:18 52:14 53:1,5,13,13,18 54:2 55:8 60:5,16 60:20 61:11,14,21 61:24 66:20 80:1 129:2 help 74:17 77:7 94:19 106:18 108:11 helpful 82:11 heroin 91:7 herring 1:13 4:20 hesitation 21:24 hey 111:15 124:8 146:23 hide 56:14 hiding 21:13 high 59:18,21,23 60:4,7,24 61:18 98:8 140:11</p>	<p>higher 97:19 122:17 highly 38:18 hired 92:18 history 21:23 47:4 47:6 87:13 88:6 88:10 107:2 149:24 hit 21:14 80:3 93:16 hoft 1:11 3:15,20 93:22 96:15,20 hold 12:25 20:10 25:25 81:7 93:21 98:25 138:5 140:19 141:20,22 141:23 153:4 holes 142:10 holway 2:14 157:2 157:2 home 93:11 108:8 homes 129:16 hone 53:16 hope 44:3 hour 62:23 157:10 hours 34:23 35:16 104:15 105:24 143:9 145:22 157:11 house 93:9 94:3,7 94:10,11,14,15 95:1,11 96:1 97:21 100:1,23 104:25 huh 50:23 human 55:3 humiliate 152:11 hunt 108:8,13 hunted 21:10 hunting 108:21,23 108:25</p>	<p>hurt 42:2 86:21 129:14 hyperbole 124:11 hyphen 77:15</p> <hr/> <p style="text-align: center;">i</p> <hr/> <p>icx 137:13,14 idea 48:18 77:11 84:4 105:12 114:3 129:10 identification 27:8 identified 12:22 61:25 66:13 108:3 identify 6:5 19:2 32:24 42:18 46:13 52:25 56:2,5,11,25 57:19 58:7 59:2 60:6 61:19 68:14 68:21 75:19 129:17 identifying 18:4 18:24 19:6 identities 56:14 identity 11:1,4,11 12:5 14:3 17:11 27:12 37:25 52:1 58:4 116:10 117:12 128:9 iii 2:9 illinois 4:13 imessage 5:18 imminent 21:25 implications 142:6 important 9:2 121:5 improprieties 126:23 inability 91:8 incident 92:13 include 9:19 including 71:22 101:15</p>	<p>incorrect 29:9 independent 53:12 index 5:9 indicate 6:21 indicated 33:25 67:24 113:14 individual 11:4,11 12:3 21:22 22:1 22:14 23:1,4,17 25:1 43:24 46:5 60:12 65:20 67:7 87:12 88:9 91:14 91:18 94:25 141:8 141:8 individually 113:19 individuals 10:20 11:4,11 60:4 67:2 92:3,13 infiltrated 67:25 68:2,6 69:15 146:21 infliction 103:22 influence 135:4 139:7,8 150:7 inform 42:16 information 7:24 11:9,21,22 12:13 12:14,19 16:13 17:20 18:2,4,24 19:6,8 20:1,4,8,9 20:17 21:20 22:25 23:3,5 26:23 27:15,25 28:15,18 28:19 29:4 33:7,8 33:18,23 34:1,2 42:23 43:6 44:20 44:25 48:21,25 49:10,11,11,13 50:1 52:3,13,14 53:15 58:15 59:1</p>
--	---	---	---

[information - june]

<p>59:13 60:10,24 62:4 63:15,16,20 64:7,8,9 65:2,11 65:16,19,20 66:9 70:1 72:4 73:2 84:5 87:5,16 88:5 88:9,14 90:7,16,19 92:5 93:2,13 95:16,18 106:22 109:12 110:25 111:2,3,5,10,11 112:4,9 114:2,13 114:15,19 115:16 116:5 117:5,6,9,10 119:20,24 121:3,4 121:5,15,17 122:6 124:5 125:20 126:4,18 127:7,9 127:11 131:20 132:2,16,20 133:2 137:11 141:16 144:22 145:5,6 146:22 147:13 149:23 150:1,11 150:17,19,22 151:1 152:6,10 153:23 155:1,7 informed 106:14 ingrid 3:12,12 6:8 6:25 134:21 initial 30:8 initially 25:8 30:3 initials 20:20 23:17 26:18 42:14 input 132:16 ins 32:23 inside 12:20 29:2 29:12 32:14 59:2 59:12 61:14 126:24,25 136:8 137:18,18 143:25</p>	<p>inspectors 141:7 instagram 111:21 installed 64:13 instructing 8:19 40:18 instruction 70:7 70:12 instructions 9:19 intentional 103:19 103:22 interconnect 144:14 interest 32:16,19 35:14 50:5 51:12 interested 84:12 159:15 interesting 60:9 60:10 interference 145:7 145:9 internet 57:11 142:7 144:5,7,8,17 144:18 interrupt 153:10 interrupting 26:16 38:14 70:7 interview 122:1 interviews 99:16 99:18 intimidate 129:16 147:20 invalidate 144:25 invalidated 138:19 invest 113:22 investigation 17:6 111:14 113:23 investigations 65:17 investigator 92:18 95:17</p>	<p>invited 34:11 involved 17:14 18:8 30:16 41:7 68:5,11,15 73:14 77:24 92:13 119:7 121:25 125:1,2 127:22 129:7,19 131:25 135:7 139:17 140:16 144:23 149:20,25 involvement 59:24 59:25 60:1 91:6 ios 5:18 iot 144:5 ip 49:5 ips 49:5 irrational 90:8 irregularities 132:14 issue 8:12 35:25 104:10 122:3,4 133:11 issued 7:10 issues 81:17 141:21 154:5</p> <hr/> <p style="text-align: center;">j</p> <hr/> <p>j 1:9 2:2,13 3:12 3:12 160:1 161:3 jackson 2:15 jacksonkelly.com 2:17,17 jail 154:1 155:2,6 james 1:11 3:15,20 january 133:2 145:3 jeremy 4:21 jgray 4:24 job 158:25 160:2 joe 104:16 114:24 146:3</p>	<p>joey 12:16 18:17 21:12 76:6,7,11,12 76:19 77:7,14 79:23 80:2,9,10,18 81:17 82:1,1 83:4 85:17 john 81:4 jojo 80:2,8 jonathan 3:16 joseph 1:10,16 3:6 3:11 5:3 6:3 7:2,8 158:1,11 160:2,24 161:4 jot 148:24 journalist 14:20 19:9,10 41:13 51:3,8 53:24 54:5 54:15 55:12,13,17 59:3 66:20 146:25 journalistic 59:12 journalists 32:15 34:1 40:1,2,2 50:8 50:15 51:10,14,16 51:18 52:11 55:11 58:14,24 66:16 146:18,24,25 147:2,7 judge 7:11 10:17 38:4,8,10,21,22,24 38:24 39:7,7,11 40:6,6,7,10,20,20 40:24 41:3,3,7 42:6 104:2 july 30:5,22 48:15 jump 106:11 junction 101:16 103:4 june 38:5 60:12,14 125:9,9</p>
--	---	--	---

[keep - line]

<p>k</p> <p>keep 10:10 26:12 26:15 30:2 33:7 33:20 40:14,23 72:19 113:1 124:9 124:12 138:18</p> <p>keeping 123:12 124:14 130:17</p> <p>kelly 2:15</p> <p>kept 29:12 33:6</p> <p>key 74:20</p> <p>kids 47:22,25 98:7 147:17,18</p> <p>kill 21:7 97:19 142:17</p> <p>killing 83:14</p> <p>kimrey 4:11 13:1 13:2,5,14 118:1,6 120:9,13,13 136:13,14 155:21 155:25 156:3</p> <p>kind 63:8 100:9 105:22 110:14 125:18 128:1</p> <p>kits 142:4</p> <p>kloewer 2:3</p> <p>knew 24:13 32:10 59:2 68:12 75:24 117:9 119:9,10 147:4,4</p> <p>knock 130:21,21</p> <p>know 14:23 15:16 16:6,8,18 17:15,23 18:23 19:21 21:22 23:6,7,8,9,10,18 23:21,22 24:1,14 24:18 25:4,6,13 26:2,8,18,18 27:7 27:10,11,13,17,20 27:21,22,24 31:6 32:6,9 33:13 35:2</p>	<p>37:15,18,20,23 38:13,22 40:12 42:19,21 43:1,4,10 43:11,12,17,22,23 44:13,17 45:13,24 46:6,21 47:13 48:7,12 50:5,20,23 50:25 51:1 54:20 57:4,24 58:2,3 62:11,13,16 63:24 64:18,25 67:2,11 69:6 72:18 74:3 76:13 78:7,13,20 80:10 82:17,19 83:15,23 89:18 91:22 92:7,12,15 93:1 96:7,18,19,20 97:7 98:9,20 99:11 102:14 105:14 107:24 109:17 110:6 112:23 114:1,6,10 115:3,22 123:14 124:16 125:15 126:7,8,8,9,14 128:21 129:6 130:8 131:22,23 133:13,17 134:17 135:1,3,6,9,12,13 135:16,17,17 138:4 140:9 141:14,17 142:2 142:11,13 147:5 149:24 152:3,15 155:21 156:4,5,19</p> <p>knowing 65:10 150:4</p> <p>knowledge 41:4 75:21 92:16 151:18</p>	<p>known 11:15 19:12,14 21:11 26:20 27:14 83:12 129:12</p> <p>knows 18:19 20:19 23:17 43:4</p> <p>kornfeld 2:10</p> <p>kyle 50:25,25 67:1 67:6</p> <hr/> <p>l</p> <p>lack 86:20 91:1</p> <p>lacked 103:21</p> <p>lacking 96:22</p> <p>lags 132:11</p> <p>largest 141:13</p> <p>lasalle 4:12</p> <p>late 46:20 71:23</p> <p>lathrop 4:17</p> <p>lathrogpm.com 4:19</p> <p>laurel 5:6 84:16 142:17 159:4,19</p> <p>law 3:3,8,12,17,21</p> <p>law.com 2:21</p> <p>lawsuit 40:19 119:6</p> <p>lawsuits 119:1</p> <p>lawyer 20:23 73:10 84:12 151:3 151:3 155:5</p> <p>lawyers 73:7 83:22 105:24 106:14 133:10 134:1 135:21</p> <p>lead 34:24 65:19 127:8,10 151:18 154:1</p> <p>leaders 131:5</p> <p>leads 144:21</p> <p>learn 47:12,15 48:4 53:17</p>	<p>learned 16:3 47:14 47:16,19,22,24 54:25 55:3,7,15,16 125:21 152:19</p> <p>leave 135:18</p> <p>leaving 30:11</p> <p>led 52:13 127:11</p> <p>left 63:8 75:12 124:6 130:2</p> <p>leftist 41:14 129:19</p> <p>leftists 41:15</p> <p>legal 36:17 71:3 86:9 161:19</p> <p>legality 70:25</p> <p>legally 70:23 85:22 86:9</p> <p>lend 151:19 152:5</p> <p>length 135:21</p> <p>level 54:10,13,14 59:6 60:5,7</p> <p>liberals 41:18</p> <p>lie 22:11 104:1</p> <p>lied 36:25</p> <p>lieu 6:16</p> <p>life 21:14 91:17</p> <p>light 126:22</p> <p>lightening 106:12</p> <p>lightly 115:22</p> <p>likelihood 59:18 59:23 60:24 126:16 132:10</p> <p>likes 24:10</p> <p>limelight 24:11</p> <p>limitation 29:15 29:25</p> <p>limited 69:19 96:7 103:16 105:21</p> <p>line 10:2 13:15 36:11 83:12 150:20 160:4,7,10</p>
--	---	---	---

[line - members]

<p>160:13,16,19 liner 95:24 lines 86:6 list 50:1 60:2 listed 77:3 listen 126:2 listened 35:2 126:10 151:8 listening 35:14 litany 121:13 literally 39:14 litigation 118:23 little 31:4 35:13 72:23 78:25,25 82:4 106:11 108:1 108:11 117:17 122:17 146:11 live 25:3 94:17,18 lived 43:1 lives 39:19 94:16 living 37:18,21 llc 1:11 3:8,16,20 llp 4:17,22 located 8:21 108:8 locations 21:13 log 65:6 logged 15:21 logs 33:14 long 62:21 78:20 78:23 longer 104:15 look 7:23 33:17,22 56:15 74:17 107:14 112:23 113:5 115:20 125:15 145:2 152:19 looked 63:9,25 112:2,22 132:7 looking 7:23 13:20 14:12 19:12,14,18</p>	<p>20:21 59:11 63:21 74:6 79:10 108:17 111:25 112:5 113:5 119:11 125:17 138:14 144:18 149:14 looks 107:14 137:24 looting 124:20 los 4:23 loss 106:16 lost 61:16 lot 16:7,9 55:3 60:22 61:21 73:12 76:22 94:18 105:22 121:11 124:25 131:10 136:18 152:23 lots 68:16 93:12 louis 3:18 loveland 3:9 loves 24:9 lying 98:3 153:21 153:22</p>	<p>manifesto 11:25 39:15 60:1 125:8 manipulated 137:18,18 manner 6:20 manufactured 98:12 march 125:3 marched 38:5 41:3 marching 39:18 39:18 margaret 4:6 156:23 mark 14:14 17:17 77:15 80:3 marked 81:19 96:24 137:22 marks 77:16 married 47:23 48:4 marxism 130:3 marxist 60:1 masks 128:9 massive 59:24,25 59:25 material 74:17 82:15 83:1 math 144:18 145:13 mathematical 144:19 matter 6:18 8:5 21:2 39:19 78:9 89:3 97:5 136:15 mboehmer 4:9 mcbride 109:14 109:17 mcrae 4:22 mean 15:12 24:5 38:10 49:2,16</p>	<p>51:7 53:20 58:2 62:16 68:4,5 73:1 73:2,5 77:11 88:8 88:20 91:10,21,22 96:19 101:1,18 106:2 107:12 108:16 115:3,20 124:18 131:22 134:25 meaning 76:24,24 148:25 means 104:13 mechanic 19:16 media 1:11,14 3:7 3:11 12:1 39:16 50:12 57:10 80:3 89:13 102:2 111:21 meet 34:19 35:20 46:18 meeting 25:9 30:10,22 32:3,20 33:2 36:6 46:14 47:2 70:23 120:16 146:20 147:2 meetings 32:23,25 45:9,25 46:1,6,9 46:12 68:7 member 14:20 16:5 17:22 19:24 20:6 21:11 25:12 25:16 38:19 39:1 39:8,19 41:2 78:2 126:6 members 21:7 32:14 33:14 43:11 43:19 47:16 50:12 59:4 61:2 65:16 65:18 66:13 70:18 83:12,13 84:20 129:9 130:14</p>
	<p>m</p>		
	<p>m 2:9 3:7 131:13 ma'am 73:20 machine 126:24 137:13 madness 1:10 3:7 3:11 143:18 mail 97:20 making 104:6 130:22 138:24 152:8 male 37:12 42:13 45:20,21 malkin 1:12 4:2 man 18:6 managed 144:4</p>		

[memberships - nonresponsive]

<p>memberships 25:22 mental 153:2 mention 131:10 mentioned 46:12 51:17 66:25 91:2 91:19 92:1 113:21 mentor 46:22 mesa 139:19 145:11 messages 96:4 113:16 messaging 141:11 met 30:19 34:14 35:25 47:6,7 48:9 48:15 76:12 metal 97:17 metaxas 1:12 4:6 156:24 metro 43:3 mexico 108:22,23 mic 154:17 michelle 1:12 4:2 mid 71:14,22 middle 24:11 63:18 74:3 83:10 89:3 91:21 102:19 121:17 122:11,17 123:3,15 millions 141:12 mind 41:2,13 143:21 mindset 58:25 mine 104:5 minute 52:7 56:9 57:24 67:11 81:10 90:23 minutes 29:1,2 46:20 62:23 76:20 78:24,25 89:6 106:11 143:10</p>	<p>157:11 misdirection 150:12 misinterpreted 153:7 missing 124:6 missouri 3:18 misunderstand 149:2 mms 5:18 mobich 50:22,23 67:1 modem 126:25 modum 126:24 moment 25:18 128:12 138:2 148:16,17,17,17 148:18 154:15 monday 98:1 monitor 69:9 month 150:14 months 18:7 21:14 25:2,2 28:4 49:1 61:22 88:7 120:24 141:18 moses 7:11 10:17 motivated 58:22 88:1 motivation 115:17 115:19 motives 127:4 mounting 102:15 mouth 124:10 mouths 124:11 move 8:18,22,24 16:2 21:13 35:23 40:9 103:12 104:23 105:11 143:5 144:14 145:18</p>	<p>movement 19:1 24:2 40:3 58:16 59:24 77:21 125:6 127:22 129:22 149:25 150:3 152:2 moving 73:12 121:11 136:23 msp 144:4 muffled 66:5 multiple 35:5 45:14 91:8 137:16 148:18 153:21 155:9 murderers 129:14</p> <hr/> <p style="text-align: center;">n</p> <hr/> <p>n 6:1 nail 74:18 name 6:21 7:7 11:14 12:12,15 14:22 15:2,3,10,12 15:14,20 17:17,25 18:7,18,24,25 19:6 22:16,17,18,19,20 22:22,24 23:8,10 23:18,20,20,21,22 23:24,25 24:3,4,6 24:8 26:3,19 27:8 27:10,11,13,16,23 45:17 50:21 57:1 57:3,11 60:13 68:15 86:11,12 95:1,4,5,6 100:14 110:13 147:4,4 names 24:2,2,8 52:15,16 53:2,3,4 56:20,20,20 76:4 109:14 110:13 nation 121:14,22 141:14 150:6</p>	<p>nationwide 83:13 nature 90:8 navy 61:14 necessarily 58:18 132:25 need 21:21 36:11 77:8 85:24 88:17 95:8 105:22 124:9 142:11 156:6,25 156:25 157:4 needs 16:25 116:25 neither 134:21 network 1:13 4:10 4:16,20 networks 1:13 4:20 never 17:12 27:12 37:8 48:9 64:23 76:12 87:25 100:2 100:6,6 101:23 108:15 139:25 143:24 146:12 new 21:16 64:6 108:22,23 129:23 130:14 133:8 136:15 news 1:13 4:10,16 4:20 newsmax 1:14 ni 18:18,20,23,25 19:13,15,21 20:1 20:14 75:23 night 7:15 81:25 nine 61:22 141:18 noise 16:20,22 154:16 nominee 141:25 nonresponsive 22:2 26:6 121:23</p>
--	---	---	---

[nope - opinion]

<p>nope 103:1 143:4 normal 149:19 north 4:12 notarize 161:11 notary 5:7 158:18 159:5,21 notated 33:18 note 13:5 63:9 77:8,14 79:13 80:1,2 120:9 161:9 noted 139:10 notes 5:15 11:15 11:16 12:14,15,20 12:23 13:19,21 14:1,3,8 15:1 16:9 16:11,12,16 17:2,3 17:4,5,10 52:2,7 52:10 56:1,3,4 61:14,15 66:7,22 71:17 74:9,13,13 74:16 76:4 77:4 79:1,8 81:18 122:9,9 124:4 notice 5:1 notoriety 24:9 november 94:10 95:11 108:14,17 109:23,25 110:8 110:10 117:23 118:11,14 nuclear 149:7,12 149:20 152:15 number 28:1 31:6 31:16 49:9 63:11 63:13,18 64:16,17 64:22 65:2,6 89:13 93:24,25 95:25 113:22 122:25 139:6,7,8</p>	<p>numbers 14:8 numerous 107:22 110:24 126:21</p> <hr/> <p style="text-align: center;">o</p> <hr/> <p>o 6:1 144:9 oann 13:7 oath 6:16 85:8 101:12 158:4 object 10:1 18:10 26:4 105:16 153:8 objecting 70:8 objection 8:17 22:2 23:11 26:6 27:1 28:14 34:13 34:16 35:22 37:19 38:25 39:10,21 40:9 62:15 69:12 69:22,23 70:10,20 71:4 74:1 82:20 82:23 83:18 84:6 89:20 92:22,25 95:2 116:12 117:14 121:23 136:4 140:21,25 142:25 154:5,7,13 objections 6:20 10:9 36:17,17 154:2 observations 56:4 observed 63:10 obtaining 121:25 obvious 22:10 obviously 7:22 56:9 68:21 72:9 98:24 106:2 110:14 123:6 133:23 143:15 occasion 153:1 154:25 occur 48:21 71:12 71:13</p>	<p>occurred 48:12 57:8 58:6,25 71:25 72:9,25 73:25 75:16 84:2 october 146:18,19 office 3:8,12 8:3,3 8:7,15 13:8 34:11 69:6 75:11 officers 139:9 offices 3:21 offline 144:15 145:6 oh 14:9 15:6 38:2 50:7,23 78:12 95:7 102:9 105:16 116:24 127:1 okay 11:18 13:14 13:20,25 15:6,14 15:24 16:6,15 17:5,10 19:5,25 29:14 33:12 34:5 35:9,20 37:7 38:3 39:5 44:22 45:5 45:11,24 46:5,8,24 47:21 48:18 50:15 50:19 51:9,16 52:5,19,23 53:17 54:6,10,16 59:20 60:2 61:16 62:6 64:11 65:12 66:4 66:8 67:5,19 68:4 68:9,13,18 69:7 70:10,17 71:7,8 72:24 74:23 75:8 75:11 76:14,24 77:22 78:12 79:12 79:16,25 80:7 81:14 84:14 89:5 89:15 90:23 92:7 93:23 94:15,20 97:10,13 98:13,16</p>	<p>98:23 99:15,24 100:3 103:6 105:8 107:23 108:11,16 108:24 109:1,7,23 110:2,16 111:1,13 111:17 114:5 117:11,17 118:10 118:16,25 119:5 119:10 122:14 123:1 125:19 126:3 131:18 136:9 138:10 139:11,23 140:23 141:2 143:5,23 147:23 156:13 old 36:13 37:13 72:22 oltmann 1:10,16 3:6,11 5:3,14,15 6:3,9 7:2,8,9,21 9:2,17 10:12,16 13:17 20:21 28:23 30:21 35:2 46:16 63:7 80:20 81:16 89:15 104:17 106:10 113:15 114:24 118:8 136:19 143:19 148:10 153:4 155:13 158:1,11 160:2,24 161:4 olympia 21:9 once 106:20 139:25 140:1 online 103:3 144:15 open 135:18 openly 41:14 opinion 35:14 51:7 66:23</p>
--	---	--	--

[opinions - percent]

<p>opinions 127:12 opposed 132:11 opposite 55:14 order 7:10 10:17 10:20 12:2 38:1 43:7 44:5 56:21 56:21 59:13 64:16 65:6 74:7 79:8,9 87:1,3,3,7,17 90:5 90:22 91:15 93:2 95:21 109:11 110:11 116:14,19 117:3,5 144:1,24 145:6 147:20 153:8 154:6,11,13 156:9,9,11,14 ordered 11:20 86:14 87:16 90:13 ordering 156:21 orders 155:19,20 155:22 organization 17:14 30:12 39:3 129:8,10,11,18,20 130:2,6 149:21 organizations 121:18 organize 105:22 organized 39:3,4 51:24 78:4 organizing 77:25 original 108:6 149:6 outside 7:24 9:18 10:22 125:1 132:23 134:25 136:24 153:7 154:6 outstanding 137:14</p>	<p>overall 119:24 overseas 142:5 owned 147:14 owning 126:18 135:11</p> <hr/> <p style="text-align: center;">p</p> <hr/> <p>p 6:1 p.c. 1:9 p.m. 81:13,13 89:10,11,11 106:7 106:7 113:11,11 157:10 p.o. 2:5 3:8,13,17 page 5:10,13 14:5 14:6,8,8,9 61:15 76:5 79:3,5,12,16 79:18,19,22,23,24 80:19 91:3 104:16 104:17 109:24 110:4,19 115:9 119:14 122:11,18 122:18,22,24 125:8 134:11 150:19 160:4,7,10 160:13,16,19 pages 14:1 15:4 84:21,23 85:15,20 86:8 89:17 90:4 112:17,21 114:7 114:20,23 158:5 161:12 paid 61:21 panels 142:2 papers 33:7 paragraph 83:11 88:2 131:13 paragraphs 124:6 paranoid 46:18 47:3 paraphrasing 152:18</p>	<p>pardon 23:2 park 47:8,14 parker 3:22 parkway 4:3 parley 5:16 parlor 96:25 98:22 98:24 99:1,3,4,4,5 99:6,21 100:8 101:5,6,7 103:24 106:14,16,21,22 106:24 107:3,5,8 107:14,15 part 7:13 25:19 30:11,14 32:12 38:23 39:5,9,24 40:8 41:20 45:25 47:17 60:9,11 61:8,10 75:7,8,10 76:10 78:13 85:7 102:14 107:2 120:6 122:16 125:5 127:9 129:2 129:22,24 130:4 137:5,19 138:13 138:22 149:5 150:3 152:2 participant 55:22 participants 15:21 participating 6:12 55:6 participation 18:20 138:12 particular 21:25 34:4 46:14 49:6 50:4,16 53:11,16 56:17 70:14 74:24 84:5 125:13 138:13 parties 6:18 9:18 81:25 159:14</p>	<p>partner 48:7 parts 73:13 119:21 121:11 137:13 party 141:13 passive 135:5 patentholder 126:19 path 46:23 48:2 59:14 133:5 patterson 4:3 pc 2:10 3:2,21 4:3 pcu 143:17 pedophiles 41:17 41:19 penalty 6:18 people 17:3,8 19:12,14 21:8,24 24:13 31:13 32:13 43:11,11 44:8 45:15 47:7 50:9 52:1,20 55:14 58:3,4,11,13,19 59:2,5,12,14 65:15 65:17 68:11,14 75:3 93:12 94:6 94:18 97:20,21 100:23 110:24 111:7 112:1,2,3 113:22,25 123:14 123:16 129:14,15 130:22 132:8 138:20 141:12 142:2,5 147:10,12 147:14,17,20,21 148:18 152:16,21 152:21 people's 30:18 73:16 124:10 perceive 7:24 8:12 percent 54:19,22 55:8,21 57:22</p>
--	---	---	---

[percent - powell]

<p>60:25 66:21 140:4 140:15 perception 54:25 perfect 118:16 perform 141:10 period 23:6 33:3 43:2 48:12 49:4 63:22 perjury 6:18 person 6:17 7:21 10:3 11:14,14 12:4,5,10 16:3 17:21 19:2,16 20:5 23:6,7,9 25:3 25:7 30:9 31:23 34:4 35:25 42:12 42:16 44:1,3,4 45:14,16,17,25 46:2,3,21 47:5 49:18 53:7,11,14 53:15 54:20 55:12 55:16 58:8 59:15 65:21 68:13 75:5 86:7 87:1,13 88:5 88:9,14 90:3,6 91:3 94:22 95:15 98:2,3 109:7,9,16 112:20 115:8,23 116:4 117:12 118:18 127:17 146:6,13 149:14 149:19 152:14 person's 26:2 personal 97:19 151:17 personally 71:9 93:6 153:1 persons 12:10 pertained 18:1 pertaining 16:17</p>	<p>peter 4:21 pets 147:14,14 ph.d. 1:6 160:1 161:3 phone 2:6,11,16 2:21 3:5,9,14,18 3:23 4:4,8,13,18 4:23 28:1 31:6,16 37:5 63:10,13,17 64:1,3,5,6,10,13 64:22,23 65:6,24 83:11 93:24,25 95:24 96:11 112:19 116:1 138:1,5 phonetic 50:22 photos 102:16 physical 37:10 115:1 physically 6:13 8:20 9:24 10:7 physicist 152:16 pick 36:11 63:8 65:24 picked 96:2 picture 64:4,5 99:22,24 100:4,24 104:24 pictures 63:25 111:25 pinpointing 58:13 piqued 32:16,18 pissed 98:6 place 87:17 159:10 places 139:18 147:12 plaintiff 1:7 2:2,9 5:4 6:7 plaintiff's 12:22 52:9 80:17 117:21 120:10</p>	<p>planning 51:23 plates 97:18 platform 144:10 platforms 56:19 57:10 play 29:23 playing 23:12 please 6:5,11,20 7:7 16:21 25:19 30:24 70:7 103:12 105:18 143:2 148:18 157:4 pllc 2:4,15,19 plotted 132:13 pm.me 3:19 point 19:21 39:2 43:15,15 44:15 47:9 50:7 53:6 62:10 65:3 68:13 69:7 70:25 76:12 77:13 78:14 80:10 87:2 88:17 107:9 110:4 118:2 124:18 132:12 149:8 150:15 police 39:14 139:9 political 55:15 59:6 politically 58:22 88:1 popped 52:16,17 posed 88:23 143:19 position 87:8,10 87:11 116:21 139:7,22 141:11 positions 147:19 positively 52:25 possession 96:10 96:21</p>	<p>possible 56:22 59:1 100:20 104:24 121:2,15 138:17 possibly 73:12 post 5:19 96:25 97:12 98:11,14,18 98:21 99:4,14,21 100:6 101:10 104:12 106:14,20 107:11,12,13,16 107:20,24 109:4 110:20 125:13 152:12 posted 21:16 39:15 80:18 81:24 99:5,9,11,17,24 100:11 101:9 103:23 104:24 106:19,23 107:8 107:10 125:7 posting 39:14 80:20 82:1,7 83:10,11 posts 39:13 87:24 98:12,21 99:7 101:7 102:3 104:4 104:5 126:16 139:5 149:23 153:23 155:3 potential 77:12 potentially 118:22 143:14 powder 97:20 powell 1:9,9 3:2,2 85:3 118:20,22 119:1,6 120:10,11 121:8,25 122:11 122:24 140:14 150:11,17,22 151:5,10,12</p>
--	--	---	---

[powell's - queenan]

<p>powell's 133:10 134:1 135:21 prentice 2:20 prepared 10:25 11:3 90:9 102:18 136:2 145:18 present 6:14 10:7 presented 11:25 26:5 27:4,6 presents 91:3 preserve 102:6 preserved 82:15 102:8 preserving 104:7 president 1:9 2:13 138:24 139:2 160:1 161:3 pressure 124:9,13 124:15 130:17 pretty 34:9,10 39:3 47:6 48:16 55:2 59:18 74:19 115:20 152:3,3 previous 32:12 42:20 69:3,4 91:7 99:7 112:19 132:10 159:6 previously 96:25 101:7 111:5,11,22 116:19 117:22 129:2 137:21 price 4:12 prick 35:17 primary 76:15 printed 7:15 prior 72:10,10,14 108:9 110:4,8 119:17 120:17 147:3 148:11 153:5 154:3</p>	<p>private 92:18 95:17 104:6,7,12 privilege 8:12 83:20 84:8 privileged 28:15 28:19 pro 39:13 proactive 146:12 probability 61:6 132:7 144:17 probable 132:15 144:20 145:7 probably 26:23 30:17 31:13 39:24 40:3 46:17 54:18 61:14 76:20 80:16 84:15 106:11 112:22 115:5,19 123:20 124:22 137:20 142:17 145:2 problem 26:10 58:12 86:25 153:21 procedure 5:2 proceedings 10:22 22:11 process 47:14 48:12 113:4 126:19,20 133:4 135:11 144:23 proclaimed 129:21 130:4 produce 156:1 produced 28:12 81:24 93:22 132:2 professional 5:6 159:5,20 progressed 62:5 progression 30:21 30:24</p>	<p>prohibit 10:20 87:4 project 21:15 promptly 74:22 pronoun 54:20 propriety 154:6 protect 12:2 34:22 protected 87:1,2,8 90:6,11,12 116:14 protection 12:2 87:1,3,3 109:11 protective 10:17 10:19 87:7 90:5 116:18 117:2,5 protest 21:10 38:5 39:19 41:5 protests 68:8 77:25 prove 141:24 provide 7:14 11:21,22 33:12 44:24 48:19 49:13 63:12 64:4,5,8,16 65:2 71:24 84:21 87:16 115:16 116:5 117:6,11 132:23 provided 11:10,11 13:2 44:15 63:25 69:25 85:2,3 92:5 95:15 117:22 127:8 133:2 136:5 150:10 151:1 provider 144:5 providing 26:19 27:8 28:18 proxy 58:16 prplegal.com 4:5 pscott 4:24 psl 77:20</p>	<p>public 5:7 102:5 128:2 136:6 158:18 159:5,21 publicly 91:11 112:1 113:25 152:10 pull 20:10,16 113:16 114:6 pulled 119:22 punch 142:10 pundit 1:12 3:16 3:20 punish 44:4 punished 44:5,9 purports 82:1 purpose 34:21 56:13 66:15 118:13 146:15 purposely 104:1 pursuant 5:1 push 87:25 put 7:15 35:12 39:14 44:1,3 49:25 51:13 65:21 66:10 77:4 90:5 98:11,14 99:22 100:14 119:18,25 134:13 142:12 152:10,12 155:4 156:10 puts 126:5 putting 21:14 39:13 52:3</p>
q			
<p>qualifications 42:6 qualifies 38:22 qualify 18:3 40:3 40:7,8 quality 141:6 queenan 4:2</p>			

[question - record]

