

**Bruce Sherbet**  
**Elections Administrator**



**2010 Redbud Blvd. Ste 102**  
**McKinney, Texas 75069**  
**972-547-1990 / 800-687-8546**  
**972-424-1460 Ext 1990 Metro**  
**Fax 972-547-1914**

December 21, 2021

John B. Scott  
Secretary of State  
State of Texas  
P.O. Box 12060  
Austin, TX 78711-2060

RE: Initial Audit Survey

Dear Secretary Scott,

Thank you so much for reaching out to our office, and also for your kind words in regards to the transparency in the election process that we strive for here in Collin County. With every passing election we become more efficient and adept in what we are asked to do as an election department in the great State of Texas. It is our hope that through this audit process our hard work and dedication to transparency is evident in the findings and documentation that we are able to provide to you.

As requested in your previous letter (dated December 10, 2021), the following are the responses of the Collin County Election Department to the initial audit survey that was contained within said letter. We hope that the information provided below helps guide you into Phase 2 of this audit. The following are our responses:

- **A list of Early Voting or Election Day polling locations that had a discrepancy of one percent or more between the number of voters that checked in to the number of votes cast at that location.**

We had no locations that had a 1% discrepancy between the number of voters that checked in to the number of votes cast at that location.

- **Whether any voting sites were closed or added due to an emergency or other necessity**

We had no voting sites that were closed or added due to an emergency during the November 2020 General and Special Election.

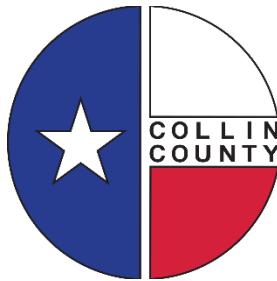
- **Any known procedural or chain of custody defects**

Looking back on the November 2020 General and Special Election we can acknowledge some defects in our chain of custody process that was in play then. It is important to note that we are constantly enhancing our processes to become more efficient each election. An area of deficiency that we noticed from the November 2020 election was the tracking of full ballot boxes as they moved from a polling location to our office. We were able to indicate what location a full ballot box came from, however, there was some uncertainty about what specific tabulator the box was in at the location. Some of our larger locations had multiple DS200s, adding a level of difficulty in tracking this information. We have since changed how we track each piece of equipment that we have at each location by adding serialized barcodes to all hardware devices. These barcodes were also added to location tabulator USB/media sticks, which we noticed was another deficiency in our process. We now know specifically what USB/media stick went into each device pre-delivery and tabulation instead of the backend of the process. These changes have enhanced our security and chain of custody moving forward.

- **Any other issues discovered that you would like to disclose now that may be relevant to our audit process**

There are no other issues that we have discovered that may be relevant to the Secretary of State's audit process.

**Bruce Sherbet**  
**Elections Administrator**



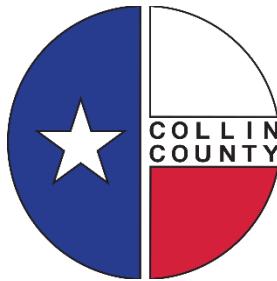
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- **A list of complaints received and resolved, with a description of any known investigative steps or known resolution.**

Below is a list of complaints received by the Collin County Election Department during the November 2020 General and Special Elections. For more detailed information regarding these complaints, please refer to the attached PDF titled "November 2020 General and Special Election Complaints – Compiled", which is document containing the scanned images of these complaints, including some of the resolutions of the complaints.

- BBM Complaints
    - Dr. Elvira White-Lewis
    - Joseph Michael Phillips
    - Kennedy Pickering
    - Michael and Marsha Santarcangelo
    - Nate Fox
    - Rita and Carl Fischer
  - Curbside Voting Complaint – David Spangler
  - Election Complaint Filed with SOS - Alemtsehay Bayyan
  - J. Springfield Response to B. Brown RE Alleged Voter Fraud-10-14-21
  - Notice of Outcome to Provisional Voter-Brianna Jones
  - Polling Place Complaints
    - McKinney Fire Station #5
    - Parr Library
    - Patrick Dalrymple
    - Richardson Office Complex
  - Polling Place Procedure Complaint - Joy Bergmann
  - Rejected Provisional-Ramiro Edgar Ojeda Garcia
  - State of Texas vs. Fred Lusk - 11-3-20
  - Voter Registration Complaint - Judy Cote
  - Voting Concerns - Scot Bontrager
  - Voting Machine Complaint - Joanne Summit
  - Election results and voting equipment certification question
- 
- **A detailed accounting of the following:**
    - **Total Early Voting Ballots by Mail Requested**
      - 43,931 Early Voting Mail Ballots requested
    - **Total Early Voting Ballots by Mail Sent out**
      - 43,814 Early Voting Mail Ballots sent out
    - **Total Early Voting Ballots requested by FPCA**
      - 3,581 Early Voting Mail Ballots requested by FPCA
    - **Breakdown of Early Voting Ballots by Mail accepted/rejected**
      - 35,650 Early Voting Mail Ballots accepted
      - 27 Early Voting Mail Ballots rejected
    - **Total number of mail ballot voters that cancelled their mail ballot without surrendering the mailed ballot and voted in person**
      - 2,393 voters did not surrender their mail ballots and voted in person during Early Voting
      - 81 voters did not surrender their mail ballots and voted in person on Election Day
      - A total of 2,474 voters did not surrender their mail ballots and voted in person during the November 2020 General and Special Election

