

Citizens' Oversight: Election Lawsuit Update

Three-day Trial Set for Oct 3-6, 2016 in San Diego

Settlement Offer demands admission of violation, full 1% audit redo

Citizens' Oversight Volunteers gather data for review of chain of custody

MEDIA ADVISORY:

Ray Lutz and COPs participants will be available today (Tuesday, Aug 23) for interview at 11:30 am in front of the ROV office in San Diego (may move across the parking lot if there is excessive construction noise)

SAN DIEGO (August 23, 2016) -- Citizens' Oversight, Inc. (also known as Citizens' Oversight Projects, or "COPs") provided this update on the lawsuit regarding election processing in San Diego:

- **TRIAL DATE:** An expedited trial date has been set for October 3, 2016, so that the issue can be fully resolved prior to the November election. Three days are reserved for the trial. Hopefully, this also means Judge Wohlfeil intends to act quickly in reaching a judgment so San Diego and other counties in California will have clear marching orders without any excuses for following the law.
- **SETTLEMENT OFFERED:** COPs sent a letter to County Counsel Timothy Barry, suggesting that the law is already clearly stated, and they should simply stipulate that they intend to follow the law in the future, and admit they did not follow it appropriately in the June primary. Furthermore, it asserts that due to a quick change in the method used in the audit midstream and the exclusion of nearly 40% of the ballots from audit scrutiny, that the 1% manual tally audit should be restarted from scratch and redone with new random precincts.
- **OTHER CA COUNTIES:** COPs sent letters to the most populous two-dozen counties in California, comprising 92% of the voters, asking them if they intend to include all all ballots cast (Vote-by-Mail, Provisionals, and Polling-place ballots) in the audit. A few have answered stating they were planning on including all ballots cast. Marin said they were not going to include provisional ballots. Many others did not respond. COPs will consider filing additional cases in those counties to force those registrars to follow the law.
- **DISCOVERY:** During the next several weeks, discovery will be conducted, including obtaining the deposition of Michael Vu and other workers at the Registrar of Voters office, and perhaps others.

- **CRIMES?** Included in this inquiry will be an attempt to get to the bottom of the WHITING OUT of ballots, and the presence of a SHREDDING TRUCK at the Registrar of Voters building during the processing of the election. COPS intends to extend this lawsuit if feasible or file a new case, as it is a CRIME to alter a ballot with intent to change the vote. Witnesses have documented ballots with presidential candidate Bernie Sanders whited out, and ROV workers including IT manager Charlie Wallace admit whiting-out is a common practice. See [Evidence supporting Election Fraud in San Diego](http://copswiki.org/Common/M1671) for specifics (http://copswiki.org/Common/M1671)

Ray Lutz, National Coordinator of Citizens Oversight explains, “This lawsuit is all about getting a clean audit from the San Diego Registrar of Voters. Without a complete audit, it opens the door for election fraud. The Registrar, Michael Vu, decided to leave out about 285,000 ballots from the audit procedure.”

Full information about the lawsuit can be found at this link:
<http://copsiwiki.org/Common/ElectionAuditLawsuit>

This lawsuit does not prove election fraud is occurring. Instead, it proves that elections officials are conducting incomplete audits, exactly what fraudsters need to fix an election.

San Diego Registrar of Voters (ROV) Michael Vu said he would include ZERO Vote-By-Mail (VBM) ballots processed after election night and ZERO provisional ballots in the state-mandated audit process, thereby excluding 285,000 ballots. “They've had a habit of short-cutting this audit procedure for years. It is time to follow the law and include all ballots cast in the audit,” Lutz said.

This ruling affects all other counties in California, many of whom not only exclude 100s of thousands of ballots from scrutiny, but also choose the random sample in advance thereby making the entire audit process a sham.

VOTER ROSTER REVIEW

COPS volunteers are now conducting a “Voter Roster Review” by carefully scrutinizing about 5% of the polling-place paperwork. This work will continue for perhaps another week to gather data from 77 precincts.

“We are looking at the chain of custody,” said Ray Lutz. “If X ballots are voted at the polling place, we want to see X ballots scanned. Unfortunately, we see about a 4% loss between the polling place and the initial scanning by the Registrar of Voters, with no explanation. The registrar has no written procedures that describe this loss. We are dismayed that only about 15% of the precinct workers can balance the number of ballots they had on hand with the number submitted. Many security seals are broken or missing. It is a mess.”

/

/

/

Citizens Oversight is seeking volunteers in other election districts in California, most particularly the big three: LA, SD, and OC, which account for about 50% of voters in the state. The top dozen counties in California are (in order): Los Angeles, San Diego, Orange, Riverside, Alameda, Santa Clara, San Bernardino, Sacramento, Contra Costa, San Francisco, Fresno, and Ventura. These 12 counties account for 76% of the electorate and **we must have oversight teams trained and in place in each county by**

October. Also, we want to extend the Snapshot Protocol -- a procedure to carefully monitor the audit process -- to any other states that mandate a post-election audit for the November election as well.

Volunteers can sign up at: <http://CitizensOversight.org/signup>

Donations are accepted at <http://CitizensOversight.org/donate>

Please do not get fooled by copy-cat sites. CitizensOversight is the group doing the heavy lifting and will be offering training to teams in election districts so we will be effective in combating election fraud.

Citizens Oversight is a 501(c)3 Delaware corporation with primary offices in California and is a nonpartisan organization.

PRESS CONTACT:

Janet Lancaster

619-952-5610

janet@citizenoversight.org

Ray Lutz, CitizensOversight.org

619-820-5321

raylutz@citizenoversight.org

###