<p>question 9:5,7,14 11:2 12:6,7,10,10 14:14 15:9 17:17 18:16,16 22:6,13 23:13,15,19 24:17 24:17,18,21 26:7,9 26:11,12,12,17 27:2,4,6,7,16 28:16 29:16 34:17 34:19 35:11,12,23 37:22,24 39:2,6 40:18 42:20 43:9 43:17 47:1 51:6 54:7 55:23 57:13 57:14,15,16,17,21 59:8 61:17,18 68:22,24 69:13 70:2,11,19 71:16 74:18 77:15,16 80:3 83:19,23 84:7,14,17 86:2,5 86:6,13,15,17,19 87:20,22 88:23 90:3 94:20 96:8 96:17 100:22,25 107:7,9 108:5 110:16 114:8,21 116:2 118:1 123:5 124:2 125:22,23 125:25 126:1,1,2 128:23,24 130:10 131:24 132:17 136:24 140:9 141:19 142:19,20 142:21 143:12,20 148:10,12,19,20 153:16,17 154:20 154:21,22,23 questioned 78:8 78:10,11</p>	<p>questioning 10:2 40:10 questions 7:25 8:10,11,14,20 9:4 9:20 10:5 17:7 22:5 26:16 35:15 35:16,17,18,19 36:16,18 38:1 44:16 46:20 48:23 70:7 73:11 88:24 94:21,24 102:12 102:17,20 103:15 103:25 104:1 119:11 121:9 135:21 143:19 145:19 148:11,13 148:22 153:11,14 155:11 quibbling 103:6 quick 85:24 88:25 112:23 quickly 142:16 156:1 quit 23:12 38:14 70:7 quite 155:6 quote 79:1,2 148:23,24</p> <hr/> <p style="text-align: center;">r</p> <hr/> <p>r 2:14 6:1 27:17,21 131:13 160:3,3 race 36:13 racism 130:1 racist 41:16,19 racists 41:17 radical 41:14,15 rallies 128:4,18 rally 39:18 41:4 125:4 126:5 127:19 128:3,6,22</p>	<p>ran 73:13 141:14 randy 3:21,21 151:2 range 54:19 71:11 rapists 129:14 rat 76:22,24 77:4 rbc 3:23 rd 18:19 20:19,19 20:23 22:3,7,12,18 22:21 23:6,7,9,17 23:20,22 24:22 26:2,5,20 27:5,14 27:16 28:11,13,23 29:17 30:4 31:22 33:12,18 34:19 35:20 37:11 42:14 42:15 44:17 46:12 50:3 51:12 63:12 64:16,22 65:8 66:10 67:19 69:1 70:13 75:5 78:4 78:12 79:14 86:7 108:3 reach 32:6 113:24 146:5,8 reached 65:15,16 93:13 94:17 110:24 113:21 146:5,10,10,14 reaching 111:6 146:14 read 6:11 84:17 108:18 153:15,17 154:22 158:2 161:6,8 readily 11:9 reading 14:15 150:15,19 156:18 156:20 reagor 2:19</p>	<p>real 112:23 really 59:3 76:13 94:18 98:6 127:6 realtime 5:7 159:20 reason 8:13 9:4 35:7 107:15 115:24 116:8 133:22 150:12 160:6,9,12,15,18 160:21 reasonable 156:5 recall 14:25 31:12 34:9 53:9 76:2,3 78:24 107:19,19 114:17 receive 13:6 112:13 134:20 received 80:14 83:1 109:24 114:19 recess 63:4 67:16 81:13 89:11 106:7 113:11 recht 2:10 recklessness 91:17 reclaim 43:14 recognize 82:3 recognized 112:6 recollect 112:18 recollection 28:7 66:23 72:12,17 106:19 150:23 reconnect 138:20 record 6:6,22 13:3 13:5,12 17:1 25:21 33:9,19 49:20 62:22 63:1 63:3,6 64:21,24 67:11,13,15,18 81:9,11,15,23</p>
---	--	---	---

[record - response]

<p>88:18 89:9,13 99:7 101:25 105:21 106:4,5,23 113:8,8,10,12,15 115:5 119:1 120:10 134:13 136:10 155:17 156:7 157:7,11 recorded 9:12 recording 8:3 9:9 9:10,11,14 records 33:11 96:15 100:9 recover 49:6 63:14 64:10,15 106:22 107:16 133:6 recreate 74:6 recruit 130:14 recruiting 122:13 123:4,10,23 124:1 130:12,13,20 recruitment 130:19,22 redeeming 152:23 reduced 135:25 137:7 159:11 rees 4:7 refer 85:14 119:15 reference 80:4,5 referenced 81:18 137:8 161:5 referred 38:16 39:8 80:8,9 108:8 124:4 referring 16:11 17:18 40:14,24 52:9 56:3 61:7 64:2 68:10 76:25 80:1 82:19 92:4 118:3 122:14,22 123:5 124:14</p>	<p>138:7 reflect 17:10 reflected 14:4 15:25 16:15 138:13 reflecting 17:5 136:3 refusing 12:6 44:19 86:18 regard 39:10 40:10 regarding 10:25 83:1 138:11,11 151:14 registered 5:6 159:4,20 regular 31:20 reinvent 85:13 relate 83:5 84:7 related 19:8 49:1 49:11,24 51:20 52:4 53:15 62:13 67:7 69:2 72:4 73:16 88:9 92:17 98:12 102:12 124:16 125:3 126:18 129:7 130:18 131:20 137:11,13 138:24 138:25 141:11 144:22 145:3 149:23 150:1 152:20 159:13 relates 12:13 86:2 124:3 133:2 144:13 154:10 relating 70:18 74:14 152:24 relation 62:9,17 relationship 47:4 48:6</p>	<p>relationships 147:11 release 90:7 relevance 37:19 38:9,25 39:21 69:12 136:4 140:21 142:25 relevant 8:6,8,18 8:25 10:2 34:17 35:24 38:11,14,18 40:11,19,20 64:9 69:19 70:5 102:20 103:10,16 141:7 143:3 reluctant 116:6 remember 31:12 45:19 72:25 76:21 78:1 98:13 100:12 100:13,19 118:18 123:9 131:16 151:21 remote 34:22 remotely 5:4 6:15 removed 63:19 removes 64:19 repeat 11:2 16:24 25:19 69:13 84:14 85:12 110:16 116:2 148:20 154:20 repeated 16:21 repeating 84:12 rephrase 9:5 replaced 63:17 64:6 96:11 replied 64:6 report 136:1,3 147:14,17 reporter 5:6,7 6:10,12 16:19 18:13 25:17 28:2</p>	<p>45:3,7 65:22 66:2 67:9 73:18 81:3 112:24 120:2,5,12 120:14 128:12,15 134:15 138:2 140:7 141:4 144:6 148:1,16 153:15 154:15 155:19,24 156:2,11,14,21 157:1,6 159:5,20 159:20 reporter's 159:1 reporting 6:15,20 repost 99:13,15,21 reposted 99:18 100:24 represent 6:6 republic 2:18 85:3 request 63:22 64:7 83:7 156:4 requirement 65:7 reread 154:21 research 17:8 49:18,20 53:25 54:1,2,7,8 58:14 60:23 68:17 73:12 111:9,16,20,20 112:6 124:25 129:18 131:8 148:25 149:6,24 151:14,18,25 153:25 researching 65:17 respect 15:22 34:5 60:3,5 61:16 respond 31:9 32:1 90:2 responding 43:16 response 8:16 43:13,18,20 44:21 57:13 148:12,22</p>
---	---	---	--

[responses - see]

<p>responses 22:5 responsible 135:15 responsive 55:5 rest 96:5,7,12 100:14 restate 100:25 restroom 85:25 89:1,8 90:1 result 7:10 12:2 29:6 66:19 77:9 108:18 159:15 results 49:21 139:18 retribution 21:22 21:23 116:11 return 31:8 161:12 revalidated 149:22 reveal 109:8,9 116:10 review 16:9 96:15 reviewed 10:16 128:7 134:24 revolution 59:25 129:3 rhetoric 51:22 123:11 richard 27:19 rick 27:20 rigging 139:17 right 9:24 12:18 12:21 13:8,13,21 14:7,11 15:22 16:8 20:18 26:1 33:16 34:24 39:14 46:11 48:11 49:25 50:2 51:5,25 52:21 56:1,16 62:19 63:7 64:13</p>	<p>66:1,9,19,20,25 68:1,18,22 71:16 72:6,7 73:22 75:2 76:1,8,18 81:16 82:11 83:16 85:19 86:4 87:18,22 89:1,8 90:9,10,15 90:17 92:11,20,21 95:10,12 97:24 104:22 107:4 108:1,22 109:3 112:8,10,13 113:7 113:14 115:4,21 118:11,16 119:12 119:16 120:15,24 121:2,7 122:25 123:8,24 124:3,7 124:12 125:14,19 128:1 129:3 130:9 130:11 133:9,11 133:15 134:10 135:20,22 138:22 140:18 151:10 152:17 rights 73:16 rigorous 142:1 ringing 116:1 138:1 rion 1:12 4:10,15 4:20 13:7 ripplinger 4:3 rklawpc.com 2:12 road 3:22 35:24 rock 25:11 32:21 roger 27:20 rogers 2:9 role 150:4 ron 53:6 room 6:14 rough 155:25 156:25</p>	<p>round 106:12 royal 68:9 rudolph 1:10 rules 5:2 161:14 run 129:11 154:24 running 10:5 153:10 154:4,7 rup 142:4 ryan 109:14</p> <p style="text-align: center;">s</p> <p>s 5:6 6:1 159:4,19 160:3 safeguarded 88:14 safest 121:20 sake 116:25 salida 2:5 91:24 92:17 94:16,17 95:10 100:1 sam 16:2 17:17,20 18:4,7 sane 91:13 saw 15:12 106:20 saying 31:11 50:10 51:11 53:10 55:5 62:8,10 89:3 91:3 99:17 100:13 101:25 123:9 124:8 130:13 134:7,17,19,20,21 says 82:14 83:11 95:25 120:19 150:16 156:15 scared 26:21 46:18 47:3 scenario 69:8 72:16 schedule 74:7,19 scheduling 69:4 schematic 137:8 school 37:16 78:2</p>	<p>science 144:19 scope 103:16 153:8 154:5 scores 141:7 scott 4:21 scotty 156:15 scoured 63:21 screen 7:19 80:15 80:22,24 81:19 93:15,17,18,20 97:1 screenshot 72:3,6 84:23 99:25 screenshots 85:15 85:16,20,21 86:8 86:10 108:7 109:24 112:10 115:8 scroll 15:5,6 scylt 133:7,7 sean 50:17,18 search 72:4 113:15 searching 20:13 seating 9:11 second 12:25 20:10 68:19 79:7 81:7 85:1 98:25 122:18,24 section 98:10 secure 142:13 144:1 secured 142:7 security 63:18 97:20 135:10 140:20,24 141:20 141:21 142:24 144:13 see 15:20,24 20:10 20:13,16 25:15,21 33:18 49:3 61:3</p>
--	---	--	--

[see - somebody]

<p>64:20 73:3 80:14 80:20,21,23,25 81:2,6,6,7 93:11 93:15,19 94:12,13 95:21,21 96:9 97:1 104:15,19 105:2,3 106:22 109:11 110:24 111:7 112:2 121:19 132:1 136:20 142:22 seeing 13:18 seek 87:3 seen 71:11 82:7,12 93:12 100:6 106:21 127:5,15 127:17,21 128:5 133:21,24 134:3,7 134:18 seerveld 2:19 segue 52:5 self 130:4 send 94:9,9,11,15 95:19 96:8,17 97:8,20 150:24 sense 50:3 149:17 sensor 107:1 sent 93:8 94:2,6,12 94:25 95:11,25 96:13 97:7 98:24 110:20 112:17 114:15 134:1,13 134:18 150:17,22 151:1 sentence 96:3 122:15 separately 9:15 separation 112:3 september 1:17 5:5 6:4 30:5,22 32:4,5 48:15</p>	<p>71:15,21 72:3,7,14 74:3,4 111:12 119:16 120:8,17 120:18,20 127:25 149:8 159:17 161:2 sequoia 143:24 series 132:8,9 seriously 105:19 served 12:11 service 144:4 services 144:4,11 session 41:23 set 29:12 30:1 74:25 143:15 159:10 settings 102:4 setup 93:20 sexually 152:8 share 13:10 80:15 81:19 93:16 95:24 97:11 100:14 sharing 93:18 97:1 sheer 121:21 sheet 161:10 sheets 32:24 33:3 33:17 shit 100:13 101:1 shitbag 100:15,16 107:21 shook 30:15,17,21 shooting 124:20 shop 46:19 shorthand 159:10 shot 90:2 show 45:9,11 46:1 96:12,24 99:7 104:20 107:12,13 107:14 114:22 115:2 130:22 131:14 132:13</p>	<p>134:8 145:12 showed 25:9 32:3 45:17,25 155:8 showing 46:6 shows 92:2 96:3 shuffling 1:10 3:7 3:11 143:18 side 16:23 21:24 34:24 35:3 64:8,8 95:8 sidney 1:9,9 3:2,2 85:3 118:20 133:10 134:1 150:17,22 151:2 151:10,12 sign 32:23 33:2,17 94:3 96:1 118:17 119:9 161:6,11 signal 28:9,10,13 28:23 29:1,6,12 31:3,4,23 63:9,12 64:12 65:1,6 94:17 112:15,15 112:17,21 114:6 114:10,11,13,16 signature 159:19 signed 44:8 117:22 118:10 119:4,20 161:17 significance 21:2 147:5 149:17 significant 150:3 signing 156:18,20 silence 43:21 153:6 similar 70:17 simple 144:23 single 58:8 94:23 sir 8:9 22:22 23:24 24:15 25:17 42:9 43:22 44:6 55:18</p>	<p>61:24 67:9 87:14 95:23 101:12 118:15 120:6 122:5,23 123:21 127:14 141:4,19 sis 121:18 sit 34:22 54:10 58:7 73:22 85:8 96:18 102:21 103:14 114:5,18 114:24 115:3 site 155:4,5 sitted 9:10 sitting 34:12,15,19 35:8,21 43:15 six 25:2 28:4 skarnulis 2:3,4,7 skinhead 129:22 130:6 149:25 152:2 skinheads 91:7 129:24,25 slandering 59:5 slanted 55:13 slow 141:5 small 73:17,18,20 137:23 138:17,18 smoking 61:1,2 sms 5:18 social 11:25 39:16 57:10 102:2 111:21 139:5 149:23 socialist 77:21 society 41:17 solutions 143:18 161:19 somebody 15:10 39:23 64:19 80:8 80:9 93:10 97:11 99:13 109:6,7</p>
--	---	---	---

[somebody - sure]

<p>110:20 114:2 somewhat 51:21 soon 156:2 sorry 11:23 16:19 18:13 25:17,18 28:2 36:10 42:2 52:23 65:22 67:9 73:18 79:4,5 97:15 105:6 112:24 115:25 120:2 130:24 136:13 140:7 141:4,4 144:6 148:16 150:11 154:15,19 sort 87:25 115:5 121:10,20 156:4 sounded 53:13 sounds 20:18 south 3:22 speak 53:8 86:21 122:1 127:21 speaker 126:5 128:3 speaking 10:9 36:17 69:23 122:10 125:4 128:6 136:12 142:16 148:1 speaks 152:4,4 special 129:25 specific 69:20 71:12 74:7 125:22 125:23 129:17 135:22 150:23 specifically 17:9 17:13 19:16 64:19 65:14 71:17 87:23 88:15 91:2 93:4 111:1 123:10,25 125:12 126:7</p>	<p>130:13 132:6 152:7 speculate 44:23 45:2,6 74:2 78:22 117:16 speculating 90:18 90:20 speculation 82:23 spend 131:10 spent 76:18 117:18 125:17 155:6 spoke 24:25 83:13 120:12 134:15 152:3 spoken 84:1 spotlight 81:6 spread 56:18 springs 14:14 19:17 50:17 53:12 st 3:18 stabbing 21:10 124:20 stack 142:12 stall 113:4 stamp 14:6,7,9 stand 20:20 22:13 40:2 41:15 102:21 104:10 107:23,25 standard 29:12 30:1 standing 77:25 101:4 154:13 standpoint 130:21 139:16 142:9 stands 22:14 27:17 27:21,22,24 131:23 stare 103:15 start 10:4 40:17 150:20</p>	<p>started 17:8 30:13 33:1 52:3 75:12 108:17 111:6,9,16 111:20,20,25 149:23 starting 102:15 105:9 150:19 starts 14:11 state 1:1 5:8 6:6 7:7 124:18 158:3 159:5 statement 29:10 32:11 66:17 120:6 136:17,20,25 statements 82:13 138:25 states 21:20 144:12 stating 6:21 stationary 132:12 stay 129:16 staying 130:17 steal 100:17 stephen 4:16 stephen.dexter 4:19 steps 110:10 steve 2:3 stick 30:15 stipulated 87:6,11 90:12 116:15 stipulation 87:9 stolen 135:4,19 stop 9:5 90:14,14 105:17,18,18 storey 51:9 story 122:2 stout 2:10 strategy 135:10 stream 5:17</p>	<p>street 1:3 2:10,15 4:7,12,17 strictly 59:1 strike 62:12 110:6 strong 130:3 student 152:15 stuff 91:11 99:23 100:10 102:19 107:3 117:20 119:22 124:5 132:6 149:15 152:24 stupid 102:1 subject 109:10,11 116:10 117:2 subjective 102:18 subpoena 49:10 subscribed 158:13 subsequent 53:17 56:15 74:16 155:7 subsequently 16:3 55:7 substance 89:18 suggest 10:4 151:22 153:13 suggestion 136:22 suite 2:10,15,20 3:4,22 4:3,7,17 sullivan 4:22 summarize 66:8 151:16 summer 48:13 128:8 support 139:10 supposed 142:15 supposedly 101:8 sure 9:6 21:1 39:23 45:1 46:19 49:23 53:14 55:8 58:10 63:24 67:12 87:14 98:15,17</p>
--	--	--	---

[sure - think]

<p>100:5 101:3 106:3 107:7 114:8,21 130:22 136:9,10 138:24 140:4 144:24 surprised 32:17 surround 97:17 surveil 93:9 94:7 surveillance 92:21 93:5,7 susan 129:23 suspect 105:23 suspected 53:7 swear 6:11 swore 85:8 123:21 sworn 7:3 85:4 107:18 136:17,19 136:25 158:5,13 159:8 system 126:25 135:12 136:8 137:11,17,19,24 141:2,6,9,23 142:12,14 143:25 144:2,22 145:4,7,8 145:11 systems 100:17 126:20 133:3,4 135:10 138:16 142:7,8 144:13 147:11 150:6</p>	<p>156:20,24 taken 5:4 13:22 101:20,23 149:5 159:10 talk 9:1 13:15 38:20 42:4,4,5,7 57:7 66:6 67:6 96:15 108:1 117:17 123:17,25 131:13,24 142:4 talked 53:14 67:3 67:7 96:22 108:2 108:4 123:23 125:10,12 133:9 152:7 talking 40:22 53:11 77:1,18 81:17 93:4 110:2 117:19 122:10 123:2,14 124:3 125:11 128:1 130:11,17 136:18 137:3 138:8 141:15 142:2,3 148:18 152:21 153:14 tall 36:12 target 149:9 targeted 21:7 tay 77:15,18 78:13 tblf 3:19 team 82:15 83:2 84:20 104:13 tech 64:12 106:25 137:5 technical 81:17 139:16 technology 29:15 64:18 142:13 144:23 145:16</p>	<p>tell 19:5 20:11 33:13 42:12 57:16 59:15 78:4 96:12 97:10 100:10 109:19,21,22 110:12,22,23 115:13 123:8 155:22 telling 32:17 44:18 56:16 96:23 98:4 tendency 98:6 terms 29:5 60:19 64:12 77:2 106:18 109:3 119:10 121:10 124:1 125:15 139:12 151:18 terrorizing 124:19 testified 7:4 32:20 47:13 69:25 95:25 103:21 108:12 135:20,21 137:3 139:12,18 140:12 150:16,21 151:13 testify 10:25 11:3 56:5 69:10 135:1 159:8 testimony 6:17 7:10 9:23,24 27:5 28:6 29:7 55:24 71:22 72:10 73:23 84:13 85:4,7,9,16 107:18 108:9 115:8 117:7 129:5 133:10 140:3 148:11 150:13 158:3,5 161:8 tests 142:1 text 31:5,20 94:2,4 94:9 95:19,21,23 96:3,8,10,10,12,17</p>	<p>96:21 texts 94:4 tgp 1:11 3:16,20 thank 60:2 89:6 118:6 120:14 150:9 154:14 155:11 156:13 157:5 thanks 130:6 143:11 thehallawoffice... 3:10 theirs 84:13 themselves 153:20 theory 144:25 145:1 thing 47:25 50:9 58:23 72:2 83:9 97:12 112:16 114:1 121:10 things 8:1 32:13 46:21 50:9 51:14 58:20 68:7 76:23 85:14 91:9,12,14 97:22 102:20 104:7 121:12 123:22 124:17 135:16 137:16 144:1,5,8,15,17 150:1 151:16 152:1,9,13,18,20 156:6 think 13:9 14:21 21:3 26:23 30:19 31:3,4,6 32:4,10 33:1 38:13 39:22 40:5 46:2,3,22 47:10 48:24 49:22 50:13 52:19 53:23 53:23 56:13 61:1 61:4 64:7 75:13</p>
<p>t</p>			
<p>t 144:9 160:3,3 take 33:10 41:6 48:2 51:19 58:12 62:20,24 66:7 76:7 85:24 86:2 88:17 104:11 105:14,18 112:23 115:22 116:22 138:19 142:11</p>			

[think - twitter]

<p>75:24 76:5 77:4 77:20,20,21 80:5 80:18 81:5 85:2 88:2,11 90:22 92:1 100:2 106:16 108:22 111:2 115:2,4,11,18 116:9 117:8 119:18,25 121:4 121:11 125:8 129:3 130:15 132:21 135:16 138:7 145:15 thinking 80:13 140:18 thomas 2:9 thought 47:20 50:4 52:4,14,20 53:13 130:25 148:14 149:3,9 thousand 44:7 thread 96:3 threaten 147:20 threatened 44:9 97:17 147:1 threats 141:16,17 three 13:25 23:14 34:22 35:16 105:24 143:9,10 145:21 throw 102:19 throwing 124:21 125:4 tie 49:8 126:15 tied 126:22 153:14 ties 130:3 tight 74:19 time 6:4 10:5,9 13:12 20:15 22:4 24:25 26:15 28:5 30:18,19 32:5,17</p>	<p>33:3 34:3,9,10 37:9 38:11 43:2 43:14 48:13,14,16 49:4 50:12 58:17 58:23 61:1 63:2,6 63:22 67:14,18 69:3 73:13,14,15 75:15 76:18 81:9 81:12,15 82:10,10 89:10,14 90:1 91:12 96:7 103:13 103:21 105:21 106:6,9 113:2,4,10 113:13,20 115:4 115:10 116:20 117:7 121:12 123:14 125:15,16 126:22 127:14 128:13,15 130:5 131:7,11 132:8,9 135:25 137:1 139:25 141:24,24 141:25 143:8 149:8,14 154:1,18 155:6,17 157:10 159:10 161:15 timeframe 161:7 timeline 108:12 times 23:14 26:11 32:1 35:5 48:16 64:11 107:22 116:13 129:23 133:8 153:21,22 today 10:25 11:3 54:10 73:23 85:8 105:25 107:15 113:20 114:5 155:14 156:9 today's 6:3 told 18:6,9,15 20:1 20:7 23:17 26:24</p>	<p>26:25 30:15 33:20 34:3,8,16 35:22 45:2 57:23 62:16 83:22 89:22 91:23 104:12 111:14 116:13 117:1 tomorrow 25:24 33:15 143:15,18 ton 123:11 tongue 98:2,3 top 79:6 98:10 topic 89:4 105:13 135:22 137:21 topics 76:15 106:13 total 78:21 157:10 totally 57:11 touch 19:20,23 25:7 28:8 66:10 77:8 trace 114:18 training 79:2,19 transcript 133:21 133:24,24,25 134:7,9,13,25 140:6 150:13,16 155:20 157:3 158:3 159:12 161:5,16 transferred 133:6 translates 133:8 transmission 115:2 transmittal 114:7 114:9 transmitted 112:14 114:24 transparency 142:14 treats 152:20</p>	<p>trends 131:14 trey 2:9,12 trial 35:9 triangulate 73:6 tried 21:7,8 73:5 81:19 148:24 trouble 65:23 154:18 true 13:23 20:2,3 29:19,23 44:2 58:9 66:11,12 74:7 81:21 85:9,9 101:21 102:21 113:17,18 119:17 120:18 132:25 135:8 145:4 159:12 truly 47:20 trump 1:9 2:13 138:24 139:2 157:3 160:1 161:3 trust 22:9 truth 22:8,9 44:12 98:4 159:8 try 19:23,24 31:14 54:2 63:14,14 73:8 106:21 trying 20:9 32:6 41:1 46:22 65:10 65:11,13 66:6 69:14,16,18,19 111:17 114:1 127:11 153:19 tubbs 5:6 45:1 159:4,19 turnaround 156:16,19 turned 127:2 twice 21:13 122:24 twitter 60:12,15 60:16,20 61:11,18</p>
---	--	--	--

[twitter - want]

<p>111:22 two 13:25 21:6,6 60:3,22 66:25 75:11 77:15 80:19 92:3 99:16,19 120:24 141:24 152:2 tx 161:13 tx4792290 158:25 type 70:21 100:20 149:21,21 typed 100:7 typewritten 159:11 typical 46:21 typically 41:17 typing 100:19</p>	<p>110:12 112:25 114:8,21 115:7 116:17 136:6 137:9 140:8 144:4 149:11,16 154:3 understanding 65:23 100:3 153:10 understood 59:22 62:11 75:19 118:21 139:15 underwhelmed 51:21 unfortunately 11:14 united 1:10 3:6,11 50:14 73:15 143:18 144:12 unrest 48:16 unusual 156:4 unwilling 103:23 urinating 152:8 use 1:4 29:6 49:14 56:19,20 61:4 65:5,5 85:24 88:25 89:7 102:2 122:9 130:20 133:14 uses 24:2,7 131:22</p>	<p>vedderprice.com 4:14,14 verbally 6:17 verified 27:12 verify 53:3 62:18 149:18 161:8 veritas 21:15 veritext 13:12 161:12,19 veritext.com. 161:13 versus 103:7 vet 147:13 video 1:16 5:2 6:4 74:24,25 75:2,3 101:15 103:4,11 105:2,3,5,7 127:17 155:18 video'ing 75:1 videoconferenced 1:16 2:1 3:1 4:1 5:3 videographer 6:2 6:10 62:23 63:1,5 67:13,17 81:11,14 89:9,12 106:5,8 113:9,12 143:9 155:16 videos 126:10 128:5,8,18 view 13:11 117:2 129:7 village 2:20 4:4 visit 90:1 vitriol 98:6 voice 120:6 126:11 volume 121:21 volunteered 93:10 95:12 volunteers 94:8</p>	<p>vote 138:20 votes 133:6 138:19 142:12,13 145:13 voting 100:16 126:20,25 132:7,8 132:9 133:3,4 135:10 137:24 138:16 150:6 vs 1:8 vulgar 152:3 vulgarity 152:4 vulgarness 123:18 vulnerabilities 133:3 135:18 138:16</p>
<p style="text-align: center;">u</p>			<p style="text-align: center;">w</p>
<p>un 58:24 unbelievable 36:14 uncover 17:12 43:23 55:10 65:18 66:16 111:21 146:23,24 151:25 uncovered 55:12 66:20 155:8 uncovering 70:18 128:17 underneath 60:15 understand 7:9 9:3,4,6,13,21 11:20,21 12:23 16:20 21:1 25:18 27:5 29:16 35:10 47:1 49:2 63:24 67:10 68:16 75:2 76:25 81:20 86:16 86:16 87:15,19 88:12,12,22 91:18 94:5 99:20 107:7</p>	<p style="text-align: center;">v</p> <p>v 15:3 160:1 161:3 validate 47:9 53:24 111:4 139:6 144:24 145:5,6,12 validated 139:4,5 validating 114:3 vanilla 47:6 various 71:11 111:7 vedder 4:12</p>		<p>waive 6:19 waived 69:24 walk 30:20,23 47:4 52:3 110:10 110:14,18 125:19 125:20 130:21 walked 30:10 32:5 126:10 walking 133:5 walks 138:15 want 9:23 13:12 21:20 22:4 32:11 35:7,8,12,13,18 36:20 37:8 38:22 40:12 42:9 44:10 44:13,23 45:1 47:3 57:4,16,24 60:25 63:8 70:1 73:7 81:8 85:12 85:12 87:14 88:4 88:8,20,20 89:17 96:7 100:25 102:10,12,19 105:19 108:4 112:23 114:22</p>

[want - zoom]

<p>123:8 125:24 127:12 131:10 136:10 137:25 151:22 153:6 155:22 156:3 wanted 19:20 32:9 32:10 36:19,21 42:7 47:19 65:8 82:13 100:23 111:4 130:14 wanting 80:6 wants 24:12 35:3 washington 21:9 133:1 waste 13:12 81:9 103:21 wasted 105:22 wasting 37:9 127:14 watching 100:18 water 85:25 124:21 way 21:4 27:19 34:23 36:1 44:4,7 60:17 82:4 91:6 97:22 114:18 132:8,9 134:22 140:18 144:18 152:2 ways 70:21 138:17 we've 21:6 60:22 66:14 67:20 68:20 76:6,6 90:11 105:21,22 108:4 117:18 125:10 150:2 wearing 128:9 web 21:18 147:19 week 31:14 32:5 71:21 119:16,17 120:7,17,19,20</p>	<p>weeks 21:6 135:24 welcome 13:10 went 18:7 35:24 37:16 47:25 48:14 49:17 63:20 89:21 97:22 99:6 100:8 106:21 107:15 122:19 149:22 151:8,25 whispering 45:4,8 white 37:12 41:17 42:13 whoa 120:2,2,3 wife 91:11 98:7 152:7,11 wild 54:23 55:25 william 60:13,15 60:23 61:8,10,17 62:8 willing 101:8 110:25 115:16 117:6 wilshire 4:22 win 39:23 138:25 139:1,3 wipe 57:11 witness 6:11,17 16:20 161:5,7,9,11 161:15 woman 80:1 wondering 136:16 word 46:18 114:25 122:9 123:19,20 144:7 words 29:23 36:24 58:21 74:16 82:25 94:19 97:24 104:5 104:25 116:5 124:13 133:14 151:21</p>	<p>work 138:10 156:6 worked 21:15 136:7 143:23,24 152:21 working 142:23 145:17 147:12,12 works 42:18,19 99:21 137:12 worth 81:1 wrecking 91:10 wright 4:22 write 53:5 66:6 77:17 91:12 142:5 writes 55:13 writing 32:13 51:14 58:19 60:1 91:11 124:5 137:8 153:18 writings 91:5,13 91:14 153:19 written 5:1 33:6 50:11,13,14 61:13 98:9,10,17 129:23 136:1 137:17 wrong 13:22 46:17 46:23 wrote 52:17 53:4,5 53:15 79:9 91:15 101:3 104:25 119:18 122:8 146:25 152:7 wynkoop 4:17</p>	<p>yeah 40:12 50:20 50:23,25 62:21,24 67:23 69:14 75:25 76:22 77:6 83:21 85:23 97:4,6 98:8 100:5 101:1,20 105:20 112:15 115:3,11,18 116:3 120:1 129:5 131:15,17 136:12 140:11 143:13 151:7,24 156:18 156:19 year 58:5,7 60:14 72:18 83:14 85:5 141:25 yep 119:13 135:23 yesterday 80:18 york 21:16 129:23 133:8 young 141:24 youtube 100:10</p>
z			
<p>zach 2:4 zbowman 2:8 zoom 7:22 10:4 15:18,18,24 49:3 49:13 51:17 68:22 71:12 74:23 78:5</p>			
y			
<p>yahoo.com 3:14 161:1 yan 18:18,20,23 18:25,25 19:13,13 19:15,15,21,21 20:1,1,14,14 75:23 75:23</p>			

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.

DISCLAIMER: THE FOREGOING CIVIL PROCEDURE RULES ARE PROVIDED FOR INFORMATIONAL PURPOSES ONLY. THE ABOVE RULES ARE CURRENT AS OF APRIL 1, 2019. PLEASE REFER TO THE APPLICABLE STATE RULES OF CIVIL PROCEDURE FOR UP-TO-DATE INFORMATION.

VERITEXT LEGAL SOLUTIONS
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.

