



Office of the State's Attorney

Union County, Illinois

DANIEL KLINGEMANN
STATE'S ATTORNEY

Union County Courthouse
309 West Market Street, Room 239
Jonesboro, Illinois

Telephone: (618) 833-7216
Facsimile: (618) 833-3349

August 24, 2020

[sent via email]

Catherine Engelbrecht
True the Vote

research@truethevote.org

Dear Ms. Engelbrecht:

Please consider this our response to your attached Freedom of Information Act request, received via email on August 10, 2020 and summarized below:

1. *A copy of all election reports related to vote tabulation.*
2. *A listing of all voting equipment, including brand, model, and location used.*
3. *Pictures or scanned images of the original tapes from any voting machines used.*
4. *Each and every electronic or digital ballot image file created, held, or used by you, your office, or assigns, including any and all metadata associated with each image and/or file.*
5. *Each and every ballot image file's filename, unchanged from the file name generated by the voting system and linked to the corresponding cast vote record's file name.*
6. *Each and every cast vote record file created, held, or used by you, your office, or assigns, including any and all metadata associated with each cast vote record.*
7. *Each and every cast vote record file's filename, unchanged from the filename generated by the voting system, linked to the corresponding ballot image file's filename, and provided in the format or formats in which they are maintained by the voting system and exported or exportable from the voting system.*
8. *Any and all computer event logs and computer logs (including "activity logs" and "FIM (file integrity monitoring) logs") for each individual voting machine in your county and for any computer involved in aggregating, storing, communicating, uploading, or serving as a repository for votes in the 2020 Primary Election.*
9. *Any and all upload and download logs for all external applications and databases involved in the hosting, aggregating, tabulation, and/or serving as a repository for the official and/or unofficial results in the 2020 Primary Election.*
10. *Because the integrity of the production is partially dependent on ensuring limited access to such computers/machines, please identify the steps taken to ensure limited access to such machines and,*
11. *If you believe restricting access is not required or possible, please state the reasons for such positions/opinions and a list of persons to whom and how access was granted.*
12. *If any documents are withheld or redacted from production in whole or in part, please provide an exemption log index of each record or category of records that have been withheld or redacted, the explicit statutory citation that allows the exemption of the records, and a brief explanation of how the statutory exemption applies to the records.*

Regarding (1), unofficial reports will be available on platinumelectionresults.com on the night of the election. Additional reports will be available upon request once tabulation has been completed.

Regarding (3), we have neither custody nor possession of records responsive to your request.

Regarding (10), we have neither custody nor possession of records responsive to your request. However, per Union County Clerk Lance Meisenheimer, all election equipment is stored in the Union County Clerk's secured storage area in the Union County Courthouse.

Regarding (2), (4), (5), (6), (7), (8) and (9), we are denying this portion of your request.

Please be advised of the following:

- (1) We are denying portions of your request under Section 7(1)(o) of FOIA (5 ILCS 140/7(1)(o)) as we feel releasing such records would jeopardize the security of our voting systems.
- (2) Union County Clerk Lance Meisenheimer and Public Information Officer Rollie Hawk are the persons responsible for this denial.
- (3) You have the right to review by the Public Access Counselor. Her contact information is below.

Sarah Pratt
Public Access Counselor
Office of the Attorney General
500 S. 2nd Street
Springfield, Illinois 62706

Phone: 1-877-299-FOIA (1-877-299-3642)

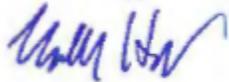
Fax: (217) 782-1396

E-mail: publicaccess@atg.state.il.us

- (4) You have the right to judicial review of this denial under Section 11 of FOIA (5 ILCS 140/11).

We consider your request completed. If we can be of further assistance, please let us know.