**Bruce Sherbet**  
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- **Total number of mail ballot voters that surrendered their mail ballot and voted in person**
  - 4,764 mail ballot voters surrendered their mail ballot and voted in person during Early Voting
  - 68 mail ballot voters surrendered their mail ballot and voted in person on Election Day
  - A total of 4,832 mail ballot voters surrendered their mail ballot and voted in person during the November 2020 General and Special Election
- **A detailed accounting of the following:**
  - **Total Number of Provisional Votes Cast**
    - 4,162 Provisional Ballots were cast during Early Voting
    - 2,087 Provisional Ballots were cast on Election Day
    - A total of 6,249 Provisional Ballots were cast during the November 2020 General and Special Election
  - **A list of Provisional Voters by reason for voting provisionally**
    - A list and Provisional Ballot voters report in PDF and Excel formats titled "20201103\_Provisional Ballot Tracking" have been included with this letter. Please review this document for more information.
  - **Total Number of Provisional Votes cast for voters lacking ID**
    - 10 Provisional Ballots cast for voters lacking ID during Early Voting
    - 10 Provisional Ballots cast for voters lacking ID on Election Day
    - A total of 20 Provisional Ballots cast for voters lacking ID during the November 2020 General and Special Election
  - **Total number of Provisional Voted Accepted/Rejected**
    - 2,725 Provisional Ballots cast during Early Voting were accepted
    - 1,437 Provisional Ballots cast during Early Voting were rejected
    - 225 Provisional Ballots cast on Election Day were accepted
    - 1,862 Provisional Ballots cast on Election Day were rejected
    - A total of 2,950 Provisional Ballots cast during the November 2020 General and Special Election were accepted
    - A total of 3,299 Provisional Ballots cast during the November 2020 General and Special Election were rejected
- **List of entities that conducted recounts or had election contests**

There were no entities that conducted recounts or had election contests from the results of the November 2020 General and Special Election.

If you require any further explanation for any of the responses listed above, please feel to reach out to me or anyone in our office. We are happy to provide any assistance that we can as we all navigate our way through these difficult and trying times. We look forward to hearing from you and working with you all during this endeavor.

Sincerely,

Bruce Sherbet  
Elections Administrator  
Collin County Elections  
(972) 547-1900

**HEIDER GARCIA**  
Elections Administrator



**TROY HAVARD**  
Assistant Elections Administrator

**TARRANT COUNTY  
ELECTIONS ADMINISTRATION**

December 21, 2021

Honorable John Scott  
Texas Secretary of State  
P.O. Box 12060  
Austin, TX 78711-2060

Mr. Secretary,

I am in receipt of your letter dated December 10, 2021. I sincerely appreciate the work being done by your office to provide clarity and confidence to all Texas voters about the 2020 Election and, as we have said from the day the audit was announced, Tarrant County stands ready to assist your office in the process. I am 100% confident that the outcome will show, once again, what has been clear from the beginning: that Texas has safe and secure elections, and that the 2020 Presidential Election was not an exception.

The list below is our response to the information you requested us to provide in writing by today:

- *A list of Early Voting or Election Day polling locations that had a discrepancy of one percent or more between the number of voters that checked in to the number of votes cast at that location.*

Official results are not generated per location, but rather per election precinct as required in Chapter 67 of the Texas Election Code. To produce the numbers per location as requested, we have turned to other documentation we use to check on the progress of the election activities.

During Early Voting, Lead Clerks are required to call in to our office and report, at the end of every day, the number of voters checked into the electronic poll book and the number of ballots cast in the ballot scanner. While the number of voters checked in is accessible from our offices, the fact that the voting system is air-gapped leaves no choice but to obtain this information through a phone call. Using that daily phone report, we have verified that while there are minor discrepancies, all of them are below the 1% threshold you have inquired about.