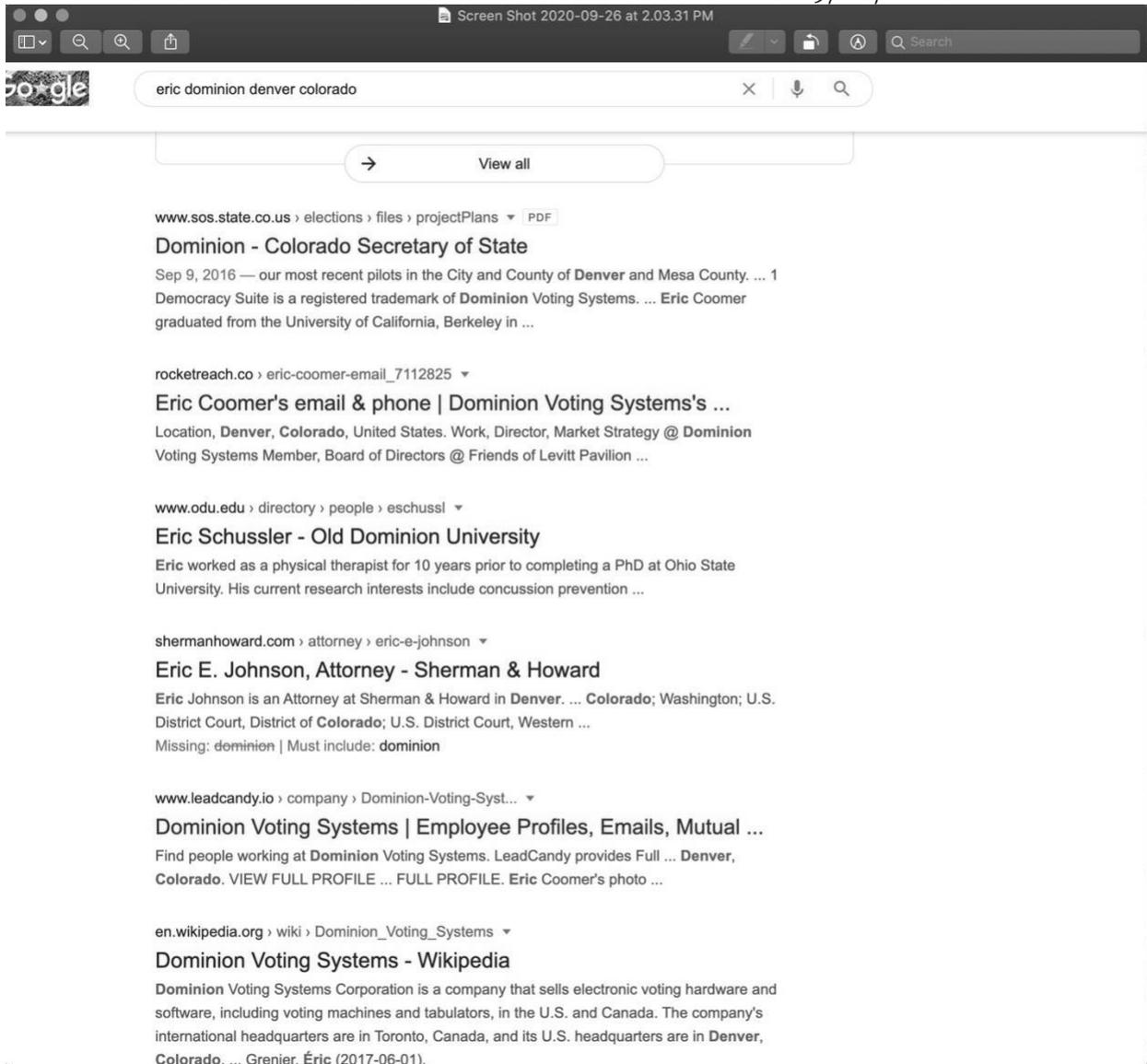
Veritext Legal Solutions is committed to maintaining the confidentiality of client and witness information, in accordance with the regulations promulgated under the Health Insurance Portability and Accountability Act (HIPAA), as amended with respect to protected health information and the Gramm-Leach-Bliley Act, as amended, with respect to Personally Identifiable Information (PII). Physical transcripts and exhibits are managed under strict facility and personnel access controls. Electronic files of documents are stored in encrypted form and are transmitted in an encrypted fashion to authenticated parties who are permitted to access the material. Our data is hosted in a Tier 4 SSAE 16 certified facility.

Veritext Legal Solutions complies with all federal and State regulations with respect to the provision of court reporting services, and maintains its neutrality and independence regardless of relationship or the financial outcome of any litigation. Veritext requires adherence to the foregoing professional and ethical standards from all of its subcontractors in their independent contractor agreements.

Inquiries about Veritext Legal Solutions' confidentiality and security policies and practices should be directed to Veritext's Client Services Associates indicated on the cover of this document or at www.veritext.com.

Exhibit H

SCREENSHOT OF “eric dominion denver colorado” taken on 9/26/2020



Screen Shot 2020-09-26 at 2.03.31 PM

eric dominion denver colorado

View all

www.sos.state.co.us › elections › files › projectPlans PDF
Dominion - Colorado Secretary of State
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 ...

rocketreach.co › eric-coomer-email_7112825
Eric Coomer's email & phone | Dominion Voting Systems's ...
Location, Denver, Colorado, United States. Work, Director, Market Strategy @ Dominion Voting Systems Member, Board of Directors @ Friends of Levitt Pavilion ...

www.odu.edu › directory › people › eschussl
Eric Schussler - Old Dominion University
Eric worked as a physical therapist for 10 years prior to completing a PhD at Ohio State University. His current research interests include concussion prevention ...

shermanhoward.com › attorney › eric-e-johnson
Eric E. Johnson, Attorney - Sherman & Howard
Eric Johnson is an Attorney at Sherman & Howard in Denver. ... Colorado; Washington; U.S. District Court, District of Colorado; U.S. District Court, Western ...
Missing: dominion | Must include: dominion

www.leadcandy.io › company › Dominion-Voting-Syst...
Dominion Voting Systems | Employee Profiles, Emails, Mutual ...
Find people working at Dominion Voting Systems. LeadCandy provides Full ... Denver, Colorado. VIEW FULL PROFILE ... FULL PROFILE. Eric Coomer's photo ...

en.wikipedia.org › wiki › Dominion_Voting_Systems
Dominion Voting Systems - Wikipedia
Dominion Voting Systems Corporation is a company that sells electronic voting hardware and software, including voting machines and tabulators, in the U.S. and Canada. The company's international headquarters are in Toronto, Canada, and its U.S. headquarters are in Denver, Colorado. ... Grenier, Éric (2017-06-01).

Exhibit I

The State of Texas



Elections Division
P.O. Box 12060
Austin, Texas 78711-2060
www.sos.texas.gov

Phone: 512-463-5650
Fax: 512-475-2811
Dial 7-1-1 For Relay Services
(800) 252-VOTE (8683)

Ruth R. Hughes
Secretary of State

REPORT OF REVIEW OF DOMINION VOTING SYSTEMS DEMOCRACY SUITE 5.5-A

PRELIMINARY STATEMENT

On October 2-3, 2019, Dominion Voting Systems (“Dominion” or the “Vendor”) presented the Democracy Suite 5.5-A system for examination and certification. The examination was conducted in Austin, Texas. Pursuant to Sections 122.035(a) and (b) of the Texas Election Code, the Secretary of State appointed the following examiners:

1. Mr. Tom Watson, an expert in electronic data communication systems;
2. Mr. Brian Mechler, an expert in electronic data communication systems;
3. Mr. Brandon Hurley, an expert in election law and procedure; and
4. Mr. Charles Pinney, an expert in election law and procedure.

Pursuant to Section 122.035(a), the Texas Attorney General appointed the following examiners:

1. Dr. Jim Sneeringer, an expert in electronic data communication systems; and
2. Mr. Ryan Vassar, an employee of the Texas Attorney General.

On October 2, 2019, Mr. Pinney, Mr. Mechler, and Dr. Sneeringer witnessed the installation of the Democracy Suite 5.5-A software and firmware that the Office of the Texas Secretary of State (the “Office”) received directly from the Independent Testing Authority. The next day, Mr. Pinney examined the accessibility components of the ImageCast X Ballot Marking Device.

On October 3, 2019, the Vendor demonstrated the Democracy Suite 5.5-A system and answered questions presented by the examiners. Test ballots were then processed on each voting device. The results were accumulated and later verified for accuracy by staff of the Secretary of State.

Examiner reports regarding the Democracy Suite 5.5-A system are attached hereto and incorporated herein by this reference.

On December 27, 2019, pursuant to Section 122.0371 of the Texas Election Code, the Office held a public hearing for interested persons to express views for or against the certification of the Democracy Suite 5.5-A system.

BRIEF DESCRIPTION OF DEMOCRACY SUITE 5.5-A

The Democracy Suite 5.5-A system is an updated version of the Democracy Suite 5.5 system, which was denied certification by the Office on June 20, 2019. The Democracy Suite 5.5-A system includes certain software and hardware updates to the Suite 5.5 version.

Democracy Suite 5.5-A has been evaluated at an accredited independent voting system laboratory for conformance to the 2005 Voluntary Voting System Guidelines (VVSG). Democracy Suite 5.5-A was certified by the Election Assistance Commission (EAC) on January 30, 2019.

The components of Democracy Suite 5.5-A are as follows:

Component	Version	Description
EMS – Election Management System	5.5.12.1	Election Management System
ADJ – Adjudication	5.5.8.1	
ICC – ImageCast Central	5.5.3.0002	Central scanner
ICX – ImageCast X BMD	5.5.10.30	Ballot marking device
ICP – ImageCast Precinct	5.5.3-0002	Precinct scanner

FINDINGS

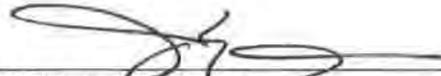
The following are the findings, based on written evidence submitted by the Vendor in support of its application for certification, oral evidence presented at the examination, and the findings of the voting system examiners as set out in their written reports.

The examiner reports identified multiple hardware and software issues that preclude the Office of the Texas Secretary of State from determining that the Democracy Suite 5.5-A system satisfies each of the voting-system requirements set forth in the Texas Election Code. Specifically, the examiner reports raise concerns about whether the Democracy Suite 5.5-A system is suitable for its intended purpose; operates efficiently and accurately; and is safe from fraudulent or unauthorized manipulation. Therefore, the Democracy Suite 5.5-A system and corresponding hardware devices do not meet the standards for certification prescribed by Section 122.001 of the Texas Election Code.

CONCLUSION

Accordingly, based upon the foregoing, I hereby deny certification of Dominion Voting Systems' Democracy Suite 5.5-A system for use in Texas elections.

Signed under my hand and seal of office, this 24th day of January 2020.



JOSE A. ESPARZA
DEPUTY SECRETARY OF STATE

Exhibit J

Fourth Affirmative Defense

Plaintiffs' claims are barred in whole or in part by Plaintiffs' own fraud.

Fifth Affirmative Defense

Plaintiffs' claims are barred in whole or in part by illegality.

Sixth Affirmative Defense

Plaintiffs have failed to mitigate their damages.

Seventh Affirmative Defense

Plaintiffs' claims are barred by Plaintiffs' unclean hands.

Eighth Affirmative Defense

Plaintiffs' claims fail because the allegedly defamatory statements are truthful.

Ninth Affirmative Defense

Plaintiffs' claims fail because the allegedly defamatory statements are statements of opinion.

Tenth Affirmative Defense

Plaintiffs' claims fail because of the absence of malice.

Eleventh Affirmative Defense

Plaintiffs' claims fail because Defendants' statements are absolutely and/or qualifiedly privileged and immune from litigation.

Twelfth Affirmative Defense

Plaintiffs have failed to name and to join necessary parties who are responsible for any alleged damages.

Thirteenth Affirmative Defense

Plaintiffs' claims fail due to the lack of causation.

Fourteenth Affirmative Defense

Plaintiffs' claims are barred by the First Amendment to the United States Constitution.

Fifteenth Affirmative Defense

Plaintiffs' claims are barred by and by Article II, § 10 of the Constitution of the State of Colorado or like provisions of the state constitution for the state law that applies to Plaintiffs' claims.

Sixteenth Affirmative Defense

As to each Defendant and each count, the court lacks personal jurisdiction.

Seventeenth Affirmative Defense

As to each Defendant and each count, venue is improper.

Eighteenth Affirmative Defense

By entering the public arena in an area as sensitive as free and fair elections in a democracy, Plaintiffs assumed the risk of unfair and even false criticism.

Nineteenth Affirmative Defense

Plaintiffs' claims are barred by the doctrine of *res judicata*.

Twentieth Affirmative Defense

Plaintiffs' claims are barred by Plaintiffs' contributory negligence in failing to secure Plaintiffs' voting systems from hacking after becoming aware of the voting systems' vulnerability to hacking.

Twenty-First Affirmative Defense

Plaintiffs lack Article III standing to assert some of the allegations Plaintiffs make and prudential standing to assert the alleged injuries of third parties, including other Plaintiffs.

Twenty-Second Affirmative Defense

Plaintiffs' damages claims are barred because Plaintiffs fail to plead special damages such

as lost profits under the heightened pleading requirements of FED. R. CIV. P. 9(g).

Twenty-Third Affirmative Defense

Plaintiffs' claims are barred in whole or in part because some or all of the alleged damages Plaintiffs claim to have suffered were not caused by Defendants but, if the alleged damages exist at all, were caused by other parties and/or intervening or supervening causes independent of any conduct undertaken by Defendants.

Twenty-Fourth Affirmative Defense

Plaintiffs' claims are barred in whole or in part by the applicable statute of limitations (the single publication rule).

Twenty-Fifth Affirmative Defense

Plaintiffs' claims are barred in whole or in part because the statements complained of are of and concerning Plaintiffs in their roles as governmental actors, which deprives them of standing to sue and/or creates an absolute privilege for Defendants.

RESPONSES TO THE NUMBERED PARAGRAPHS

Unless otherwise expressly admitted, Defendants deny each and every allegation in the Complaint, including without limitation, any allegations in the headings, subheadings, preamble, exhibits, relief sought, and general and specific prayers. Defendant further responds to the numbered paragraphs of Plaintiffs' amended complaint as follows:

1. The allegations of paragraph 1 are nothing more than a hyperbolic, narrative summary of portions of the 124 pages of Plaintiffs' complaint. As such, no response to these allegations is required. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

2. The allegations of paragraph 2 are nothing more than a hyperbolic, narrative summary of portions of the 124 pages of Plaintiffs' complaint. As such, no response to these

allegations is required. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof. The allegation in paragraph 2, note 1, that all references to “Powell” refer equally to “her alter egos Sidney Powell, P.C. and Defending the Republic, Inc.” is premised on a legal conclusion to which no response is required. To the extent a response is required, Defendants deny the allegation and demand strict proof thereof. Except as expressly stated otherwise herein, Defendants deny each and every allegation referring to “Powell” as applying to defendants Sidney Powell, P.C. and Defending the Republic, Inc. and “Ms. Powell” refers only to defendant Sidney Powell.

3. The allegations of paragraph 3 are nothing more than a hyperbolic, narrative summary of portions of the 124 pages of Plaintiffs’ complaint. As such, no response to these allegations is required. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

4. The allegations of paragraph 4 are nothing more than a hyperbolic, narrative summary of portions of the 124 pages of Plaintiffs’ complaint. As such, no response to these allegations is required. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

5. The allegations of paragraph 5 are nothing more than a hyperbolic, narrative summary of portions of the 124 pages of Plaintiffs’ complaint. As such, no response to these allegations is required. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

6. The allegations of paragraph 6 are nothing more than a hyperbolic, narrative summary of portions of the 124 pages of Plaintiffs’ complaint. As such, no response to these allegations is required. To the extent a response is required, Defendants deny the allegations and

demand strict proof thereof.

7. The allegations of paragraph 7 are nothing more than a hyperbolic, narrative summary of portions of the 124 pages of Plaintiffs' complaint. As such, no response to these allegations is required. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

8. The allegations of paragraph 8 are nothing more than a hyperbolic, narrative summary of portions of the 124 pages of Plaintiffs' complaint. As such, no response to these allegations is required. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

9. The allegations of paragraph 9 are nothing more than a hyperbolic, narrative summary of portions of the 124 pages of Plaintiffs' complaint. As such, no response to these allegations is required. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

10. The allegations of paragraph 10 are nothing more than a hyperbolic, narrative summary of portions of the 124 pages of Plaintiffs' complaint. As such, no response to these allegations is required. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

11. The allegations of paragraph 11 are nothing more than a hyperbolic, narrative summary of portions of the 124 pages of Plaintiffs' complaint. As such, no response to these allegations is required. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

PARTIES

12. Defendants lack information sufficient to form a belief as to the truth of the allegations of paragraph 12 and accordingly deny the allegations and demand strict proof thereof.

13. Defendants lack information sufficient to form a belief as to truth of the allegations of paragraph 13 and accordingly deny the allegations and demand strict proof thereof.

14. Defendants lack information sufficient to form a belief as to the truth of the allegations of paragraph 14 and accordingly deny the allegations and demand strict proof thereof.

15. Defendants admit that Ms. Powell is a published author, a licensed attorney, and a member of the State Bar of Texas, that she practices law as Sidney Powell P.C., and that she is domiciled in Texas. All other allegations in paragraph 15 are denied and Defendants demand strict proof thereof.

16. Defendants admit the first and third sentences of paragraph 16. The second sentence states a legal conclusion to which no response is required. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

17. Defendants admit that Defending the Republic is a corporation and that its incorporation documents were filed after December 1, 2020. The rest of paragraph 17 consists of characterizations or legal conclusions to which no response is required. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

18. Defendants admit that for a short period of time Defending the Republic's website referred to a 501(c)(3) rather than a 501(c)(4) corporation.

19. The allegations of paragraph 19 consist of legal conclusions to which no response is required. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

20. Defendants lack information sufficient to form a belief as to the allegations of paragraph 20 and accordingly deny the allegations and demand strict proof thereof. Defendants note, however, that new corporations can apply for such status up to 27 months after formation.

21. Defendants admit that Defending the Republic has three directors, one of whom is Ms. Powell, and that Defending the Republic is a Texas corporation with the same mailing address as Sidney Powell, P.C. Defendants deny that Messrs. Wood and Castleberry are directors.

JURISDICTION AND VENUE

22. The allegations of paragraph 22 consist of legal conclusions to which no response is required. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

23. The allegations of paragraph 23 consist of legal conclusions to which no response is required. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

24. The allegations of paragraph 24 consist of legal conclusions to which no response is required. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

25. The allegations of paragraph 25 consist of legal conclusions to which no response is required. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

26. The allegations of paragraph 26 consist of legal conclusions to which no response is required. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

27. The allegations of paragraph 27 consist of legal conclusions to which no response is required. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

28. The allegations of paragraph 28 consist of legal conclusions to which no response is required. To the extent a response is required, Defendants deny the allegations and demand strict

proof thereof.

FACTUAL ALLEGATIONS

29. Defendants lack information sufficient to form a belief as to the truth of the allegations of paragraph 29 and accordingly deny the allegations and demand strict proof thereof.

30. Defendants lack information sufficient to form a belief as to the truth of the allegations of paragraph 30 and accordingly deny the allegations and demand strict proof thereof.

31. Defendants lack information sufficient to form a belief as to the allegations of paragraph 31 and accordingly deny the allegations and demand strict proof thereof.

32. Defendants lack information sufficient to form a belief as to the truth of the allegations of paragraph 32 and accordingly deny the allegations and demand strict proof thereof.

33. Defendants lack information sufficient to form a belief as to the allegations of paragraph 33 and accordingly deny the allegations and demand strict proof thereof.

34. Defendants lack information sufficient to form a belief as to the truth of the allegations of paragraph 34 and accordingly deny the allegations and demand strict proof thereof.

35. Defendants lack information sufficient to form a belief as to the truth of the allegations of paragraph 35 and accordingly deny the allegations and demand strict proof thereof.

36. Defendants lack information sufficient to form a belief as to the truth of the allegations of paragraph 36 and accordingly deny the allegations and demand strict proof thereof.

37. The allegations in paragraph 37 refer to documents that speak for themselves and therefore do not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

38. The allegations in paragraph 38 refer to documents that speak for themselves and therefore do not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

39. The allegations in paragraph 39 refer to documents that speak for themselves and therefore do not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

40. Defendants lack information sufficient to form a belief as to the truth of the allegations of paragraph 38 and accordingly deny the allegations and demand strict proof thereof.

41. Defendants deny the allegations in paragraph 41 and demand strict proof thereof.

42. Defendants lack information sufficient to form a belief as to the truth of the allegations of paragraph 42 and accordingly deny the allegations and demand strict proof thereof.

43. Defendants lack information sufficient to form a belief as to the truth of the allegations of paragraph 43 and accordingly deny the allegations and demand strict proof thereof.

44. The allegations in paragraph 44 refer to documents that speak for themselves and therefore do not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

45. The allegations in paragraph 45 refer to documents that speak for themselves and therefore do not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

46. The allegations in paragraph 46 refer to documents that speak for themselves and therefore do not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

47. The allegations in paragraph 47 refer to documents that speak for themselves and therefore do not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

48. The allegations in paragraph 48 refer to documents that speak for themselves and

therefore do not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

49. The allegations in paragraph 49 refer to documents that speak for themselves and therefore do not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

50. The allegations in paragraph 50 refer to documents that speak for themselves and therefore do not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

51. The allegations in paragraph 51 refer to documents that speak for themselves and therefore do not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

52. Defendants deny the allegations preceding the colon in the first two lines of paragraph 52 and demand strict proof thereof. The remainder of paragraph 52 refers to a document which speaks for itself and therefore does not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

53. Defendants lack information sufficient to form a belief as to the allegations of the second sentence of paragraph 53 and accordingly deny the allegations and demand strict proof thereof. Defendants deny the remaining allegations of paragraph 53 and demand strict proof thereof.

54. Defendants deny the allegations in paragraph 54 and demand strict proof thereof.

55. Defendants lack information sufficient to form a belief as to the allegations of the second sentence of paragraph 55 and accordingly deny the allegations and demand strict proof thereof. Defendants deny the remaining allegations of paragraph 55 and demand strict proof thereof.

thereof.

56. Defendants lack information sufficient to form a belief as to the allegations of paragraph 56 and accordingly deny the allegations and demand strict proof thereof.

57. Defendants admit that the domain name “defendingtherepublic.org” was registered on November 6, 2020, but Defendants deny all other allegations of paragraph 57. Specifically, Defendants deny that Ms. Powell registered the domain name or controlled the website (*i.e.*, the website was never “her fundraising website”).

58. Defendants admit that Ms. Powell has made the media appearances listed in paragraph 58 but deny the remaining allegations of paragraph 58.

59. The allegations in the first sentence of paragraph 59 refer to a document which speaks for itself and therefore does not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof. In addition, Defendants lack information sufficient to form a belief as to the allegations of the second sentence of paragraph 59 and accordingly deny the allegations and demand strict proof thereof.

60. Defendants deny the allegations in paragraph 60 and demand strict proof thereof, except to state that when referencing the video Ms. Powell intended to reference a video of a press statement by Antonio Mugica—founder of Smartmatic—rather than a video of Dominion’s founder.

61. Paragraph 61 largely consists of argument which does not require a response, and to the extent a response is required Defendants accordingly deny the allegations and demand strict proof thereof, except to state that the alleged tweets of Donald Trump speak for themselves.

62. Defendants admit Ms. Powell attended and spoke at the news conference alleged in paragraph 62. Defendants state that the video or an accurate transcript of that news conference is

the best evidence of Ms. Powell's statements and deny any allegations inconsistent with any such video or transcript.

63. Defendants admit Ms. Powell attended and spoke at the news conference alleged in paragraph 63. Defendants state that the video or an accurate transcript of that news conference is the best evidence of Ms. Powell's statements and deny any allegations inconsistent with any such video or transcript.

64. Defendants lack information sufficient to form a belief as to the allegations of paragraph 64 and accordingly deny the allegations and demand strict proof thereof.

65. The allegations in paragraph 65 refer to statements allegedly made by Tucker Carlson on a television program. Defendants deny any allegations that are inconsistent with any statements so made.

66. Defendants deny the allegations in paragraph 66 and demand strict proof thereof, except to state that the alleged tweets of Donald Trump speak for themselves. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

67. Defendants deny the allegations in paragraph 67 and demand strict proof thereof.

68. Defendants deny the allegations in paragraph 68 and demand strict proof thereof, except to admit that Georgia officials certified Georgia's election results.

69. Defendants deny the allegations in paragraph 69 and demand strict proof thereof, except to admit that Ms. Powell conducted a telephonic interview with Newsmax. Defendants state that the video or an accurate transcript of that interview is the best evidence of Ms. Powell's statements and deny any allegations inconsistent with any such video or transcript.

70. The allegations in paragraph 70 refer to a document which speaks for itself and does not require a response. To the extent a response is required, Defendants deny the allegations

and demand strict proof thereof.

71. Defendants lack information sufficient to form a belief as to the allegations of paragraph 71 and accordingly deny the allegations and demand strict proof thereof.

72. Defendants lack information sufficient to form a belief as to the allegations of paragraph 72 and accordingly deny the allegations and demand strict proof thereof.

73. The allegations in paragraph 73 refer to a document which speaks for itself and does not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

74. Defendants deny the allegations in paragraph 74 and demand strict proof thereof, except to admit that Ms. Powell was interviewed on the Lou Dobbs television show. Defendants state that the video or an accurate transcript of that interview is the best evidence of Ms. Powell's statements and deny any allegations inconsistent with any such video or transcript.

75. Defendants admit that Ms. Powell and co-counsel filed lawsuits in federal courts in Georgia and Michigan on or about November 25, 2020, and that Ms. Powell and co-counsel filed suits in Wisconsin and Arizona federal courts on or about December 1 and December 2, 2020, respectively, the contents of which filings speak for themselves. All other allegations in paragraph 75 are denied.

76. The first sentence of paragraph 76 states a legal conclusion to which no response is required. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof. Defendants deny all other allegations in paragraph 76.

77. The allegations in paragraph 77 refer to a document which speaks for itself and does not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

78. Defendants admit that Ms. Powell attended a rally with Mr. Wood on December 2, 2020. Defendants state that the video or an accurate transcript of that rally is the best evidence of Ms. Powell's statements and deny any allegations inconsistent with any such video or transcript.

79. The first sentence of paragraph 76 states a legal conclusion to which no response is required. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof. Defendants deny all other allegations in paragraph 79 and demand strict proof thereof.

80. Defendants deny the allegations in paragraph 80 and demand strict proof thereof.

81. Defendants deny the allegations in the first sentence of paragraph 81. The remainder of the paragraph refers to a document which speaks for itself and does not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

82. The allegations in paragraph 82 refer to a document which speaks for itself and does not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

83. Defendants deny the allegations in the first phrase of paragraph 83. The remaining allegations in paragraph 83 refer to a document which speaks for itself and does not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

84. Defendants deny the allegations in paragraph 84 and demand strict proof thereof, except to admit that she appeared on various television shows.

85. Defendants deny the allegations in paragraph 85 and demand strict proof thereof.

86. The allegations in paragraph 86 refer to a document which speaks for itself and

does not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

87. Defendants deny the allegations in paragraph 87 and demand strict proof thereof.

88. Defendants deny the allegations in paragraph 88 and demand strict proof thereof.

89. Defendants deny the allegations in paragraph 89 and demand strict proof thereof.

With respect to the quotes from documents referenced in paragraph 89, such documents speak for themselves, and no response is required. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

90. Defendants deny the allegations in paragraph 90 and demand strict proof thereof.

With respect to the quotes from documents referenced in paragraph 90, such documents speak for themselves, and no response is required. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

91. Defendants deny the allegations in paragraph 91 and demand strict proof thereof.

With respect to the quotes from documents referenced in paragraph 91, such documents speak for themselves, and no response is required. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

92. Defendants deny the allegations in paragraph 92 and demand strict proof thereof.

93. The allegations of paragraph 93 refer to a document which speaks for itself, and no response is required. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

94. The allegations in paragraph 94 are sheer speculation and do not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

95. Defendants deny the allegations in paragraph 95 and demand strict proof thereof.

96. Defendants deny the allegations in paragraph 96 and demand strict proof thereof.

97. Defendants deny the allegations in paragraph 97 and demand strict proof thereof.

98. Defendants deny the allegations in the last sentence of paragraph 98 and demand strict proof thereof. The remainder of the paragraph refers to a document which speaks for itself and therefore no response is required. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

99. The allegations in the last sentence of paragraph 99 refer to a document which speaks for itself and therefore no response is required. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof. The remaining allegations in paragraph 99 are based on sheer speculation and do not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

100. Defendants deny the allegations in the last sentence of paragraph 100 and demand strict proof thereof. The remainder of paragraph 100 consists of rhetorical questions, rather than allegations, to which no response is required. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

101. Defendants deny the allegations in paragraph 101 and demand strict proof thereof.

102. Defendants deny the allegations in paragraph 102 and demand strict proof thereof.

103. Defendants deny the allegations in paragraph 103 and demand strict proof thereof.

104. Defendants deny the allegations in paragraph 104 and demand strict proof thereof.

105. Defendants deny the allegations in the last two sentences of paragraph 105 and demand strict proof thereof. The remaining allegations in Paragraph 105 reference documents that speak for themselves and do not require a response. To the extent a response is required,

Defendants deny the allegations and demand strict proof thereof.

106. Defendants deny the allegations in sentences 4, 5 and 11 of paragraph 106. Defendants lack information sufficient to form a belief as to the allegations in sentences 1, 2 and 3 of paragraph 106 and accordingly deny the allegations and demand strict proof thereof. As for the remaining allegations, they are based on documents that speak for themselves and therefore do not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

107. Defendants deny the allegations in paragraph 107 and demand strict proof thereof.

108. The allegations in paragraph 108 are based on documents that speak for themselves and therefore do not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof, except to admit that Michigan does not have an Edison County (*i.e.*, the declaration appears to contain a typographical error for the name of the county or the name of the state).

109. Defendants deny the allegations in paragraph 109 and demand strict proof thereof.

110. Defendants deny the allegations in paragraph 110 and demand strict proof thereof.

111. Defendants deny the allegations in paragraph 111 and demand strict proof thereof.

112. Defendants deny the allegations in paragraph 112 and demand strict proof thereof.

113. Defendants deny the allegations in paragraph 113 and demand strict proof thereof.

114. Defendants deny the allegations in paragraph 114 and demand strict proof thereof.

115. Defendants deny the allegations in paragraph 115 and demand strict proof thereof.

116. Defendants deny the allegations in paragraph 116 and demand strict proof thereof.

117. Defendants deny the allegations in paragraph 117 and demand strict proof thereof.

118. Defendants deny the allegations of paragraph 118 and demand strict proof thereof.

119. Defendants lack information sufficient to form a belief as to the allegations in paragraph 119 and demand strict proof thereof.

120. Defendants lack information sufficient to form a belief as to the allegations in paragraph 120 and accordingly deny the allegations and demand strict proof thereof.

121. Defendants lack information sufficient to form a belief as to the allegations in the first sentence of paragraph 121 and accordingly deny the allegations and demand strict proof thereof. As for the remaining allegations, they are based on documents that speak for themselves and therefore do not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

122. Defendants lack information sufficient to form a belief as to the allegations in the first phrase of paragraph 122 and accordingly deny the allegations and demand strict proof thereof. As for the remaining allegations, they are based on documents that speak for themselves and therefore do not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

123. Defendants lack information sufficient to form a belief as to the allegations in the first phrase of paragraph 123 and accordingly deny the allegations and demand strict proof thereof. As for the remaining allegations, they are based on documents that speak for themselves and therefore do not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

124. The allegations in paragraph 124 are based on documents that speak for themselves and therefore do not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

125. Defendants deny the allegations in the first phrase of paragraph 125 and demand

strict proof thereof. The remaining allegations in paragraph 125 reference documents that speak for themselves and do not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

126. Defendants deny the allegations in the first phrase of paragraph 126 and demand strict proof thereof. The remaining allegations in paragraph 126 reference documents that speak for themselves and do not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

127. The allegations in paragraph 127 reference documents that speak for themselves and do not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

128. Defendants deny the allegations in the first sentence of paragraph 128 and demand strict proof thereof. The remaining allegations in paragraph 128 reference documents that speak for themselves and do not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

129. The allegations in paragraph 129 reference documents that speak for themselves and do not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

130. Defendants lack information sufficient to form a belief as to the allegations in the paragraph 130 and accordingly deny the allegations and demand strict proof thereof.

131. Defendants deny the allegations in paragraph 131 and demand strict proof thereof.

132. The allegations in paragraph 132 reference documents that speak for themselves and do not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

133. The allegations in paragraph 133 reference documents that speak for themselves and do not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

134. Defendants lack information sufficient to form a belief as to the allegations in the paragraph 134 and accordingly deny the allegations and demand strict proof thereof.

135. Defendants lack information sufficient to form a belief as to the allegations in the paragraph 135 and accordingly deny the allegations and demand strict proof thereof.

136. Defendants lack information sufficient to form a belief as to the allegations in the paragraph 136 and accordingly deny the allegations and demand strict proof thereof.

137. Defendants lack information sufficient to form a belief as to the allegations in the paragraph 137 and accordingly deny the allegations and demand strict proof thereof.

138. Defendants lack information sufficient to form a belief as to the allegations in the paragraph 138 and accordingly deny the allegations and demand strict proof thereof.

139. Defendants deny the existence of a “viral disinformation campaign” as alleged in paragraph 139. As for the remaining allegations in paragraph 139, Defendants lack information sufficient to form a belief and accordingly deny the allegations and demand strict proof thereof.

140. Defendants lack information sufficient to form a belief as to the allegations in paragraph 140 and accordingly deny the allegations and demand strict proof thereof.

141. The allegations in paragraph 141 reference documents that speak for themselves and do not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

142. Defendants lack information sufficient to form a belief as to the allegations in paragraph 142 and accordingly deny the allegations and demand strict proof thereof.

143. Defendants deny the allegations in paragraph 143 and demand strict proof thereof.

144. Defendants deny the existence of the “viral disinformation campaign” alleged in paragraph 144. The last sentence in paragraph 144 states a legal conclusion to which no response is required. To the extent a response is required, Defendants deny the allegation and demand strict proof thereof. As to the balance of paragraph 144, Defendants lack information sufficient to form a belief as to the allegations and accordingly deny the allegations and demand strict proof thereof.

145. The allegations in paragraph 145 reference documents that speak for themselves and do not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

146. The allegations in paragraph 146 reference documents that speak for themselves and do not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

147. The allegations in paragraph 147 reference documents that speak for themselves and do not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

148. Defendants deny the allegations in the first sentence of paragraph 148 and Defendants lack information sufficient to form a belief as to the remaining allegations in paragraph 148 and accordingly deny the allegations and demand strict proof thereof.

