

IN THE MATTER OF: BUREAU OF  
ELECTIONS ADMINISTRATIVE RULES FOR  
ONLINE ABSENT VOTER BALLOT  
APPLICATION, PUBLIC HEARING

October 1, 2021

Prepared by



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STATE OF MICHIGAN  
DEPARTMENT OF ELECTIONS AND CAMPAIGN FINANCE

In the Matter of:  
Bureau of Elections  
Administrative Rules for Online  
Absent Voter Ballot Application  
Rule Set 2021-62 ST

/

PUBLIC HEARING

3044 West Grand Boulevard, Detroit, Michigan  
Friday, October 1, 2021, 9:00 a.m.

PANEL:

ADAM FRACASSI  
Moderator

DOUGLAS A. NOVAK, Esq.

JONATHAN BRATER  
Bureau of Elections

BRIAN REMLINGER  
Panel Member

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1 Livonia, Michigan

2 Friday, October 1, 2021 - 9:00 a.m.

3 MR. NOVAK: Good morning. This hearing is being  
4 called to order at 9:00 a.m., on October 1st, 2021 at  
5 Cadillac Place, Room L150, Detroit, Michigan. This is a  
6 public hearing on proposed administrative rules entitled,  
7 "Disqualification from ballot based upon contents of  
8 affidavit of identity, Signature matching standards for  
9 absent voter ballot applications and absent voter ballot  
10 envelopes," and, "Online absent voter ballot application."

11 This hearing is being conducted pursuant to the  
12 provisions of 1954 PA 116, the Administrative Procedures  
13 Act, and on behalf of the Department of State, Bureau of  
14 Elections. The hearing was published in three newspapers of  
15 general circulation, as well as the Michigan Register, Issue  
16 Number 16, published on September 15th, 2021. My name is  
17 Doug Novak, and to my left is Adam Fracassi, the subject  
18 matter expert from the Bureau of Elections, and we will be  
19 facilitating the hearing today.

20 And just one housekeeping measure, please, this is  
21 a state office building, and masks are required to be worn  
22 in this building. And if you wouldn't mind, please make  
23 sure your cell phone is on silent mode, and then everybody  
24 can hear the comments being made today. Thank you.

25 Please note that there are three sets of rules

1           being presented for comment today. To facilitate and  
2           organize record of public comment, we ask that public  
3           comment during each section be limited to the rule set that  
4           is currently being presented. So we'll go through one, the  
5           next one, then the next one. You will have a chance to  
6           address to address other rule sets during designated  
7           sections of this presentation. Please ensure that you have  
8           signed up on the comment sheets at the entrance there, and  
9           that you signed on the correct sign-in sheet.

10                       We will call your names when each rule set is  
11           being brought up. You may comment on more than one rule set  
12           by signing in on multiple sign-in sheets. If you wish to  
13           comment on a rule set that had already been presented, we  
14           will provide a second opportunity to comment at the end of  
15           the presentation. You may comment on a rule that has  
16           already been presented by signing in on the appropriate  
17           sign-in sheet.

18                       We are here today to receive your comments on the  
19           proposed rules. If you wish to speak, please make sure that  
20           you have signed in and indicated your willingness to speak.  
21           We will call on the speakers in the order in which names are  
22           listed on the sign-in sheets, and hopefully, we won't  
23           butcher your name. When you come forward to speak, please  
24           identify yourself with your name, the organization you  
25           represent, if any, and both your mailing and email address

1 so that this information may be transcribed into the hearing  
2 report. And there is a chair up here for you to sit, and  
3 apparently the PA system didn't work, so as long as you use  
4 a strong voice, everybody should hear you. Thank you. If  
5 you have additional comments to submit in writing, you may  
6 leave them at the registration desk or submit them to our  
7 department no later than 5:00 p.m. today. Comments can be  
8 submitted by emailing: elections@michigan.gov.

9 To accommodate all speakers and all the rule sets,  
10 each speaker will be limited to two minutes. And again, if  
11 you wish to provide additional comments, you're more than  
12 welcome to leave your written comments with your identifying  
13 information on it, so we know who it's from, or submit them  
14 online by 5:00 p.m. With that, I will turn it over to Mr.  
15 Fracassi.

16 MR. FRACASSI: So I'm going to call on people. We  
17 are currently going to start the hearing on the rule set  
18 168.1, which is the Disqualification From Ballot Based on  
19 Contents of Affidavit of Identity. I do have the sign-up  
20 sheet here (indicating), so I'm going to call on you. As  
21 you come up, I would ask if you could spell your name for  
22 the court reporter, please, just so we can make sure that  
23 we've got it right. And if I mispronounce your name or  
24 anything, please feel free to let me know. So the first  
25 person I have is Kristina Karamo. Good morning.

1 MS. KRISTINA KARAMO: Hi. How are you doing?

2 MR. FRACASSI: I'm doing well. How are you?

3 MS. KRISTINA KARAMO: I'm great.

4 MR. FRACASSI: So just to confirm, you are  
5 testifying in opposition; right?

6 MS. KRISTINA KARAMO: I'm in total opposition.

7 MR. FRACASSI: Okay. Can I have you -- can I ask  
8 you to spell your name, please?

9 MS. KRISTINA KARAMO: Yes, my name is Kristina  
10 Karamo, K-r-i-s-t-i-n-a, last name, K-a-r-a-m-o.

11 MR. FRACASSI: All right. And you have two  
12 minutes. Go ahead.

13 MS. KRISTINA KARAMO: Yeah. So I am in complete  
14 opposition to Rule 060, because it disfranch- --  
15 disenfranchises the people of Michigan. There is no state  
16 or federal law requiring these rules. It's -- additionally,  
17 it's burdensome to our clerks. I have talked to multiple  
18 clerks; counties, township and city clerks across the State  
19 of Michigan. Many are totally unaware and they find the  
20 rule to be completely unnecessary.

21 To require people to list every office that  
22 they've ever sought for nomination in every jurisdiction --  
23 number one, you don't clarify whether or not that's in or  
24 outside of -- only in Michigan, or maybe outside of  
25 Michigan. Many people, if you ever run for precinct

1 delegate, have submitted an affidavit identity to run for  
2 precinct delegate 30 years ago and may have totally  
3 forgotten about it, and then the person is disqualified from  
4 running for office, and there is no appeal process. That is  
5 the problem. You give people no right, no ability to  
6 appeal. And what if there was an error on the clerk's  
7 behalf?

8 Additionally, when it comes to campaign finance  
9 records, I'm completely aware that there is court  
10 communication between the Bureau of Elections and our  
11 clerks. That's why there were so many issues surrounding  
12 our elections. And I've talked to so many clerks, they're  
13 now going to be required to comb through campaign finance  
14 records. What if there was an error in submission?  
15 There -- there's no appeal process. This is going to  
16 disenfranchise a lot of low-income people running for  
17 office.

18 And to protect our republic, we must ensure that  
19 all people, not those who are wealthy enough to afford an  
20 attorney and accountants, but that every citizen in the  
21 State of Michigan has the ability to run for office. There  
22 is no reason to put our clerks through such a process, to  
23 disqualify people with no appeal process because there are  
24 errors. What if the Bureau of Elections make an error?  
25 What if the clerk makes an error? Then the citizen has no

1 right to appeal? And all these low-income and middle-income  
2 people who want to run for office, who can't afford an  
3 attorney or an accountant, what will they do? What if there  
4 is an error? What if there's an honest mistake? This is  
5 nothing but a rule to keep everyday people out of political  
6 office, and I'm extremely disappointed that this rule is  
7 even being proposed. Thank you.

8 MR. FRACASSI: The next person I have is Gabriel  
9 Rees. Good morning. If I could, again, same thing, I would  
10 like to ask you to spell your name for the court reporter?

11 MR. GABRIEL REES: Yup. Gabriel, G-a-b-r-i-e-l,  
12 Rees, R-e-e-s.

13 MR. FRACASSI: All right.

14 MR. GABRIEL REES: You don't need any other  
15 information? Okay. Great.

16 MR. FRACASSI: I'm good. Oh, actually, I should  
17 say -- in opposition; correct?

18 MR. GABRIEL REES: Yes, in opposition. Thank you.

19 MR. FRACASSI: Thank you.

20 MR. GABRIEL REES: Good morning. Thank you for  
21 having this opportunity to speak. I'll admit I wrote one  
22 thing for all three combined. So my thing will be  
23 especially short for just Rule 060. My concern is that the  
24 burden that Rule 060 would place on our local clerks is  
25 onerous and unnecessary. It does not provide opportunity

1 for remedy when good faith errors are made on a candidate's  
2 affidavit of identity, and it is my opinion that this rule  
3 does not serve to provide greater integrity to our  
4 elections, which is what we should be seeking after.  
5 Rather, it serves only to add additional procedures and  
6 rules that have potential to disqualify inexperienced  
7 citizens from running for elected office, something that we  
8 should not do. Thank you.

9 MR. FRACASSI: Thank you. The next person I have  
10 is Matthew Rees.

11 MR. MATTHEW REES: Hello; hello.

12 MR. FRACASSI: Good morning.

13 MR. MATTHEW REES: Good --

14 MR. FRACASSI: And you are, same thing, testifying  
15 in opposition; right?

16 MR. MATTHEW REES: Yes; yes, that's correct.

17 MR. FRACASSI: I'm going to ask you to spell your  
18 name, as well, for the court reporter.

19 MR. MATTHEW REES: Yup. It's Matthew,  
20 M-a-t-t-h-e-w, and Rees, R-e-e-s. So thank you, again,  
21 having this time. I think it's pretty clear, some of the  
22 points have already been made, that this has potential to  
23 put a lot of people in jeopardy who want to run for office.  
24 I know in my township that I live in, it's very, very  
25 difficult to get anybody to run currently, with current

1 rules, just based on the process that currently exists.  
2 Adding additional burdens to our clerk's office, many of  
3 whom are well under paid for the work that they do, they're  
4 going to be dealing with a lot more documentation, a lot  
5 more analysis of finance records. I think you're -- we're  
6 going to end up with a whole slew of people not running,  
7 with blank ballots up and down. Maybe that's an extreme  
8 case, but I could see it happening, at least on the local  
9 level, if not on the state -- county and state levels.

10 So it's really concerning to see that we --  
11 anything can be disqualified without an appeals process. So  
12 that too is a huge concern, to not have any kind of appeals  
13 process built into this law. This ruling, it would be  
14 foolish. We have appeals processes today. And if you can  
15 have one party decide all of a sudden that this nitpicky  
16 thing, this interpretation of a rule can be used to  
17 disqualify someone with literally no appeals process, you're  
18 bound to have targeted political moves built into this, and  
19 that should never be in our elections process.

