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May 5, 2023

Elizabeth Vaughan  
Assistant Attorney General  
Office of the Attorney General Chris Carr  
Government Services and Employment  
Georgia Department of Law  
40 Capitol Square SW  
Atlanta, GA 30334

Re. **SEB Case No. 2022-003**; November 30, 2021, Complaints Directed to Secretary of State Brad Raffensburger, concerning observed violations of state and federal election law and regulations (collectively, the “Complaints”)

Dear Ms. Vaughan:

We appreciated the opportunity to have a constructive discussion last week about the referenced Complaints and associated follow-up subpoenas duces tecum dated April 21, 2022, directed to True the Vote, OPSEC, Catherine Engelbrecht and Gregg Phillips (“Complainants”). As you know, the subpoenas each seek eleven (11) broad categories of data and other information. This would be in addition to the data already provided, which Complainants believe itself provides an exceptional launching pad for a law enforcement investigation.

But now we reach an impasse.

In many numbered categories the subpoena seeks “recordings, transcripts, summaries, testimony, statements, witness interviews, notes, or other documents... .” Responding in full as the subpoenas are worded would require Complainants’ disclosing personal identifying information of persons to whom Complainants have pledged confidentiality and who came forward at risk to their personal safety and security to varying degrees based on their individual circumstances. We cannot compromise this pledge.

As True the Vote in its November 30, 2021, stated, it is engaged in ongoing “non-partisan election integrity research” in response to reports of irregularities, here ballot trafficking, received from persons and entities in Georgia and across the country. Again, Complainants obviously do not have authority to issue legal process and to take the next steps.

If it remains the position of the Attorney General's Office and the Georgia Bureau of Investigation that any further official investigation by Georgia law enforcement concerning the serious allegations in the Complaints cannot and will not go forward unless Complainants reveal the identity and personal information concerning those who came forward to report their observations of wrongdoing, there is unfortunately little we can do together on this one. We disagree with Director Reynolds's assessment there is insufficient probable cause at this point to proceed with formal legal process available only to law enforcement.

Consequently, with another general election pending, it is in everyone's interest to get on with other matters and to do all we can to make sure this next one goes well and is conducted in a manner that is compliant and fair to all.

To that end, Complainants respectfully withdraw the Complaints referenced above.

Sincerely,

*/s/ Michael J. Wynne*

Michael J. Wynne  
Counsel for Complainants

CC: Catherine Engelbrecht  
Gregg Phillips  
Brock Akers  
David Shafer, Chairman, Georgia Republican Party