149. Defendants admit that Zenger News published a PDF linked from its online article entitled “Sidney Powell’s Legal Team Has Binder of Documents She Says Establish the 2020 Election was a Fraud,” both of which—the PDF and the article—are documents that speak for themselves and do not require a response. Defendants further admit that Zenger News published a subsequent online article entitled “VIDEO: Sidney Powell Wants to Fight for Donald Trump – But

His Aides Won't Let Her, She Says,” which is a document that speaks for itself and does not require a response. Defendants lack information sufficient to form a belief as to whether the Zenger News website was linked from the Kraken-Wood.com website with the caption “READ IT: SIDNEY POWELL PUBLISHED BINDER OF ELECTION FRAUD EVIDENCE” and accordingly deny the allegation and demand strict proof thereof. Defendants deny all other allegations in paragraph 149—including the suggestion that Ms. Powell controlled the Kraken-Wood.com website—and demand strict proof thereof.

150. Defendants deny the allegations in paragraph 150 and demand strict proof thereof.

151. Defendants deny the allegations in paragraph 151 and demand strict proof thereof.

152. Defendants deny the allegations in paragraph 152 and demand strict proof thereof.

153. Defendants admit that Ms. Powell posted to sidneypowell.com a webpage titled “Evidence of Foreign Interference in the 2020 Election,” which is a document that speaks for itself and does not require a response and which contains documents that speak for themselves and do not require a response. To the extent a response is required, Defendants deny the allegations in paragraph 153 and demand strict proof thereof.

154. Defendants deny the allegations in paragraph 154 and demand strict proof thereof.

155. Defendants deny the allegations in paragraph 155 and demand strict proof thereof.

156. Defendants deny the allegations in the first sentence of paragraph 156 and demand strict proof thereof. The remaining allegations in paragraph 156 reference documents that speak for themselves and do not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

157. The allegations in the first sentence of paragraph 157 reference documents that speak for themselves and do not require a response. To the extent a response is required,

Defendants deny the allegations and demand strict proof thereof. Defendants lack information sufficient to form a belief as to the allegations in the second sentence of paragraph 157 and demand strict proof thereof.

158. Defendants deny the allegations in paragraph 158 and demand strict proof thereof.

159. Defendants Admit the allegations in paragraph 159.

160. The allegations in paragraph 160 reference documents that speak for themselves and do not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

161. Defendants deny the allegations in paragraph 161 and demand strict proof thereof.

162. Defendants lack information sufficient to form a belief as to the allegations in paragraph 162 and accordingly deny the allegations and demand strict proof thereof.

163. The allegations in paragraph 163 reference documents that speak for themselves and do not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

164. Paragraph 164 states a legal conclusion to which no response is required. To the extent a response is required, Defendants deny the allegations in paragraph 164 and demand strict proof thereof.

165. Paragraph 165 states a legal conclusion to which no response is required although Defendants deny the existence of any “sham litigations.” To the extent a response is required, Defendants deny the allegations in paragraph 165 and demand strict proof thereof.

166. Paragraph 166 states legal conclusions to which no response is required and refers to court filings, which are documents that speak for themselves and do not require a response. To the extent a response is required, Defendants deny the allegations in paragraph 166 and demand

strict proof thereof.

167. Paragraph 167 states a legal conclusion to which no response is required. To the extent a response is required, Defendants deny the allegations in paragraph 167 and demand strict proof thereof.

168. Paragraph 168 states a legal conclusion to which no response is required. To the extent a response is required, Defendants deny the allegations in paragraph 164 and demand strict proof thereof.

169. Defendants deny the allegations in paragraph 169 and demand strict proof thereof.

170. Defendants deny the allegations in paragraph 170 and demand strict proof thereof.

171. Defendants admit the allegations in the first sentence of paragraph 171 but deny the remaining allegations and demand strict proof thereof.

172. Defendants deny the allegations in paragraph 172 and demand strict proof thereof.

173. The allegations in paragraph 173 reference documents that speak for themselves and do not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

174. The allegations in paragraph 174 reference documents that speak for themselves and do not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

175. The allegations of paragraph 175 reference documents that speak for themselves and do not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

176. The allegations of paragraph 176 reference documents that speak for themselves and do not require a response. To the extent a response is required, Defendants deny the allegations

and demand strict proof thereof.

177. The allegations in paragraph 177 reference documents that speak for themselves and do not require a response. To the extent a response is required, Defendants deny the allegations and demand strict proof thereof.

178. Defendants lack information sufficient to form a belief as to the allegations in paragraph 178 and demand strict proof thereof.

179. Defendants deny the allegations in paragraph 179 and demand strict proof thereof.

COUNT ONE- DEFAMATION *PER SE*

180. Defendants repeat and reassert each of the foregoing paragraphs as if fully set forth herein.

181. Paragraph 181 states a legal conclusion to which no response is required. To the extent a response is required, Defendants deny the allegations in paragraph 181 and demand strict proof thereof.

182. Paragraph 182 states a legal conclusion to which no response is required. To the extent a response is required, Defendants deny the allegations in paragraph 182 and demand strict proof thereof.

183. Defendants deny the allegations in paragraph 183 and demand strict proof thereof, except to state that when referencing the video Ms. Powell intended to reference a video of a press statement by Antonio Mugica—founder of Smartmatic—rather than a video of Dominion’s founder.

184. Paragraph 184 states a legal conclusion to which no response is required. To the extent a response is required, Defendants deny the allegations in paragraph 184 and demand strict proof thereof.

185. Paragraph 185 states a legal conclusion to which no response is required. To the

extent a response is required, Defendants deny the allegations in paragraph 185 and demand strict proof thereof.

186. Paragraph 186 states a legal conclusion to which no response is required. To the extent a response is required, Defendants deny the allegations in paragraph 186 and demand strict proof thereof.

187. Paragraph 187 states a legal conclusion to which no response is required. To the extent a response is required, Defendants deny the allegations in paragraph 187 and demand strict proof thereof.

188. Paragraph 188 states a legal conclusion to which no response is required. To the extent a response is required, Defendants deny the allegations in paragraph 188 and demand strict proof thereof.

189. Paragraph 189 states a legal conclusion to which no response is required. To the extent a response is required, Defendants deny the allegations in paragraph 189 and demand strict proof thereof.

190. Paragraph 190 states a legal conclusion to which no response is required. To the extent a response is required, Defendants deny the allegations in paragraph 190 and demand strict proof thereof.

COUNT TWO - DECEPTIVE TRADE PRACTICES

191. Defendants repeat and reassert each of the foregoing paragraphs as if set forth fully herein.

192. Paragraph 192 states a legal conclusion to which no response is required. To the extent a response is required, Defendants deny the allegations in paragraph 192 and demand strict proof thereof.

193. Paragraph 193 states a legal conclusion to which no response is required. To the

extent a response is required, Defendants deny the allegations in paragraph 193 and demand strict proof thereof.

194. Paragraph 194 states a legal conclusion to which no response is required. To the extent a response is required, Defendants deny the allegations in paragraph 194 and demand strict proof thereof.

195. Paragraph 195 states a legal conclusion to which no response is required. To the extent a response is required, Defendants deny the allegations in paragraph 195 and demand strict proof thereof.

196. Paragraph 196 states a legal conclusion to which no response is required. To the extent a response is required, Defendants deny the allegations in paragraph 196 and demand strict proof thereof.

WHEREFORE, having fully answered, Defendants respectfully request that the Complaint be dismissed with prejudice, and that Defendants be awarded their costs, attorney fees and such other and further relief as this Court deems appropriate.

COUNTERCLAIM

Counterclaim Plaintiffs allege on knowledge as to themselves and upon information and belief as to all other matters as follows:

NATURE OF ACTION

1. Dominion brought this case to punish and make an example of Sidney Powell—a former federal prosecutor who prosecuted 300 appeals on behalf of the United States—for speaking out and drawing attention to the vulnerabilities in Dominion’s election machines and software. Dominion did not bring this litigation with the primary purpose of winning, much less of recovering money damages. Dominion’s entire annual revenue is not even 10% of the \$1.3 billion Dominion seeks from Defendants here and less than 1% of the \$10.6 billion Dominion

seeks in its array of similar litigation against others who questioned or reported on Dominion's practices.

2. Continued focus on the vulnerabilities of Dominion's voting systems would not only hurt its business but also open up its executives—who swore before legislative committees and assured countless state election officials that Dominion's systems were stand alone, impenetrable and fail safe—to civil and likely criminal prosecutions.

3. Contrary to those sworn statements and assurances, Dominion's own patents and instruction manuals expressly provide for remote access to real-time election results; remote access to adjudicate votes or to *flip* votes; deletion of audit logs and votes; and other vulnerabilities. All of these vulnerabilities were present in Dominion voting equipment and software in the 2020 Presidential election.

4. To avoid having these underlying facts surface in public, Dominion developed this litigation and the related cases as a public-relations campaign to change the narrative, to hide the truth, and to discourage future challenges and negative reporting. As part of this campaign, Dominion filed seriatim billion-dollar-plus lawsuits in 2021 against separate defendants starting with Ms. Powell on January 8, to Mr. Giuliani on January 25, to Mr. Lindell in February, to Fox News in March and its most recent flurry on August 10, against Newsmax, OAN and Patrick Byrne. Combined, these lawsuits seek nearly \$10.6 billion in damages against Dominion's annual revenue of between \$36 and \$100 million. Adam Andrzejewski, *Dominion Voting Systems Received \$120 Million From 19 States And 133 Local Governments To Provide Election Services*

(2017-2019) FORBES (Dec. 8, 2020).¹ For every separate lawsuit, Dominion generated national press coverage with the intent of perpetuating its false narrative concerning its voting systems.

5. But Dominion did not stop at filing seven separate lawsuits, all of which could have been brought in a single proceeding in this court under Dominion's flawed theories of personal jurisdiction and venue. Dominion also sent out over 150 vicious and threatening cease-and-desist letters to non-public figures who merely tweeted their opinion online and to witnesses, parties, attorneys and experts who came forward to help shine light on the flaws of Dominion's voting systems.

6. Dominion's conduct is an abuse of process. Counterclaim Plaintiffs seek not less than \$10 million in damages, plus punitive damages in an amount to be determined by a jury.

PARTIES

7. Counterclaim plaintiff Sidney Powell is an individual domiciled in the State of Texas.

8. Counterclaim plaintiff Sidney Powell, P.C. is a Texas professional corporation with its principal place of business in Texas.

9. Counterclaim plaintiff Defending the Republic, Inc., is a Texas nonprofit corporation with its principal place of business in Texas.

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

11. Counterclaim defendant Dominion Voting Systems, Inc. is a for-profit Delaware

¹ Available at <https://www.forbes.com/sites/adamandrzejewski/2020/12/08/dominion-voting-systems-received-120-million-from-19-states-and-133-local-governments-to-provide-election-services-2017-2019/> (last visited Sept. 24, 2021).

corporation with its principal place of business in Denver, Colorado.

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

JURISDICTION AND VENUE

13. This Court has jurisdiction over the subject matter of this Counterclaim pursuant to 28 U.S.C. §§ 1332(a), 1367(a), in that the amount in controversy exceeds \$75,000, exclusive of interest and costs, and the matter is between citizens of different states, with supplemental jurisdiction over any claims arising from the same Dominion conduct but falling outside diversity jurisdiction.

14. Venue is proper for the counterclaim in this District pursuant to 28 U.S.C. § 1391(b)(2)-(3) based on Dominion's abuse of process in this Court.

FACTUAL ALLEGATIONS

15. Dominion "contracts with state and local governments to provide its voting systems and services in a majority of states in the country." *See* Dominion's Complaint ("Comp."), ECF No. 1 at ¶ 33.

16. According to Dominion, its voting systems were used in 1,635 jurisdictions in the 2016 United States Presidential election, and in 2020 it had contracts in 28 states and Puerto Rico. *Id.* at ¶¶ 33, 36.

Dominion's History of Vulnerable Voting Systems

17. Following the 2020 presidential election, Dominion's voting systems were publicly criticized for their vulnerability to hacking and for other flaws in their performance. Dominion has tried to deflect such criticism by characterizing it as partisan complaints from disgruntled voters, media, and organizations whose candidates lost. But the truth is that Dominion's voting systems have been scrutinized and publicly labeled as deficient for many years prior to the 2020 election.

The negative publicity Dominion faces today, and the diminution of its reputation, is nothing new.

18. For example, in 2016, a citizen’s rights organization and several individual voters filed a lawsuit in the United States District Court for the Northern District of Georgia alleging, *inter alia*, that “sophisticated hackers – whether Russian or otherwise – had the capability and intent to manipulate elections in the United States. *See Curling v. Raffensperger*, No. 1:17-cv-2989-AT, (N.D. Ga.), Amended Complaint at 4, ECF No. 15.

19. In August of 2020, the plaintiffs in *Curling* filed a motion for a preliminary injunction claiming that Dominion’s voting system (which the State of Georgia had contracted for use in the 2020 elections) was unconstitutionally insecure and deficient, and asking the Court, *inter alia*, to enjoin the proposed use of Dominion’s ballot marking devices and to require additional protections to prevent inaccurate and unverifiable vote tabulations. *See generally Curling v. Raffensperger*, Coalition Plaintiffs’ Brief in Support of Motion for Preliminary Injunction, *id.* at ECF No. 809-1.

20. In October 2020, Judge Amy Totenberg of the United States District Court for the Northern District of Georgia issued a decision on the plaintiffs’ request for injunctive relief. Although she did not grant the relief—in part due to the closeness in time of the impending election—she did find a “huge volume of significant evidence” regarding security risks in Dominion’s systems. *See Curling v. Raffensperger*, 493 F. Supp. 3d 1264, 1278 (N.D. Ga. 2020). She further observed, *inter alia*, that

[t]he insularity of ... Dominion’s stance here in evaluation and management of the security and vulnerability of the [Ballot Marking Device] system does not benefit the public or citizens’ confident exercise of the franchise ... The stealth vote alteration or operational interference risks posed by malware that can be effectively invisible to detection, whether intentionally seeded or not, are high once implemented....

The Plaintiffs' national cybersecurity experts convincingly present evidence that this is not a question of "might this actually ever happen?" – but "when it will happen," especially if further protective measures are not taken.

Id. at 1341.

21. Specifically, upon evaluating "the declarations and testimony of the proffered national cybersecurity experts in this case," she acknowledged that a "broad consensus now exists among the nation's cybersecurity experts recognizing the capacity for the unobserved injection of malware into computer systems to circumvent and access key codes and hash values to generate fraudulent codes and data." *Id.* at 1280. She noted that "in these experts' views, these risk issues are in play in the operation of Dominion's Democracy Suite 5.5-A GA and take on greater significance because the system is one that does not provide a verifiable and auditable ballot record because it relies on the QR code for vote tabulation and that code itself cannot be read and verified by the voter." *Id.*

22. Moreover, Judge Totenberg raised issues regarding the adjudication features of the Dominion system, stating. "[t]here is no question that the default scanner settings used in elections conducted to date on the Dominion system caused certain voter marks to register as blank and therefore prevented some valid votes on hand-marked ballots from being counted." *Id.* at 1332. She concludes that "[u]nder the current procedures used with the Dominion system, these votes escape any review before being rejected—resulting in irreversible voter disenfranchisement." *Id.*

23. While the court did not grant the requested relief "based on pragmatic timing considerations where absentee voting ha[d] already begun," *id.*, the court's opinion highlighted the many insecurities of the Dominion system, including many issues which were questioned and highlighted surrounding the 2020 election.

24. While in litigation in Georgia, Dominion sought to have its Democracy Suite 5.5-

A voting system certified for use in the State of Texas.

25. Texas refused to certify Dominion’s system on or about on January 24, 2020. The state-appointed examiners of Dominion’s system concluded that “the examiner reports raise concerns about whether the Democracy Suite 5.5-A system is suitable for its intended purpose; operates efficiently and accurately; and is safe from fraudulent or unauthorized manipulation.” State of Texas, Report of Review of Dominion Voting Systems Democracy Suite 5.5-A at 2.² Indeed, of the examiners appointed to analyze the system concluded that “[t]here was not a single component examined that I would recommend for use in elections in the State of Texas.” Brian Mechler, Technical Examiner, *Voting System Examination of Dominion Voting Systems Democracy Suite 5.5*, Section 9. (February 15, 2019) (“Voting System Examination” or “VSE”).³ Among the deficiencies found by the State of Texas were the following:

- Dominion’s Election Management System has two different hardware configurations—the Express Configuration, used in smaller jurisdictions, and the Standard Configuration, used in larger jurisdictions. The VSE did not recommend the use of either configuration in the State of Texas because of the “complexity of configuration and the inability to recover adjudication decisions after a crash of the adjudication services.” *VSE*, Section 2.12. See also *VSE* Sections 2.13, 2.22 and 2.2.3.
- Regarding the Image Cast Precinct (“ICP”), which is the voting system’s optical scan ballot counter, the VSE found that the ICP did “not sufficiently preserve the secrecy of the ballot”

² Available at <https://www.sos.texas.gov/elections/forms/syseexam/dominion-d-suite-5.5-a.pdf> (last visited Sept. 24, 2021).

³ Available at <https://www.sos.texas.gov/elections/forms/syseexam/jan2019-mechler.pdf> (last visited Sept. 24, 2021).

nor did it “keep the system safe from fraud or unauthorized manipulation.” *VSE*, Section 4.3.

- Image Cast X refers generically to the set of tablets Dominion uses as a platform for its Prime Direct-Recording Electronic (“DRE”) Voting Machine and for its Prime Ballot Marking Device (“BMD”). The VSE found that the DRE, when connected to Dominion’s VVPAT, which prints ballots in the order cast, “is not safe from fraudulent or unauthorized manipulation due to insufficiently secured data ports in combination with the inability to detect hardware changes under certain circumstances. *VSE*, Section 5.2. For the same reasons, the VSE also found that the BMD was ‘not safe from fraudulent or unauthorized manipulations.’” *VSE*, Section 6.3.

Dominion had a full and fair opportunity not only to present its positions to the State of Texas but also to challenge any adverse findings about the technical deficiencies of Dominion’s voting systems. Dominion did not challenge the State of Texas’s findings.

26. Separately, for years, Congressional leaders have expressed serious concerns about the threats to our democracy posed by electronic voting systems such as those marketed by Dominion. Democratic Senators Elizabeth Warren (D-MA) and Amy Klobuchar (D-MN) have been particularly notable voices in the effort to expose electronic voting system vulnerabilities and to improve voting security. Indeed, on March 27, 2019, Sen. Klobuchar along with Senators Mark Warner (D-VA), Jack Reed (D-RI), and Gary Peters (D-MI) penned a letter to the Chief Executive Officers of the three largest election equipment vendors—including Dominion Voting Systems—expressing their concerns about voting machine vulnerabilities:

The integrity of our elections remains under serious threat. Our nation’s intelligence agencies continue to raise the alarm that foreign adversaries are actively trying to undermine our system of

democracy, and will target the 2020 elections as they did the 2016 and 2018 elections....

Despite the progress that has been made, election security experts and federal and state government officials continue to warn that more must be done to fortify our election systems. Of particular concern is the fact that many of the machines that Americans use to vote have not been meaningfully updated in nearly two decades. Although each of your companies has a combination of older legacy machines and newer systems, vulnerabilities in each present a problem for the security of our democracy and they must be addressed....

The integrity of our elections is directly tied to the machines we vote on – the products that you make. Despite shouldering such a massive responsibility, there has been a lack of meaningful innovation in the election vendor industry and our democracy is paying the price.

Letter to CEOs of Hart InterCivic, Inc., Election Systems & Software, LLC, and Dominion Voting Systems, at 3-4 (Mar. 27, 2019).⁴

27. A report by NBC in 2020 raised additional alarms. Although Dominion has claimed that its machines have no connection to the internet, the NBC report showed this to be false: Dominion “acknowledged [it] put[s] modems in some of [its] tabulators and scanners. Those modems connect to cell phone networks which in turn are connected to the internet.”⁵

28. The dangers of such internet connections were summarized by Senator Wyden during an interview wherein he stated that “today you can have a voting machine with an open connection to the internet, which is the equivalent of stashing American ballots in the Kremlin... what we will see in terms of foreign interference in 2020 is going to make 2016 look like small

⁴ Available at <https://www.klobuchar.senate.gov/public/index.cfm/2019/3/ranking-members-klobuchar-warner-reed-and-peters-press-election-equipment-manufacturers-on-security> (last visited Sept. 24, 2021).

⁵ Available at <https://www.nbcnews.com/politics/elections/online-vulnerable-experts-find-nearly-three-dozen-u-s-voting-n1112436> (last visited Sept. 24, 2021).

potatoes.” Mark Sullivan, *Senator Ron Wyden: The GOP is ‘making a mockery’ of election security*, FAST COMPANY (Feb. 19, 2020).⁶

29. The vulnerabilities of Dominion’s election voting machines, as well as those of other companies, were the subject of the 2020 HBO documentary *Kill Chain: The Cyber War on America’s Elections*. Simon Ardizzome, Russell Michaels and Sarah Teale, *Kill Chain: the Cyber War on America’s Elections*, HBO (Mar. 26, 2020).⁷ In that broadcast, Harri Hursti, a data security expert, showed how he hacked a Dominion voting machine that was scheduled to be used in 20 states for the 2020 presidential election. Prof. Philip Stark derided Dominion in *Kill Chain*, concluding it was no better than hand-marked paper ballots: “It is far more expensive than hand marked paper ballots, it is a vehicle for disenfranchisement in a number of different ways. Other than feeding corporate profits and making it easier to manipulate election outcomes, I don’t really see the point.”

30. Consistent with the concerns expressed in the media and by congressional leaders such as Senators Warren, Klobuchar, Warner, Reed, and Peters, complaints about Dominion and its voting systems continued up to, during and after the 2020 United States Presidential election. Complaints regarding and challenges to vote-counting and reporting were being raised even as the votes were being tabulated and before final results were announced.

31. The relevant patents for—and history of—electronic voting systems support the widespread public concern about the possibility of hacking an election.

⁶ Available at <https://www.fastcompany.com/90465001/senator-ron-wyden-the-gop-is-making-amockery-of-election-security> (last visited Sept. 24, 2021).

⁷ Available at <https://play.hbomax.com/feature/um:HBO:feature:GXkyd30AJHI7CZgEAACa0?reentered=true&userProfileType=liteUserProfile> (last visited Sept. 24, 2021).

32. Dominion’s patents, contracts, and user guides demonstrate the truth of Ms. Powell’s descriptions of Dominion’s capability and conduct. The objective fact that Dominion could—and machines did—change votes is proved by the patents themselves, Dominion’s own manuals, and the features it sold to various swing states.

33. Dominion’s patents have described and claimed the allegedly defamatory functions nearly verbatim; the user guides to the Dominion election equipment describe how these functions are implemented in the machines; the contracts Dominion has signed with the states show that these functions are employed in our elections; other patents show that physical ballot counts are not sufficient backstops. Even a matching ballot count proves nothing.

34. Dominion’s U.S. Patent No. 9,202,113 protects software designed to “change one or more votes” through an adjudication process that occurs “locally or remotely.” U.S. Patent No. 9,202,113 (filed Nov. 12, 2014, issued Dec. 1, 2015).⁸ The patent’s specification (or the description of the invention) describes adjudication as a method by which election officials “may confirm, correct, or appropriately change one or more votes recorded for the particular ballot” using “an adjudication system that is located either locally or remotely.” *Id.* “Remote” access implies a networked device, and Figure 7 of the patent shows a network connection. *Id.* This adjudication function—and the risk if error occurs or bad actors get involved—was part of the reason Texas refused to license the technology:

During adjudication of the ballots in the test election one of the Dominion representatives made a series of mistakes that caused the entire batch of adjudication results to be lost. . . . It’s hard to argue that such a system is suitable for its intended purpose. Recommendation: Certification should be denied.

⁸ Available at <https://perma.cc/PU6F-EUWH> (last visited Sept. 24, 2021).

James Sneeringer, Ph.D. Designee of Attorney General: *Report to Texas Secretary of State, Voting System Examination Dominion Voting Systems Democracy Suite 5.5-A*, at 3 (Nov. 3, 2019).⁹ For example, a Fulton County (Georgia) election official reported 106,000 adjudications out of 113,000 ballots in the 2020 election. This was an egregious and impermissible adjudication rate of 74%.

35. On July 26, 2019, Arizona's Maricopa County contracted for an Election Tabulation System. Maricopa County, AZ, Elections Tabulation System, Contract 190265-RFP (July 26, 2019) ¹⁰ The contract leases the Adjudication hardware and includes a separate fee for the Adjudication software and the Adjudication license. *Id.* at 1-2 of section entitled Exhibit A: Contractor Information/Pricing (PDF page 19-20).

36. In July 2021, Georgia's Secretary of State signed a \$107 million contract with Dominion's CEO to provide the ImageCast system in Georgia. GA Sec. State, Master Solution Purchase And Services Agreement by and Between Dominion Voting Systems Inc. and Secretary of State of the State of Georgia (July 29, 2019).¹¹ Georgia also bought one Adjudication Module Initial License, along with the Adjudication Annual Licensing Fee. *Id.* at 93-95. Pennsylvania's Luzerne County paid for the "Adjudication Application – Initial Licensing Fee"; the county paid a fee for the ImageCast Central Adjudication Application License, Luzerne County, PA, Contract

⁹ Available at <https://www.sos.texas.gov/elections/forms/syseexam/oct2019-sneeringer.pdf> (last visited Sept. 24, 2021).

¹⁰ Available at <https://www.clerkofcourt.maricopa.gov/home/showpublisheddocument/2000/637441427327330000> and <https://perma.cc/T7RU-CUNS> (last visited Sept. 24, 2021).

¹¹ Available at <https://gaverifiedvoting.org/pdf/20190729-GA-Dominion-Contract.pdf> and <https://perma.cc/36DS-T2HB> (last visited Sept. 24, 2021).

with Dominion Voting Systems, Luzerne County Voting System Purchase Agreement, 1-2 (Nov. 26, 2019);¹² Luzerne County, PA, Council, Resolution R-2019-123 (Dec. 3, 2019)¹³, and a separate fee for the Adjudication Workstation Configuration Kit. *Id.* at 1.

37. Dominion also patented the technology to run vote “simulation scripts” using a “wireless communication device” patented ostensibly to test voting machines using “pre-canned scanned ballot images or PDF images of ballots with machine generated marks.” U.S. Patent No. 8,876,002 (filed Apr. 22, 2011, issued Nov. 4, 2014).¹⁴ This ‘Test Deck Generator Utility’ can create physical ballots that can augment election results if they are not caught and carefully deleted. Such an outcome-altering “error” was just caught in the Democratic primary for mayor of New York City. As reported: the race “was thrown into a state of confusion Tuesday when election officials retracted their latest report on the vote count after realizing it had been corrupted by test data never cleared from a computer system.” Karen Matthews & Deepti Hajela, *Error mars vote count in NYC mayoral primary* ASSOCIATED PRESS (June 30, 2021).¹⁵

38. The user guide to Dominion’s ImageCast X describes the ‘Vote Simulation’ feature in detail. Democracy Suite ImageCast X User Guide: Version: 5.11-CO::9, Appendix B, 144 (June

¹² Available at <https://perma.cc/DXG2-7ASX> and https://www.luzernecounty.org/AgendaCenter/ViewFile/Agenda/_11262019-1617 (last visited Sept. 24, 2021).

¹³ Available at <https://www.luzernecounty.org/DocumentCenter/View/18691/R-2019-123-Proposed-Resolution---Voting-Machine-signed> and <https://perma.cc/4CLV-RX88> (last visited Sept. 24, 2021).

¹⁴ Available at <https://perma.cc/D553-TV3M> (last visited Sept. 24, 2021).

¹⁵ Available at <https://apnews.com/article/eric-adams-lead-shrinks-nyc-democratic-mayor-primary-0c92450b5dbb57018e2f8e15d8471a97> (last visited Sept. 24, 2021).

5, 2019).¹⁶ The simulation script is designed to produce ballots in accordance with an “XML file [which] can be edited manually” if “personalized data” is required. *Id.*, 144 (App. B). Furthermore, the XML file which is the source of the vote simulation script can be personalized, according to the User’s Manual. *Id.*

39. Pages 14 and 15 of the ImageCast X User Guide show that the Vote Simulator utilizes the Automated Test Deck file when operating the script. *Id.* at 14 (“Vote sim (Test deck file)”); *Id.* at 154 (“The available options are enabled depending on the Automated Test Deck file provided for the testing. If the View ballots being marked box is checked, the ballots will be marked on-screen, if the Test Deck file supports it.”). The Test Deck Generator Utility uses “an Election Day database, a series of pre-marked ballots are generated based on a computer algorithm designed to provide the highest assurance of system accuracy.” GA Sec. State, Contract: New Voting System Event number: 47800-SOS0000035, 59 (Aug. 2018).¹⁷

40. The ImageCast X is used by most swing states, including, but not limited to, Arizona, Georgia, and Pennsylvania. The Automated Test Deck application was also used in Arizona, Georgia, and Pennsylvania.

41. Assorted Dominion patents further illustrate the incorporation of precinct-specific algorithms utilized in vote tabulation process. Digital Image Processing algorithms. See U.S. Patent No. 8,864,026 (filed Apr. 22, 2011, issued Oct. 21, 2014).¹⁸ The sixth claim of the patent

¹⁶ Available at <https://www.sos.state.co.us/pubs/elections/VotingSystems/DVS-DemocracySuite511/documentation/UG-ICX-UserGuide-5-11-CO.pdf> and <https://perma.cc/333M-LYHV> (last visited Sept. 24, 2021).

¹⁷ Available at https://sos.ga.gov/admin/files/Dominion%20RFI_No%20Redactions.pdf and <https://perma.cc/S5AW-7YTR> (last visited Sept. 24, 2021).

¹⁸ Available at <https://perma.cc/4Y8P-W74J> (last visited Sept. 24, 2021).

protects the DIP algorithm, which is programmed with precinct-specific ballot data to “correct for at least one of the speckling, dirt, smears, and bleed through.” *Id.* at claim 6. According to U.S. Patent 9,202,113, these pixel levels are “defined by election officials” and are “loaded on each tabulation unit.”¹⁹

42. Dominion also patented the technology to run vote “simulation scripts” using a “wireless communication device” patented ostensibly to test voting machines using “pre-canned scanned ballot images or PDF images of ballots with machine generated marks.” U.S. Patent No. 8,876,002 (filed Apr. 22, 2011, issued Nov. 4, 2014).²⁰ This ‘Test Deck Generator Utility’ can create physical ballots that can augment election results if they are not caught and carefully deleted: Such an outcome-altering “error” was just caught in the Democratic primary for mayor of New York City. As reported, the race “was thrown into a state of confusion Tuesday when election officials retracted their latest report on the vote count after realizing it had been corrupted by test data never cleared from a computer system.” Karen Matthews & Deepti Hajela, *Error mars vote count in NYC mayoral primary* ASSOCIATED PRESS (June 30, 2021).²¹

Dominion’s Lawfare Campaign

43. Against this backdrop of Dominion’s concern about the attention directed to the

¹⁹ *Supra* note 8 at col. 6 ll. 30-39 (“The determination of a vote, non-vote, or ambiguous mark is made according to pixel levels *defined by election officials* at a given time prior to the election. According to some embodiments, election officials may define, in pixels, the minimum pixel count that is to be classified as a ‘vote,’ the maximum pixel count (if any) that is to be defined as a definite ‘non vote,’ and a range of pixels in between those values that will constitute an ‘ambiguous mark.’ *These pixel values are loaded on each tabulation unit.*”) (emphasis added).

²⁰ Available at <https://perma.cc/D553-TV3M> (last visited Sept. 24, 2021).

²¹ Available at <https://apnews.com/article/eric-adams-lead-shrinks-nyc-democratic-mayor-primary-0c92450b5dbb57018e2f8e15d8471a97> (last visited Sept. 24, 2021).

vulnerabilities in its voting systems, Dominion launched high-profile litigation. Dominion initiated a public relations and suppression campaign designed to silence anyone and everyone who had dared or might dare to question the reliability of Dominion’s enterprise and—with regard to this particular lawsuit—to tarnish the reputations of Sidney Powell and Defending the Republic, Inc.

44. To lead this campaign, Dominion retained a public relations firm—Hamilton Place Strategies (“Hamilton”)—with a reputation for aggressive campaigns to devise a public relations strategy intended to silence those who had been or might be critical of Dominion and to help restore Dominion’s increasingly negative public reputation.

45. The use of litigation—known as lawfare—is a favorite public relations tactic of the Hamilton firm. In its website promoting its services, Hamilton touts its work for a former client where Hamilton “*hired and managed* outside legal counsel” and “[e]stablished clear workflow processes between legal, communications, and political advisory teams.” Hamilton Place Strategies, “Managing a Reputational Crisis for Genetics Lab’s COVID Testing Program” (2021) (emphasis added).²²

46. Dominion launched a barrage of cease-and-desist letters, which Dominion’s website touts for the widespread nature of the campaign: “Dominion has also sent preservation request letters to Powell, Giuliani, Fox, OAN, and Newsmax, as well as more than 150 other individuals and news organizations. Stay tuned to this page for updates.” Dominion Voting, *Legal Updates* (2021).²³ Through this page, Dominion directly links its 15 (fifteen) page demand letter

²² Available at <https://hamiltonplacestrategies.com/case-study/advagenix-case-study/> (last visited Sept. 24, 2021).