20 Everyone should be able to run. Everyone should  
21 be able to voted for. Everyone should be able to have this  
22 opportunity to represent the people and their community. So  
23 I am very concerned about the way the ruling is written as  
24 it is currently. I would ask that you look into that, and  
25 if that cannot be resolved, that we take a second look, and

1 don't pass -- don't move this forward. Thank you very much.

2 MR. FRACASSI: So the next person I have is Louis  
3 Avallor (sic).

4 MR. LOUIS AVALLONE: (inaudible)

5 MR. NOVAK: Are you signed in on the other one?

6 MR. LOUIS AVALLONE: Yes.

7 MR. NOVAK: Okay. Thank you.

8 MR. FRACASSI: Perfect. The next person I have is  
9 Valentin Dumitrescu. Yes.

10 MR. VALENTIN DUMITRESCU: I am Valentin  
11 Dumitrescu; Valentin, as in valentine, but no "E" at the  
12 end, and Dumitrescu, D, as in David, u-m-i-t-r-e-s-c-u.

13 MR. FRACASSI: Okay. Perfect. And again, in  
14 opposition; right?

15 MR. VALENTIN DUMITRESCU: I'm in opposition of  
16 this solely case, and going to burden and discourages  
17 people. Actually, it's the foundation of principal of our  
18 republic; by The People, for The People, from The People.  
19 It's -- if anything should be make it easier for people to  
20 get involved in the political process and to get ownership  
21 of the political process. Unless it's misstated before  
22 here, it's an undue burden on the clerks who are verifying  
23 those submission papers by candidates, which basically they  
24 will not be able to perform that function, and secondly, it  
25 will insert political biases.

1 I will give you an example: Last year -- I mean,  
2 in the 2020 election, there was a bias; Republicans who are  
3 removed from the possibility to run for office for violation  
4 of such rules, where Democrats who had the same violation  
5 were let go. So this -- this process of people applying and  
6 running for office -- public office should be as unpolitical  
7 as possible. So that's my strong opposition for this Rule  
8 060. Thank you very much.

9 MR. FRACASSI: The next person I have is Jaki --

10 MS. JAKI LOVRINCE: Lovrince.

11 MR. FRACASSI: -- Lovrince.

12 MS. JAKI LOVRINCE: Thank you for allowing me to  
13 speak freely. If you can't speak freely, you're simply not  
14 free. I'm here opposed to all of the bills simply because  
15 of the -- of what the first, second, third, and fourth  
16 speaker has said. The first name, I'm going to spelling --  
17 is, J-a-k-i. I'm in Harper Woods. And yes, I'm here to  
18 speak about the elections in our -- I'm getting off track.  
19 So let me start over, gentlemen, if I may?

20 My name is Jaki. I'm -- I stand opposed to all  
21 these bills. I'm here because of the governmental  
22 overreach. Thank you for your time. And if you can't speak  
23 freely, then you're simply not free. The censorship is  
24 maddening in this electrical B system world. Last night,  
25 for this meeting, was the first time I heard. At this time,

1 I would like to remind the room, the Arizona audit has  
2 concluded fraudulent, and not all doom and gloom, but some  
3 of you may be living in a very small room. Nearly a year,  
4 you say, makes absolutely no sense for another election this  
5 way, Michigan next. I stand here with God, the  
6 Constitution, and my sovereign rights. You oath takers are  
7 tearing up, stomping on that, and it isn't right. Speaking  
8 of sovereign, "build back better" is an international  
9 analogy, and it is destroying the American economy. To  
10 discredit any affidavit for a spelling error; it's an  
11 affidavit, treat it accordingly.

12 In turn, please tell me how many un-vetted and un-  
13 vaxxed have transported and housed on my hard-working tax.  
14 Recent House of Representatives suggest the vetting process  
15 may be changed, only to be 16-years of age and to have an  
16 address. Now, come on, man. How many hands have you been  
17 shaking. With that, you are taking away the power of the  
18 people at the lowest level of government, and that is  
19 exactly what we have three branches of legislation for.  
20 Leave it for the clerks?

21 If that's the case, then your system's a disgrace,  
22 and I don't vote for -- and I didn't vote for dominion, so  
23 get it out of the poles place. It is the government and  
24 Secretary of State that will collect all my data, because  
25 your social points matter. It's everyone's own QR code;

1           it's called Tiberius, you know. It is linked to the  
2           internet 2.0, and if you don't believe me, look around at  
3           this clown show. It is going to be for the medical, too,  
4           this digital quantum-dot tattoo. In the end, it sounds more  
5           like I'm being enslaved. You don't own my genes; it's my  
6           DNA, and that's not of your business, Secretary of State.

7                     MR. FRACASSI: All right. Thank you. The next  
8           person I have is Ryan Roberts. Ryan Roberts? Perfect.  
9           Thank you. Can I just ask that again you kind of just  
10          confirm the spelling of your name, please?

11                    MR. RYAN ROBERTS: Ryan Roberts, R-y-a-n,  
12          R-o-b-e-r-t-s.

13                    MR. FRACASSI: Okay. Thank you.

14                    MR. RYAN ROBERTS: Yeah, I'm in opposition of all  
15          three rules being proposed, RIS form 2021-60, I read through  
16          the -- through that form, and it's talking all this stuff  
17          about how it's all good, and it doesn't seem to talk about  
18          the negatives that come with the rules. I spoke with a  
19          township clerk last night. She said she was unaware of any  
20          of this stuff going on, and she was upset, because she likes  
21          to be informed; she's part of different associations. She  
22          feels she should have been informed. She also said that she  
23          doesn't feel that they should have to have the  
24          responsibility of vetting out candidates and possibly  
25          turning them away. And that's a burden that's not listed in

1 the RIS form.

2 Another burden is on the candidates. They have to  
3 scramble to make sure they're in compliance with these  
4 rules, and that they're not overlooking any past fines or  
5 anything to face disqualification that can't be overturned.  
6 Last year, a candidate in northern Michigan was on the  
7 ballot, doing good, and because of a small \$1,000 fine, she  
8 was disqualified, had to be removed off the ballot, making  
9 it so new ballots had to be sent out. It was so much  
10 confusion in northern Antrim County in Cheboygan, in  
11 northern Michigan. So many problems with the election  
12 system. The clerks were ticked off up there, all leading up  
13 to the election. It was last minutes changes. It was  
14 illegal changes last year. A whole bunch of stuff, and now  
15 Jocelyn Benson want to make more changes to weaken our  
16 voting system even more. It's already weak enough. She is  
17 a criminal. You know, trump put in a law in 2018 for a  
18 domestic and foreign terrorists who tamper with the  
19 election, and this is treason from Nessel, Whitmer, and  
20 Jocelyn, and we not going to stand for it.

21 MR. NOVAK: (Inaudible) and then we'll move to --  
22 this is 061.

23 MR. FRACASSI: So we have one more person who is  
24 signing in right now, but is there anybody who wants to  
25 speak on Rule 060? This is the Affidavit of Identity. For

1 anybody who came in late and didn't hear the beginning, we  
2 are taking each rule set in turn. So if anybody at this  
3 time wants to speak on Rule 060, the Affidavit of Identity  
4 rule, --

5 UNKNOWN SPEAKER: (inaudible)

6 MR. FRACASSI: -- otherwise we're going to go  
7 to --

8 MR. NOVAK: This is 060.

9 MR. FRACASSI: I'll ask you to come right up,  
10 right in front. And I'm going to ask you if you could just  
11 confirm the spelling of your name, please, for our court  
12 reporter?

13 MR. ROB REMELIUS: Yes, Rob, last name is,  
14 R-e-m-e-l-i-u-s.

15 MR. FRACASSI: So just because you came in late,  
16 just so you know, there are two minute -- we are limiting  
17 testimony of this for two minutes per rule set. So I will  
18 turn it over to you. You may begin, when you're ready.

19 MR. ROB REMELIUS: Okay. And this is the  
20 disqualification --

21 MR. FRACASSI: Correct.

22 MR. REMELIUS: Right? All right. So this may  
23 have been mentioned already, but I know that a lot of the  
24 city and township clerks don't have the training with  
25 Michigan's Campaign Finance Act, since the finance reports

1 are filed with the Secretary of State's office or county  
2 clerk's office. So that makes them ill-equipped to carry  
3 out this change. Also, they don't have the resources or  
4 funding to search through the databases -- thousands of  
5 databases to see if somebody has ever run for office before.  
6 And personally, I don't see how that matters. You know, if  
7 you've run for an office before, whether you won or not --  
8 if you won, obviously, it would be public record, and if you  
9 lost, it would probably be public record still. So if  
10 somebody wanted to find that out, they probably could. I  
11 don't know how that is material to this. So that is why I  
12 am opposed, and that's it.

13 MR. FRACASSI: Okay. Thank you very much.

14 MR. ROB REMELIUS: Thanks.

15 MR. FRACASSI: The last call before we move on to  
16 the next rule set. Does anyone want to speak on Rule 060,  
17 the Affidavit of Identity, before we move on?

18 UNKNOWN SPEAKER: Yes. Thank you for the  
19 opportunity to speak.

20 MR. FRACASSI: Have you signed in already or not?

21 UNKNOWN SPEAKER: I haven't signed in on that  
22 particular topic, but --

23 MR. FRACASSI: (inaudible)

24 UNKNOWN SPEAKER: -- given the opportunity, I  
25 would like to add my name to the list of people who have

1 spoke, and just say that all the reasons have pretty well  
2 been stated. But I would like to support all of the same  
3 reasons. I don't have all the detail they had, but after  
4 hearing what they have said, I am in full agreement and want  
5 to support exactly what they have said in opposition to that  
6 particular bill. I've lived in the State of Michigan for 74  
7 years. I have watched all types of things come and go. I  
8 have never in my entire life seen the situation that we have  
9 today.

10 People who wish to run find it very difficult;  
11 they make it very hard. We have elected officials who are  
12 supposed to make laws that make our lives easier and protect  
13 us, and what I see currently is an absolute effort in the  
14 other direction, obfuscate everything, make it as difficult  
15 as you can, so that we can maintain our position and put  
16 people in that are hand selected and are vetted to be able  
17 to not make a spelling error on an application. I think  
18 it's utterly ridiculous, if not criminal, to not allow  
19 people to run for office over something as silly as that.