For Election Day, we compared the number of voters who signed in on the electronic poll book to the numbers of ballots cast as reported by the ballot scanners on election night. As a regular practice, Tarrant County does a comparison of these two numbers on election night, which allows us to detect any potential problems and address them immediately, and we keep a record of what was done that night (we call it the Election-night audit). That report, however, **does not include the provisional ballots that are approved by the ballot board after election day**, hence there are minor variations that are not considered red flags. The table below summarizes the 16 sites (out of 323) that fall within the specified range:

eScan	Location	Key Pct.	ePoll Book Checked in A	Provisional Checked in B	Ballots in scanner C	EPB - Scanner (A - C) D	% of discrepancy (D / C)
122	Atwood McDonald Elementary School	1279	179	10	177	2	1.13%
165	Western Hills Church of Christ	4135	423	16	432	-9	-2.08%
210	St. Matthew's Lutheran Church	1022	117	9	112	5	4.46%
230	Carter Park Elementary School	1154	172	29	170	2	1.18%
281	Ruby Ray Swift Elementary School	2052	282	14	279	3	1.08%
297	Jones Academy	2281	153	38	147	6	4.08%
32	Pantego Town Hall Council Chambers	2112	170	7	166	4	2.41%
40	Edify Community Fellowship Church	2229	158	2	155	3	1.94%
405	St. Martin in-the-Fields Episcopal	3626	315	9	307	8	2.61%
423	Independence Elementary School	3486	247	38	244	3	1.23%
516	Benbrook YMCA	1208	339	33	335	4	1.19%
519	Crouch Event Center at Bicentennial	1717	669	44	662	7	1.06%
555	Northeast Courthouse	3196	457	30	450	7	1.56%
583	R. L. Paschal High School	1108	336	33	340	-4	-1.18%
96	Van Zandt-Guinn Elementary School	1005	63	3	62	1	1.61%
97	Versia L. Williams Elementary	1008	59	5	60	-1	-1.67%

Table 1 - Election Day sites that have a 1% or greater discrepancy between the number of voters checked in the number of ballots cast

- *Whether any voting sites were closed or added due to an emergency or other necessity*

The list below are the Early Voting locations that had to be closed due to COVID-19 cases:

- Monday 10/12: Keller Town Hall, Villages of Woodland Springs and Euless Family Life Senior Center had staff affected by a COVID-19 case in a training class. The Keller Town Hall and Villages of Woodland Springs locations opened by 9:00 a.m., and the Euless location opened by 10:00 a.m.
- Friday 10/22: The Lead Clerk for the Brookside Community Center tested positive for COVID-19 and the site had to close for the day.
- Monday 10/26: JPS Como closed for the day due to a poll worker testing positive for COVID-19.

There were no Election Day polling locations closed.

- *Any known procedural or chain of custody defects*

There are no known procedural or chain of custody issues to report.

- *Any other issues discovered that you would like to disclose now that may be relevant to our audit process*

There are no known issues to report.

- *A list of complaints received and resolved, with a description of any known investigative steps or known resolution.*

Complaints received from voters are handled via emails. These emails are over a year old, and as such have been archived by our IT Department. We are in the process of retrieving and sorting them, so that they are available in January when the audit team arrives on site. I apologize for not having them attached to this response, but on such short notice, and so close to the holidays, it was just not possible to complete this request.

- *A detailed accounting of the following:*

- *Total Early Voting Ballots by Mail Requested: 89,305.*

- *Total Early Voting Ballots by Mail Sent out:* 89,305.
- *Total Early Voting Ballots requested by FPCA:* 4,983.
- *Breakdown of Early Voting Ballots by Mail accepted/rejected:* 65,995 accepted/311 rejected.
- *Total number of mail ballot voters that cancelled their mail ballot without surrendering the mailed ballot and voted in person:* 11,735 voters cancelled an absentee ballot and voted in person. The system does not record whether the voter surrendered the ballot or not.
- *Total number of mail ballot voters that surrendered their mail ballot and voted in person:* 11,735 voters cancelled an absentee ballot and voted in person. The system does not record whether the voter surrendered the ballot or not.
- *A detailed accounting of the following:*
  - *Total Number of Provisional Votes Cast:* 10,845.
  - *A list of Provisional Voters by reason for voting provisionally:* Please refer to the report attached "1120 Provisionals".
  - *Total Number of Provisional Votes cast for voters lacking ID:* 96.
  - *Total number of Provisional Voted Accepted/Rejected:*
    - *Accepted:* 4,385.
    - *Rejected:* 6,460.
- *List of entities that conducted recounts or had election contests*

There were no recounts or election contests requested.