²³ Available at <https://www.dominionvoting.com/legal-updates-learn-how-we-are-defending-dominion/> (last visited Sept. 24, 2021).

sent to Ms. Powell. *Id.*

47. To start, Dominion targeted at least two attorneys whose signature blocks appeared on Ms. Powell's election lawsuits in November and December. Despite never once making a public statement regarding Dominion, these two attorneys received a letter demanding that they "cease and desist making defamatory claims against Dominion."

48. Dominion also sent cease-and-desist letters to experts and witnesses whose sworn affidavits or work product appeared as exhibits to Ms. Powell's election complaints. Many of these experts and witnesses, upon information and belief, never once made public statements regarding Dominion aside from their sworn testimonies filed as court documents. Yet still, they were demanded to "cease and desist making defamatory claims against Dominion," as if their sworn testimonies—under penalty of perjury—warranted any grounds for litigation or the threat thereof.

49. On information and belief, Dominion did not barrage the participants in *Kill Chain* with cease-and-desist letters, threaten them with massive litigation, or sue any of the speakers, producers, or experts associated with the documentary.

50. Egregiously, Dominion targeted Ms. Powell's clients—those whom she represented in the election related litigation in November and December—despite *knowing* these clients were actively represented by counsel, Dominion and its counsel communicated directly with them through cease-and-desist letters. These letters demanded that the recipients "cease and desist taking part in defaming Dominion" and demanded that Ms. Powell's clients preserve all communications with their lawyer.

51. As if the threat of litigation through these letters alone was not enough to silence its critics, Dominion launched a robust media campaign regarding the litigation. Through interviews with Dominion CEO John Poulos and Dominion litigation counsel Tom Clare,

Dominion reinforced to all who received a cease-and-desist letter that they too were a potential target for litigation.

52. Dominion CEO John Poulos, when asked “is this the last lawsuit we are going to see from you or are there other people in your sights here?” replied, “this is definitely not the last lawsuit. As I have said many times before...we are not ruling anyone out.” *Dominion Voting Systems CEO says company’s intention is to get the facts on the table*, REUTERS (Feb. 23, 2021).²⁴

53. In a CNN interview, Poulos states, “our legal team is looking, frankly, at everyone...and we are not ruling anyone out.” Chris Cuomo Primetime Interview, *‘We have no choice’ - Dominion CEO to Chris Cuomo on why the company is filing defamation lawsuits*, CNN (Jan. 25, 2021).²⁵

54. Dominion counsel Tom Clare reemphasized this point to Reuters Legal, stating, “We’re going to look at all the other individuals that played a role in spreading these falsehoods.” David Thomas, *Q&A: Tom Clare vows ‘more to come’ as Dominion seeks billions over election fraud claims*, REUTERS LEGAL (Jan. 26, 2021).²⁶ He later promised there is “more to come” in the Dominion defamation cases. *Id.*

55. Hamilton and Dominion implemented Hamilton’s litigation strategy as part of Dominion’s public relations campaign. Specifically, beginning in January 2021, Dominion

²⁴ Available at <https://www.cnbc.com/video/2021/02/23/dominion-voting-systems-ceo-our-intent-is-to-get-facts-on-the-table.html> (last visited Sept. 24, 2021).

²⁵ Available at <https://www.youtube.com/watch?v=65qx-4g2bSc> (last visited Sept. 24, 2021).

²⁶ Available at <https://today.westlaw.com/Document/I3efd5ed0602911ebabbbcc218bedca1f/View/FullText.html> (last visited Sept. 24, 2021).

initiated a series of defamation lawsuits against individuals and entities who either expressed or permitted any criticism of Dominion or its voting systems. As indicated, the litigation was a coordinated intimidation of scores of regular Americans—whose only offenses were participating in electoral democracy or in First Amendment activity associated with speaking about elections or petitioning government—with threatening cease-and-desist letters. Dominion then staggered the lawsuits to benefit from separate and repeated media coverage for each suit thereby continuing its diversionary narrative through multiple press cycles.

56. As noted in other litigation, this message was reinforced by Dominion’s counsel sending at least 150 letters threatening legal action against individuals who spoke out about 2020 election irregularities, in some cases notwithstanding the fact that the recipients had not mentioned anything about Dominion or its voting systems. *Lindell v. U.S. Dominion Inc.*, Case No. 1:21-cv-02296-RBW (D.D.C.), Complaint at ¶ 112 (ECF- 1). At the same time, Dominion’s public relations hired gun, Hamilton, distributed the cease-and-desist letters to major media outlets.

57. The tone and content of the letters leave no doubt that Dominion intended for the correspondence to strike fear in the heart of anyone who might say anything negative about Dominion. For example, in a February 2, 2021, letter to an individual who had prepared a series of reports questioning the presidential election results, Dominion attorneys Clare Locke demanded that the individual issue a public apology and made a not-so-veiled threat that litigation would ensue if their demand were not met: “Dominion has already filed suits against Sidney Powell and Rudy Giuliani. More will follow.... Conduct yourself accordingly.” Clare Locke letter to Benjamin Turner (Feb. 2, 2021). To ensure that the individual understood the scope and expense of the threatened litigation, Dominion’s lawyers not only mentioned the pending litigation, but they also included with their letter copies of “*Dominion’s complaints against Powell and Giuliani (and the*

voluminous exhibits supporting those complaints) so that there is absolutely no doubt in the future that you are fully aware of the facts.” *Id.* (emphasis in original). On the advice of Hamilton and on their own, Dominion and its lawyers intended for their inordinately excessive filings to intimidate the recipients.

58. Specifically, Dominion sued Ms. Powell in this Court on January 8, 2021, for the sensational sum of \$1.3 billion. This generated widespread press coverage. *Dominion sues Trump lawyer Sidney Powell for defamation* ASSOCIATED PRESS (Jan. 8, 2021).²⁷ On January 25, 2021, Dominion sued Rudy Giuliani for \$1.3 billion (also in this District); adding more press coverage. *Rudy Giuliani Sued by Dominion Voting Systems Over False Election Claims* N.Y. TIMES (Jan. 25, 2021).²⁸ On February 22, 2021, Dominion sued Michael Lindell and his company My Pillow Inc. in this district for \$1.3 billion. This generated another round of publicity for Dominion. *Dominion Sues MyPillow, CEO Mike Lindell Over Election Claims*, WALL ST. J. (Feb. 22, 2021).²⁹ On March 26, 2021, Dominion sued Fox News in Delaware state court for \$1.6 billion. This kept the narrative going in the press. *Dominion Voting Systems Files \$1.6 Billion Defamation Lawsuit Against Fox News*, NPR (Mar. 26, 2021).³⁰ On August 10, 2021, Dominion sued Patrick Byrne (this district), OANN (this district) and Newsmax (Delaware) in three separate lawsuits, seeking

²⁷ Available at <https://apnews.com/article/dominion-lawsuit-sidney-powell-0031ce89ba24bdeae0402861e20ede69> (last visited Sept. 24, 2021).

²⁸ Available at <https://www.nytimes.com/2021/01/25/us/politics/rudy-giuliani-dominion-trump.html> (last visited Sept. 24, 2021).

²⁹ Available at <https://www.wsj.com/articles/dominion-sues-mypillow-ceo-mike-lindell-over-election-claims-11613996104> (last visited Sept. 24, 2021).

³⁰ Available at <https://www.npr.org/2021/03/26/981515184/dominion-voting-systems-files-1-6-billion-defamation-lawsuit-against-fox-news> (last visited Sept. 24, 2021).

\$1.6 billion in each one. *Dominion Sues Newsmax, OANN And Ex-Overstock CEO Byrne In New Defamation Suits Over Election Conspiracy Theory* FORBES (Aug. 10, 2021).³¹

59. Because Dominion's annual revenues are between \$36 and \$100 million, it is evident that Dominion does not expect to recover the grossly exaggerated damage amounts alleged in the lawsuit—without any attempt to plead special damages such as lost profits under the heightened pleading requirements of FED. R. CIV. P. 9(g)—against Defendants or any other parties Dominion has sued. There is simply no plausible way Dominion can prove—much less collect—the cumulative \$10.6 billion in damages it seeks from all the parties it has separately sued. Far from serious litigation, this suit and the others are part of public relations strategy designed to burnish Dominion's image with press and to staunch criticism with actual and implied threats of scorched-earth litigation.

60. Dominion thus has an ulterior purpose in filing the lawsuits it brought against Ms. Powell, her co-Defendants, and other parties Dominion has sued. Dominion CEO John Poulos conceded one such purpose in an interview with National Public Radio on January 12, 2021. In that interview, NPR noted that it was highly unlikely that Dominion could recover \$1.3 billion “from Sidney Powell, a private citizen who, as far as we know is not a billionaire. That suggests to me that there is something else you want from this lawsuit. What is the purpose?” *Dominion Voting Systems sue ex-Trump Lawyer over False Claims*, NPR (January 12, 2021).³²

61. In response, Poulos made clear that that “the purpose” of the litigation was not to

³¹ Available at <https://www.forbes.com/sites/alisondurkee/2021/08/10/dominion-sues-newsmax-oann-and-ex-overstock-ceo-byrne-in-new-defamation-suits-over-election-conspiracy-theory/?sh=66c1682b5440> (last visited Sept. 24, 2021).

³² Available at <https://www.npr.org/2021/01/12/955938741/dominion-voting-systems-sues-ex-trump-lawyer-over-false-claims> (last visited Sept. 24, 2021).

recover \$1.3 billion, as the NPR interviewer had surmised, but instead it was “to restore our good names.” Poulos explained that the negative publicity surrounding Dominion has resulted in “irreparable damage ... to our company. If we could trade our situation today and go back to our reputation of November 1 ... we would do so in a minute.”³³ Dominion intends its litigation campaign to combat not only the negative attention and reputation it acquired since November 1, 2020, but also to erase or change the subject from the prior negative attention and reputation described earlier in paragraphs 18-42 above and to silence future criticism.

62. Public statements made by Dominion announcing the filing of the suit against Defendants confirmed Dominion’s true purpose in initiating the litigation. For example, at the time of the filing, Dominion announced that “Today is the first step to restore our good name,” *Dominion Voting Sues Sidney Powell for Defamation over Election Conspiracy – and Others May Be Next*, Forbes (January 8, 2021) (hereinafter. “*Dominion Sues Powell*”),³⁴ and that “Dominion is taking steps to defend our good name and reputation.” *Id.* These statements were made after the issuance of process at issue in order to further Dominion’s public relations campaign.

63. In addition to using the litigation as a public relations tool, Dominion also intended to use the litigation to punish those who had spoken out and to intimidate anyone else who might dare speak out against Dominion. The clear message was that if you criticize Dominion, you too will suffer the pain, expense, harassment, and public disparagement dished out by Hamilton’s media tools and lengthy of lengthy and costly federal litigation.

³³ Available as described in note 32, *supra*.

³⁴ Available at <https://www.forbes.com/sites/alisondurkee/2021/01/08/dominion-voting-sues-sidney-powell-for-defamation-over-election-conspiracy-theory/?sh=4cbf76a620f2> (last visited Sept. 24, 2021).

64. Dominion CEO Poulos likewise made clear to the public at large that anyone making negative comments about Dominion was not safe from its tactics. Appearing on the national news network CNBC, Mr. Poulos proclaimed that Dominion had its sights on, well, just about everyone: “Our legal team is looking at frankly everyone, and we’re not ruling anybody out.” *Dominion is Going to Unleash Legal Armageddon on Trump Election Truthers*, Vice News (Feb. 24, 2021).

65. Similarly, after filing suit against Defendants and the issuance of the process at issue, Dominion lawyer Thomas Clare told Forbes magazine that the Defendants lawsuit was just “the first in a series of legal actions that Dominion will be taking” against those who spoke ill of his client’s operations. *See Dominion Sues Powell, supra*.³⁵

66. Dominion intended for the substantial expense of defending litigation in defamation lawsuits to have the chilling effect of discouraging critics of Dominion from speaking out. That is precisely the purpose of Dominion’s lawsuit against Defendants. As Dominion’s Mr. Poulos has admitted, this and other actions have not been for the purpose of obtaining monetary relief. Rather, Dominion seeks to use the justice system to advance its public relations campaign and to intimidate other critics from exercising their First Amendment rights and stepping forward to express concerns about Dominion’s systems. These are not appropriate uses of the judicial process.

COUNT I—ABUSE OF PROCESS

67. Counterclaim Plaintiffs incorporates by reference herein the foregoing paragraphs as if fully set forth herein.

68. To establish a claim for abuse of process in this District, a plaintiff must show that

³⁵ Available as described in note 34, *supra*.

the alleged abuser of process had an ulterior purpose in bringing the legal proceedings and that maintenance of the proceedings sought to pervert the judicial process by achieving an improper end not contemplated by the regular prosecution of the charge.

69. Dominion's motive in suing Defendants was not to obtain the ludicrous amount of over \$1 billion in damages, but instead to use the judicial system to obtain the improper ends of not only tarnishing Ms. Powell's reputation with allegations that would be defamatory if not protected by the litigation privilege, diverting attention from the failings of its election equipment, trying to change the "narrative" that was exposing Dominion's serious flaws and wrongdoing, and avoiding post-election inquiry into voting irregularities in the 2020 election, but also silencing those who have been or may in the future be critical about the flaws in Dominion's voting systems to bolster Dominion's badly tarnished public image.

70. Since the 2020 election, Dominion has worked to erase or destroy evidence related to the results of the 2020 election. Spoliation of evidence undermines the likelihood—and even the possibility—that Dominion can prevail on its claims related to alleged defamation of Dominion around the 2020 election, which demonstrates that Dominion brought these defamation cases as a public-relations campaign and not as a *bona fide* attempt to win damages for its alleged injuries.

71. The amount of Dominion's alleged damages—\$1.3 *billion*—not only bears no conceivable connection to any possible harm suffered from the public exposure of their flawed machines but also is many multiples of Dominion's gross revenues from their voting machines that were the subject of the statements of Ms. Powell that are at issue. Such allegations, having no basis in fact, are instead meant to grab sensational headlines and promote a false impression of Dominion's size and financial capabilities so as to intimidate and silence Defendants and anyone else with the courage to speak out against Dominion.

72. Dominion's actions were and are characterized by improper motive, willful, wanton, and malicious conduct, and were intentionally designed to injure Ms. Powell and the other Defendants.

73. Dominion's initiation and maintenance of its lawsuit against Defendants constitutes an abuse of process. As a result of Dominion's tortious conduct, Ms. Powell, her law firm, and the nonprofit Defending the Republic, Inc., have suffered personal and business-related damages and have incurred and continue to incur costs to defend the abusive litigation Dominion has brought against them.

PRAYER FOR RELIEF

WHEREFORE, defendants and counterclaim plaintiffs Sidney Powell, Sidney Powell, P.C., and Defending the Republic, Inc., demand judgment against plaintiffs and counterclaim defendants US Dominion, Inc. Dominion Voting Systems, Inc., and Dominion Voting Systems Corporation, jointly and severally, for the following relief:

- A. A declaration that Plaintiffs take nothing on their claims asserted in the Complaint;
- B. An award of damages on Counterclaim Plaintiffs' Counterclaim in an amount to be proved at trial, but not less than \$10 million, and punitive damages as allowed by law;
- C. An award of costs, expenses, and attorneys' fees in defending this action; and
- D. Such other and further relief as this Court deems proper.

JURY DEMAND

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

Dated: September 24, 2021

Respectfully submitted,

/s/ Howard Kleinhendler

Howard Kleinhendler
N.Y. Bar No. 2657120, admitted *pro hac vice*
HOWARD KLEINHENDLER ESQUIRE
369 Lexington Ave. 12th Floor
New York, New York 10017
Tel: (917) 793-1188
Email: howard@kleinhendler.com

Counsel for Sidney Powell, Sidney Powell, P.C.

/s/ Lawrence J. Joseph

Lawrence J. Joseph
D.C. Bar No. 464777
LAW OFFICE OF LAWRENCE J. JOSEPH
1250 Connecticut Av NW Suite 700-1A
Washington, DC 20036
Tel: (202) 355-9452
Fax: (202) 318-2254
ljoseph@larryjoseph.com

Local Counsel for All Defendants

CERTIFICATE OF SERVICE

I hereby certify that on this 24th day of September 2021, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system, which I understand to have caused service of the counsel for the parties.

/s/ Lawrence J. Joseph
Lawrence J. Joseph

Exhibit K

NEWS > **EDUCATION** • News

Tay Anderson censured by Denver school board: “There is a line and it was crossed”

Flanked by local Black leaders, 23-year-old school board member decries “high-tech lynching”



Kathryn Scott, Special to The Denver Post

Surrounded by his supporters, Denver Public Schools board member Tay Anderson



By **SAM TABACHNIK** | stabachnik@denverpost.com | The Denver Post
PUBLISHED: September 17, 2021 at 2:33 p.m. | UPDATED: September 18, 2021 at 9:45 a.m.

73

Denver Public Schools' Board of Education voted to censure one of its members, Tay Anderson, on Friday after an [investigation released this week](#) concluded he had flirted online with a 16-year-old student before knowing her age and made coercive and intimidating social media posts.

The six-month, third-party investigation initiated by the school board did not substantiate any of the anonymous claims of sexual assault levied against Anderson.

Just before the board met to vote, Anderson shot back in a fiery news conference with local Black leaders, calling his treatment a "high-tech lynching," a phrase used by [Supreme Court Justice Clarence Thomas](#) during his confirmation hearings 30 years ago.

Friday's special meeting marked the first time school board members spoke publicly about the investigation's findings that Anderson had exhibited what they've called "behavior unbecoming of a board member." One by one they denounced his conduct, voting 6-1 — Anderson cast the lone no vote — to censure, or publicly reprimand, their colleague.

The board does not have the authority to strip Anderson of his position, so the censure marks its only avenue of formal condemnation. The board members said the censure was a necessary tool for calling out Anderson's use of his position of power to cross boundaries.

"This is how we as board say, there is a line and it was crossed," board member Rev. Bradley Laurvick said.

During the meeting, Anderson delivered a passionate defense of his actions, reading from a [statement he'd posted online](#) that invoked white supremacy, historic lynching and vile threats made against him and his family since sexual assault allegations first surfaced this spring.



"On March 26, 2021, false allegations led to my life changing forever," Anderson said during the meeting. "That was the day I became known as a rapist to our community. Does anyone listening know how that feels? To know you didn't commit an act you're being accused of, but having people believe it and call for your career, your freedom and your life to be over."

As each board member took turns explaining their vote, Laurvick addressed the "young women who participated in this investigation, who are watching right now to see if your experiences and stories mattered to us: They do. And you do. I hear you. I see you. I believe you."

Board member Jennifer Bacon spoke in raw terms about being the only other Black school board member, and how she and Anderson are "inextricably linked" because of the color of their skin.

"White supremacy is real," Bacon said. "But some of us can only take people so far. And we also need to recognize that personal actions need to be held accountable, too."



Kathryn Scott, Special to The Denver Post

Denver Public Schools board member Tay Anderson, left, listens as other board members speak and then vote to censure Anderson during a school board meeting at the Emily Griffith Campus in Denver on Sept. 17, 2021.

Angela Cobián, another board member, said Anderson's actions do not "merit a seat on this board" adding that she hoped he "reconsiders his position as (the



"I will not resign," Anderson said at the news conference before the vote. "Let me say that one more time — I will not resign."

Anderson said his online communication with the 16-year-old was not sexual in nature, and that he ceased messaging her once he found out her age. He also strongly denied retaliating on social media against any of the people involved in the investigation.

"It is ludicrous to me for anyone to make the argument that by choosing to not allow people who have harmed me into my life, and that this would constitute an 'act of retaliation,'" Anderson said.

The investigators had reported that Anderson made social media posts that were "coercive and intimidating toward witnesses," and noted that a post by him on Facebook saying he would cut off anyone who disparaged him over the sexual assault allegations was perceived by at least one school board member as a threat.

After Anderson finished his remarks during the meeting, board member Barbara O'Brien said she "hoped this would be a bit more of an opportunity for introspection, but apparently it's not going to be."

Jeanna Hoch, right, who says she is the mother of two Denver Public School students, interrupts Denver Public Schools board member Tay Anderson, asking him to resign, as he holds a press conference in front of the Emily Griffith Campus in Denver just before the other school board members voted to censure him during a school board meeting on Sept. 17, 2021. At his pre-meeting news conference, Anderson gathered a collection of Black leaders who lambasted his treatment in explicitly racial terms.

Dr. Tony Bradley, representing the NAACP chapter for Colorado, Montana and Wyoming, said that the organization was "deeply troubled" by the censure vote and it opens up the school board to a civil rights inquiry.

Bishop Jerry Demmer, president of the Greater Metro Denver Ministerial Alliance, called the investigation a "witch hunt."

"... When you can't find something to go your way, you come up with a lot of false allegations," he said during the news conference.

As Anderson stepped to the podium Friday, he was met by a protester shouting through a megaphone, "Tay Anderson is not a victim," and calling for his



Anderson has remained defiant in proclaiming his innocence in the face of the allegations that [first surfaced](#) in March that he had sexually assaulted an anonymous woman.

"My body has hung from a tree long enough," he [tweeted](#) before Friday's censure vote, "let's get today over with."

He opened his remarks to the board Friday by referring to DPS parent Mary-Katherine Brooks Fleming — who in May alleged before a state legislative committee that a predator in the school district had committed rape, sexual assault or sexual misconduct against 62 students — as "my Carolyn Bryant." (Bryant [admitted to lying](#) about allegations she made against a 14-year-old Black boy named Emmett Till, whose horrific [1955 lynching](#) in Mississippi helped spark the Civil Rights Movement.)

In her testimony, Brooks Fleming didn't name Anderson, but the DPS board later released a statement saying it had been informed that she was referring to Anderson.

In his speech to the school board, Anderson said the censure "raises questions about the precedent being set for future DPS board actions and parameters around potential future investigations."

"This is unprecedented and reeks of anti-Blackness and is rooted in systems that uphold white supremacy," Anderson wrote in a [blog post published Thursday](#).

The [96-page investigative report](#) released Wednesday found the anonymous woman's sexual assault accusation made in March through Black Lives Matter 5280 was not substantiated, nor were the [allegations](#) made by Brooks Fleming, identified by the investigators as "Reporter 1." The investigators reported that Brooks Fleming also was involved in bringing the initial woman's allegation forward through BLM 5280.

Investigators did find, however, that Anderson used his political influence to make unwelcome sexual comments, advances and contact toward female students affiliated with a student-led gun control group that he co-founded three years ago.

Anderson, the report said, admitted to most of those allegations and apologized.

Updated 9:45 a.m. Sept. 18, 2021 This story has been updated to clarify the account of Mary-Katherine Brooks Fleming's legislative testimony.



Exhibit L



Select Page



Hundreds of Denver high school students walk out, demand Tay Anderson resign

Sep 20, 2021

Hundreds of Denver high school students walked out of classes Monday demanding that school board director Tay Anderson resign and threatening to launch a recall campaign if he refuses.

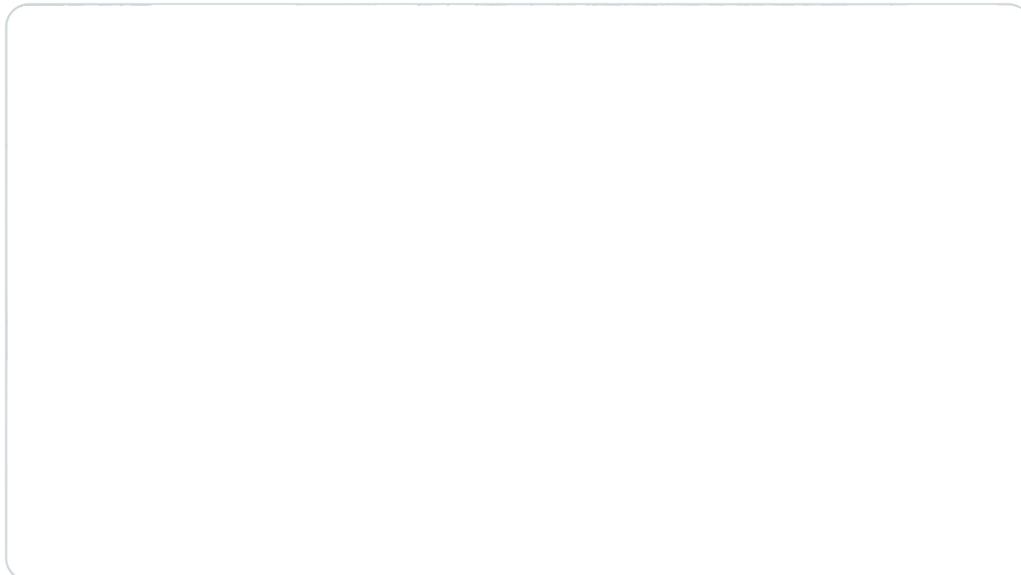
The walkouts occurred at East and North High Schools, where some students met with the school district's superintendent and board president, while others chanted for Tay to go.



Rick Sallinger
@ricksallinger



Students from Denver high schools converge on school board offices and chant "Tay Anderson has got to go". Student representatives now meeting with superintendent.



11:53 AM · Sep 20, 2021 (i)

♡ 9 💬 ↗ Share this Tweet

Tweet your reply



Erica Breunlin  



@EricaBreunlin

Protesters have erupted in a chant: “Hey hey, ho ho, Tay Anderson has got to go.”

11:25 AM · Sep 20, 2021

(i)

♡ 22 💬 3 ↗ Share this Tweet

Tweet your reply

KDVR reports:

“These are the district’s kids who feel scared,” said North High School senior and one of the protest organizers Ashley Robinson. “It’s supposed

to be up to our district leaders to ensure boundaries that should never be crossed are never crossed like they have allowed Tay Anderson to do.”

Anderson’s response to ruckus was trademark Tay, claiming as always that he’s the real victim.



DENVER SCHOOL BOARD DIRECTOR TAY ANDERSON STATEMENT ON STUDENT-LED PROTESTS

Director Anderson unequivocally supports the first amendment and the right to protest, he has always been supportive of the voices of our students.

The ILG report clearly stated that there was no evidence to substantiate the sexual assault allegations that initially launched this investigation by the Denver School Board and he is saddened that the media and the School Board have perpetuated false narratives that have implied otherwise, resulting in our students feeling unsafe.

Director Anderson has been censured by the Denver School Board for behavior determined to be "unbecoming of a board member." Specifically, two Facebook posts and a short exchange of messages with a person he had never met before. When he discovered this person's age he immediately ceased communication. None of these actions contained anything sexual at all, let alone something that would rise to the level of harassment or assault.

He will be addressing the Denver Public Schools community tomorrow at 6:00 PM at Brother Jeff’s Cultural Center. The theme of his speech will be unifying a divided district and he welcomes all students to come listen to his speech and begin a conversation in order to move forward with the difficult work of rebuilding trust with students.

The [Colorado Sun](#) reports 300 students marched for miles to the Denver Public Schools’ offices for a 40-minute protest over the board’s censure on Friday for Anderson’s “disturbing pattern” of inappropriate behavior and intimidation.

Students say they weren’t comforted or satisfied by the report’s findings, with many condemning Anderson in forceful terms.

“It should not take all of us to make him leave,” one student shouted through a megaphone.



A screenshot of a tweet from Erica Breunlin (@EricaBreunlin). The tweet text reads: "“You were put into a position of power and you took complete advantage,” a student speaker said. “This is not high-tech lynching,” he added." Below the text is a large empty rectangular box. The tweet is timestamped "11:13 AM · Sep 20, 2021" and has 12 likes. At the bottom of the tweet is a blue button that says "Tweet your reply".

If students would like for Anderson to hear them directly, there’s a school board meeting Monday night where he plans to speak about his political future, which we guarantee does not include buckling to the demands of those he was elected to serve.

Apart of Director Anderson's speech tonight will be addressing his future on the Denver School Board.

He has taken a lot into consideration and will deliver his remarks tonight around 6:00 PM.

— Tay Anderson (@TayAndersonCO) [September 20, 2021](#)

Latest News

Bennet and Hickenlooper vote for ecoterrorist to lead western land agency

Bennet, Hickenlooper vote to support Biden's vaccine mandate on private businesses

Bennet gets another challenger: Fort Collins Developer Gino Campana

Colorado Dems vote to suspend debt ceiling, now turn to \$5 trillion in new spending

Ecoterrorist sympathizer now makes perfect sense as Biden's pick to manage public lands

Follow Us



[Privacy Policy](#) [Terms of Use](#) [Advertisements](#)

Colorado Peak Politics

Exhibit M



Your Favorite Broncos Podcast, with George Stoia



Si
in

https://denvergazette.com/opinion/editorials/editorial-tay-anderson-has-got-to-go/article_edb9265c-191a-11ec-89f5-47b30394a327.html

EDITORIAL: Tay Anderson has got to go

The Denver Gazette editorial board
Sep 20, 2021

**UP TO
70%OFF**
Banggood





Tay Anderson speaks to fellow members of the Denver Public Schools Board, during a special meeting about his conduct and the results of an independent investigation on Friday, Sept. 17, 2021.

By JOEY BUNCH joey.bunch@coloradopolitics.com

As anticipated, Denver’s school board gave its resident social-media predator and online lecher — Tay Anderson — a free pass on Friday. The “censure” approved by the board 6-1 is of course toothless and can be expected to have exactly zero impact on Anderson himself.



The first-term board member's relentless self-promotion and glib, noisy activism — on issues with little if any connection to his school board duties — will continue. And while that is easy enough to tune out, his much more troubling track record of trolling for teen companionship in the virtual space points to a habit that a mere censure won't help kick.

The censure served only to give board members cover for their months-long silence on the allegations swirling around their peer — and for their failure on Friday to demand his resignation for his repugnant behavior.

Independent investigators released an alarming, 96-page report last week. While the inquiry was unable to corroborate stunning sexual assault allegations made against Anderson last spring, it confirmed startling allegations that amount to sexual harassment of students and others. In one case, it involved a 16-year-old Denver high schooler. In another case, it was a 17-year-old attending Douglas County Schools. Anderson's history of harassment goes back further, to his work several years ago with an activist group whose members he treated similarly. Anderson himself more or less corroborated the incidents for investigators.

A joint statement by the board earlier last week, as well as individual comments by some board members at Friday's meeting, paid lip service to addressing the report's deeply disturbing findings. But lacking meaningful action, the words were hollow.

Like the censure vote itself, Anderson's defiant declaration to the news media on Friday that he won't resign — the board does not have the power to remove him — was expected. So was his by-now-ritual insistence that the censure, as well as the investigation, were ginned up because he is Black. Never mind how many of his victims were the same race.

What was actually noteworthy was the pathetic performance of his fellow board members leading up to Friday's vote. It was a study in spinelessness. Incredibly, some members seemed almost apologetic about even voting to censure him.



Worst of all had to be board Vice President Jennifer Bacon, declaring Anderson has, "been through the wringer and treated unfairly."

'Through the wringer?' The board for the most part ignored the allegations during the several months leading up to the report's release. In that time, Anderson not only was allowed to, as he put it, step "back" from his board duties rather than step down, but he also was able to cast a vote in favor of hiring the district's new superintendent. He retained the powers and prestige of board membership while getting a little R&R time — in which he didn't have to answer bothersome questions about, you know, all that sexual-misconduct stuff.

And at Friday's meeting, Bacon assured Anderson, "I do not think you should be removed from the board, but I do think you need to be held accountable and know the boundaries." As if she were addressing a second-grader caught wandering the halls during a bathroom break.

Little better was Board President Carrie Olson, who said she voted for the censure with "a very heavy heart." Though she acknowledged the findings on Anderson show a "disturbing pattern" — and that his behavior "tarnishes the integrity and ethical standards of the school board" — she said she doesn't believe Anderson should resign.

Instead, she said, "he needs to learn from this experience."



Oh, good grief.

There also were board members who didn't even stick their necks out that far. Like Scott Baldermann, who stayed far from the limelight throughout the months of controversy over Anderson. As Gazette columnist Jimmy Sengenberger reported in June, Baldermann, a wealthy entrepreneur, contributed \$10,000 to Anderson's campaign for his board seat in 2019.

While Baldermann maintains a low profile on the board in general, he may be especially reluctant to speak out about Anderson — given his own role in getting him elected.

Just about the only board member who came close to telling it like it really is was Angela Cobián, who at one point during Friday's proceedings said Anderson “does not merit a seat on this board.”

Since no board member was willing to say it, we will: Anderson's continued presence on the board is a disgrace. This is a gross embarrassment for the state's largest school district, which is setting a horrendous precedent for all other districts. The failure to demand Anderson's immediate resignation from the board is an insult to all of Denver Public Schools' stakeholders. Those include the district's many dedicated educators; the community's civic leaders who have endeavored for years to improve Denver's schools — and above all, parents and students.

Tay Anderson has got to go. Not because of his posturing; his showboating; his rabble rousing; his race baiting — though all have grown tedious in his short tenure. It's because of his predatory behavior toward students. It is outrageous and unacceptable. Anderson should quit while he's behind. It's time for him to get off the board — and get help for his problems.



Exhibit N

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

DISTRICT COURT, COUNTY OF DENVER,
STATE OF COLORADO

Court Address:
1437 Bannock Street
Denver, CO 80202

^ COURT USE ONLY ^

ERIC COOMER, Ph.D.,
Plaintiff,

Case No. 20CV34319
Courtroom 409

vs.