20 So that's my opinion. I won't take any more time.  
21 Thanks for the opportunity to express it.

22 MR. FRACASSI: Could I just ask that you sign in  
23 on this sheet, please, so we have your name for the --

24 UNKNOWN SPEAKER: Sure.

25 MR. FRACASSI: Thank you. So at this time, I

1 would like to close the first part of public comment for the  
2 first rule set, and we can turn back at the end still, if  
3 needed, as well. And I would like to move to the second  
4 rule set, which is Rule Set-061, and it's the signature  
5 matching for absent voter ballot applications and absent  
6 voter ballot envelopes. The process will be the same as it  
7 was before. I have a list of people. I will call on you  
8 and ask you to speak; it's in order that I have here  
9 (indicating). And again, if I could have you confirm your  
10 spelling of your name for our court reporter, please. And  
11 again, time will be limited to two minutes, as well. So the  
12 first person I'm going to start with is Philip O'Halloran.

13 MR. PHILIP O'HALLORAN: O-H-a-l-l-o-r-a-n.

14 REPORTER: I'm sorry?

15 MR. O'HALLORAN: O-h-a-l-l-o-r-a-n. Okay.

16 MR. FRACASSI: Thank you very much.

17 MR. O'HALLORAN: You're welcome. Thanks for  
18 having me. The proposed rule I think should be renamed "The  
19 Fraud Facilitation Rule." Under this rule, all signatures  
20 will be presumed valid. It will reject only multiple  
21 significant and obvious differences between the signature on  
22 the ballot and the signature on file. Even signatures that  
23 violate all three of the above undefined rules can still be  
24 accepted if they have one redeeming factor, such as a  
25 shaking hand or a signature that appears rushed. Of course,

1           hypothetical ballot harvesters working in a warehouse to  
2           create thousands of fake ballots will appreciate a rule  
3           which accommodates their rushed scribbles. Like the famous  
4           statement of a supreme court justice who admitted he  
5           couldn't define pornography, but "I know it when I see it,"  
6           a mismatched signature is a mismatched signature. It's  
7           something that our Michigan pole workers, possessing basic  
8           common sense and a pair of eyes, are more than capable of  
9           spotting. They also have supervisors who can help them with  
10          close calls.

11                        This rules is an insult to their intelligence, and  
12          it's an assault on one of the last remaining bulwarks  
13          against election fraud, and that's the fact that our ballot  
14          validation procedure is carried out by thousands of Michigan  
15          citizen pole workers. That signature matching process is  
16          decentralized, and that's a good thing. Our Secretary of  
17          State's last veiled attempt at fraud facilitation was  
18          overturned by the Michigan Court of Claims, unfortunately,  
19          after the election, when the damage had already been done.

20                        Now she returns and shows contempt for that ruling  
21          in trying to circumvent it through this proposed signature  
22          match rule. This rule which will serve to funnel fraudulent  
23          ballots into undeserved authenticity must be withdrawn  
24          immediately if we have any hope of restoring election  
25          integrity. And lax rules from the top have consequences. I

1 was at the TCF Center last November as a GOP challenger, so  
2 you can't tell me that there was no fraud or that this was  
3 the most secure election in history; it was not. At the  
4 TCF, even the senior advisor of the Detroit City Clerk,  
5 Chris Thomas, presumed signature validity when he was  
6 presented with a clear signature mismatch by pole worker  
7 whistleblower Jessie Jacob, who allegedly -- he allegedly  
8 told her to "let it go." If that is the attitude and the  
9 protocol for handling fraudulent signatures from our highest  
10 officials, what hope do we have of regaining election  
11 integrity that was so obviously absent last November? Thank  
12 you.

13 MR. FRACASSI: The next person I would like to  
14 call on is Evelyn Archer.

15 UNKNOWN SPEAKER: Turn on the microphone.

16 UNKNOWN SPEAKER: We can't hear.

17 UNKNOWN SPEAKER: We can't hear.

18 MR. FRACASSI: I will speak louder. This  
19 (indicating) microphone is for the court reporter.

20 UNKNOWN SPEAKER: It's the speaker we can't hear.

21 UNKNOWN SPEAKER: The speaker.

22 UNKNOWN SPEAKER: (inaudible).

23 MR. FRACASSI: Yeah. Ms. Archer, I would ask that  
24 you please speak up as much as you can. Like I said, the  
25 court -- the microphone there is for the court reporter. So

1 if you could speak up as much as possible, so people can  
2 hear you. Can I ask you to confirm the spelling of your  
3 name, please, for our court reporter?

4 MS. EVELYN ARCHER: Evelyn Archer, E-v-e-l-y-n,  
5 A-r-c-h-e-r, and I'm here on behalf of Oxford Grassroots for  
6 Election Integrity. I am in opposition to Secretary of  
7 State Benson's proposed rule to eliminate the signatures  
8 match, and most of my comments echo what Dr. Phil O'Halloran  
9 just said regarding that it's against state election law.  
10 Nowhere is it listed in state election law to eliminate the  
11 signature match. And the Michigan Court of Claims shot down  
12 Secretary of State Benson, as well, and here she is, only to  
13 come back to propose something that encourages fraud.

14 And the signature match seems to be the only last  
15 remaining safeguard that we have to free and fair elections  
16 for everybody; everybody. And in regard to the signature  
17 matches, a -- eliminating it and accepting a scribble as a  
18 redeeming factor, it is age discrimination, actually, when  
19 you consider the voter's age. If it's a scribble, it's age  
20 discrimination toward the old or the young scribbles, and  
21 discrimination against the non-old or non-young who do not  
22 scribble.

23 And I just object to it. The Carter-Baker  
24 Commission on federal election reform said that the most  
25 common source of election fraud would be for an absentee

1 ballot to find its way into the hands of someone other than  
2 the voter through this type of a ruling. I think we need to  
3 protect the match, protect our election records, and  
4 Secretary of State Benson should know it's her job to do so;  
5 if not, get out of the way. Thank you.

6 UNKNOWN SPEAKER: Right on, sister.

7 MR. FRACASSI: So the next person I have is  
8 Roman (sic) -- I'm going mispronounce the last name.

9 MR. RONALD PIOTROWSKI: Piotrowski.

10 MR. FRACASSI: Piotrowski (pronouncing)?

11 MR. RONALD PIOTROWSKI: Yes. Once again, thank  
12 you for the opportunity to speak. This is the subject that  
13 I came -- came to in order to comment on. My name is  
14 Ronald, R-o-n-a-l-d, Piotrowski, P-i-o-t-r-o-w-s-k-i.  
15 Again, my -- the people that spoke ahead of me listed a long  
16 list of reasons why people would be opposed to this. I'm  
17 here to support everything they said, and add a couple  
18 comments of my own. And I speak for voters across the state  
19 of Michigan, hundreds of thousands of whom, if they even  
20 knew what was in these bills would be here in droves. But  
21 they're so busy trying to make a living, trying to survive  
22 in the economy that we live in today, because failed efforts  
23 of government to try to lead us in the right direction have  
24 just ended up complicating everybody's life to the point  
25 they don't have time to dig into all of this detail.

1           If the Secretary of State wants to make law, she  
2           should have ran for the legislature, not for Secretary of  
3           State; it's outside her purview. She can give an opinion,  
4           but she can't make the law. She doesn't have that ability.  
5           We have statutes on the books that require signature  
6           verification. It's worked in the past. We started  
7           tampering with the existing law, and look what we have  
8           today. People up in arms, not knowing that their vote  
9           counts.

10           Every voter in the State of Michigan has the right  
11           to know that his vote is counted; mine included, yours  
12           included. And whether they write well or they don't write  
13           well is not the issue. The signature should be verified.  
14           Not verifying signatures opens the door to nothing but  
15           fraud. And if we put a law like that into effect, to me, we  
16           are promoting illegal activity and I'm totally against it  
17           and propose that you reconsider and do not change the law to  
18           verify signatures. Thank you.

19           MR. FRACASSI: The next person I have is  
20           Jo DeMarco.

21           MS. JO DEMARCO: My name is --

22           MR. FRACASSI: (inaudible) -- could just ask you  
23           to confirm the spell- --

24           MS. JO DEMARCO: My name is Jo DeMarco.

25           MR. FRACASSI: (inaudible)

1 MS. JO DEMARCO: And gentlemen, you can all check  
2 my signature and spelling of my last name up at the front  
3 security desk, because I had to sign in and show my  
4 identification to even get into the building. So just to  
5 say, I'm opposed to all three of these bills and would like  
6 to remind everybody that in October 2020, just one month  
7 prior to the presidential election, Jocelyn Benson  
8 instructed Michigan clerks and election officials to presume  
9 the accuracy of absentee ballot signatures.

10 State Court Judge Christopher Murray ruled this to  
11 be illegal on several levels, and also charged Benson in  
12 direction local election officials to ignore their statutory  
13 obligations. As Secretary of State, Benson should know the  
14 law, and she should instruct it. But instead, she broke it,  
15 and she incited statewide election officials to follow her  
16 violation of authority. To this day, Benson has not been  
17 held accountable. Is it her arrogance or mere disdain for  
18 the law as she attempt to reimplement the very same  
19 directive that was ruled against her last year?

20 And these days, we can't go anywhere or do  
21 anything without showing our identification and putting our  
22 signatures all over. As I said, I had to sign in and show  
23 my ID to even get into this building. So ask yourself, why  
24 would Democrats be so forceful in mandating identification  
25 in every phase of our normal, everyday life except in our

1 nation's most precious commodity, fair elections?

2 Relaxing election ID will only increase the  
3 ability to cheat and further diminish our belief in fair  
4 elections. Our country is at stake over this. Benson made  
5 it clear she has no regard for the law and puts her  
6 political agenda above it, while her friends Whitmer and  
7 Nessel turn a blind eye to this and many other  
8 discrepancies. Michigan voters need to show her she can't  
9 get away with it. So voters, maintain strict ballot  
10 signature compliances and say "no" to online ballot absentee  
11 voting applications.

12 MR. FRACASSI: The next person I have is Polly  
13 McNichol.

14 MS. POLLY MCNICHOL: You know, that's -- you said  
15 it right, Polly McNichol, spelled like the road.

16 MR. FRACASSI: Perfect. Thank you. Go ahead,  
17 whatever you're ready.

18 MS. POLLY MCNICHOL: About the signature  
19 verification standards --

20 MR. FRACASSI: Yes, we are still on the signature  
21 matching standards.

22 MS. POLLY MCNICHOL: Yes. Lowering the standards  
23 for signature matching would take it below the lowest common  
24 dominator. Instead, we should be raising the standards. No  
25 one here can deny this would make voter fraud crazy-easy and

1 rampant and almost impossible to prove, and I'm sure the  
2 Secretary of State is aware of that. The rule would allow  
3 practically a paw print for a signature, and even worse, it  
4 would allow no signature. And We, The People, urge you to  
5 not consider this rule.