Sincerely,



Rollie Hawk
Public Information Officer
Union County State's Attorney's Office
rhawk@unioncountyil.gov

Enclosure

Cc: Daniel Klingemann, State's Attorney
Lance Meisenheimer, County Clerk

From: True the Vote [mailto:research@truethevote.org]
Sent: Monday, August 10, 2020 9:00 AM
To: Lance Meisenheimer <lmeisenheimer@unioncountyil.gov>
Subject: Records Request for Electronic Election Tabulation Information

Open Records Request

[View email in your browser](#)

August 7, 2020



Union County Clerk
309 W. Market St., Rm 116
Jonesboro, IL 62952

Via email: lmeisenheimer@unioncountyil.gov

RE: Open Records Request

Dear Elections Administrator:

Pursuant to the provisions of the Illinois Freedom of Information Act, 101 ILCS 140, we respectfully request to be provided with electronic copies of each of the following documents, files, or images, as soon as they become available. You need not wait until the entire request is satisfied before providing documents that are ready for production.

Please produce copies of the following items from the Primary Election of 2020.

1. A copy of all election reports related to vote tabulation.
2. A listing of all voting equipment, including brand, model, and location used.
3. Pictures or scanned images of the original tapes from any voting machines used.
4. Each and every electronic or digital ballot image file created, held, or used by you, your office, or assigns, including any and all metadata associated with each image and/or file.
5. Each and every ballot image file's filename, unchanged from the file name generated by the voting system and linked to the corresponding cast vote record's file name.

6. Each and every cast vote record file created, held, or used by you, your office, or assigns, including any and all metadata associated with each cast vote record.
7. Each and every cast vote record file's filename, unchanged from the filename generated by the voting system, linked to the corresponding ballot image file's filename, and provided in the format or formats in which they are maintained by the voting system and exported or exportable from the voting system.
8. Any and all computer event logs and computer logs (including "activity logs" and "FIM (file integrity monitoring) logs") for each individual voting machine in your county and for any computer involved in aggregating, storing, communicating, uploading, or serving as a repository for votes in the 2020 Primary Election.
9. Any and all upload and download logs for all external applications and databases involved in the hosting, aggregating, tabulation, and/or serving as a repository for the official and/or unofficial results in the 2020 Primary Election.
10. Because the integrity of the production is partially dependent on ensuring limited access to such computers/machines, please identify the steps taken to ensure limited access to such machines and,
11. If you believe restricting access is not required or possible, please state the reasons for such positions/opinions and a list of persons to whom and how access was granted.
12. If any documents are withheld or redacted from production in whole or in part, please provide an exemption log index of each record or category of records that have been withheld or redacted, the explicit statutory citation that allows the exemption of the records, and a brief explanation of how the statutory exemption applies to the records.

The items requested should not include any personally identifiable information.

We understand a response to these requests may be time consuming, therefore we request you take immediate steps to preserve available data and documents by securing the machines from which various logs are requested. For example, we are seeking to secure the integrity of various computer logs derived from voting machines and county vote tally and aggregation computers. Compliance with this request will require printing the "activity log" and "FIM (File Integrity Monitoring) log" for each voting machine and each computer utilized to tally, aggregate and/or communicate election results for the time period during which the machines/computers were utilized for the 2020 primary election.

To minimize the risk of miscommunication, we respectfully request that all such questions and concerns be in writing and we will respond accordingly. We appreciate your consideration of this request and sincerely thank you for your assistance.

Any materials requiring delivery via USPS or other carrier service should be directed to:

True the Vote Research Department,
P.O. Box 3109, Houston, Texas 77253-3109
Emails may be addressed to research@truethevote.org

Request for Fee Waiver

True the Vote requests a fee waiver because, “disclosure of the information is in the public interest and it is likely to contribute significantly to public understanding of the operations or activities of the government and is not in the commercial interest of the requester.” 5 U.S.C. § 552(a)(4)(A)(iii).

True the Vote’s request adds to a “public understanding,” for a “broad audience of persons interested in the subject.” True the Vote is primarily engaged in disseminating information, as a 501c3 non-profit organization. It “gathers information of potential interest to the public, uses its editorial skills to turn the raw material into a distinct work, and distributes that work to an audience.” True the Vote disseminates information through, among other means, its website (<http://www.truethevote.org/>), social media outlets, educational conferences, and direct mail.

Thank you for your assistance.

With best regards -



Catherine Engelbrecht
True the Vote, President

True the Vote | PO Box 3109 Houston, TX 77253-3109 | 713.401.6017 | www.truethevote.org

This email was sent to lmeisenheimer@unioncountyil.gov
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