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

VIDEO VIDEOCONFERENCED DEPOSITION OF THE AUTHORIZED
REPRESENTATIVE OF FEC UNITED BY JOE OLTMANN
September 9, 2021

1 VIDEOCONFERENCED APPEARANCES:
2 ON BEHALF OF THE PLAINTIFF:
3 BRAD KLOEWER, ESQ.
4 STEVE SKARNULIS, ESQ.
5 ZACH BOWMAN, ESQ.
6 Cain & Skarnulis PLLC
7 P.O. Box 1064
8 Salida, California 81201
9 Phone: 719-530-3011
10 Email: bkloewer@cstrial.com
11 Email: skarnulis@cstrial.com
12 Email: zbowman@cstrial.com
13 ON BEHALF OF THE PLAINTIFF:
14 THOMAS M. ROGERS III (TREY), ESQ.
15 Recht Kornfeld PC
16 1600 Stout Street, Suite 1400
17 Denver, Colorado 80202
18 Phone: 303-573-1900
19 Email: trey@rklawpc.com
20 ON BEHALF OF THE DEFENDANT DONALD J. TRUMP
21 FOR PRESIDENT, INC.:
22 ERIC R. HOLWAY, ESQ.
23 Jackson Kelly PLLC
24 1099 18th Street, Suite 2150
25 Denver, Colorado 80202
Phone: 303-390-0016
Email: eric.holway@jacksonkelly.com

ON BEHALF OF THE DEFENDANT DEFENDING THE REPUBLIC:
CHRISTOPHER SEERVELD, ESQ.
Dymond • Reagor, PLLC
8400 East Prentice Avenue, Suite 1040
Greenwood Village, Colorado 80111
Phone: 303-734-3400
Email: cseerveld@drc-law.com

1 VIDEOCONFERENCED APPEARANCES (Cont'd):
2 ON BEHALF OF THE DEFENDANT CHANEL RION And ONE AMERICA
3 NEWS NETWORK:
4 BLAINE KIMREY, ESQ.
5 BRYAN CLARK, ESQ.
6 Vedder Price
7 222 North LaSalle Street
8 Chicago, Illinois 60601
9 Phone: 312-609-7865
10 Email: bkimrey@vedderprice.com
11 Email: bclark@vedderprice.com
12 ON BEHALF OF THE DEFENDANTS CHANEL RION and ONE AMERICA
13 NEWS NETWORK:
14 STEPHEN DEXTER, ESQ.
15 Lathrop GPM LLP
16 1515 Wynkoop Street, Suite 600
17 Denver, Colorado 80202
18 Phone: 720-931-3200
19 Email: stephen.dexter@lathropgpm.com
20 ALSO PRESENT: Shane Ramirez, Videographer
21 Rebecca Dominguez, Veritext

1 VIDEOCONFERENCED APPEARANCES (Cont'd):
2 ON BEHALF OF THE DEFENDANT SIDNEY POWELL AND
3 SIDNEY POWELL PC:
4 BARRY ARRINGTON, ESQ.
5 Arrington Law Firm
6 3801 East Florida Avenue, Suite 830
7 Denver, Colorado 80210
8 Phone: 303-205-7870
9 Email: barry@arringtonpc.com
10 ON BEHALF OF THE DEFENDANTS JOSEPH OLTMANN, FEC UNITED,
11 and SHUFFLING MADNESS MEDIA, INC., d/b/a CONSERVATIVE DAILY:
12 ANDREA M. HALL, ESQ.
13 The Hall Law Office, LLC
14 P.O. Box 2251
15 Loveland, Colorado 80539
16 Phone: 970-419-8234
17 Email: andrea@thehalllawoffice.com
18 ON BEHALF OF THE DEFENDANTS JOSEPH OLTMANN, FEC UNITED,
19 and SHUFFLING MADNESS MEDIA, INC., d/b/a CONSERVATIVE DAILY:
20 INGRID J. DEFRANCO, ESQ.
21 The Law Office of Ingrid J. DeFranco
22 P.O. Box 128
23 Brighton, Colorado 80601
24 Phone: 303-443-1749
25 Email: defrancoi@yahoo.com

ON BEHALF OF THE DEFENDANT MICHELLE MALKIN:
GORDON QUEENAN, ESQ.
Patterson & Ripplinger, PC
5613 DTC Parkway, Suite 400
Greenwood Village, Colorado 80111
Phone: 303-741-4539
Email: gqueenan@prpcclegal.com

ON BEHALF OF THE DEFENDANT ERIC METAXAS:
MARGARET BOEHMER, ESQ.
Gordon & Rees
555 17th Street, Suite 3400
Denver, Colorado 80202
Phone: 303-534-5160
Email: mboehmer@grsm.com

1 PURSUANT TO WRITTEN NOTICE and the
2 appropriate rules of civil procedure, the video
3 videoconferenced deposition of the authorized
4 representative of FEC UNITED by JOE OLTMANN, called for
5 examination by the Plaintiff, was taken remotely,
6 commencing at 9:13 a.m. on September 9, 2021, before
7 Laurel S. Tubbs, a Registered Professional Reporter,
8 Certified Realtime Reporter and Notary Public in and for
9 the State of Colorado.

10 INDEX

11 EXAMINATION:	PAGE
12 By Mr. Skarnulis	7
13 MARKED EXHIBITS:	PAGE
14 Exhibit 103 Email Stream	27
15 PREVIOUSLY MARKED EXHIBITS:	PAGE
16 Exhibit 28 Affidavit	22

1 PROCEEDINGS
 2 THE VIDEOGRAPHER: Here begins the
 3 deposition of Joe Oltmann, corporate rep for FEC United.
 4 Today's date is September 9th, 2021. The time is
 5 10:14 a.m. Central Standard Time. This deposition is
 6 being recorded live via Zoom.
 7 Will the court reporter please do her read
 8 on and swear in the witness.
 9 THE REPORTER: One moment.
 10 The attorneys participating in this
 11 deposition acknowledge that I am not physically present
 12 in the deposition room and that I will be reporting this
 13 deposition remotely. They further acknowledge that in
 14 lieu of an oath administered in person, the witness will
 15 verbally declare his testimony in this matter is under
 16 penalty of perjury. The parties and their counsel
 17 consent to this arrangement and waive any objections to
 18 this manner of reporting. Please indicate your agreement
 19 by stating your name and your agreement on the record,
 20 beginning with the taking attorney.
 21 MR. SKARNULIS: Steve Skarnulis for the
 22 plaintiff.
 23 And, Laurel, I believe what we were doing
 24 is appearances are being entered in the chat.
 25 /////

Page 6

1 JOE OLTMANN,
 2 having been first duly sworn or affirmed, was examined and
 3 testified as follows:
 4 EXAMINATION
 5 BY MR. SKARNULIS:
 6 Q. Good morning, Mr. Oltmann.
 7 A. Good morning.
 8 Q. Please state your name for the record.
 9 A. Joe Oltmann.
 10 Q. And, Mr. Oltmann, you're here as a
 11 corporate representative of FEC United, right?
 12 A. I was asked to stand in as the corporate
 13 representative for FEC United.
 14 Q. Okay. And in preparing for your deposition
 15 testimony today on behalf of FEC United, did you review
 16 the topics that were included in the deposition notice?
 17 A. I did.
 18 Q. And do you feel like you're prepared to
 19 answer questions related to those topics today?
 20 A. Mostly, yes. Yeah.
 21 Q. Okay. Well, let me know if you -- if you
 22 aren't on any one of the topics as we go on.
 23 MR. SKARNULIS: I will note for the other
 24 lawyers, as with other depositions, one objection from one
 25 defendants' counsel is good for all.

Page 7

1 Q. (By Mr. Skarnulis) And, Mr. Oltmann, we're
 2 doing okay so far, but I can tend to be a little of a slow
 3 talker. And we don't want to talk over each other. So if
 4 you can let me finish my questions, I'll certainly let you
 5 finish your answers. Is that fair?
 6 A. Yes.
 7 Q. All right. Did you start FEC United?
 8 A. I founded it, yes.
 9 Q. Were there any other founders?
 10 A. No. Well, there was other people that
 11 were involved in it, but not that were responsible for
 12 putting all the paperwork together.
 13 Q. Okay. Who were the other people who were
 14 involved in the inception of FEC United as an
 15 organization?
 16 A. There were hundreds of people in different
 17 states.
 18 Q. Were there any who were kind of leaders who
 19 you dealt with regularly?
 20 A. Yes. There are other leaders inside of
 21 FEC, yes.
 22 Q. Okay. Why did you start FEC?
 23 A. How much time do you got? I thought we
 24 only had two hours.
 25 Q. Well, just generally. What prompted you to

Page 8

1 start FEC?
 2 A. So -- so I got involved last March in the
 3 Reopen Colorado Movement and helped start the Reopen
 4 Movement across the country, because I was watching
 5 businesses burn. I was watching people lose everything
 6 they had. I was watching the Constitution be taken and
 7 thrown in the trash kind of like it is being today and in
 8 this case.
 9 So, you know, that started and we were
 10 able to get businesses back open. We were able to get
 11 support for those businesses and file lawsuits and get
 12 lawyers to do pro bono work and help people in the
 13 community. I didn't get involved in this -- you know, I
 14 had a couple friends, one committed suicide, which was
 15 kind of a catalyst for me of getting pissed off over all
 16 this stuff.
 17 And so from there, I wanted to make sure
 18 after we got back open that they couldn't continue down
 19 this rabbit hole of destroying personal liberties for
 20 individuals in our country. That's not what this country
 21 stands for.
 22 So I woke up one day and started looking
 23 at the principles of our -- the foundation of our
 24 country, and that's faith, giving people the ability to
 25 go to church and worship, whether it be a church, mosque,

Page 9

1 synagogue. And not allowing the government to come in
 2 and take away spiritual food, which is as important as
 3 the food you eat.

4 On the education side, getting kids back
 5 to school and keeping masks off them. Following the
 6 science, not the junk science or the propaganda that's
 7 put in the left-wing media. And the weaponization of
 8 technology and media in order to push down social
 9 agendas, and to use our kids as political pawns, it
 10 became another glaring issue on the education side. So
 11 how we do get rid of critical race theory and gender
 12 fluidity and all these other things that are destroying
 13 our kids' minds when they can't even get math, science or
 14 English right.

15 And the last of which is commerce. How do
 16 we -- how do we protect small, medium businesses and
 17 protect our community and give them the ability to have a
 18 voice? Which they did not have at all. And, you know,
 19 organizations like the Chamber of Commerce were anemic,
 20 as the article in Time Magazine pointed out, they worked
 21 against the better interests of the people and decided
 22 for the people that they were the daddy and that they
 23 were going to do everything they could to effect and
 24 steer and secure the election the way they wanted it
 25 steered.

Page 10

1 So the organization also has another part,
 2 which is policy and politics, and that's getting people
 3 involved in the community. So it's a four-prong approach
 4 inside the organization.

5 (Telephone ringing.)

6 A. Sorry. I tried to turn off my stuff on my
 7 computer. It's not my phone that's ringing; it's my
 8 computer that's ringing, so I apologize.

9 But the policy and politics side, as an
 10 organization, we want to give people a strong voice and,
 11 you know, now we have a pretty large following across the
 12 nation and we have a pretty solid member base that grows
 13 every day.

14 And, you know, we're going to continue to
 15 push forward an organization to, you know, take away the
 16 authority of government to -- and these radical leftists
 17 in destroying, eroding our basic -- our most basic
 18 freedom in our country. So I started the organization
 19 because of that, because there's not a lot of
 20 organizations out there that do things boldly and stand
 21 up against this -- what I believe is shameful
 22 representation of selfishness and a thirst for power and
 23 greed.

24 And so it's -- we've been very effective
 25 in winning races and helping people get -- get to the

Page 11

1 place where they can restore things to the community.

2 Q. Okay. FEC United, then, has been around
 3 for about a year and a half; is that right?

4 A. Well, so FEC United has been around in an
 5 organic way since June, I think, of last year. And we
 6 got our -- June -- we got our -- or July. We got our
 7 acceptance as an organization in October of 2020.

8 Q. From the federal government?

9 A. From the IRS.

10 Q. Okay. And FEC United is a 501(c)(4),
 11 right?

12 A. It is.

13 Q. What is the -- what's the structure of the
 14 control of FEC United? Are there officers?

15 A. There are not.

16 Q. Okay. Now, Mr. Butler -- Stu Butler
 17 appeared at the courthouse for a deposition as referenced
 18 in the -- of the FEC, and he testified that he was the
 19 temporary president?

20 A. Well, he's not the -- he's the pro tem
 21 president. So he stepped into that position. There's
 22 nothing temporary about it. It's a president pro tem.
 23 So pro tem is I do this until someone is found in the
 24 search to take over that role -- the roles and
 25 responsibilities of the organization.

Page 12

1 Q. Who appointed Mr. Butler as president pro
 2 tem?

3 A. The board did.

4 Q. Okay. Who is on the board?

5 A. Six people.

6 Q. All right. And who are they?

7 THE DEPONENT: Is that a question I have
 8 to answer?

9 THE REPORTER: I'm sorry. I can't
 10 understand you, Mr. Oltmann.

11 THE DEPONENT: I said hold one second.
 12 I'll grab that information for you. 30 seconds.

13 A. Can we come back to that question just so
 14 I'm not wasting any time?

15 Q. Yeah, that's fine.

16 Do you recall any names off the top of your
 17 head?

18 A. Oh, yeah. So I know some of them. Henry
 19 Allen.

20 Q. Okay. Anyone else?

21 A. I just changed the board, so...
 22 Rayanne Weber.

23 Q. Okay. Anyone else?

24 A. I'm trying to find it while I'm --

25 Q. Are you a board member?

Page 13

1 A. I am.
2 Q. Are you chairman of the board?
3 A. I am.
4 Q. Okay. How often does the board meet?
5 A. Every quarter.
6 Q. And is the board responsible for all the
7 major decisions of FEC United?
8 A. Yes.
9 Q. Do you act -- do you make other decisions
10 for FEC United -- say, decisions that wouldn't rise to the
11 board level?
12 A. Say that again.
13 Q. Do you make other decisions for FEC United,
14 say, for example, decisions that wouldn't rise to the
15 level of a board decision?
16 A. No. No, I don't -- I will advise Stu. I
17 will advise them on what needs to be done, and they get
18 to make a decision on whether or not they follow that
19 path or not.
20 Q. Does FEC United have any employees?
21 A. It has one employee.
22 Q. And that's Stephanie Wheeler?
23 A. That is.
24 Q. And what's her job?
25 A. She's a communications -- she handles

Page 14

1 communications -- communications director.
2 Q. Okay.
3 A. We're an organization of volunteers. We
4 have volunteers, community leaders, and things like that
5 inside the community. It's a volunteer movement.
6 Q. Other than Ms. Wheeler, is anyone paid by
7 FEC United for their work with the organization?
8 A. We have a contractor that does web work.
9 But other than that, no.
10 Q. Have you ever been paid by FEC United?
11 A. No.
12 Q. How many members does FEC United have?
13 A. I don't know how many paid members we
14 have, but we have about 200,000 people across the nation
15 that have signed up to be members.
16 Q. Now, you said "paid members." What do you
17 mean by "paid member"?
18 A. Well, people can pay \$60 a year to become
19 a member of FEC United.
20 Q. And with that membership, what is -- what
21 does a paid member get?
22 A. They get access to newsletters and --
23 THE REPORTER: I'm sorry. News -- I'm
24 sorry. Newsletters and?
25 THE DEPONENT: Support.

Page 15

1 A. So if they call us in their business and
2 they need help, then we can mobilize people in the
3 community. If they have kids that go to school and they
4 talk about how critical race theory is being implemented
5 in their system, we can send parents their way.
6 So it's a complete mobilization model.
7 They can -- they can get access to those things without
8 being a paid member. It's just we want to support the
9 organization.
10 Q. (By Mr. Skarnulis) You mentioned a
11 newsletter, and Mr. Butler brought that up in his
12 testimony. Has FEC United's newsletter ever mentioned
13 Dr. Coomer or Dominion Voting Systems?
14 A. No, I don't believe so.
15 THE REPORTER: I'm sorry, sir, but you're
16 cutting out.
17 A. I don't recall that ever being done.
18 Q. (By Mr. Skarnulis) Who publishes the
19 newsletter?
20 A. It's an event where people in different
21 pillars contribute content. That content is then pushed
22 through by Stephanie -- scheduled to push through by
23 Stephanie.
24 Do you want to know who the other board
25 members are?

Page 16

1 Q. Sure.
2 A. Okay. So Kevin Jenkins.
3 Q. Okay.
4 A. Rayanne Weber, Henry Allen, and John
5 Tiegen.
6 Q. Okay. Thank you for that.
7 Does FEC United have an office?
8 A. No, not per se, no. We register in
9 Parker, Colorado, and people can work remotely or they
10 can use an office space at the -- at Greenwood Village.
11 Q. Okay. And that's -- that's -- Mr. Butler
12 mentioned that that's a shared office space with PIN
13 Business Network; is that right?
14 A. Yes.
15 THE REPORTER: I'm sorry, with? I'm
16 sorry, with what business network?
17 THE DEPONENT: PIN Business Network.
18 MR. SKARNULIS: P-I-N, Laurel.
19 Q. (By Mr. Skarnulis) Okay. Mr. Butler
20 mentioned that FEC authorized an informational
21 advertisement on Conservative Daily's podcast; is that
22 right?
23 A. I don't know what you're referring to. I
24 can't -- I don't know what his -- I reviewed his
25 testimony but, I mean, I didn't say that.

Page 17

1 Q. Okay.
2 A. But I can -- I can -- if you ask me more
3 questions as in, Is this true? I can answer those
4 things.
5 Q. Well, does FEC United advertise on
6 Conservative Daily?
7 A. It has, yes.
8 Q. Okay. Does it now?
9 A. From time to time I will talk about FEC
10 United, but we do have not have any formal agreement at
11 this time.
12 Q. Did FEC United have a formal agreement?
13 A. Yes, it did.
14 Q. From when to when?
15 A. I believe it was from August to November
16 or December.
17 Q. Okay.
18 A. Six months or four months.
19 Q. Was that a written contract?
20 A. Yes.
21 Q. And did FE --
22 THE REPORTER: I'm sorry.
23 Q. (By Mr. Skarnulis) Did FEC --let me try
24 that again.
25 Did FEC United pay for its informational

Page 18

1 advertisement on Conservative Daily podcast?
2 A. Yes.
3 Q. How much did FEC United pay for its
4 advertising?
5 A. I believe \$500.
6 Q. \$500 a spot?
7 A. No, just \$500.
8 Q. Okay.
9 A. So FEC did not actually -- they were
10 billed for it, but they did not pay for it. So let me
11 clarify. We had an agreement, but they didn't have the
12 money to pay it. So that money was written off from CD
13 Solutions to FEC United.
14 Q. Who made -- maybe you actually answered my
15 question. So there is a written contract between CD
16 Solutions and FEC United?
17 A. Yes.
18 Q. All right. Who made the decision for FEC
19 United not to pay CD Solutions for advertising?
20 A. Well, there was no money to pay it. So I
21 made the decision on behalf of CD Solutions to absolve
22 them of the debt.
23 Q. Do you know whether FEC United was
24 advertising on Conservative Daily at the time that you
25 first discussed Dr. Coomer? I believe that was

Page 19

1 November 9th.
2 A. I don't recall.
3 Q. Who was the president of FEC United at that
4 time in November of 2020?
5 A. Kristi Burton Brown.
6 Q. And when did Ms. Brown stop being
7 president?
8 A. I don't recall.
9 Q. Why was -- there was a period of time
10 Mr. Butler testified where FEC United did not have a
11 president; is that right?
12 A. Yes.
13 Q. Why did Ms. Brown step down as president?
14 A. She ran for Colorado GOP chair.
15 Q. And why did FEC United proceed without a
16 president for some period of time?
17 A. Because we didn't have a president for
18 that period of time.
19 Q. Were you ever president of FEC United?
20 A. When that organization started, yes.
21 Q. For how long?
22 A. A couple months.
23 Q. All right. We've seen some emails. Who
24 has an FEC United email address?
25 A. I don't know. 100 people probably.

Page 20

1 Q. How are -- how are those given out?
2 A. They're given out by Stephanie when people
3 bring people in as volunteers that head up other
4 volunteers.
5 Q. All right. She makes the decision on who
6 has an FEC United email address?
7 A. Stu makes the decision with Stephanie. So
8 Stu would ultimately make that decision.
9 Q. Is there a policy on the use of the FEC
10 United email addresses?
11 A. I'm sure there is. I'm not on that side
12 of how they can or can't use it.
13 Q. And the FEC United email addresses, would
14 they typically be used for FEC United business only?
15 A. Yes, typically.
16 Q. Okay.
17 A. I have an FEC United email address, and
18 that's basically the email address that I use. So I'm
19 grandfathered as a chairman of an FEC United email. I
20 use it.
21 Q. Do you have a personal email address that
22 you also use?
23 A. I have -- I've never really had a personal
24 email address. I just use email -- my email. But I have
25 a pro tem email, yes.

Page 21

1 Q. And do you have a Conservative Daily email
2 address as well?
3 A. I do not. I have one, but it's
4 joeotto@conservativedaily -- conservative-daily.com. So
5 I rarely if ever -- it's a catchall for info at
6 conservative-daily.com.
7 Q. Okay. Mr. Cain asked you some questions
8 yesterday about how you, Joe Oltmann, came to be on the
9 antifa conference call.
10 And that was because of your work with FEC
11 United, right?
12 A. No.
13 Q. Okay. I'll show you an exhibit. It was
14 previously marked. Give me just a second here. Let me
15 share my screen with you.
16 Okay. Can you see that, Mr. Oltmann?
17 A. Yes.
18 Q. And do you recognize this Exhibit 28?
19 A. Yes.
20 Q. What is it?
21 A. It's the affidavit.
22 Q. Okay. If you go down to the third
23 paragraph, it says, Through this organization, FEC, I
24 became a target of journalists who began slamming both me
25 and my organization.

1 A. Yes.
2 Q. And were you able to search that?
3 A. I searched the entire database.
4 Q. And could not find anything about RD?
5 A. No.
6 Q. Did -- to your knowledge, at the FEC United
7 meeting where RD first approached you, did any other FEC
8 members talk with him?
9 A. I don't recall.
10 Q. Do you know whether other FEC members know
11 RD?
12 A. I have no idea.
13 Q. Do you know whether Mr. Butler is
14 acquainted with RD?
15 A. Mr. Butler did not come in until early in
16 2021 or mid-2021.
17 Q. Has RD continued to be involved with FEC
18 United?
19 A. RD was never really involved in FEC
20 United.
21 Q. How many FEC United meetings did RD attend?
22 A. That I saw, only the ones that he
23 approached me on.
24 Q. If you'll look here --
25 A. I'll answer this question because you

1 Do you see that?
2 A. Yes.
3 Q. And then it goes on to say that you were
4 able to attend the antifa meeting in the fourth paragraph,
5 right?
6 A. Yes.
7 Q. And that came as a result of somebody
8 approaching you at an FEC United meeting, right?
9 A. Yes.
10 Q. Okay. And that person was RD who you
11 testified about yesterday, right?
12 A. Yes.
13 Q. Mr. Cain asked you whether there were any
14 FEC meeting sign-in sheets, anything like that. Are
15 there?
16 A. There were at the time, yes.
17 Q. Were you able to look and see if you could
18 find out whether RD had signed in?
19 A. Yes. So the sheets themselves are not
20 kept. The email addresses are loaded into the email
21 system, and I did check to see if there was an email
22 address that would align with that person, and there
23 isn't one.
24 Q. What about the membership rolls? Is there
25 a membership roll for FEC?

1 asked me to find something, the agreement -- the
2 agreement for CD.
3 Q. Sure.
4 A. Yeah. All right. So I want to finish
5 writing it down. I didn't write it down.
6 Q. Okay. Going back to my screen share,
7 you'll see here -- Powell 209 is the page number. In this
8 paragraph where it says on Friday, November 6th, I
9 received a forwarded article about Georgia regular --
10 irregularities on the election day. I normally do not
11 read many of the these articles because I'm inundated with
12 information both from FEC and my company.
13 Do you see that?
14 A. Yes.
15 Q. Was this article that you referred to here
16 sent to you by another member of FEC?
17 A. I don't recall, actually.
18 Q. Since you brought up the advertising
19 contract, after the Eric Coomer story came out on
20 November 9th, did FEC United have subsequent informational
21 advertising on Conservative Daily?
22 A. Say that again.
23 Q. After you first told the story about
24 Dr. Coomer on November 9th --
25 A. It's not a story. It's not a story. It's

1 what happened. So it's not a story. It's exactly what
2 happened.

3 So after I told exactly what happened over
4 those months, continue.

5 Q. Did FEC United have subsequent
6 informational advertising on Conservative Daily?

7 A. I talk about FEC United still to this day
8 when I'm on the podcast.

9 Q. Did FEC United have subsequent advertising
10 on Conservative Daily?

11 A. Meaning -- meaning did we have a contract
12 where we were paid for it?

13 Q. Yes.

14 A. No. There's no budget for FEC United for
15 advertising.

16 Q. I'm trying to figure out when it
17 was -- there was a period of time from whenever to
18 whenever when there was this contract, right?

19 A. Right.

20 Q. When was the contract terminated?

21 A. When they couldn't pay the contract to
22 begin with.

23 Q. And when was that?

24 A. I don't -- I don't recall.

25 Q. Was it after November 6th?

Page 26

1 A. I don't recall. I think it went through
2 December.

3 Q. Okay. Did anyone with FEC United ever
4 voice concerns about representations made on the
5 Conservative Daily podcast about Dr. Coomer?

6 A. Advertisers are not responsible for the
7 content of a podcast.

8 Q. Okay. That's not my question.
9 Did anyone from FEC United voice concerns
10 about the content on Conservative Daily?

11 A. I don't recall.

12 Q. Okay. I'm going to share the screen. I'm
13 going to share my screen with you again.

14 Okay. Can you see that?

15 A. Yes.

16 Q. This is marked as Exhibit 103. It's FEC
17 emails, JODisclosures.

18 Do you recognize this first page?

19 A. If we disclosed it, then yes.

20 Q. All right. And it's an email from your FEC
21 United email address, right?

22 A. Yes.

23 Q. And it is to chanel.rion@oann, right?

24 A. Yes.

25 Q. Okay. Had OANN reached out to you prior to

Page 27

1 you contacting Ms. Rion?

2 A. I don't recall.

3 Sorry. I'm not looking at you because
4 there's another screen. So it's not --

5 Q. I understand. That's fine. I mean, I'm
6 doing the same.

7 So obviously we can watch the video, but
8 you appeared on a report that Ms. Rion did, right?

9 A. Yes.

10 Q. And FEC United was mentioned in that
11 report, wasn't -- wasn't it?

12 A. Yes, I think so. I'm not -- I'm not
13 familiar with it, actually.

14 Q. Okay. Did FEC United see an increase in
15 membership after this story came out in mid-November?

16 A. No.

17 Q. Okay. If you were to draw a graph, was the
18 rate of membership consistent throughout?

19 A. No. The -- as the organization became
20 more mature, you obviously get more memberships. But
21 there was no spike like you saw in the election. You
22 know, like when all the fake votes were put in for the
23 election across the country? There's nothing like that
24 that would show a big steep -- if you look at the
25 progression of it, it's been a steady flow for the last

Page 28

1 10 months, unlike the, you know, stuff dealing with, you
2 know, Dominion Voting Systems across the country.

3 Q. Well, you were wanting to grow the
4 membership of FEC United in November of 2020, right?

5 A. I was wanting to grow the membership in
6 FEC United all the way back to when -- the inception of
7 the organization. I mean, any person out there that
8 wants to protect the community and do things to protect
9 the people in the community would want that membership
10 and to grow.

11 Q. And you also wanted to grow the membership
12 in November of 2020, right?

13 A. I wanted to grow the membership since the
14 inception of the organization, and I continue to this day
15 to want to grow the membership of this organization.
16 We've had immense growth across multiple states as a
17 result of this over the last 12 months or so.

18 Q. Well, and through this -- the allegations
19 about Dr. Coomer, FEC United received a lot of publicity,
20 right?

21 A. No. No. No.

22 Q. Okay.

23 A. I mean, you can describe a lot of
24 publicity, but I would not describe what FEC has as a lot
25 of publicity.

Page 29

1 Q. Okay. I'll share my screen with you.
2 You're familiar with Michelle Malkin,
3 right?
4 A. I am.
5 Q. Who is she?
6 A. She's a newsperson.
7 Q. All right. She was with Newsmax and also
8 had her own Michelle Malkin Live Show, right?
9 A. I believe so.
10 MR. QUEENAN: Object to form.
11 THE REPORTER: I'm sorry. Who objected?
12 Just a moment. Who objected?
13 MR. QUEENAN: Gordon Queenan on behalf of
14 Michelle Malkin. And I just objected to form.
15 Q. (By Mr. Skarnulis) Okay.
16 A. Because they asked me what I do for a
17 living.
18 Q. Let's take a look at this.
19 (Video playing.)
20 Q. Now, Ms. Malkin gave publicity to FEC
21 United, right?
22 A. Yes.
23 Q. And was that one of the goals that FEC
24 United had on you appearing on Ms. Malkin's show?
25 A. No. They asked me what I do for a living,

1 so I answered that I work with FEC United.
2 Q. Let me fast-forward a little bit here.
3 (Video playing.)
4 Q. Now, Ms. Malkin devoted a significant
5 portion of the end of her show to FEC United.
6 Do you recall that?
7 A. I don't, but I -- I appreciate it, for
8 sure.
9 Q. And this is good publicity if FEC United is
10 trying to increase its membership, right?
11 A. Yes.
12 Q. And you appeared on a number of other shows
13 that garnered publicity for FEC United; is that right?
14 A. Yes.
15 Q. For example, you own the Eric Metaxas show,
16 and Mr. Metaxas devoted some time to discussing FEC United
17 with you, right?
18 MR. KIMREY: I object to this entire
19 line of scoping. It's beyond the scope of limited
20 anti-SLAP discovery. It's completely irrelevant. Form.
21 THE REPORTER: Who objected? I don't see
22 names. I need identification.
23 MR. KIMREY: This is Blaine Kimrey.
24 THE DEPONENT: This is dumb. This is --
25 Q. (By Mr. Skarnulis) Okay. You can answer.

1 A. What was the question again?
2 Q. You were on Eric Metaxas, it's a nationwide
3 syndicated show.
4 A. This -- this deposition is about FEC
5 United. This deposition is not on Joe Oltmann. So if
6 you want to ask me questions about FEC United, I will
7 answer those questions. If you want to ask me questions
8 about my role in the organization, I will answer those
9 questions.
10 If you want to go down a rabbit hole where
11 you try to interrogate me for another two hours like you
12 did yesterday, we're not going to get anywhere. Because
13 I'm not going to go through this process where you get a
14 second bite, third bite, fifth, twelfth bite at the
15 apple. I'm not going to do it.
16 I could have put my company -- I could
17 have put my company on there of which I got docs there,
18 had to step down as the CEO, walk away and divest. Or I
19 could put FEC United, which is actually on the ground
20 fighting for people in this country.
21 And I know people like you and Eric Coomer
22 and everyone else can't appreciate that, but that's what
23 I was doing. And that's what I wanted people to
24 understand is that I was in the fight and had been in the
25 fight, and that's why I got into the conversation to

1 begin with, not because of the work that I did with PIN,
2 but because of the fact that I was out there fighting for
3 people.
4 That's the only reason I got an
5 opportunity to get involved in this thing to begin with.
6 It had nothing to do with FEC. It had to do with me
7 going out there and fighting. FEC is an organization
8 that did great things in the community. FEC United
9 continues to do great things in the community, but
10 getting publicity or not getting publicity makes no
11 difference to me. They asked me what organization I
12 represented, I told them, period.
13 MR. SKARNULIS: Objection. Nonresponsive.
14 A. Oh, my gosh. All right.
15 Q. (By Mr. Skarnulis) FEC United was
16 discussed with Eric Metaxas on his nationwide syndicated
17 show, right?
18 A. Yes. I -- probably, yes.
19 Q. Okay. FEC United has been discussed on
20 other shows such as Steve Bannon's podcast, right?
21 A. I don't know that. I don't recall.
22 Q. FEC United has garnered publicity at events
23 like Mike Lindell's cyber symposium, right?
24 THE REPORTER: I'm sorry. I didn't hear
25 the objection.

1 MR. KIMREY: Objection. Beyond the scope.
2 Blaine Kimrey, OANN, Chanel Rion.
3 Q. (By Mr. Skarnulis) Prior to the
4 allegations that Joe Oltmann made about Dr. Coomer, FEC
5 United was not getting publicity, such as Ms. Malkin's
6 show and Mr. Metaxas's show, right?
7 A. That is not true.
8 Q. Okay. What other publicity had FEC United
9 been receiving?
10 A. Lots of publicity.
11 MR. KIMREY: Objection to beyond the
12 scope. Blaine Kimrey.
13 Q. (By Mr. Skarnulis) Can you give me an
14 example?
15 A. Well, I can tell you that every FEC United
16 meeting we had across the state, more than 300 people
17 would show up to each one and as many as 1200 people
18 showed up to an FEC meeting. So I would say that FEC
19 United was doing just fine long before November.
20 I would say that actually coming out and
21 telling the truth about your client caused FEC United to
22 retract, not to grow.
23 Q. Are you able to demonstrate that? I
24 thought you said the membership has increased.
25 A. The membership has increased.