Please note Tarrant County is currently engaged in litigation which may impact the ability of the Tarrant County Elections Administration to retrieve some of the data sought by the Secretary of State's Office. Specifically, an individual sought and received a Temporary Restraining Order and then an Agreed Temporary Injunction which has led to the powering down and secure storage of various servers and hard drives used in the November 2020 election. This lawsuit seeks to allow the plaintiff to access some data and information on these devices pursuant to the Texas Public Information Act. Should the Secretary of State wish to consider having Tarrant County approach the District Court with jurisdiction over the information to seek permission to access the information to aid your audit, please contact us so that we may explore that possibility.

Finally, the Tarrant County Elections Administration will assist the Secretary of State in procuring a secure space for the performance of this audit in January 2022. However, because the Elections Administration will be in the midst of preparing for the March 2022 primary elections, it is highly likely such a work area for the Secretary of State would be in a building separate from the main Elections Administration office. The Elections Administration will also assist in finding a way to transport the data, documents, and other information sought by the Secretary of State to this secure location.

In closing, Mr. Secretary, I want to reiterate once again that we are here to assist your office and fully cooperate in this process. I know you and your staff will understand the need to balance out the workload of this project with the conduct of the Primary and Municipal elections happening in the first half of 2022. The successful completion of both projects will be our utmost priority for the new year.

Sincerely,



Heider Garcia  
Elections Administrator



# DALLAS COUNTY ELECTIONS DEPARTMENT

John B. Scott  
Texas Secretary of State  
P.O. Box 12887  
Austin, TX 78711-2887

December 21, 2021

Dear Secretary Scott,

In response to your letter dated December 10<sup>th</sup>, 2021, please see the table below that provides information regarding the questions posed in your letter. The table also references attached files that contain the information requested.

Item numbers 5, 6A, and 6B are available, but could not be attached due to the size of the file. If you provide a method for us to electronically deliver this information, we will get it to you right away. We need to research Items #1 and #2 further and may follow up with further information at a later date.

Sincerely,

A handwritten signature in black ink that reads "Michael Scarpello".

Michael Scarpello  
Dallas County Elections Administrator

Item #	Requested	Available	Notes
1	Early Voting or Election Day polling locations with a discrepancy of 1% or more between the number of voters checked in to the number of votes cast	Undetermined	Further research is required to determine whether any responsive material is available.
2	Whether any voting sites were closed or added due to an emergency or other necessity	Yes, for Early Voting Sites – Attached (2_ListofVotingSites) Undetermined for Election Day Sites	Further research needed to find Election Day location information.
3	Any known procedural or chain of custody defects	Yes – Attached (3_MemoProvBallots)	
4	Any other issues discovered that you would like to disclose now that may be relevant to our audit process	No	

5	A list of complaints received and resolved, with a description of any known investigative steps or known resolution.	Yes – not attached – too large to send via email.	
6	A detailed accounting of the following: A. Total Early Voting Ballots by Mail Requested B. Total Early Voting Ballots by Mail Sent out C. Total Early Voting Ballots requested by FPCA D. Breakdown of Early Voting Ballots by Mail accepted/rejected E. Total number of mail ballot voters that canceled their mail ballot without surrendering the mailed ballot and voted in person F. Total number of mail ballot voters that surrendered their mail ballot and voted in person	Yes A. Not attached – too large to send via email B. Not attached – too large to send via email File: 6C_2020GeneralJointBallotListF PCA C. File: 6D_2020EV_ABBM2020GeneralJ oint D. File: 6EF_BallotsCancelledByVoter E. (same as above)	
7	A detailed accounting of the following: A. Total Number of Provisional Votes Cast B. List of Provisional Voters by reason for voting provisionally C. Total Number of Provisional Votes cast for voters lacking ID D. Total number of Provisional Voted Accepted/Rejected	Yes – Attached (7_ProvisionalVoters2020Gen)	The attached file contains all information requested for A-D
8	List of entities that conducted recounts or had election contests	No	No entities conducted recounts or had election contests.



OFFICE OF ISABEL LONGORIA  
ELECTIONS ADMINISTRATOR  
HARRIS COUNTY ★ STATE OF TEXAS



December 21, 2021

John B. Scott  
Texas Secretary of State  
Elections Division  
P.O. Box 12060  
Austin, Texas 78711-2060

Dear Secretary Scott:

I write in response to your letter dated December 10, 2021, regarding “Phase 2 of the Full Forensic Audit,” in which you asked my office to compile a list of responses by December 21, and you provided an almost 8-page list of documents indicating you would like our office to “begin locating the documents listed to prepare for our Forensic Audit Division’s on-site examinations, which will be coordinated at a mutually convenient time in January 2022.” That is an impossible timeline by which to complete the tasks requested.