6 MR. FRACASSI: Thank you. The next person I have  
7 is Debbie -- Louisegraw (phonetic)?

8 MS. DEBBIE LOUISIGNAU: You're getting it.  
9 Louisignau.

10 MR. FRACASSI: Louisignau (pronouncing). I was  
11 close.

12 MS. DEBBIE LOUISIGNAU: That was pretty good.  
13 That's, L-o-u-i-s-i-g-n-a-u, Deborah or Debbie, whichever.

14 MR. FRACASSI: Thank you.

15 MS. DEBBIE LOUISIGNAU: You're welcome. I am  
16 really disgusted with these three new rule-making requests  
17 from Jocelyn Benson to change our Michigan election rules.  
18 These rules weaken the integrity of our Michigan elections,  
19 especially 062, that would make it easier to commit fraud,  
20 sending ballots online with no way to check ballot  
21 signatures. We must keep our current requirement for every  
22 ballot that requires an applicant for absentee voters to  
23 sign the ballot. No valid signature should mean no valid  
24 vote.

25 MR. FRACASSI: The next person I have is Kristina

1 Karamo.

2 MS. KRISTINA KARAMO: So -- my time has started  
3 yet? So I would like to start my comments off with a quote.

4 "We've always had identification requirements in  
5 Michigan. It's called a signature. It's one of the  
6 hardest things to fake. While you can fake an ID, it's  
7 harder to fake a signature. So that's the most secure  
8 way of protecting the vote."

9 That's a direct quote from Jocelyn Benson. So for her to  
10 claim that signature verification is the best way of  
11 securing our elections, then to turn around and weaken the  
12 very standard she claims is most essential to securing our  
13 elections makes it quite obvious that her intention is to  
14 inject the system with thousands of illegal ballots.

15 To sit there and to weaken our election system is  
16 a direct attack on our republic. The way We The People  
17 maintain control over our republic is through the election  
18 system. And then for her, after a Priorities USA lawsuit,  
19 which was very friendly, which is headed by Joe Biden's  
20 number one donor, show that Joe -- shows that Jocelyn Benson  
21 is not here in the State of Michigan to protect the people  
22 of Michigan, to protect our election system; it's simply to  
23 advance her political agenda.

24 It is completely unacceptable to have our  
25 Secretary of State propose a rule that a judge already

1           knocked down into our system to weaken our elections. We  
2           cannot have this rule. Additionally, it puts another burden  
3           on our clerks, because now they'll be faced with the moral  
4           dilemma of what to do when confronted with a knowingly false  
5           signature, because they've been instructed to assume  
6           signatures are valid rather than not. We must shoot down  
7           this rule. It cannot stand. It's a direct attack on our  
8           republic, and it's a direct attack on the citizens of  
9           Michigan. Thank you.

10                   MR. FRACASSI: So I just want to take a -- we're  
11           going to take a couple minute recess so we can get the timer  
12           back up, just so you guys have it. So at this time, we'll  
13           just take a short recess, and then we'll reconvene in five  
14           minutes probably. So if you want to stay, you can. But  
15           feel free to take a break.

16                   (Off the record)

17                   MR. NOVAK: We're calling the hearing back to  
18           order. Just to respect everyone's time, we'll do the -- I  
19           will have a timer on my phone that I'll hold up when it's at  
20           the two minutes until the computer gets back up, and then  
21           we'll continue with the computer on the screen. So we're  
22           going to continue, call the hearing back to order, and  
23           proceed with the next speaker.

24                   MR. FRACASSI: So we are still on Rule Set 061.  
25           We will finish testimony with this one, and then we'll keep

1 moving. But the next person that I have wishing to speak on  
2 this one is Garrett Wheat.

3 MR. GARRETT WHEAT: Good morning.

4 MR. FRACASSI: Good morning. And then if I could  
5 ask you just to confirm your name, again, for the court  
6 reporter? -- confirm the spelling, and then --

7 MR. GARRETT WHEAT: Yeah, Garrett Wheat, G-a-r-r-  
8 e-t-t, W-h-e-a-t. I am chief of staff to Senator Ruth  
9 Johnson, chair of the Senate Elections Committee and former  
10 Secretary of State, and I also worked in the executive  
11 office of the Secretary of State during her time in office.

12 MR. FRACASSI: I'm going to ask you to speak up.  
13 I'm sorry to interrupt.

14 MR. GARRETT WHEAT: Yes.

15 MR. FRACASSI: Thank you.

16 MR. WHEAT: The -- I'm speaking in opposition to  
17 the proposed rule. The purpose of the administrative rules  
18 making process is to implement the law, not to change the  
19 law or make new laws. The proposed rule states that  
20 signatures must be reviewed beginning with the presumption  
21 that the voter's signature is their genuine, valid  
22 signature, that if there are any redeeming qualities, the  
23 signature must be treated as valid, and it also contemplates  
24 clerks using hypothetical factors they have not verified  
25 with the voter, such as the possibility that they are

1 disabled in determining a signature is valid.

2 This directly contradicts with the statutory  
3 language in our election laws, which states that the  
4 signature on file must be used to determine the genuineness  
5 of a signature on an application for an absentee ballot.  
6 And how that can -- complete with beginning with the  
7 presumption that it is valid is not in line with the  
8 statutory language, and it attempts to change or modify the  
9 law. So our comment is that we believe the presumption is  
10 in direct contradiction to statutory language; it does not  
11 serve to implement but to create new directives which are  
12 not in the law; And that the language regarding how the  
13 determination is made should be clarified with -- you know,  
14 it should be in the interest of helping the clerks to make  
15 that determination in conjunction with handwriting experts.  
16 We also believe there should be no hypothetical factors  
17 without the clerk confirming with the voter a reason why a  
18 signature may not match. Thank you.

19 MR. FRACASSI: Okay. The next person I have is  
20 Matthew Rees.

21 MR. NOVAK: And just for the speaker's benefit,  
22 when you have 15 seconds left, I'll raise up my phone, just  
23 to give you a little advance --

24 MR. MATTHEW REES: Thank you.

25 MR. NOVAK: -- until they can get -- oh, wait.

1           Here we go --

2                       MR. FRACASSI: We're back; technology.

3                       MR. MATTHEW REES: Thank you; thank you, again.

4           Matthew Rees, M-a-t-t-h-e-w, R-e-e-s. So with this specific  
5           rule, signature matching for absent ballots, I think it's  
6           already been stated numerous times. Very concerning that we  
7           presume that a signature, which is the critical piece of  
8           information on an absentee ballot is good. And also having  
9           to put the burden on clerks, again, I think that already is  
10          pretty clear that we are looking, with all of these rules,  
11          to burden clerks beyond the point of them -- their ability,  
12          their skill set, and their pay, for that matter.

13                      It's just really concerning, because then you're  
14          going to basically burn out clerks until they just give up  
15          and say, "You know what? I'm just going to presume all  
16          these ballots are fine." All right? So these are the kind  
17          of things that happen in the real world when these kind of  
18          rules are implemented, is that over time -- "All right. I'm  
19          going to try and do my best to make sure that even with  
20          these rules, I am being critical; I'm making sure that we  
21          don't have any fraudulent things." But then they might  
22          jeopardize -- they might feel like they're in jeopardy of  
23          getting sued or something like that, because -- "Oh, I  
24          didn't follow the rules -- the vague rules that say,  
25          'presume everything is good until you're absolutely

1           certain -- and even if you're absolutely certain, maybe just  
2           presume they have a disability, maybe just presume that this  
3           person is old and can't write their signature.'" Like  
4           that's kind of crazy. I mean, most of the situations where  
5           we have valid harvesting issues, fraudulent signature  
6           issues, stem around folks forging the signatures of the  
7           elderly, taking them from senior citizens homes, taking  
8           absentee ballots that were just mailed out to them, in like  
9           this last election, without their request, sending that form  
10          out, filling out the form for an old person, and then  
11          sending it back with a fraudulent signature that you did in  
12          scribbles so that someone would just approve it.

13                        So I have a lot of problems in the this, because  
14                        again, I think we saw a lot of these fraudulent claims and  
15                        attempts being made in the last election without the rule.  
16                        So to try and strengthen it with a formal rule is just going  
17                        to go down the road to oblivion. So thank you for your  
18                        time.

19                        MR. FRACASSI: The next person I have is Louis --  
20                        Avallore (sic)?

21                        MR. LOUIS AVALLONE: It's, Avallone, A-v-a-l-l-o-  
22                        n-e. And I speak --

23                        MR. FRACASSI: Avallone; Avallone?

24                        MR. LOUIS AVALLONE: Avallone, A-v-a- --

25                        MR. FRACASSI: Avallone (phonetic). Okay. Thank

1           you.

2                       MR. LOUIS AVALLONE:  -- l-l-o-n-e.  Yeah.  So I'm  
3           speaking on my concerns and the concerns of the PIME  
4           organization, Pure Integrity for Michigan Elections.  Give  
5           me a second.  Okay.  So I want to explain logical errors and  
6           legal errors with the proposed rule.  Rule two states that  
7           the proposed rules for signature matching apply exclusively  
8           to activities defined by section 761.2.  This --

9                       UNKNOWN SPEAKER:  Speak up, please.

10                      MR. LOUIS AVALLONE:  -- this appears --

11                      UNKNOWN SPEAKER:  Thank you.

12                      MR. LOUIS AVALLONE:  Yeah.  This appears to  
13           conflict with the stated goals of the proposed -- the  
14           proposed rules, which states that absentee voter -- absent  
15           voter ballot applications and envelopes need to be signature  
16           matched.  I think it's been overlooked that 761.2 only  
17           defines the signature matching activity related to the  
18           process -- processing of absentee ballot applications.  This  
19           means that as written, the proposed rules would only apply  
20           to signature verification for absentee ballot applications  
21           and not the envelopes.

22                      Next, statutory conflicts.  The proposed rules  
23           instruct that when performing the verification of a presumed  
24           voter's signature, the signature on the ballot app- --  
25           the -- on the absentee ballot application may be used for

1 comparison. This is in contrary to all statutes that  
2 require signature matching to be performed, and I list six  
3 of them in the documents that I sent to you. In all cases,  
4 these statutes specify that the only -- or that only the  
5 Master Card signature or it's digital image stored in the  
6 QVF may be used to verify a presumed voter's signature.  
7 This direct conflict between the instructions and the  
8 proposed rules and the statutory requirements implies that  
9 the proposed rules are unlawful. So that gets me to  
10 statutory violations.

11 Sections 31(1) and 765a(13) outline that the  
12 Secretary of State has authority and responsibility for  
13 providing rules and guidance for the conduct of elections,  
14 but they must remain compliant with existing election laws.  
15 MCL 168.931(2) states that unless otherwise indicated, all  
16 violations of election laws for which an offense is not  
17 specified are to be considered misdemeanors. 168.680  
18 outlines the oath taken by election inspectors to report all  
19 punishable election law offenses even if there's only reason  
20 to believe a law has been violated.