Page 34

1 Q. Okay. How has it retracted then?
2 A. Well, it slow -- it slows down and then
3 speeds up. How's that?
4 Q. Okay.
5 A. As we start -- as we start to do
6 more -- as FEC United starts to do more, to help people
7 in the community, it starts to go back up again. All
8 right?
9 But you have a certain pause that happens
10 when people are kind of in that place where they couldn't
11 believe what their eyes were showing them as a result of
12 the 2020 election that was stolen from them.
13 THE REPORTER: I'm sorry. There was a
14 cutting out. Can you repeat the last phrase,
15 Mr. Oltmann?
16 A. That was stolen from the American people.
17 The election that was stolen from the American people.
18 Q. (By Mr. Skarnulis) I'm going to share my
19 screen with you again.
20 Are you able to see that?
21 A. I see it.
22 (Video playing.)
23 Q. Prior to the allegations about Dr. Coomer,
24 had FEC United ever appeared on an OANN segment?
25 MR. KIMREY: Objection. Beyond the scope.

Page 35

1 Q. (By Mr. Skarnulis) You can answer.
2 MR. KIMREY: Same objection.
3 Q. (By Mr. Skarnulis) Was that a no? I'm
4 sorry.
5 THE REPORTER: I can't hear you,
6 Mr. Oltmann.
7 THE DEPONENT: Say that again?
8 THE REPORTER: I said I can't hear you,
9 Mr. Oltmann.
10 A. I didn't hear the question.
11 Q. (By Mr. Skarnulis) Prior to the
12 allegations that you made about Dr. Coomer, had FEC United
13 ever appeared on an OANN segment?
14 MR. KIMREY: Objection. Beyond the scope.
15 A. Do I answer it?
16 Q. (By Mr. Skarnulis) Yes, you can answer.
17 A. No.
18 Q. Prior to the allegations you made about
19 Dr. Coomer, had FEC United ever been featured on Eric
20 Metaxas's show?
21 A. FEC United was never featured on any of
22 these shows.
23 Q. Okay. Had FEC United, to your knowledge,
24 ever been mentioned on Mr. Metaxas's show?
25 A. I don't recall. I haven't seen it in

Page 36

1 months.
2 Q. Prior to your allegations against
3 Dr. Coomer, had FEC United ever been mentioned on Newsmax,
4 to your knowledge?
5 A. I don't -- I don't -- I don't know. We've
6 been mentioned all over the country prior to November
7 election.
8 Q. Has FEC United had any meetings or rallies
9 related to allegations of election fraud?
10 A. I don't recall.
11 Q. Prior to the election, had FEC United had a
12 meeting or a rally regarding the possibility of election
13 fraud?
14 A. I don't think so.
15 Q. Prior to the election, had FEC United ever
16 mentioned or discussed election fraud in its newsletter?
17 MR. KIMREY: Mr. Skarnulis, let's -- can I
18 just have a standing -- this is Blaine Kimrey, I don't
19 want to keep objecting beyond the scope. I think almost
20 this entire deposition has been beyond the scope of
21 limited anti-SLAP discovery.
22 Can I just have a standing objection so I
23 don't have to keep objecting as to beyond the scope as to
24 all your questions? Do you consent to that?
25 MR. SKARNULIS: Sure. I think I'm keeping

Page 37

1 squarely within the scope, but we can agree to disagree.
2 MR. KIMREY: Okay. So I have a standing
3 objection.
4 MR. SKARNULIS: Yes, you do.
5 MR. KIMREY: Beyond the scope?
6 MR. SKARNULIS: Right.
7 Q. (By Mr. Skarnulis) Mr. Oltmann, we've been
8 going about half an hour, let's take a break. Hopefully
9 these entity depositions will not be as lengthy as even
10 the two hours that we're allotted, but this will allow us
11 to take a break and for me to get organized.
12 A. Okay.
13 THE REPORTER: Off the record?
14 THE DEPONENT: How long are we going to
15 break?
16 THE REPORTER: Just a moment. Let's go
17 off the record.
18 THE VIDEOGRAPHER: Off the record at 11:00
19 a.m. [sic].
20 (Recess from 10:00 a.m. to 10:13 a.m.)
21 THE VIDEOGRAPHER: One second. Back on
22 the record. The time is 11:13 a.m.
23 Q. (By Mr. Skarnulis) Mr. Oltmann, has anyone
24 associated with FEC United performed any independent
25 investigation about the allegations you've made regarding
Page 38

1 Dr. Coomer?
2 A. No.
3 Q. Why not?
4 A. I don't even know how to answer that
5 question.
6 Q. Has anyone at FEC United attempted to
7 identify RD who got you on the antifa Zoom?
8 A. No.
9 Q. Has anyone with FEC United attempted to
10 find evidence that Dr. Coomer was involved in any
11 organizations you would contend are affiliated with
12 antifa?
13 A. No. It's not their job.
14 Q. You've said before that FEC United has
15 uncovered antifa journalists; is that right?
16 A. I don't believe that's how I put it, but
17 we did uncover FEC -- excuse me -- we did uncover antifa
18 journalists.
19 Q. What pillar of the FEC is investigating
20 antifa under?
21 A. What?
22 Q. Well, FEC's mission involves the three
23 pillars you discussed at the beginning of our deposition,
24 right?
25 A. Yes.
Page 39

1 Q. Where does investigating connections to
2 antifa fall under that?
3 A. Antifa -- FEC as an organization did not
4 look into this. Individuals collectively looked into
5 this.
6 Q. What is FEC United's connection with UADF?
7 A. They are -- they partner at events.
8 Q. Are members of FEC United also members of
9 UADF?
10 A. Some of them are, I'm sure.
11 Q. What is UADF?
12 A. United American Defense Force.
13 Q. And are you involved with United American
14 Defense Force?
15 A. I'm a member.
16 Q. Are you a founder?
17 A. I'm not.
18 Q. All right. Yesterday -- let me make sure
19 I've got this right -- Mr. Arrington questioned you at the
20 end of yesterday's deposition, and you testified that you
21 had never communicated with Sidney Powell directly.
22 Has FEC United or anyone involved
23 communicated with Sidney Powell directly?
24 A. Not to my knowledge, no.
25 MS. DEFRANCO: Mr. Skarnulis, can I ask
Page 40

1 you to clarify, please, what you mean by "Sidney Powell"?
2 MR. SKARNULIS: Sure. I'll share my
3 screen. That should help.
4 Q. (By Mr. Skarnulis) Okay. Can you see
5 that, Mr. Oltmann?
6 A. Yes.
7 Q. And this is -- for the record, it's
8 Exhibit 103 at page 864. Do you recognize this?
9 A. Yes.
10 Q. What is it?
11 A. It's an email from me to Sidney.
12 Q. And it's dated January 22nd, 2021, right?
13 A. Yes.
14 Q. And this is on your FEC United account,
15 right?
16 A. Yes.
17 Q. Lyn Duden is cc'd at PINbn.com. Who is Lyn
18 Duden?
19 A. She is my assistant, and the thing
20 automatically cc'd on several emails.
21 Q. Does Lyn Duden have any association with
22 FEC United?
23 A. She does not.
24 Q. Does Lyn Duden assist with any of FEC
25 United's business?
Page 41

1 A. She does not.
2 Q. You write here, Sidney, it might be a good
3 idea to connect. We have some interesting information on
4 Eric Coomer.
5 What interesting information did you have
6 on Dr. Coomer in January of 2021?
7 A. I had an entire dossier of information on
8 Eric Coomer.
9 Q. When you say a "dossier," what was
10 contained in that?
11 A. It's inside the discovery.
12 Q. Okay.
13 A. The information, such as being a skinhead,
14 being a drug addict, self-proclaimed liar,
15 self-proclaimed -- having bipolar disorder. I can go
16 down the list if you want and you can go through it.
17 Q. No. That's all right.
18 Did you share that information with
19 Ms. Powell?
20 A. I don't recall.
21 Q. You also write, You also need to be aware
22 of what we're doing in Colorado in gaining access to the
23 Dominion systems under the radar. We have several county
24 clerks cooperating.
25 Do you see that?

Page 42

1 A. Yes.
2 Q. Did you assist in providing Ms. Powell
3 access to Dominion systems?
4 A. This deposition is not about Dominion.
5 This deposition is about FEC United.
6 Q. Well, this is on an FEC United email.
7 A. Okay. But that -- this -- this deposition
8 is about FEC United's involvement, which it had none.
9 I've already testified that I use FEC United email as my
10 personal email address.
11 Q. How does our judge or a member of our jury
12 in viewing a document such as this, how do they tell when
13 Joe Oltmann has on his FEC hat or it's just Joe Oltmann
14 individually?
15 A. This is just an email address.
16 Q. Okay. And this email, you're telling the
17 jury is on behalf of you individually, right?
18 A. Yes.
19 Q. Not one of the three entities we're going
20 to do depositions on today?
21 A. Meaning what? Meaning what?
22 Q. You're not acting in your capacity as a
23 representative of FEC, Shuffling Madness, or Conservative
24 Daily?
25 A. Why would I act on behalf of that when I'm

Page 43

1 looking at all of the information related to the lawsuit?
2 Q. I'm asking you as a representative of FEC
3 United. You're using your FEC United email to communicate
4 directly with Ms. Powell, aren't you?
5 A. Yes.
6 Q. Why did you not use another email address?
7 A. I don't know. I used several email
8 addresses.
9 Q. And I'm going to ask the question again
10 because I don't think you've answered it.
11 How is it that a member of our jury can
12 tell when you've got your FEC United hat on or when you're
13 just Joe Oltmann?
14 A. I'm the chairman of the board for FEC
15 United. I'm a volunteer for FEC United. The information
16 in this email and subsequent emails has to do with the
17 lawsuit that was filed, and the information that we had
18 on Eric Coomer and his credibility as a human being comes
19 into play with Sidney Powell and others. So I'm
20 obviously doing this as a result of the information I was
21 able to uncover about Eric Coomer.
22 MR. KIMREY: I'd like to -- I'd like to
23 interpose an objection. I think it's ironic,
24 Mr. Skarnulis, that you're referring to a jury when we're
25 involved in anti-SLAP discovery, which has nothing to do

Page 44

1 with a jury. So I just reiterate, beyond the scope.
2 MR. SKARNULIS: Okay. That's fair.
3 Q. (By Mr. Skarnulis) How does our judge tell
4 whether this is an FEC United email or a Joe Oltmann
5 email?
6 A. Well, the judge has already made up her
7 mind of what she's doing. I wouldn't be surprised if
8 she's communicating with you guys directly.
9 Q. Okay. What is it about this email that
10 indicates to the ordinary reader that this is Joe Oltmann
11 personally and not Joe Oltmann on behalf of FEC United?
12 A. I can't speculate on what a reader would
13 actually think.
14 Q. And you can't speculate on what Ms. Powell
15 thought, right?
16 A. Well, I'm not Ms. Powell, so that would be
17 accurate. I can't speculate on what she would think.
18 Q. In this email thread, if you'll go down to
19 the next page, 865, you say in a subsequent email that you
20 can give Ms. Powell access to 103 gigabytes of data, as
21 well as the updated Antrim County report.
22 Does FEC United have data from Antrim
23 County in Michigan?
24 A. No.
25 Q. Did you provide Ms. Powell 103 gigs of data

Page 45

1 from Antrim County?
2 A. I don't recall.
3 Q. Scrolling down a second.
4 There is a -- there's an email here, I'm
5 not sure who that's from but signed W. I would assume
6 that's Wilson Powell. Yeah.
7 And Mr. Powell gave you a phone number
8 here. Did Mr. Powell and you speak?
9 A. I don't recall.
10 Q. Is Sidney Powell or any of the other
11 defendants, are they involved at all with FEC United?
12 A. No.
13 Q. Has FEC United performed any investigation
14 of the Dominion Voting Systems machines?
15 A. FEC United has never gotten involved in
16 the election fraud that was perpetrated on the American
17 people on the 3rd of November.
18 MS. DEFRANCO: I'm going to object that
19 Dominion Voting Systems is not a party in this case other
20 than as it relates directly to Eric Coomer. And that is
21 the --
22 THE REPORTER: I'm sorry, Ms. DeFranco. I
23 didn't hear the last statement. And that is the?
24 MS. DEFRANCO: I beg your pardon.
25 And that is the order on the scope of

Page 46

1 discovery.
2 THE DEPONENT: I apologize for drinking
3 lots of water, but I'm taking this creatine stuff that
4 requires you to drink lots of water when you work out.
5 Got to stay healthy.
6 MR. SKARNULIS: Let's go off the record
7 for just a couple minutes. I may be done with this one.
8 THE VIDEOGRAPHER: Okay. Off the record.
9 11:27 a.m.
10 (Recess from 10:27 a.m. to 10:35 a.m.)
11 THE VIDEOGRAPHER: Back on the record.
12 The time is 11:35 a.m.
13 Q. (By Mr. Skarnulis) Mr. Oltmann, does FEC
14 United scan the driver's licenses of attendees at its
15 meetings?
16 A. They do now, yes.
17 Q. Did they, at the time of the Bandimere
18 meeting where RD approached you?
19 A. RD didn't approach me at the Bandimere
20 meeting. The Bandimere meeting happened on October 15th.
21 October 15th --
22 Q. Sorry. I didn't --
23 A. I'm sorry?
24 Q. Sorry. I may have gotten that wrong.
25 Did FEC United scan the driver's licenses

Page 47

1 of attendees at the meeting where RD approached you?
2 A. I don't -- I don't think so, no.
3 Q. Okay. RD was present at the Bandimere
4 meeting, wasn't he?
5 A. I don't believe so. He may have been.
6 Q. Okay. Does FEC United retain the records
7 of the driver's licenses that are scanned?
8 A. No.
9 MR. SKARNULIS: All right. I pass the
10 witness.
11 THE DEPONENT: Let -- let me clarify if we
12 keep records, because I'll have to check with -- with
13 them to see if they keep any of those records.
14 MR. SKARNULIS: Thank you for that.
15 MS. DEFRANCO: Back then?
16 THE DEPONENT: No, at all. He asked me
17 the question at all. He didn't clarify the time.
18 THE REPORTER: I'm sorry. Ms. DeFranco, I
19 can't hear you.
20 MS. DEFRANCO: I was just trying to
21 clarify what my client is going to check, and he's going
22 to check to see if -- if FEC was keeping driver's
23 licenses at the time of Mr. Oltmann's meeting with RD or
24 at the time of the Bandimere meeting. He's not going to
25 look past that.

Page 48

1 THE REPORTER: Counsel, any other
2 questions?
3 I didn't hear a response.
4 THE DEPONENT: I apologize. Can you
5 please --
6 MS. DEFRANCO: I have nothing further.
7 Thank you.
8 THE REPORTER: All right. Counsel,
9 starting with Mr. Skarnulis, your order, please?
10 MR. SKARNULIS: The same. Etran.
11 THE REPORTER: Any other counsel ordering?
12 MR. KIMREY: This is Blaine Kimrey, and
13 actually I think I'd just like this on a regular delivery
14 cycle. So I don't need it -- well, I actually -- I would
15 like the video. How quickly can I get the video? What's
16 a regular delivery on the video?
17 THE VIDEOGRAPHER: If you put in like an
18 expedited order, Veritext -- I don't know. I usually
19 just do -- I don't know how long, but they'd probably
20 give it to you by the end of the week.
21 MR. KIMREY: Yeah. I just -- I'd just
22 like a regular delivery cycle, I think.
23 MS. DOMINGUEZ: Mr. Kimrey?
24 MR. KIMREY: Yes.
25 MS. DOMINGUEZ: The standard delivery is

Page 49

1 10 business days. If you want it expedited, we can
 2 expedite it. If you want to sync the transcript, that
 3 normally takes about 10 business days unless you want
 4 that expedited as well.
 5 MR. KIMREY: Let's do the sync on the
 6 video on a regular delivery. And then as far as the
 7 transcript is concerned, we'll just take that on a
 8 regular delivery as well.
 9 THE REPORTER: Any other counsel ordering?
 10 MR. HOLWAY: This is Eric Holway on behalf
 11 of the Trump campaign. And I'd just like an E-Transcript
 12 for regular delivery, please. Thank you.
 13 THE REPORTER: Any other --
 14 MS. BOEHMER: This is Margaret Boehmer on
 15 behalf of Eric Metaxas. We'd like an E-Transcript,
 16 regular delivery. No video, please. Thank you.
 17 THE DEPONENT: Blaine just wants to see me
 18 up-front and personal.
 19 MR. KIMREY: I think I'm getting plenty of
 20 that, Joe, so...
 21 MS. DEFRANCO: We need to arrange for
 22 reading and signing, and then take just our standard
 23 electronic, please.
 24 THE REPORTER: Okay. Thank you.
 25 THE VIDEOGRAPHER: Okay. Really quick.
 Page 50

1 Anyone else for the video?
 2 All right. If that's everyone, this
 3 concludes the deposition of Joe Oltmann. Off the record
 4 at 11:40 a.m.
 5 MR. KIMREY: If this is on the record
 6 right now, I wouldn't call it the deposition of Joe
 7 Oltmann. It was the deposition --
 8 THE VIDEOGRAPHER: Sorry.
 9 MR. KIMREY: -- of the authorized
 10 representative of FEC United.
 11 THE VIDEOGRAPHER: So this concludes the
 12 deposition of corporate rep for FEC United. Off the
 13 record. 11:41 a.m.
 14 * * * * *
 15 WHEREUPON, the foregoing deposition was
 16 concluded at the hour of 10:41 a.m. Total time on the
 17 record was 1 hour and 46 minutes.
 18
 19
 20
 21
 22
 23
 24
 25
 Page 51

1 I, JOE OLTMANN, 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 _____
 12 JOE OLTMANN
 13 Subscribed and sworn to before me this _____
 14 day of _____, 20____.
 15
 16 My commission expires: _____
 17
 18 _____
 19 Notary Public
 20
 21 _____
 22 Address
 23
 24
 25
 Page 52

1 REPORTER'S CERTIFICATE
 2
 3
 4 I, Laurel S. Tubbs, a Registered
 5 Professional Reporter and Notary Public within the State
 6 of Colorado, do hereby certify that previous to the
 7 commencement of the examination, the deponent was duly
 8 sworn by me to testify to the truth.
 9 I further certify that this deposition was
 10 taken in shorthand by me remotely and thereafter reduced
 11 to a typewritten form; that the foregoing constitutes a
 12 true and correct transcript.
 13 I further certify that I am not related
 14 to, employed by, nor of counsel for any of the parties or
 15 attorneys herein, nor otherwise interested in the result
 16 of the within action.
 17 My commission expires September 1, 2023.
 18
 19 
 LAUREL S. TUBBS
 20 Registered Professional Reporter,
 21 Certified Realtime Reporter,
 22 and Notary Public
 23 Dated: September 10, 2021
 24
 25
 Page 53

1 Ms. Andrea Hall, Esq.
 2 andrea@thehalllawoffice.com
 3 September 10, 2021
 4 RE: Coomer, Eric, Ph.D. v. Donald J. Trump For President, Inc.
 5 9/9/2021, FEC United - Joe Oltmann (#4792308)
 6 The above-referenced transcript is available for
 7 review.
 8 Within the applicable timeframe, the witness should
 9 read the testimony to verify its accuracy. If there are
 10 any changes, the witness should note those with the
 11 reason, on the attached Errata Sheet.
 12 The witness should sign the Acknowledgment of
 13 Deponent and Errata and return to the deposing attorney.
 14 Copies should be sent to all counsel, and to Veritext at
 15 errata-tx@veritext.com.
 16
 17 Return completed errata within 30 days from
 18 receipt of testimony.
 19 If the witness fails to do so within the time
 20 allotted, the transcript may be used as if signed.
 21
 22 Yours,
 23 Veritext Legal Solutions
 24
 25

Page 54

1 Coomer, Eric, Ph.D. v. Donald J. Trump For President, Inc.
 2 FEC United - Joe Oltmann (#4792308)
 3 ACKNOWLEDGEMENT OF DEPONENT
 4 I, FEC United - Joe Oltmann, do hereby declare that I
 5 have read the foregoing transcript, I have made any
 6 corrections, additions, or changes I deemed necessary as
 7 noted above to be appended hereto, and that the same is
 8 a true, correct and complete transcript of the testimony
 9 given by me.
 10
 11 _____
 12 FEC United - Joe Oltmann Date
 13 *If notary is required
 14 SUBSCRIBED AND SWORN TO BEFORE ME THIS
 15 _____ DAY OF _____, 20____.
 16
 17 _____
 18
 19 NOTARY PUBLIC
 20
 21
 22
 23
 24
 25

Page 56

1 Coomer, Eric, Ph.D. v. Donald J. Trump For President, Inc.
 2 FEC United - Joe Oltmann (#4792308)
 3 E R R A T A S H E E T
 4 PAGE____ LINE____ CHANGE_____
 5 _____
 6 REASON_____
 7 PAGE____ LINE____ CHANGE_____
 8 _____
 9 REASON_____
 10 PAGE____ LINE____ CHANGE_____
 11 _____
 12 REASON_____
 13 PAGE____ LINE____ CHANGE_____
 14 _____
 15 REASON_____
 16 PAGE____ LINE____ CHANGE_____
 17 _____
 18 REASON_____
 19 PAGE____ LINE____ CHANGE_____
 20 _____
 21 REASON_____
 22 _____
 23 _____
 24 FEC United - Joe Oltmann Date
 25

Page 55

1
 2
 3
 4
 5
 6
 7
 8
 9
 10
 11
 12
 13
 14
 15
 16
 17
 18
 19
 20
 21
 22
 23
 24
 25

[& - agree]

&	42:6 53:22 54:3	6	acceptance 12:7
& 2:4 3:16,20	2023 53:17	60 15:18	access 15:22 16:7
1	209 25:7	600 4:9	42:22 43:3 45:20
1 51:17 53:17	20cv34319 1:6	60601 4:5	account 41:14
10 29:1 50:1,3	2150 2:14	6th 25:8 26:25	accuracy 54:9
53:22 54:3	22 5:17	7	accurate 45:17
100 20:25	222 4:4	7 5:12	acknowledge 6:11
103 5:14 27:16	22402 53:19	719-530-3011 2:5	6:13 52:2
41:8 45:20,25	2251 3:8	720-931-3200 4:10	acknowledgement
1040 2:18	22nd 41:12	8	56:3
1064 2:4	27 5:14	80111 2:18 3:17	acknowledgment
1099 2:14	28 5:17 22:18	80202 1:4 2:10,14	54:12
10:00 38:20	3	80210 1:4 2:10,14	acquainted 24:14
10:13 38:20	30 13:12 54:17	3:21 4:10	act 14:9 43:25
10:14 6:5	300 34:16	80539 3:9	acting 43:22
10:27 47:10	303-205-7870 3:5	80601 3:13	action 53:16
10:35 47:10	303-390-0016 2:15	81201 2:5	addict 42:14
10:41 51:16	303-443-1749 3:14	830 3:4	additions 56:6
11:13 38:22	303-534-5160 3:22	8400 2:18	address 1:3 20:24
11:27 47:9	303-573-1900 2:10	864 41:8	21:6,17,18,21,24
11:35 47:12	303-734-3400 2:19	865 45:19	22:2 23:22 27:21
11:40 51:4	303-741-4539 3:18	9	43:10,15 44:6
11:41 51:13	312-609-7865 4:5	9 1:17 5:6	52:20
12 29:17	3400 3:21	9/9/2021 54:5	addresses 21:10
1200 34:17	3801 3:4	970-419-8234 3:9	21:13 23:20 44:8
128 3:13	3rd 46:17	9:13 5:6	administered 6:14
1400 2:9	4	9th 6:4 20:1 25:20	advertise 18:5
1437 1:3	4 12:10	25:24	advertisement
1515 4:9	400 3:17	a	17:21 19:1
15th 47:20,21	409 1:7	a.m. 5:6 6:5 38:19	advertisers 27:6
1600 2:9	46 51:17	38:20,20,22 47:9	advertising 19:4
17th 3:21	4792308 54:5 55:2	47:10,10,12 51:4	19:19,24 25:18,21
18th 2:14	56:2	51:13,16	26:6,9,15
2	5	51:13,16	advise 14:16,17
20 52:14 56:15	500 19:5,6,7	ability 9:24 10:17	affidavit 5:17
200,000 15:14	501 12:10	able 9:10,10 23:4	22:21
2020 12:7 20:4	555 3:21	23:17 24:2 34:23	affiliated 39:11
29:4,12 35:12	5613 3:17	35:20 44:21	affirmed 7:2
2021 1:17 5:6 6:4		absolve 19:21	agendas 10:9
24:16,16 41:12			agree 38:1

[agreement - butler]

<p>agreement 6:18,19 18:10,12 19:11 25:1,2 align 23:22 allegations 29:18 34:4 35:23 36:12 36:18 37:2,9 38:25 allen 13:19 17:4 allotted 38:10 54:20 allow 38:10 allowing 10:1 amendment 52:4 america 1:13 4:2,7 american 35:16,17 40:12,13 46:16 andrea 3:7,10 54:1 54:2 anemic 10:19 answer 7:19 13:8 18:3 24:25 31:25 32:7,8 36:1,15,16 39:4 answered 19:14 31:1 44:10 answers 8:5 anti 31:20 37:21 44:25 antifa 22:9 23:4 39:7,12,15,17,20 40:2,3 antrim 45:21,22 46:1 apologize 11:8 47:2 49:4 appearances 2:1 3:1 4:1 6:24 appeared 12:17 28:8 31:12 35:24 36:13</p>	<p>appearing 30:24 appended 56:7 apple 32:15 applicable 54:8 appointed 13:1 appreciate 31:7 32:22 approach 11:3 47:19 approached 24:7 24:23 47:18 48:1 approaching 23:8 appropriate 5:2 arrange 50:21 arrangement 6:17 arrington 3:3,3 40:19 arringtonpc.com 3:5 article 10:20 25:9 25:15 articles 25:11 asked 7:12 22:7 23:13 25:1 30:16 30:25 33:11 48:16 asking 44:2 assist 41:24 43:2 assistant 41:19 associated 38:24 association 41:21 assume 46:5 attached 52:4 54:11 attempted 39:6,9 attend 23:4 24:21 attendees 47:14 48:1 attorney 6:20 54:13 attorneys 6:10 53:15</p>	<p>august 18:15 authority 11:16 authorized 1:16 5:3 17:20 51:9 automatically 41:20 available 54:6 avenue 2:18 3:4 aware 42:21</p> <hr/> <p style="text-align: center;">b</p> <hr/> <p>b 1:11,12,13 3:7 3:11 back 9:10,18 10:4 13:13 25:6 29:6 35:7 38:21 47:11 48:15 bandimere 47:17 47:19,20 48:3,24 bannock 1:3 bannon's 33:20 barry 3:3,5 base 11:12 basic 11:17,17 basically 21:18 bclark 4:6 beg 46:24 began 22:24 beginning 6:20 39:23 begins 6:2 behalf 2:2,8,12,16 3:2,6,11,15,19 4:2 4:7 7:15 19:21 30:13 43:17,25 45:11 50:10,15 believe 6:23 11:21 16:14 18:15 19:5 19:25 30:9 35:11 39:16 48:5 better 10:21</p>	<p>beyond 31:19 34:1 34:11 35:25 36:14 37:19,20,23 38:5 45:1 big 28:24 billed 19:10 bipolar 42:15 bit 31:2 bite 32:14,14,14 bkimrey 4:6 bkloewer 2:6 blaine 4:3 31:23 34:2,12 37:18 49:12 50:17 board 13:3,4,21 13:25 14:2,4,6,11 14:15 16:24 44:14 boehmer 3:20 50:14,14 boldly 11:20 bono 9:12 bowman 2:3 box 2:4 3:8,13 brad 2:2 break 38:8,11,15 brighton 3:13 bring 21:3 brought 16:11 25:18 brown 20:5,6,13 bryan 4:3 budget 26:14 burn 9:5 burton 20:5 business 16:1 17:13,16,17 21:14 41:25 50:1,3 businesses 9:5,10 9:11 10:16 butler 12:16,16 13:1 16:11 17:11</p>
---	--	--	--

[butler - cycle]

17:19 20:10 24:13 24:15	chicago 4:5 christopher 2:17 church 9:25,25 civil 5:2 clarify 19:11 41:1 48:11,17,21 clark 4:3 clerks 42:24 client 34:21 48:21 collectively 40:4 colorado 1:1 2:10 2:14,18 3:4,9,13 3:17,21 4:10 5:9 9:3 17:9 20:14 42:22 53:6 come 10:1 13:13 24:15 comes 44:18 coming 34:20 commencement 53:7 commencing 5:6 commerce 10:15 10:19 commission 52:16 53:17 committed 9:14 communicate 44:3 communicated 40:21,23 communicating 45:8 communications 1:11 14:25 15:1,1 community 9:13 10:17 11:3 12:1 15:4,5 16:3 29:8,9 33:8,9 35:7 company 25:12 32:16,17	complete 16:6 56:8 completed 54:17 completely 31:20 computer 11:7,8 concerned 50:7 concerns 27:4,9 concluded 51:16 concludes 51:3,11 conference 22:9 connect 42:3 connection 40:6 connections 40:1 consent 6:17 37:24 conservative 1:11 3:7,11 17:21 18:6 19:1,24 22:1,4,6 25:21 26:6,10 27:5,10 43:23 conservativedaily 22:4 consistent 28:18 constitutes 52:5 53:11 constitution 9:6 cont'd 3:1 4:1 contacting 28:1 contained 42:10 contend 39:11 content 16:21,21 27:7,10 continue 9:18 11:14 26:4 29:14 continued 24:17 continues 33:9 contract 18:19 19:15 25:19 26:11 26:18,20,21 contractor 15:8 contribute 16:21	control 12:14 conversation 32:25 coomer 1:6 16:13 19:25 25:19,24 27:5 29:19 32:21 34:4 35:23 36:12 36:19 37:3 39:1 39:10 42:4,6,8 44:18,21 46:20 54:4 55:1 56:1 cooperating 42:24 copies 54:14 corporate 6:3 7:11 7:12 51:12 correct 53:12 56:8 corrections 56:6 counsel 6:16 7:25 49:1,8,11 50:9 53:14 54:14 country 9:4,20,20 9:24 11:18 28:23 29:2 32:20 37:6 county 1:1 42:23 45:21,23 46:1 couple 9:14 20:22 47:7 court 1:1,3,4 6:7 courthouse 12:17 courtroom 1:7 creatine 47:3 credibility 44:18 critical 10:11 16:4 cseerveld 2:19 cstrial.com 2:6,6,7 cutting 16:16 35:14 cyber 33:23 cycle 49:14,22
c			
c 6:1 12:10 cain 2:4 22:7 23:13 california 2:5 call 16:1 22:9 51:6 called 5:4 campaign 50:11 capacity 43:22 case 1:6 9:8 46:19 catalyst 9:15 catchall 22:5 caused 34:21 cc'd 41:17,20 cd 19:12,15,19,21 25:2 central 6:5 ceo 32:18 certain 35:9 certainly 8:4 certificate 53:1 certified 5:8 53:20 certify 53:6,9,13 chair 20:14 chairman 14:2 21:19 44:14 chamber 10:19 chanel 1:12 4:2,7 34:2 chanel.rion 27:23 change 55:4,7,10 55:13,16,19 changed 13:21 changes 52:7,8 54:10 56:6 chat 6:24 check 23:21 48:12 48:21,22			

[d - eric]

d	50:21	47:1	e
<p>d 1:11,12,13 3:7 3:11 6:1 daddy 10:22 daily 1:11 3:7,11 18:6 19:1,24 22:1 25:21 26:6,10 27:5,10 43:24 daily's 17:21 daily.com. 22:4,6 data 45:20,22,25 database 24:3 date 6:4 55:24 56:12 dated 41:12 53:22 day 9:22 11:13 25:10 26:7 29:14 52:14 56:15 days 50:1,3 54:17 dealing 29:1 dealt 8:19 debt 19:22 december 18:16 27:2 decided 10:21 decision 14:15,18 19:18,21 21:5,7,8 decisions 14:7,9 14:10,13,14 declare 6:15 56:4 deemed 56:6 defendant 2:12,16 3:2,15,19 4:2 defendants 1:15 3:6,11 4:7 7:25 46:11 defending 2:16 defense 40:12,14 defranco 3:12,12 40:25 46:18,22,24 48:15,18,20 49:6</p>	<p>50:21 defrancoi 3:14 delivery 49:13,16 49:22,25 50:6,8,12 50:16 demonstrate 34:23 denver 1:1,4 2:10 2:14 3:4,21 4:10 deponent 13:7,11 15:25 17:17 31:24 36:7 38:14 47:2 48:11,16 49:4 50:17 52:1 53:7 54:13 56:3 deposing 54:13 deposition 1:16 5:3 6:3,5,11,12,13 7:14,16 12:17 32:4,5 37:20 39:23 40:20 43:4 43:5,7 51:3,6,7,12 51:15 52:2,5,7,8 53:9 depositions 7:24 38:9 43:20 describe 29:23,24 destroying 9:19 10:12 11:17 devoted 31:4,16 dexter 4:8 difference 33:11 different 8:16 16:20 directly 40:21,23 44:4 45:8 46:20 director 15:1 disagree 38:1 disclosed 27:19 discovery 31:20 37:21 42:11 44:25</p>	<p>47:1 discussed 19:25 33:16,19 37:16 39:23 discussing 31:16 disorder 42:15 district 1:1 divest 32:18 docs 32:17 document 43:12 doing 6:23 8:2 28:6 32:23 34:19 42:22 44:20 45:7 dominguez 4:12 49:23,25 dominion 16:13 29:2 42:23 43:3,4 46:14,19 donald 1:9 2:12 54:4 55:1 56:1 dossier 42:7,9 dr 16:13 19:25 25:24 27:5 29:19 34:4 35:23 36:12 36:19 37:3 39:1 39:10 42:6 draw 28:17 drc 2:19 drink 47:4 drinking 47:2 driver's 47:14,25 48:7,22 drug 42:14 dtc 3:17 duden 41:17,18,21 41:24 duly 7:2 53:7 dumb 31:24 dymond 2:17</p>	<p>e 6:1,1 50:11,15 55:3,3,3 early 24:15 east 2:18 3:4 eat 10:3 education 10:4,10 effect 10:23 effective 11:24 election 10:24 25:10 28:21,23 35:12,17 37:7,9,11 37:12,15,16 46:16 electronic 50:23 email 2:6,6,7,11 2:15,19 3:5,10,14 3:18,22 4:6,6,11 5:14 20:24 21:6 21:10,13,17,18,19 21:21,24,24,24,25 22:1 23:20,20,21 27:20,21 41:11 43:6,9,10,15,16 44:3,6,7,16 45:4,5 45:9,18,19 46:4 emails 20:23 27:17 41:20 44:16 employed 53:14 employee 14:21 employees 14:20 english 10:14 entered 6:24 entire 24:3 31:18 37:20 42:7 entities 43:19 entity 38:9 eric 1:6,12 2:13 3:19 25:19 31:15 32:2,21 33:16 36:19 42:4,8 44:18,21 46:20</p>