Our office is in the process of preparing to hold six elections over the course of the next six months, four of which are countywide elections, some even ordered by the state legislature: a special election in January, the Primary elections in March, a likely runoff for the special election, the May 7 uniform election, the May 24 Primary election runoff and the election for Precinct Chairs, and the likely runoff for the May 7 uniform election. Every day from now until June 2022 there is either voting actively occurring or a critical deadline our office must complete for at least one of those six elections. Thus, it would be cumbersome and potentially irresponsible for us to divert staff and resources away from active elections to host an “audit” of a past, certified election.

Additionally, the extensive requirements of Senate Bill 1 will be in effect, for the first time, for the Republican and Democratic Primary Elections. Planning and executing the implementation of such a wide sweeping legislation is a massive undertaking and requires my staff’s full time and attention. Because your office has released little guidance on how to implement these important new provisions, we are left to sort through the logistics on our own in hopes that they meet the undisclosed SOS standards.

In short, taking hundreds of hours from staff time to pull documents listed in your prior letter instead of working toward implementation of SB1, nor preparing for the massive election calendar over the next six months, would be asking us to put the 2022 Primaries and compliance with Senate Bill 1 in jeopardy.

Since I was sworn into office on November 18, 2020, 15 days after the November 2020 Presidential Election concluded, the Elections Administrator's Office has endeavored to run elections fairly, equitably, accurately, and smoothly. That is why we are doing everything in our power to fully prepare for the upcoming 2022 elections for the sake of Harris County voters.

We attach responses to the questions in your December 10, 2021 letter. For the remainder of your requests, we await your call to discuss the time and resources it would take to go through the documents.

Sincerely,



Isabel Longoria  
Harris County Elections Administrator

Attachments:

*Attachment 1: Response to Texas SOS December 10 Initial Requests*

**Harris County Elections Administrator**  
**Attachment 1: Response to Texas SOS December 10 Initial Requests**

- 1. A list of Early Voting or Election Day polling locations that had a discrepancy of one percent or more between the number of voters that checked in to the number of votes cast at that location.**

Our office has gathered information and is in the process of comparing for any percentage discrepancies.

- 2. Whether any voting sites were closed or added due to an emergency or other necessity.**

Yes, three locations were closed for the remainder of a day due to weather-related issues.

- 3. Any known procedural or chain of custody defects.**

Procedural and Chain of Custody documents from the November 2020 Election have been maintained and are available for review to ascertain the existence and nature of any defects.

- 4. Any other issues discovered that you would like to disclose now that may be relevant to our audit process.**

Please see response to no. 3.

- 5. A list of complaints received and resolved, with a description of any known investigative steps or known resolution.**

Our office is in the process of gathering the ADA complaints from Nov 2020.

- 6. A detailed accounting of the following:**

a. **Total Early Voting Ballots by Mail Requested** 194,566 (does not include FPCA or Emergency ballot applications)

b. **Total Early Voting Ballots by Mail Sent out** 206,020

c. **Total Early Voting Ballots requested by FPCA** 12,895

d. **Breakdown of Early Voting Ballots by Mail accepted/rejected**

i. Total received: 180,007

ii. Accepted: 179,174

iii. Rejected: 224

iv. Late ballots: 609

e. **Total number of mail ballot voters that cancelled their mail ballot without surrendering the mailed ballot and voted in person**

- i. Total number of mail ballot voters that cancelled their mail ballot without surrendering the mailed ballot and voted provisionally in person: 8,337
- ii. Total number of mail ballot voters that cancelled their mail ballot without surrendering the mailed ballot and voted regularly in person: 57
- f. **Total number of mail ballot voters that surrendered their mail ballot and voted in person: 45,225**

**7. A detailed accounting of the following:**

- a. **Total Number of Provisional Votes Cast: 13,835**
- b. **A list of Provisional Voters by reason for voting provisionally:** A comprehensive list does not exist. While our office does not currently have the capacity to go through the nearly 14,000 provisional ballot affidavits from the November 2020 election, the provisional ballot affidavits and additional provisional ballot documentation are available for review and our office will provide them to you at a mutually agreed upon time.
- c. **Total Number of Provisional Votes cast for voters lacking ID: 8,528**
- d. **Total number of Provisional Voted Accepted/Rejected: 5,307**

**8. List of entities that conducted recounts or had election contests:**

Harris County MUD 24 conducted a recount of their November 2020 election.