21 Taken together, these statutes presume that the  
22 Secretary of State is guilty of a misdemeanor should the  
23 unlawful instructions from the proposed rules be  
24 implemented. Furthermore, election inspectors aware of  
25 these statutes are obligated to report such misdemeanors,

1 and the Secretary of State is obligated to investigate them.  
2 Finally, the application of the proposed rules at the  
3 November 3rd, 2020 elections suggested a misdemeanor, as  
4 described above, has already been committed and not  
5 reported. Thank you.

6 MR. FRACASSI: The next person I have is Valentin  
7 Dumitrescu.

8 MR. VALENTIN DUMITRESCU: Thank you for the  
9 opportunity. I have to express my opposition to this rule,  
10 also. Valentin, as in valentine, no "E" at the end, D-u- --  
11 D, as in David, u-m-i-t-r-e-s-c-u. Instead of making the  
12 election more secure, the Secretary of State seems to -- she  
13 has a plan to make it less secure and more less secure. I  
14 think the Arizona audit results couldn't have come to a  
15 better time than now that people -- I mean, the media  
16 dishonestly reportedly that Biden won Arizona, not informing  
17 the people the rest of the audit, which was more than a  
18 handry (phonetic) count.

19 The handry (phonetic) count cannot identify  
20 fraudulent ballots because the ballot, by design, to protect  
21 the security of the vote, is separated either from the name  
22 on the voter list or from the envelope it came it. So what  
23 the -- regarding the signature, what this audit found is  
24 that many signatures were considered valid even if they were  
25 blank or scribbles. So we need, in order to protect the

1 integrity of the election and to ensure that the people who  
2 are voting are the actual people who represent one legal  
3 person connected to one legal vote -- we need that signature  
4 to be -- not -- to be strictly verified. So that's why I  
5 strongly oppose this rule changes.

6 MR. FRACASSI: Thank you. The next person I have  
7 is Adam DeAngeli.

8 MR. ADAM DEANGELI: Thank you. And on behalf of  
9 the more than 2,000 Rescue Michigan members whose petitions  
10 we submitted this morning, it really is amazing that the  
11 Court of Claims can say that there is no statutory basis for  
12 a presumption of validity of a signature, and yet the rule  
13 begins with the presumption of validity of a signature. But  
14 it goes even beyond that. It actually provides a roadmap.  
15 It says exactly how one can submit a signature that must be  
16 presumed valid. Because even if a signature is said to have  
17 multiple and obvious deficiencies, it provides exactly how  
18 any one curing factor can require that any signature, no  
19 matter how many multiple, obvious, and severe deficiencies  
20 must be presumed as valid. It literally provides a  
21 foolproof formula for forgery. And what makes this so  
22 significant is that the signature match is the only thing we  
23 have to ensure that the person who's submitted the ballot is  
24 actually the person to whom it was issued.

25 The bipartisan Commission on Federal Election

1 Reform, chaired by President Jimmy Carter and former  
2 Secretary of State James Baker, identified absentee ballots  
3 as the most significant source of ballot insecurity, which  
4 is obvious because the ballots are out in the field, unlike  
5 ballots that are collected at the poles on election day.  
6 The signature match is what the Secretary of State herself  
7 relied on in arguing against voter ID, claiming that the  
8 signature verification is all that's necessary. And yet  
9 here she comes before us saying that here is exactly how you  
10 can have a signature verification standard so lenient and so  
11 lax it actually provides exactly how anybody attempting to  
12 intercept a ballot and provide a fraudulent signature can do  
13 so, and be certain that it would be assumed valid by the  
14 pole workers. There is little question that this was done  
15 in bad faith, that this was done intentionally to facilitate  
16 election fraud. And there is no statutory basis. We will  
17 intend to appeal this rule if it goes before JCAR. Thank  
18 you for your time.

19 UNKNOWN SPEAKER: Thank you.

20 MR. FRACASSI: The next person I have is Ethan  
21 Hobson.

22 MR. ETHAN HOBSON: How are you gentleman today?

23 MR. FRACASSI: Good morning.

24 MR. ETHAN HOBSON: Good morning. You need the  
25 proper spelling of my name, also?

1 MR. FRACASSI: If you don't mind, yes, please.

2 MR. ETHAN HOBSON: E-t-h-a-n, is the first name,  
3 H-o-b, as in boy, s-o-n, is the second name.

4 MR. FRACASSI: Okay.

5 MR. ETHAN HOBSON: I would like to know why this  
6 meeting is taking place today and why this meeting didn't  
7 take place back in 2020?

8 UNKNOWN SPEAKER: Hear.

9 UNKNOWN SPEAKER: Yeah.

10 MR. ETHAN HOBSON: Jocelyn Benson sold out our  
11 elections before the election was even here. Her, along  
12 with Priorities USA, a D.C. lobbying group, and also the  
13 biggest owner to Joe Biden's campaign, decided to have a  
14 lawsuit with our signature matching process, deeming it  
15 unconstitutional. This was originally filed in October and  
16 the judge found that Priorities USA had no standing in the  
17 matter. So Priorities USA came back two months later with a  
18 Plaintiff for the case.

19 Our senate and our house, as well, sent an  
20 attorney over to this matter, and these violations still  
21 were not brought back to the legislator, and we would all  
22 like to know why. These changes were already implemented  
23 and given to the clerks and used in the 2020 election. But  
24 now we get our public hearing, and now the people get a  
25 voice. And this (indicating) will be passed around to

1           everybody here, so everybody can read this. And this whole  
2           stack of documents will be left to you gentleman at the end  
3           of the day so you can go over this entire case of when this  
4           lobbying group from D.C. tried to invade our elections, and  
5           Secretary Benson complied with it. Before the judge even  
6           entered his ruling on this case, she complied with this  
7           group, and that's when all these changes came and were  
8           implemented in 2020. The biggest being, at the bottom of  
9           this statement released by Marc Elias it says,

10                        "Another victory for voting rights. Michigan  
11           Secretary of State revises signature match process as a  
12           result of federal lawsuit from Washington D.C. In  
13           October, we sued Michigan on behalf of Priorities USA  
14           to block their unconstitutional signature matching  
15           process. Under Michigan election law, election  
16           officials rejected absentee applications and ballots."  
17           The main one I want to go to on the back here because of  
18           time is,

19                        "They requested formal signature matching  
20           training. They instruct the clerks to presume that the  
21           signature is valid, and a voter's signature is only  
22           considered questionable if a difference in multiple,  
23           significant, and obvious respects from the signature on  
24           file. Slightest similarities should be resolved in  
25           favor of the voter whenever possible."

1 Now, that sounds really familiar to what's being presented  
2 today from her. The exact wording from Marc Elias and  
3 Priorities USA is exactly what we're hearing in these  
4 documents today. Thank you, gentlemen.

5 UNKNOWN SPEAKER: Hear; hear.

6 MR. FRACASSI: The next person I have is  
7 Patrice -- or Patricia Johnson?

8 MS. PATRICE JOHNSON: Patrice.

9 MR. FRACASSI: Patrice?

10 MS. PATRICE JOHNSON: Yes.

11 MR. FRACASSI: Thank you.

12 MS. PATRICE JOHNSON: P-a-t-r-i-c-e, Johnson. I  
13 would like to express on behalf of Pure Integrity for  
14 Michigan Elections extreme opposition to all three rules.  
15 Clearly, I think the speakers that we've had here today,  
16 from Kristina Karamo, to Adam DeAngeli, to Louis Avallone  
17 have all clearly expressed that the regulations and statutes  
18 within Michigan would be violated by instituting these  
19 rules. There is a clear intent on the Secretary of State's  
20 part to deliberately violate them, as she did before in  
21 2020. And as the prior speaker indicated, she took the same  
22 rules then and is rolling them over now, and she didn't even  
23 generate them themselves -- herself. But she is aware of  
24 the statue -- the statutes in Michigan, and if she isn't,  
25 she certainly has access to attorneys that should be able to

1           advise her that these are in clear violation of all the  
2           intent and statutes within our election laws. Thank you.  
3           That's it.

4                       MR. FRACASSI: Rob Remelius.

5                       MR. ROB REMELIUS: Thanks again for letting us  
6           speak here today. I just had some questions about this  
7           particular edict. Is there a problem with votes getting  
8           thrown out too often for mismatched signatures? Is that --  
9           is that the reason why this is being proposed? Michigan has  
10          had historically weak enforcement of this ballot security  
11          feature, so I'm not sure how this would improve that.

12                      Is this to make voting easier or safer? Why does  
13          the current Secretary of State want to dilute votes of  
14          Michiganders potentially through voter fraud with this type  
15          of proposal? And if forced in, can these proposed changes  
16          survive judicial challenges, since they contradict the  
17          current law? Is Jocelyn Benson now in the state  
18          legislature? So thank you.

19                      MR. FRACASSI: Nancy Pomish; Nancy Pomish.

20                      MS. NANCY POMISH: Got it. Coming; coming.

21                      MR. FRACASSI: Oh, okay. Sorry. I was looking  
22          over here. I'm sorry.

23                      MS. NANCY POMISH: Coming; coming. So I'm  
24          supposed to spell my name; first, last, all of the above?

25                      MR. FRACASSI: It -- I have it, N-a-n-c-y,

1 P-o-m-i-s-h; right?

2 MS. NANCY POMISH: Correct; correct.

3 MR. FRACASSI: Thank you.

4 MS. NANCY POMISH: And with all due respect, I  
5 appreciate you guys doing this; girls, he, shes, its,  
6 whatever we want to be. And I just found out about this, so  
7 I don't have the background that it sounds like most of  
8 these people can cite rules and all that. I come from --  
9 so -- but I just wanted to put my two-cents in, is that  
10 again, I'm vehemently opposed to all these rule changes.

11 I had the pleasure of working the 2020 election,  
12 the primary and the general. And what I did as a pole  
13 worker, I was strictly in the absentee ballot and -- room,  
14 where there was -- for those of us -- I didn't know until  
15 this year that it was a Democrat and a Republican  
16 adjudicating, making sure everything was right, including  
17 signatures. And if there was something funky, the clerk who  
18 had previously hired in -- or brought in a bunch of people  
19 to make sure these signatures were right, that -- through  
20 the absentee and the mail-in ballots. And if they weren't,  
21 they took painstakingly effort to call these people and say,  
22 "Hey, this isn't working." And for the most part, they got  
23 the people coming in to validate the signatures. And those  
24 that were not -- they couldn't validate because they were  
25 scribbled or they didn't make sense, they were put aside,

1 and every effort was made to contact these people.