[eric - good]

<p>50:10,15 54:4 55:1 56:1 eric.holway 2:15 eroding 11:17 errata 54:11,13,15 54:17 esq 2:2,3,3,8,13,17 3:3,7,12,16,20 4:3 4:3,8 54:1 etran 49:10 event 16:20 events 33:22 40:7 evidence 39:10 exactly 26:1,3 examination 5:5 5:11 7:4 53:7 examined 7:2 example 14:14 31:15 34:14 excuse 39:17 exhibit 5:14,17 22:13,18 27:16 41:8 exhibits 5:13,16 expedite 50:2 expedited 49:18 50:1,4 expires 52:16 53:17 eyes 35:11</p>	<p>fast 31:2 fe 18:21 featured 36:19,21 fec 1:10,17 3:6,11 5:4 6:3 7:11,13,15 8:7,14,21,22 9:1 12:2,4,10,14,18 14:7,10,13,20 15:7 15:10,12,19 16:12 17:7,20 18:5,9,12 18:23,25 19:3,9,13 19:16,18,23 20:3 20:10,15,19,24 21:6,9,13,14,17,19 22:10,23 23:8,14 23:25 24:6,7,10,17 24:19,21 25:12,16 25:20 26:5,7,9,14 27:3,9,16,20 28:10 28:14 29:4,6,19,24 30:20,23 31:1,5,9 31:13,16 32:4,6,19 33:6,7,8,15,19,22 34:4,8,15,18,18,21 35:6,24 36:12,19 36:21,23 37:3,8,11 37:15 38:24 39:6 39:9,14,17,19 40:3 40:6,8,22 41:14,22 41:24 43:5,6,8,9 43:13,23 44:2,3,12 44:14,15 45:4,11 45:22 46:11,13,15 47:13,25 48:6,22 51:10,12 54:5 55:2,24 56:2,4,12 fec's 39:22 federal 12:8 feel 7:18 fifth 32:14</p>	<p>fight 32:24,25 fighting 32:20 33:2,7 figure 26:16 file 9:11 filed 44:17 find 13:24 23:18 24:4 25:1 39:10 fine 13:15 28:5 34:19 finish 8:4,5 25:4 firm 3:3 first 7:2 19:25 24:7 25:23 27:18 florida 3:4 flow 28:25 fluidity 10:12 follow 14:18 following 10:5 11:11 follows 7:3 food 10:2,3 force 40:12,14 foregoing 51:15 52:3 53:11 56:5 form 30:10,14 31:20 53:11 formal 18:10,12 forward 11:15 31:2 forwarded 25:9 found 12:23 foundation 9:23 founded 8:8 founder 40:16 founders 8:9 four 11:3 18:18 fourth 23:4 fraud 37:9,13,16 46:16</p>	<p>freedom 11:18 friday 25:8 friends 9:14 front 50:18 further 6:13 49:6 53:9,13</p>
<p style="text-align: center;">f</p>			<p style="text-align: center;">g</p>
<p>fact 33:2 fails 54:19 fair 8:5 45:2 faith 9:24 fake 28:22 fall 40:2 familiar 28:13 30:2 far 8:2 50:6</p>			<p>g 6:1 gaining 42:22 garnered 31:13 33:22 gateway 1:12 gender 10:11 generally 8:25 georgia 25:9 getting 9:15 10:4 11:2 33:10,10 34:5 50:19 gigabytes 45:20 gigs 45:25 giuliani 1:10 give 10:17 11:10 22:14 34:13 45:20 49:20 given 21:1,2 56:9 giving 9:24 glaring 10:10 go 7:22 9:25 16:3 22:22 32:10,13 35:7 38:16 42:15 42:16 45:18 47:6 goals 30:23 goes 23:3 going 10:23 11:14 25:6 27:12,13 32:12,13,15 33:7 35:18 38:8,14 43:19 44:9 46:18 48:21,21,24 good 7:6,7,25 31:9 42:2</p>

[gop - kimrey]

<p>gop 20:14 gordon 3:16,20 30:13 gosh 33:14 gotten 46:15 47:24 government 10:1 11:16 12:8 gpm 4:9 gqueenan 3:18 grab 13:12 grandfathered 21:19 graph 28:17 great 33:8,9 greed 11:23 greenwood 2:18 3:17 17:10 ground 32:19 grow 29:3,5,10,11 29:13,15 34:22 grows 11:12 growth 29:16 grsm.com 3:22 guys 45:8</p>	<p>helped 9:3 helping 11:25 henry 13:18 17:4 hereto 56:7 herring 1:13 hoft 1:11 hold 13:11 hole 9:19 32:10 holway 2:13 50:10 50:10 hopefully 38:8 hour 38:8 51:16 51:17 hours 8:24 32:11 38:10 how's 35:3 human 44:18 hundreds 8:16</p>	<p>individuals 9:20 40:4 info 22:5 information 13:12 25:12 42:3,5,7,13 42:18 44:1,15,17 44:20 informational 17:20 18:25 25:20 26:6 ingrid 3:12,12 inside 8:20 11:4 15:5 42:11 interested 53:15 interesting 42:3,5 interests 10:21 interpose 44:23 interrogate 32:11 inundated 25:11 investigating 39:19 40:1 investigation 38:25 46:13 involved 8:11,14 9:2,13 11:3 24:17 24:19 33:5 39:10 40:13,22 44:25 46:11,15 involvement 43:8 involves 39:22 ironic 44:23 irregularities 25:10 irrelevant 31:20 irs 12:9 issue 10:10</p>	<p>jacksonkelly.com 2:15 james 1:11 january 41:12 42:6 jenkins 17:2 job 14:24 39:13 jodisclosures 27:17 joe 1:17 5:4 6:3 7:1,9 22:8 32:5 34:4 43:13,13 44:13 45:4,10,11 50:20 51:3,6 52:1 52:11 54:5 55:2 55:24 56:2,4,12 joeotto 22:4 john 17:4 joseph 1:10 3:6,11 journalists 22:24 39:15,18 judge 43:11 45:3,6 july 12:6 june 12:5,6 junk 10:6 jury 43:11,17 44:11,24 45:1</p>
<p>h</p>	<p>i</p>	<p>j</p>	<p>k</p>
<p>h 55:3 half 12:3 38:8 hall 3:7,8 54:1 handles 14:25 happened 26:1,2,3 47:20 happens 35:9 hat 43:13 44:12 head 13:17 21:3 healthy 47:5 hear 33:24 36:5,8 36:10 46:23 48:19 49:3 help 9:12 16:2 35:6 41:3</p>	<p>idea 24:12 42:3 identification 31:22 identify 39:7 iii 2:8 illinois 4:5 immense 29:16 implemented 16:4 important 10:2 inception 8:14 29:6,14 included 7:16 increase 28:14 31:10 increased 34:24 34:25 independent 38:24 index 5:10 indicate 6:18 indicates 45:10 individually 43:14 43:17</p>	<p>j 1:9 2:12 3:12,12 54:4 55:1 56:1 jackson 2:13</p>	<p>keep 37:19,23 48:12,13 keeping 10:5 37:25 48:22 kelly 2:13 kept 23:20 kevin 17:2 kids 10:4,9,13 16:3 kimrey 4:3 31:18 31:23,23 34:1,2,11 34:12 35:25 36:2 36:14 37:17,18</p>

<p>38:2,5 44:22 49:12,12,21,23,24 50:5,19 51:5,9 kind 8:18 9:7,15 35:10 kloewer 2:2 know 7:21 9:9,13 10:18 11:11,14,15 13:18 15:13 16:24 17:23,24 19:23 20:25 24:10,10,13 28:22 29:1,2 32:21 33:21 37:5 39:4 44:7 49:18 49:19 knowledge 24:6 36:23 37:4 40:24 kornfeld 2:9 kristi 20:5</p>	<p>liberties 9:19 licenses 47:14,25 48:7,23 lieu 6:14 limited 31:19 37:21 lindell's 33:23 line 31:19 55:4,7 55:10,13,16,19 list 42:16 little 8:2 31:2 live 6:6 30:8 living 30:17,25 llc 1:11 3:8 llp 4:9 loaded 23:20 long 20:21 34:19 38:14 49:19 look 23:17 24:24 28:24 30:18 40:4 48:25 looked 40:4 looking 9:22 28:3 44:1 lose 9:5 lot 11:19 29:19,23 29:24 lots 34:10 47:3,4 loveland 3:9 lyn 41:17,17,21,24</p>	<p>manner 6:18 march 9:2 margaret 3:20 50:14 marked 5:13,16 22:14 27:16 masks 10:5 math 10:13 matter 6:15 mature 28:20 mboehmer 3:22 mean 15:17 17:25 28:5 29:7,23 41:1 meaning 26:11,11 43:21,21 media 1:11,14 3:7 3:11 10:7,8 medium 10:16 meet 14:4 meeting 23:4,8,14 24:7 34:16,18 37:12 47:18,20,20 48:1,4,23,24 meetings 24:21 37:8 47:15 member 11:12 13:25 15:17,19,21 16:8 25:16 40:15 43:11 44:11 members 15:12,13 15:15,16 16:25 24:8,10 40:8,8 membership 15:20 23:24,25 28:15,18 29:4,5,9 29:11,13,15 31:10 34:24,25 memberships 28:20 mentioned 16:10 16:12 17:12,20</p>	<p>28:10 36:24 37:3 37:6,16 metaxas 1:12 3:19 31:15,16 32:2 33:16 50:15 metaxas's 34:6 36:20,24 michelle 1:12 3:15 30:2,8,14 michigan 45:23 mid 24:16 28:15 mike 33:23 mind 45:7 minds 10:13 minutes 47:7 51:17 mission 39:22 mobilization 16:6 mobilize 16:2 model 16:6 moment 6:9 30:12 38:16 money 19:12,12 19:20 months 18:18,18 20:22 26:4 29:1 29:17 37:1 morning 7:6,7 mosque 9:25 movement 9:3,4 15:5 multiple 29:16</p>
l	m	n	
<p>large 11:11 lasalle 4:4 lathrop 4:9 lathropgpm.com 4:11 laurel 5:7 6:23 17:18 53:4,19 law 3:3,8,12 law.com 2:19 lawsuit 44:1,17 lawsuits 9:11 lawyers 7:24 9:12 leaders 8:18,20 15:4 left 10:7 leftists 11:16 legal 54:23 lengthy 38:9 level 14:11,15 liar 42:14</p>	<p>m 2:8 3:7 machines 46:14 madness 1:10 3:7 3:11 43:23 magazine 10:20 major 14:7 malkin 1:12 3:15 30:2,8,14,20 31:4 malkin's 30:24 34:5</p>	<p>n 6:1 17:18 name 6:19 7:8 names 13:16 31:22 nation 11:12 15:14 nationwide 32:2 33:16 necessary 56:6</p>	

[need - phone]

<p>need 16:2 31:22 42:21 49:14 50:21 needs 14:17 network 1:13 4:2 4:8 17:13,16,17 networks 1:13 never 21:23 24:19 36:21 40:21 46:15 news 1:13 4:2,8 15:23 newsletter 16:11 16:12,19 37:16 newsletters 15:22 15:24 newsmax 1:14 30:7 37:3 newsperson 30:6 nonresponsive 33:13 normally 25:10 50:3 north 4:4 notary 5:8 52:18 53:5,21 56:13,19 note 7:23 54:10 noted 56:7 notice 5:1 7:16 november 18:15 20:1,4 25:8,20,24 26:25 28:15 29:4 29:12 34:19 37:6 46:17 number 25:7 31:12 46:7</p>	<p>objected 30:11,12 30:14 31:21 objecting 37:19,23 objection 7:24 33:13,25 34:1,11 35:25 36:2,14 37:22 38:3 44:23 objections 6:17 obviously 28:7,20 44:20 october 12:7 47:20 47:21 office 3:8,12 17:7 17:10,12 officers 12:14 oh 13:18 33:14 okay 7:14,21 8:2 8:13,22 12:2,10,16 13:4,20,23 14:4 15:2 17:2,3,6,11 17:19 18:1,8,17 19:8 21:16 22:7 22:13,16,22 23:10 25:6 27:3,8,12,14 27:25 28:14,17 29:22 30:1,15 31:25 33:19 34:8 35:1,4 36:23 38:2 38:12 41:4 42:12 43:7,16 45:2,9 47:8 48:3,6 50:24 50:25 oltmann 1:10,17 3:6,11 5:4 6:3 7:1 7:6,9,10 8:1 13:10 22:8,16 32:5 34:4 35:15 36:6,9 38:7 38:23 41:5 43:13 43:13 44:13 45:4 45:10,11 47:13 51:3,7 52:1,11</p>	<p>54:5 55:2,24 56:2 56:4,12 oltmann's 48:23 ones 24:22 open 9:10,18 opportunity 33:5 order 10:8 46:25 49:9,18 ordering 49:11 50:9 ordinary 45:10 organic 12:5 organization 8:15 11:1,4,10,15,18 12:7,25 15:3,7 16:9 20:20 22:23 22:25 28:19 29:7 29:14,15 32:8 33:7,11 40:3 organizations 10:19 11:20 39:11 organized 38:11</p> <p style="text-align: center;">p</p> <p>p 6:1 17:18 p.c. 1:9 p.o. 2:4 3:8,13 page 5:11,13,16 25:7 27:18 41:8 45:19 55:4,7,10,13 55:16,19 pages 52:5 paid 15:6,10,13,16 15:17,21 16:8 26:12 paperwork 8:12 paragraph 22:23 23:4 25:8 pardon 46:24 parents 16:5 parker 17:9</p>	<p>parkway 3:17 part 11:1 participating 6:10 parties 6:16 53:14 partner 40:7 party 46:19 pass 48:9 path 14:19 patterson 3:16 pause 35:9 pawns 10:9 pay 15:18 18:25 19:3,10,12,19,20 26:21 pc 2:9 3:2,16 penalty 6:16 people 8:10,13,16 9:5,12,24 10:21,22 11:2,10,25 13:5 15:14,18 16:2,20 17:9 20:25 21:2,3 29:9 32:20,21,23 33:3 34:16,17 35:6,10,16,17 46:17 performed 38:24 46:13 period 20:9,16,18 26:17 33:12 perjury 6:16 perpetrated 46:16 person 6:14 23:10 23:22 29:7 personal 9:19 21:21,23 43:10 50:18 personally 45:11 ph.d. 1:6 54:4 55:1 56:1 phone 2:5,10,15 2:19 3:5,9,14,18</p>
--	---	---	---

<p>3:22 4:5,10 11:7 46:7 phrase 35:14 physically 6:11 pillar 39:19 pillars 16:21 39:23 pin 17:12,17 33:1 pinbn.com. 41:17 pissed 9:15 place 12:1 35:10 plaintiff 1:7 2:2,8 5:5 6:22 play 44:19 playing 30:19 31:3 35:22 please 6:7,18 7:8 41:1 49:5,9 50:12 50:16,23 plenty 50:19 pllc 2:4,13,17 podcast 17:21 19:1 26:8 27:5,7 33:20 pointed 10:20 policy 11:2,9 21:9 political 10:9 politics 11:2,9 portion 31:5 position 12:21 possibility 37:12 powell 1:9,9 3:2,2 25:7 40:21,23 41:1 42:19 43:2 44:4,19 45:14,16 45:20,25 46:6,7,8 46:10 power 11:22 prentice 2:18 prepared 7:18 preparing 7:14</p>	<p>present 4:12 6:11 48:3 president 1:9 2:12 12:19,21,22 13:1 20:3,7,11,13,16,17 20:19 54:4 55:1 56:1 pretty 11:11,12 previous 53:6 previously 5:16 22:14 price 4:4 principles 9:23 prior 27:25 34:3 35:23 36:11,18 37:2,6,11,15 pro 9:12 12:20,22 12:23 13:1 21:25 probably 20:25 33:18 49:19 procedure 5:2 proceed 20:15 process 32:13 proclaimed 42:14 42:15 professional 5:7 53:5,20 progression 28:25 prompted 8:25 prong 11:3 propaganda 10:6 protect 10:16,17 29:8,8 provide 45:25 providing 43:2 prpcclegal.com 3:18 public 5:8 52:18 53:5,21 56:19 publicity 29:19,24 29:25 30:20 31:9</p>	<p>31:13 33:10,10,22 34:5,8,10 publishes 16:18 pundit 1:12 pursuant 5:1 push 10:8 11:15 16:22 pushed 16:21 put 10:7 28:22 32:16,17,19 39:16 49:17 putting 8:12</p> <hr/> <p style="text-align: center;">q</p> <p>quarter 14:5 queenan 3:16 30:10,13,13 question 13:7,13 19:15 24:25 27:8 32:1 36:10 39:5 44:9 48:17 questioned 40:19 questions 7:19 8:4 18:3 22:7 32:6,7,7 32:9 37:24 49:2 quick 50:25 quickly 49:15</p> <hr/> <p style="text-align: center;">r</p> <p>r 2:13 6:1 55:3,3 rabbit 9:19 32:10 race 10:11 16:4 races 11:25 radar 42:23 radical 11:16 rallies 37:8 rally 37:12 ramirez 4:12 ran 20:14 rarely 22:5 rate 28:18</p>	<p>rayanne 13:22 17:4 rd 23:10,18 24:4,7 24:11,14,17,19,21 39:7 47:18,19 48:1,3,23 reached 27:25 read 6:7 25:11 52:2 54:9 56:5 reader 45:10,12 reading 50:22 reagor 2:17 really 21:23 24:19 50:25 realtime 5:8 53:20 reason 33:4 54:11 55:6,9,12,15,18,21 rebecca 4:12 recall 13:16 16:17 20:2,8 24:9 25:17 26:24 27:1,11 28:2 31:6 33:21 36:25 37:10 42:20 46:2,9 receipt 54:18 received 25:9 29:19 receiving 34:9 recess 38:20 47:10 recht 2:9 recognize 22:18 27:18 41:8 record 6:19 7:8 38:13,17,18,22 41:7 47:6,8,11 51:3,5,13,17 recorded 6:6 records 48:6,12,13 reduced 53:10 rees 3:20</p>
---	--	---	---

[referenced - sidney]

<p>referenced 12:17 54:6</p> <p>referred 25:15</p> <p>referring 17:23 44:24</p> <p>regarding 37:12 38:25</p> <p>register 17:8</p> <p>registered 5:7 53:4,20</p> <p>regular 25:9 49:13 49:16,22 50:6,8,12 50:16</p> <p>regularly 8:19</p> <p>reiterate 45:1</p> <p>related 7:19 37:9 44:1 53:13</p> <p>relates 46:20</p> <p>remotely 5:5 6:13 17:9 53:10</p> <p>reopen 9:3,3</p> <p>rep 6:3 51:12</p> <p>repeat 35:14</p> <p>report 28:8,11 45:21</p> <p>reporter 5:7,8 6:7 6:9 13:9 15:23 16:15 17:15 18:22 30:11 31:21 33:24 35:13 36:5,8 38:13,16 46:22 48:18 49:1,8,11 50:9,13,24 53:5,20 53:20</p> <p>reporter's 53:1</p> <p>reporting 6:12,18</p> <p>representation 11:22</p> <p>representations 27:4</p>	<p>representative 1:17 5:4 7:11,13 43:23 44:2 51:10</p> <p>represented 33:12</p> <p>republic 2:16</p> <p>required 56:13</p> <p>requires 47:4</p> <p>response 49:3</p> <p>responsibilities 12:25</p> <p>responsible 8:11 14:6 27:6</p> <p>restore 12:1</p> <p>result 23:7 29:17 35:11 44:20 53:15</p> <p>retain 48:6</p> <p>retract 34:22</p> <p>retracted 35:1</p> <p>return 54:13,17</p> <p>review 7:15 54:7</p> <p>reviewed 17:24</p> <p>rid 10:11</p> <p>right 7:11 8:7 10:14 12:3,11 13:6 17:13,22 19:18 20:11,23 21:5 22:11 23:5,8 23:11 25:4 26:18 26:19 27:20,21,23 28:8 29:4,12,20 30:3,7,8,21 31:10 31:13,17 33:14,17 33:20,23 34:6 35:8 38:6 39:15 39:24 40:18,19 41:12,15 42:17 43:17 45:15 48:9 49:8 51:2,6</p> <p>ringing 11:5,7,8</p> <p>rion 1:12 4:2,7 28:1,8 34:2</p>	<p>rippinger 3:16</p> <p>rise 14:10,14</p> <p>rklawpc.com 2:11</p> <p>rogers 2:8</p> <p>role 12:24 32:8</p> <p>roles 12:24</p> <p>roll 23:25</p> <p>rolls 23:24</p> <p>room 6:12</p> <p>rudolph 1:10</p> <p>rules 5:2</p> <p style="text-align: center;">s</p> <p>s 5:7 6:1 53:4,19 55:3</p> <p>salida 2:5</p> <p>saw 24:22 28:21</p> <p>says 22:23 25:8</p> <p>scan 47:14,25</p> <p>scanned 48:7</p> <p>scheduled 16:22</p> <p>school 10:5 16:3</p> <p>science 10:6,6,13</p> <p>scope 31:19 34:1 34:12 35:25 36:14 37:19,20,23 38:1,5 45:1 46:25</p> <p>scoping 31:19</p> <p>screen 22:15 25:6 27:12,13 28:4 30:1 35:19 41:3</p> <p>scrolling 46:3</p> <p>se 17:8</p> <p>search 12:24 24:2</p> <p>searched 24:3</p> <p>second 13:11 22:14 32:14 38:21 46:3</p> <p>seconds 13:12</p> <p>secure 10:24</p> <p>see 22:16 23:1,17 23:21 25:7,13</p>	<p>27:14 28:14 31:21 35:20,21 41:4 42:25 48:13,22 50:17</p> <p>seen 20:23 36:25</p> <p>seerveld 2:17</p> <p>segment 35:24 36:13</p> <p>self 42:14,15</p> <p>selfishness 11:22</p> <p>send 16:5</p> <p>sent 25:16 54:14</p> <p>september 1:17 5:6 6:4 53:17,22 54:3</p> <p>shameful 11:21</p> <p>shane 4:12</p> <p>share 22:15 25:6 27:12,13 30:1 35:18 41:2 42:18</p> <p>shared 17:12</p> <p>sheet 54:11</p> <p>sheets 23:14,19</p> <p>shorthand 53:10</p> <p>show 22:13 28:24 30:8,24 31:5,15 32:3 33:17 34:6,6 34:17 36:20,24</p> <p>showed 34:18</p> <p>showing 35:11</p> <p>shows 31:12 33:20 36:22</p> <p>shuffling 1:10 3:7 3:11 43:23</p> <p>sic 38:19</p> <p>side 10:4,10 11:9 21:11</p> <p>sidney 1:9,9 3:2,2 40:21,23 41:1,11 42:2 44:19 46:10</p>
---	--	---	---

[sign - things]

<p>sign 23:14 54:12 signature 53:19 signed 15:15 23:18 46:5 54:20 significant 31:4 signing 50:22 sir 16:15 six 13:5 18:18 skarnulis 2:3,4,6 5:12 6:21,21 7:5 7:23 8:1 16:10,18 17:18,19 18:23 30:15 31:25 33:13 33:15 34:3,13 35:18 36:1,3,11,16 37:17,25 38:4,6,7 38:23 40:25 41:2 41:4 44:24 45:2,3 47:6,13 48:9,14 49:9,10 skinhead 42:13 slamming 22:24 slap 31:20 37:21 44:25 slow 8:2 35:2 slows 35:2 small 10:16 social 10:8 solid 11:12 solutions 19:13,16 19:19,21 54:23 somebody 23:7 sorry 11:6 13:9 15:23,24 16:15 17:15,16 18:22 28:3 30:11 33:24 35:13 36:4 46:22 47:22,23,24 48:18 51:8 space 17:10,12</p>	<p>speak 46:8 speculate 45:12,14 45:17 speeds 35:3 spike 28:21 spiritual 10:2 spot 19:6 squarely 38:1 stand 7:12 11:20 standard 6:5 49:25 50:22 standing 37:18,22 38:2 stands 9:21 start 8:7,22 9:1,3 35:5,5 started 9:9,22 11:18 20:20 starting 49:9 starts 35:6,7 state 1:1 5:9 7:8 34:16 52:3 53:5 statement 46:23 states 8:17 29:16 stating 6:19 stay 47:5 steady 28:25 steep 28:24 steer 10:24 steered 10:25 step 20:13 32:18 stephanie 14:22 16:22,23 21:2,7 stephen 4:8 stephen.dexter 4:11 stepped 12:21 steve 2:3 6:21 33:20 stolen 35:12,16,17</p>	<p>stop 20:6 story 25:19,23,25 25:25 26:1 28:15 stout 2:9 stream 5:14 street 1:3 2:9,14 3:21 4:4,9 strong 11:10 structure 12:13 stu 12:16 14:16 21:7,8 stuff 9:16 11:6 29:1 47:3 subscribed 52:13 56:14 subsequent 25:20 26:5,9 44:16 45:19 suicide 9:14 suite 2:9,14,18 3:4 3:17,21 4:9 support 9:11 15:25 16:8 sure 9:17 17:1 21:11 25:3 31:8 37:25 40:10,18 41:2 46:5 surprised 45:7 swear 6:8 sworn 7:2 52:5,13 53:8 56:14 symposium 33:23 synagogue 10:1 sync 50:2,5 syndicated 32:3 33:16 system 16:5 23:21 systems 16:13 29:2 42:23 43:3 46:14,19</p>	<p>t t 55:3,3 take 10:2 11:15 12:24 30:18 38:8 38:11 50:7,22 taken 5:5 9:6 53:10 takes 50:3 talk 8:3 16:4 18:9 24:8 26:7 talker 8:3 target 22:24 technology 10:8 telephone 11:5 tell 34:15 43:12 44:12 45:3 telling 34:21 43:16 tem 12:20,22,23 13:2 21:25 temporary 12:19 12:22 tend 8:2 terminated 26:20 testified 7:3 12:18 20:10 23:11 40:20 43:9 testify 53:8 testimony 6:15 7:15 16:12 17:25 52:3,5 54:9,18 56:8 tgp 1:11 thank 17:6 48:14 49:7 50:12,16,24 thehallawoffice... 3:10 54:2 theory 10:11 16:4 thing 33:5 41:19 things 10:12 11:20 12:1 15:4 16:7 18:4 29:8 33:8,9</p>
--	--	---	---

[think - wilson]

<p>think 12:5 27:1 28:12 37:14,19,25 44:10,23 45:13,17 48:2 49:13,22 50:19 third 22:22 32:14 thirst 11:22 thomas 2:8 thought 8:23 34:24 45:15 thread 45:18 three 39:22 43:19 thrown 9:7 tiegen 17:5 time 6:4,5 8:23 10:20 13:14 18:9 18:9,11 19:24 20:4,9,16,18 23:16 26:17 31:16 38:22 47:12,17 48:17,23 48:24 51:16 54:19 timeframe 54:8 today 7:15,19 9:7 43:20 today's 6:4 told 25:23 26:3 33:12 top 13:16 topics 7:16,19,22 total 51:16 transcript 50:2,7 50:11,15 52:3 53:12 54:6,20 56:5,8 trash 9:7 trey 2:8,11 tried 11:6 true 18:3 34:7 53:12 56:8 trump 1:9 2:12 50:11 54:4 55:1</p>	<p>56:1 truth 34:21 53:8 try 18:23 32:11 trying 13:24 26:16 31:10 48:20 tubbs 5:7 53:4,19 turn 11:6 twelfth 32:14 two 8:24 32:11 38:10 tx 54:15 typewritten 53:11 typically 21:14,15</p> <p style="text-align: center;">u</p> <p>uadf 40:6,9,11 ultimately 21:8 uncover 39:17,17 44:21 uncovered 39:15 understand 13:10 28:5 32:24 united 1:10,17 3:6 3:11 5:4 6:3 7:11 7:13,15 8:7,14 12:2,4,10,14 14:7 14:10,13,20 15:7 15:10,12,19 17:7 18:5,10,12,25 19:3 19:13,16,19,23 20:3,10,15,19,24 21:6,10,13,14,17 21:19 22:11 23:8 24:6,18,20,21 25:20 26:5,7,9,14 27:3,9,21 28:10,14 29:4,6,19 30:21,24 31:1,5,9,13,16 32:5,6,19 33:8,15 33:19,22 34:5,8,15 34:19,21 35:6,24 36:12,19,21,23</p>	<p>37:3,8,11,15 38:24 39:6,9,14 40:8,12 40:13,22 41:14,22 43:5,6,9 44:3,3,12 44:15,15 45:4,11 45:22 46:11,13,15 47:14,25 48:6 51:10,12 54:5 55:2,24 56:2,4,12 united's 16:12 40:6 41:25 43:8 updated 45:21 use 1:4 10:9 17:10 21:9,12,18,20,22 21:24 43:9 44:6 usually 49:18</p> <p style="text-align: center;">v</p> <p>v 54:4 55:1 56:1 vedder 4:4 vedderprice.com 4:6,6 verbally 6:15 verify 54:9 veritext 4:12 49:18 54:14,23 veritext.com. 54:15 video 1:16 5:2 28:7 30:19 31:3 35:22 49:15,15,16 50:6,16 51:1 videoconferenced 1:16 2:1 3:1 4:1 5:3 videographer 4:12 6:2 38:18,21 47:8 47:11 49:17 50:25 51:8,11 viewing 43:12 village 2:18 3:17 17:10</p>	<p>voice 10:18 11:10 27:4,9 volunteer 15:5 44:15 volunteers 15:3,4 21:3,4 votes 28:22 voting 16:13 29:2 46:14,19 vs 1:8</p> <p style="text-align: center;">w</p> <p>w 46:5 waive 6:17 walk 32:18 want 8:3 11:10 16:8,24 25:4 29:9 29:15 32:6,7,10 37:19 42:16 50:1 50:2,3 wanted 9:17 10:24 29:11,13 32:23 wanting 29:3,5 wants 29:8 50:17 wasting 13:14 watch 28:7 watching 9:4,5,6 water 47:3,4 way 10:24 12:5 16:5 29:6 we've 11:24 20:23 29:16 37:5 38:7 weaponization 10:7 web 15:8 weber 13:22 17:4 week 49:20 went 27:1 wheeler 14:22 15:6 wilson 46:6</p>
--	--	--	--

[wing - zoom]

<p>wing 10:7 winning 11:25 witness 6:8,14 48:10 54:8,10,12 54:19 woke 9:22 work 9:12 15:7,8 17:9 22:10 31:1 33:1 47:4 worked 10:20 worship 9:25 write 25:5 42:2,21 writing 25:5 written 5:1 18:19 19:12,15 wrong 47:24 wynkoop 4:9</p>
<p>y</p>
<p>yahoo.com 3:14 yeah 7:20 13:15 13:18 25:4 46:6 49:21 year 12:3,5 15:18 yesterday 22:8 23:11 32:12 40:18 yesterday's 40:20</p>
<p>z</p>
<p>zach 2:3 zbowman 2:7 zoom 6:6 39:7</p>

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.

DISCLAIMER: THE FOREGOING CIVIL PROCEDURE RULES ARE PROVIDED FOR INFORMATIONAL PURPOSES ONLY. THE ABOVE RULES ARE CURRENT AS OF APRIL 1, 2019. PLEASE REFER TO THE APPLICABLE STATE RULES OF CIVIL PROCEDURE FOR UP-TO-DATE INFORMATION.

VERITEXT LEGAL SOLUTIONS
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.

Veritext Legal Solutions is committed to maintaining the confidentiality of client and witness information, in accordance with the regulations promulgated under the Health Insurance Portability and Accountability Act (HIPAA), as amended with respect to protected health information and the Gramm-Leach-Bliley Act, as amended, with respect to Personally Identifiable Information (PII). Physical transcripts and exhibits are managed under strict facility and personnel access controls. Electronic files of documents are stored in encrypted form and are transmitted in an encrypted fashion to authenticated parties who are permitted to access the material. Our data is hosted in a Tier 4 SSAE 16 certified facility.

Veritext Legal Solutions complies with all federal and State regulations with respect to the provision of court reporting services, and maintains its neutrality and independence regardless of relationship or the financial outcome of any litigation. Veritext requires adherence to the foregoing professional and ethical standards from all of its subcontractors in their independent contractor agreements.

Inquiries about Veritext Legal Solutions' confidentiality and security policies and practices should be directed to Veritext's Client Services Associates indicated on the cover of this document or at www.veritext.com.