2 I was in a primarily democratic city, and the  
3 clerk is a Democrat, and I saw she painstakingly went  
4 through the course of doing what is the right thing, and  
5 that is making sure that the signatures match. And I think  
6 by this Secretary of State doing what she's trying to do --  
7 I want to understand what is the motive.

8 If we're in the middle of this crisis -- and we  
9 all know it's a crisis, whether you want to believe it or  
10 not, you know, if we want ballot integrity, what is this  
11 lady trying to do, you know, polarize it even more? You  
12 know, the right people do the right thing. Whether you are  
13 on the right or the left, most of us want, you know, an  
14 election that's not compromised. And I think this is  
15 rubbish, and I think this is a way we're going to end up  
16 like Venezuela if we do this; period. End of story.

17 MR. FRACASSI: I have William Lethemon.

18 MR. WILLIAM LETHEMON: I'll spell it.

19 MR. FRACASSI: Thank you.

20 MR. WILLIAM LETHEMON: It's L-e-t-h-e-m-o-n. Can  
21 everybody in the back hear me?

22 UNKNOWN SPEAKER: (inaudible)

23 MR. WILLIAM LETHEMON: Thank you.

24 UNKNOWN SPEAKER: (inaudible)

25 MR. WILLIAM LETHEMON: I am so sorry for the lack

1 of audio ability today. I can't -- I'm sitting in the  
2 second row, and I can't hear them.

3 UNKNOWN SPEAKER: Yeah.

4 UNKNOWN SPEAKER: (inaudible)

5 MR. WILLIAM LETHEMON: I've been a pole  
6 challenger. I've been a pole worker. I've been on the  
7 adjudication of computers, and I was also on the Board of  
8 Canvassers for Oakland County.

9 UNKNOWN SPEAKER: It's the greatest show on earth.

10 MR. WILLIAM LETHEMON: It is. And we don't need  
11 to lessen the ability to get an accurate vote. In Michigan,  
12 what we really need in the absentee voter process is to open  
13 up the clerk's office, allowing pole challengers to watch  
14 the signature verification process. We are not allowed to  
15 do that right now. We need to be able to do that.

16 UNKNOWN SPEAKER: Yes.

17 MR. WILLIAM LETHEMON: So we need to pass laws to  
18 do this. We just want a fair election, that's all we want.

19 UNKNOWN SPEAKER: Yes.

20 MR. WILLIAM LETHEMON: One vote, one person,  
21 that's it, totally. And what we have today is massive  
22 fraud. And when Jacqueline (sic) Benson sent out all the  
23 applications to all the people that didn't even exist  
24 anymore --

25 UNKNOWN SPEAKER: I got 30.

1 MR. WILLIAM LETHEMON: You got -- well, okay. And  
2 how many --

3 UNKNOWN SPEAKER: And I had an affidavit that I --  
4 vote in person.

5 MR. FRACASSI: Okay.

6 MR. NOVAK: I -- we're going to have to stop here.  
7 This -- the purpose of this is to provide public comment on  
8 the rules. In order --

9 MR. WILLIAM LETHEMON: Okay.

10 MR. NOVAK: In order -- you know, just --

11 UNKNOWN SPEAKER: (inaudible)

12 MR. NOVAK: In order for the court transcript to  
13 accurately reflect the comments, we can't have, you know,  
14 back and forth. So please proceed with your comments.

15 MR. WILLIAM LETHEMON: Okay. No more back and  
16 for- -- I'm sorry. I should have called on the lady. I  
17 apologize.

18 MR. NOVAK: Thank you.

19 MR. WILLIAM LETHEMON: But anyways, what we need  
20 is a more secure election where absent- -- I vote absentee  
21 because I work the poles. So I go to my clerk's office. I  
22 fill out my application. I then make -- fill out my ballot  
23 and mail it in, or actually, I drop it off in their box.  
24 And we don't need zucker (phonetic) boxes around town  
25 either. We -- we have to eliminate the zucker (phonetic)

1 boxes. The court then verifies my application to the  
2 ballot, make sure the signatures match. And over the years,  
3 people's signatures change. So what you have on file from  
4 15, 20 years ago, whatever the person has electronically --  
5 people's signatures change, so we need a current signature  
6 on the application as well as the ballot. Thank you very  
7 much for your time.

8 UNKNOWN SPEAKER: Thank you --

9 MR. FRACASSI: I have Lisa Captina (sic).

10 MS. LISA CAPATINA: My name is Lisa Capatina.  
11 Thank you for the opportunity to speak today. I actually  
12 only came to support those speaking against Jocelyn Benson's  
13 proposed changes to current election law for the following  
14 reason: I decided to speak today because after listening to  
15 all of the comments, I felt compelled to support them by my  
16 voice, as well. After all the concerns with election  
17 integrity and potential fraud after the 2020 election, I  
18 decided to work an election for the very first time in my  
19 entire life this past August.

20 I wanted to see for myself what were all the  
21 concerns everybody was talking about. I decided not to  
22 listen to the media narrative or other people's comments but  
23 to actually work the process myself. While I was in awe of  
24 the current voting process in our republic and felt  
25 extremely privileged to take part in it, it did become very

1 clear to me that the potential for fraud certainly does  
2 exist. If someone truly wanted to commit fraud, there are  
3 certainly plenty of opportunities.

4 I am here to strongly oppose any continued changes  
5 in our current statutes that the Secretary of State Benson  
6 proposes to increase that potential for fraud and lessen  
7 citizens' confidence in our election processes as a whole.  
8 Secretary of State Benson should instead be working to  
9 enhance the confidence and secure elections and not be  
10 lessening it.

11 It is my opinion that her proposed changes will  
12 definitely work to do that. I implore you not to consider  
13 those changes. I actually believe that everyone here and in  
14 our state certainly wants to have a secure election, and to  
15 support it, and have confidence in it. Jocelyn Benson  
16 actually should be the one most concerned with doing it, and  
17 not working to actually work against citizens' confidence.  
18 Thank you.

19 MR. FRACASSI: I have Kate -- or Katie DeMalleo.

20 MS. KATE DEMALLEO: Close enough.

21 MR. FRACASSI: Can I ask you to spell it for me,  
22 please?

23 MS. KATE DEMALLEO: You can, but I will not. Read  
24 my -- my signature there.

25 MR. FRACASSI: I can't. That's why I'm asking you

1 to spell it.

2 MS. KATE DEMALLEO: You said -- you can't?

3 MR. FRACASSI: I can't.

4 MS. KATE DEMALLEO: Well then why the hell did --

5 (Off the record interruption)

6 MR. FRACASSI: Okay; okay.

7 MS. KATE DEMALLEO: I was -- I was anticipating,  
8 just coming here to support what I feel are unconstitutional  
9 violations of my rights, and I was just going to defend  
10 people, be here for physical support. When I see your  
11 hypocrisy here, that you want me to validate the spelling of  
12 my name 'cause you can't read my signature, and you're  
13 asking me to defend no validation of signatures; it's  
14 ridiculous.

15 (Off the record interruption)

16 MS. KATE DEMALLEO: And furthermore, Ms. Benson,  
17 if you dare to listen to this, I'm ashamed that you're not  
18 here to confront your constituents and defend it.

19 UNKNOWN SPEAKER: Yes.

20 MS. KATE DEMALLEO: She must be afraid to listen,  
21 or you guys are just -- sorry, you're lackeys that have to  
22 take the heat for her. That's all. I give my time to  
23 someone else who's more --

24 UNKNOWN SPEAKER: You go right ahead -- let's have  
25 another meeting next week, the next week, yeah. Let's have

1 another --

2 UNKNOWN SPEAKER: Where's Jocelyn?

3 MR. FRACASSI: The next person I have is Jennifer  
4 Biddinger.

5 UNKNOWN SPEAKER: Come and knock on my door --

6 UNKNOWN SPEAKER: (inaudible)

7 UNKNOWN SPEAKER: I've got a stack two miles high.

8 UNKNOWN SPEAKER: Shouldn't she be required to be  
9 here?

10 MR. FRACASSI: Okay.

11 MS. JENNIFER BIDDINGER: Good morning. My name is  
12 Jennifer Biddinger. I am here today to represent multitudes  
13 of mothers and grandmothers across our state. For the most  
14 part, we do not live our lives for greed or power. Our  
15 desires are related to our families, our liberties and our  
16 pursuit of happiness. And for some of us, we live to please  
17 our God and Creator. We have become very concerned this  
18 past year about the shocking but accurate reports of  
19 problems within our election process. The mainstream media  
20 and social medias cannot deceive all of us, and we no longer  
21 are blinded in our little cocoons.

22 In all due respect, it does not take a  
23 professional to see the flaws in these proposed rules from  
24 Secretary of State Benson. She is flagrantly acknowledging  
25 her desire to make the security of our elections a joke.

1 We, The People, want to make sure our elections are true and  
2 fair. The proposed rules for mail-in ballots would make it  
3 an open season for fraud, with little or no validation of a  
4 legal voter. The proposed rules are illogical and  
5 incomplete, not to mention the blatant disregard for current  
6 laws. You (indicating); you; you; you, must stop this from  
7 proceeding. We must work on exposing and fixing the  
8 problems, not try to cover them up or create more  
9 opportunities for fraud.

10 UNKNOWN SPEAKER: Right.

11 MS. JENNIFER BIDDINGER: These rules do not  
12 provide uniform standards for city and township clerks. On  
13 the contrary, it makes it vague and virtually impossible for  
14 an election official to eliminate fraudulent signatures. We  
15 need to strive for strong rules and accuracy and  
16 transparency.

17 Please stop this mockery of our election process.  
18 The truth needs to prevail, not the desires of a greedy and  
19 corrupt oligarchy. As our representatives, we ask that you  
20 defend our constitutions, seek truth, and rebuild our faith  
21 in our elections.

22 Finally, please stand for all the mothers  
23 everywhere, and our children's future, and for all the men  
24 who have bravely fought for our freedoms in this country, of  
25 the Land of the Free.

1 UNKNOWN SPEAKER: I'm going to cry.

2 MS. JENNIFER BIDDINGER: God bless you with  
3 courage and wisdom. Thank you.

4 MR. FRACASSI: Are there any remaining individuals  
5 who have not had a chance to speak on Rule Set 061 --

6 MR. ROBERTS: Yeah.

7 MR. FRACASSI: -- that would wish to speak now. I  
8 will call you up. If you are not signed in, I will need you  
9 to sign in when you are done speaking, please.

10 MR. RYAN ROBERTS: All right; all right. Yeah, my  
11 name is Ryan Roberts. Again, I just got a few questions. I  
12 spoke with a township clerk last night. She was very upset  
13 that she wasn't informed about this. Like I said, she likes  
14 to be informed. She's a part of a lot of associations and  
15 she thinks that she should have been informed. So you know,  
16 it probably would be a lot more people here, too, if it was  
17 more publicized. But just like the clerk said, they  
18 probably trying to do this stuff under the rug, without them  
19 noticing.

20 But I'm also wondering, in the RIS form, it asks  
21 for the people to list the burdens that this might possibly  
22 bring, and they said it wasn't -- it wasn't going to bring  
23 no burdens. So we done heard all these burdens placed on  
24 the clerks and on the candidates when it come to the vetting  
25 and all this stuff, but why weren't they listed in the RIS

1 forms? There's a lot of stuff not listed in them RIS forms,  
2 and those are supposed to provide clarity as to what these  
3 rules are going to do, that Jocelyn is proposing.

4 So why aren't they filled out with detail and  
5 providing the accuracy that they're supposed to provide?  
6 They -- the burdens are supposed to be listed on the forms.  
7 What do we do when our Secretary of State or our chief  
8 election officer is corrupt? What do we do? You know what  
9 I'm saying? I -- I request that Jocelyn Benson step down or  
10 resign, because she is so crooked and corrupt. Elections  
11 been being stole for a long time; it's not new. It's not  
12 nothing new.

13 UNKNOWN SPEAKER: (inaudible)

14 MR. RYAN ROBERTS: So all of you representatives  
15 and legislators and public officials to sit and act like  
16 it's impossible or are we just conspiracy theorists, or this  
17 is crazy and absurd, it's -- it just shows that your-all  
18 complicit, and you-all little kids -- I don't know if  
19 you-all know what's really going on in the political world,  
20 but it's evil people in power, and Jocelyn Benson work for  
21 one, his name is George Soros.

22 These people want to take over our country. They  
23 want to take over our country. So while you sit there on a  
24 computer and act like you not interested, and while you-all  
25 twiddling your fingers, acting like you-all don't know why

1 we so ticked off, it's because our country is being stolen.

2 UNKNOWN SPEAKER: Right on --

3 MS. LISA CAPATINA: Look it. Can you not see the  
4 hypocrisy? Look at the detail that you are insisting upon  
5 for us to just sit here and speak. "Repeat your name.  
6 Spell your name" --

7 MR. RYAN ROBERTS: Yeah.

8 MS. LISA CAPATINA: -- over and over and over  
9 again --

10 MR. RYAN ROBERTS: Get their names. What's you-  
11 all names?

12 MS. LISA CAPATINA: -- (inaudible) votes -- if a  
13 scribble is okay today, what's next? -- a blink? I mean,  
14 come on.

15 MR. FRACASSI: I -- ma'am --

16 MS. LISA CAPATINA: And we would love if somebody  
17 could pick up the phone and call your boss and have her come  
18 down and address us personally.

19 (Off the record interruption)

20 MR. FRACASSI: Okay. Thank you for your comments.  
21 Move on. Thank you for your comment.

22 (Off the record interruption)

23 MR. FRACASSI: I would like to move on at this  
24 time. Thank you for your comments. Thank you for coming  
25 here. I would like to move on to the next rule set at this

1 time, please.

2 MR. RYAN ROBERTS: Uh-huh; yeah. We ticked off.  
3 We got a right to be ticked off.

4 MR. FRACASSI: I do need you to sign in.

5 MS. LISA CAPATINA: I already signed in.

6 MR. FRACASSI: I don't need -- I need --

7 MS. LISA CAPATINA: She already has my name.

8 MR. FRACASSI: I need the individual that just  
9 spoke to sign in. I have to have that in order --

10 (Off the record interruption)

11 MR. FRACASSI: Not for this rule set, he did not.

12 (Off the record interruption)

13 MR. FRACASSI: Would you like --

14 (Off the record interruption)

15 MR. FRACASSI: Thank you; thank you; thank you for  
16 speaking; thank you for speaking.

17 (Off the record interruption)

18 MR. FRACASSI: We have an individual that would  
19 like to speak. I would like to allow the individual to  
20 speak, please. Thank you.

21 UNKNOWN SPEAKER: Don't treat me like a number.

22 MS. EVELYN ARCHER: Thank you so much. Evelyn  
23 Archer, again, A-r-c-h-e-r. Could you folks please -- thank  
24 you for holding this hearing. Could you please tell us the  
25 name of your body, as well as your names, and could you

1 spell them so that I can take them down?

2 UNKNOWN SPEAKER: Yeah.

3 MR. FRACASSI: Do you have public comment that you  
4 would like to provide for this rule set?

5 MS. EVELYN ARCHER: Well, that -- that's my  
6 question, because many of us don't know actually what body  
7 we're speaking before. So we're exchanging our ideas.  
8 Could you at least exchange the name of your body to whom  
9 we're speaking? Are you state elections? I don't really  
10 know.

11 UNKNOWN SPEAKER: Can we start with this gentleman  
12 here?

13 MR. FRACASSI: So we have -- I would like you --  
14 we have already introduced ourselves. We are with the  
15 Department of State.

16 MS. EVELYN ARCHER: Okay.

17 MR. FRACASSI: We are here to hear public  
18 testimony on these rule sets. So if -- I would ask that if  
19 you have any public testimony that you would like to  
20 provide, please provide it.

21 UNKNOWN SPEAKER: (inaudible) give your name?

22 MR. FRACASSI: We've already given our --

23 MS. EVELYN ARCHER: Thank you.

24 UNKNOWN SPEAKER: Could you sign your names for  
25 us, please?

1 MR. NOVAK: Want to call the next one?

2 MR. FRACASSI: Yes. We're going to move on to the  
3 next rule set.

4 (Off the record interruption)

5 MR. FRACASSI: I would like to move on to the  
6 public comment on the next rule set. We are going to move  
7 on to the public comment on Rule Set 062. It is the online  
8 absent voter application form. I am going to -- again,  
9 testimony is limited to two minutes per person, and I will  
10 call names in order of -- which I have them on the sheet in  
11 front of me. The first person I have is Kristina Karamo.  
12 And go ahead when you are ready.

13 MS. KRISTINA KARAMO: I guess you guys can  
14 obviously see people are ticked off, because our elections  
15 are our only manner as to which we, the governed, give our  
16 consent; that's it.

17 I want to start off again, my complaint objection  
18 to this rule, with the quote I started with from the last  
19 one, which is a direct quote from Jocelyn Benson.

20 "We've always had identification requirements in  
21 Michigan. It's called a signature. It's one of the  
22 hardest things to fake. While you can fake an ID, it's  
23 harder to fake a signature. So that's the most secure  
24 way of protecting the vote."

25 And that quote in itself is stupid, because we all know that

1           faking a signature versus getting a fake ID -- come on. But  
2           when am I referencing this rule -- this quote with this  
3           rule, because now she wants people to submit absentee ballot  
4           applications online and use their on-file signature with  
5           their registration form. Then that means that instead of  
6           looking at three signatures, now we're knocking it down to  
7           two signatures. And then this rule works in perfect tandem  
8           with Rule 061, that weakens the signature verification  
9           process. Now we're only going to be looking at two  
10          signatures. And Jocelyn Benson knows that the qualified  
11          voter file is wildly inaccurate. So that means you're  
12          creating a situation where someone can request a ballot  
13          illegally in someone else's name. And to sit and pretend  
14          that that's a ridiculous proposition -- we know people cheat  
15          in elections all the time. We currently have a clerk in  
16          Southfield who was indicted on election crime, still is a  
17          clerk in Southfield, and sign running for reelection.

18                 So this is a massive problem, and we're not going  
19          to stand for it. So for her to submit this rule in tandem  
20          with the other rule, it is obvious that she has politicized  
21          the election process to disenfranchise the people of  
22          Michigan, to nullify legal votes with illegal ones. There  
23          is no reason for a person that claims that signature  
24          verification is the most important way to assure security in  
25          our elections to then remove one of the signatures from the

1 verification process, moving us down to two signatures, and  
2 then opening a situations where people could illegally  
3 request ballots in other people's names. It's completely  
4 unacceptable.

5 MR. FRACASSI: The next person is Garrett Wheat.

6 UNKNOWN SPEAKER: Not one person in support, none  
7 of them approves; not one person. We can see how much We,  
8 The People, matter. (Inaudible) It's not Gretchen's state.  
9 It's our state.

10 MR. FRACASSI: Go ahead whenever you're ready.

11 MR. GARRETT WHEAT: Okay. Thank you. Again, I'm  
12 Garrett Wheat with Senator Ruth Johnson, Chair of the Senate  
13 Elections Committee and former Secretary of State. We're  
14 here to oppose this rule. We find this rule to be an  
15 absolute abuse of the administrative rule making process.  
16 If you want to change the law, that is something that is  
17 done by law makers, by the legislature, and it is not the  
18 prerogative of the a department to change law through the  
19 administrative rule making process.

20 This online application and the rule that is  
21 proposed directly contradicts Michigan election law. It  
22 states that the online absent voter application must provide  
23 an opportunity for a voter to use the voter's stored digital  
24 signature on file with the Secretary of State on the  
25 application. Michigan election law states that an applicant

1           for an absent voter ballot shall sign the application, a  
2           clerk or assistant clerk shall not deliver an absent voter  
3           ballot application to someone who does not sign the  
4           application.

5                       The statutory language does not say, "The voter  
6           shall sign it, or they can answer a few questions online and  
7           the Secretary of State will put their signature on it for  
8           them." That is not the statutory language. When we did an  
9           analogous thing with online voter registration, we went  
10          through the legislative process, we had a bill pass, we had  
11          it signed into law by the governor. That is the appropriate  
12          process for this type of change. And I also would just  
13          note, it is ironic to us that the information in the  
14          proposed rule, that you would request to affix this  
15          signature, is a complete driver's license or state ID number  
16          and the last four of the Social Security number. Yet when  
17          we pass legislation for voter ID through the Michigan senate  
18          recently, which would have added the exact same information  
19          to the absentee ballot application to provide better  
20          identity verification, the Secretary of State opposed those  
21          bills. Thank you.

22                      MR. FRACASSI: Matthew Rees. I will circle back  
23           to him. Gabriel Rees. Okay. Brian Hendergraff (sic).

24                      MR. BRIAN PENDERGRAFF: B-r-i-a-n,  
25           P-e-n-d-e-r-g-r-a-f-f, as in Frank. Electronic signature

1 verification scares the hell out me. There is so much fraud  
2 in the internet. I mean, corporations, companies,  
3 governments, personal email accounts are getting hacked all  
4 the time, and I don't think there is anything that would  
5 stop the Secretary of State's office from getting hacked,  
6 and verifications being messed with and stolen.

7 There's nothing simpler than two handwritten  
8 signatures or three being verified by a person. That's the  
9 most secure way that we have to verify signatures. I think  
10 the electronic stuff is just ripe for fraud. Thank you.

11 UNKNOWN SPEAKER: Thank you, Brian.

12 MR. FRACASSI: Louis Avallone.

13 MR. LOUIS AVALLONE: I prepared a document for you  
14 guys. I sent it to you by email, and I'm just going to try  
15 to paraphrase it here. I didn't put together these  
16 thoughts. More or less, what I would like to explain, at  
17 least my understanding, is that section 759 describes the  
18 signature requirements for a non-overseas or absent uniform  
19 voter, and only 759a applies to overseas or absent voters.  
20 And the only people that are authorized to have electronic  
21 transmittal signatures or a absentee ballot application are  
22 overseas or absentee ballot folks. So to suggest that  
23 people that are not in that classification can access online  
24 information is, again, an unlawful rule being made.

25 The second thing I would like to mention is that

1 -- give me a second here. I've got to reference. I don't  
2 have the section referenced here, but there is a -- let's  
3 see. What one is it?

4 Rule 3 states that the online absent voter ballot  
5 application must provide an opportunity for a voter to use a  
6 voter's stored sign- -- excuse me -- digital signature on  
7 file with the Secretary of State, and that the stored  
8 digital signature means the image of the registered voter's  
9 signature captured by the Department of State and maintained  
10 by the Department of State's motor vehicle database. I  
11 would like to point out that MCL168.509(gg) strictly  
12 prohibits the Secretary of State or any other elected  
13 official from disclosing the signature of a voter as  
14 captured per MCL168.509(hh).

15 So my interpretation to that is it doesn't matter  
16 who you're disclosing the signature to. If you're  
17 disclosing a signature of someone back to that person even,  
18 it would be in violation of the statute 509(gg). And as I  
19 mentioned earlier, that indicates that there is -- there  
20 will be election laws violated by putting these rules into  
21 process, and they will have to be reported as violations by  
22 elections inspectors.

23 MR. FRACASSI: Polly McNichol.

24 MS. POLLY MCNICHOL: Again, Polly, P-o-l-l-y,  
25 McNichol, like the road. And thanks for sitting up there.

1           You guys are the lightning rod for our Secretary of State.  
2           If she were here, I think it would be directed right at her.  
3           In 2020, 47 percent of Americans experienced financial  
4           identity theft, per cybercrime. So we all know it's not  
5           safe to put your information online.

6                     I mean, all of us know that, because anything  
7           online is open to tampering by anyone with the motivation,  
8           whether it's a college kid in a forensic -- computer  
9           forensic class to our enemies of the United States; all can  
10          tamper with anything. Nothing is secure. And the use of  
11          the internet in our elections has already put our nation at  
12          great risk. So increasing the use of the internet to allow  
13          absentee ballot applications, it's -- well, it's nuts. It's  
14          reckless, at best, and in reality, it will invite wholesale  
15          election fraud, so please don't consider it.

16                    UNKNOWN SPEAKER: Yes. Thank you, Polly.

17                    MR. FRACASSI: I have Rob Remelius.

18                    MR. ROB REMELIUS: Thank you, again for letting us  
19          comment. All right. For this last one, I'm just trying to  
20          understand how anybody would think that this is a secure way  
21          to vote absentee, especially given all the problems that  
22          we've had with some of the voting machines around the  
23          country in the last election -- that we know of, in the last  
24          election.

25                    Also, it directly contradicts the current statute,

1           which requires that "an applicant for an absent bal- --  
2           voter ballot shall sign the application." And again, my  
3           question is, is Jocelyn Benson in the state legislature now?  
4           Because that is a statute; that's a law. And last time I  
5           checked, Secretaries of State were to carry out the laws  
6           under their purview and not to make new laws. So that's my  
7           only question about this one. Thank you very much.

8                           UNKNOWN SPEAKER: (inaudible)

9                           MR. FRACASSI: Lillian (sic) Lethemon.

10                          MR. WILLIAM LETHEMON: Can I just preface this?  
11           Do you have a business card that we could have?

12                          MR. FRACASSI: I actually don't have any on me  
13           right now.

14                          MR. WILLIAM LETHEMON: Does anyone have a business  
15           card? We honestly don't know where you're from, what part  
16           of government you're representing. We're here testifying,  
17           but we don't know who we're testifying for.

18                          MR. FRACASSI: So we are all -- we all work for  
19           the Department of State, and --

20                          MR. WILLIAM LETHEMON: From federal or state?

21                          MR. FRACASSI: The Michigan Department of State.

22                          MR. WILLIAM LETHEMON: Michigan Department of  
23           State? Okay.

24                          MR. FRACASSI: Correct. And so we are here on  
25           behalf of the Rules, listening to public comment, so we

1 can --

2 MR. WILLIAM LETHEMON: But none of you have  
3 business cards? I find that hard to believe.

4 MR. FRACASSI: Do you have a comment that you  
5 would wish to provide on this rule?

6 (Off the record interruption)

7 MR. WILLIAM LETHEMON: Anyways, for my  
8 presentation -- I apologize again for the audio. I can't  
9 hear. I'm old. My hearing is not great, and I'm in the  
10 second row, and I can't hear. Okay. The first thing I  
11 would like to state is any change to election laws has to be  
12 done by our state legislature, not by our Secretary of  
13 State.

14 UNKNOWN SPEAKER: Hear; hear.

15 MR. WILLIAM LETHEMON: That's the first thing.  
16 And how she's going to amend around, I don't know why. This  
17 process would take control away from our local clerks.  
18 There is a process already for local clerks to send out  
19 online applications for absentee voting; there is a process  
20 already.

21 UNKNOWN SPEAKER: Please pay attention, please.  
22 He's talking.

23 MR. WILLIAM LETHEMON: I'm sorry?

24 (Off the record interruption)

25 MR. WILLIAM LETHEMON: So anyways, this takes the

1 control away from our clerks. There's already a process  
2 that they have. This process would weaken our voting  
3 system, not enhance it. The only thing this is going to  
4 enhance is fraud. That's the only thing it's going to  
5 provide. So -- and take away the safeguards.

6 After the 2020 election, there is so many people  
7 that said, "I'm not even going to bother to vote. What  
8 difference does it make? You've got zucker boxes; you've  
9 got absentee ballots coming in in truckloads from out of  
10 state and everything else. So I don't want to get into  
11 that. But we need a more robust process to ensure our  
12 elections, not to weaken them. Thank you.

13 MR. FRACASSI: Matthew Rees. All right. How  
14 about Gabriel Rees? Okay.

15 MS. JAKI LOVRINCE: I would like to speak on  
16 this -- of this issue to the counsel, if I may. My name is  
17 Jaki Lovrince. Thank for allowing me to speak freely. If  
18 you can't speak freely, you're simply not free. My  
19 conclusion from what I've read recently of -- about house  
20 bills that are being represented to our legislator is  
21 simply a simple issue. Many, many decades we've had the  
22 results overnight. What I am reading in these bills, that  
23 because of our new election laws that Ms. Benson is  
24 proposing, it's going to go on for days or maybe weeks  
25 before we get a result.

1                   Fix that problem. We've been doing it for decades  
2                   and centuries; it can be done again. There is other  
3                   solutions. Again, if I have to reference to my dominion,  
4                   and all the illegals that are coming, and laws that are  
5                   being portrayed at 16-years-old voting age, I'm not  
6                   interested. I did not vote for dominion or an electronic  
7                   voting system. Thank you.

8                   MR. FRACASSI: I have one more person who would  
9                   wish -- oh, sorry. I'm sorry.

10                  MS. PATRICE JOHNSON: I would just to speak, if I  
11                  might. It's Patrice Johnson, and I didn't sign up, but --  
12                  and this will just take a second. But my understanding is  
13                  that these rules have been submitted, and that the  
14                  committee -- the JCAR committee has a set number of days,  
15                  but they can't strike them down. They can return them for  
16                  270 days, and then if the Secretary of State chooses to  
17                  proceed, we will end up in a system of the legislature  
18                  litigating against the Secretary of State.

19                  So I would ask you to please change these requests  
20                  now so that you don't put the state through this. It's a  
21                  clear violation of law. It's going to lead to trouble.  
22                  There was no -- there's no logic behind it other than some  
23                  type of mal-intent (phonetic), so just look at the statutes,  
24                  honor them, and rescind these rules. That's all. Thank  
25                  you.

1                   MR. FRACASSI: Thank you. I have one person --  
2                   one more person who has signed up to speak on Rule 060,  
3                   which is disqualification from ballot based upon contents of  
4                   affidavit of identity. William Lethemon.

5                   MR. WILLIAM LETHEMON: Sorry. That's me again.  
6                   Election law is very complicated. I've been to my city  
7                   clerk's office. I've talked to the representatives at the  
8                   office, and I asked them questions. I don't really get real  
9                   firm, definitive answers. Now, if I were a candidate and I  
10                  went to my clerk's office, because that's where you go to  
11                  fill out the application to run for an office, and they tell  
12                  you information incorrectly, not deliberately just  
13                  incorrectly, and you submit it to the Secretary of State,  
14                  you can't change it. With that being said, they're going to  
15                  disqualify you in a future election. This is -- I don't  
16                  know why they're doing this. And there is -- it just  
17                  doesn't make any sense to me that somebody told you  
18                  something in error or you made a mistake, and you can't  
19                  correct it, and now you can't run for an office. There's no  
20                  due process. You're disqualified before you even get  
21                  started. So that's my comment for this. Thank you. You  
22                  need due process.

23                  MR. FRACASSI: Thank you. So at this time, I have  
24                  no other people that have signed up to speak. Do you wish  
25                  to give comment again?

1 MS. KRISTINA KARAMO: I do. I have one -- I  
2 have -- I have a question regarding the affidavit of  
3 identity requirement. So one of the logic -- one of the  
4 forms of logic that is used in support of this rule is that  
5 it would help affirm identity. Now, the Secretary of State  
6 is keeper of the records, and one of the Secretary of  
7 State's responsibility is to affirm our identity, so it's  
8 really an unnecessary requirement.

9 So I do have a question for you guys, because part  
10 of public comment shouldn't be just us rambling. We want  
11 answers. So the other two rules, it's obvious that  
12 Secretary Benson is trying to inject our system with illegal  
13 ballots; it's obvious why she's doing that. But for the  
14 other rule, why? Why put this unnecessary burden? Why  
15 submit this rule and claim it's to help establish identity  
16 when the Secretary of State already has access to all of our  
17 birth certificates, death records? She is the one who  
18 controls whether or not I have an ID. So she already knows  
19 we are who say we are. So if someone can tell me why, for  
20 Rule 060?

21 MR. FRACASSI: So the rationale for why we have  
22 proposed this rule is all outlined in the regulatory impact  
23 statement and the request for rule making, which is all  
24 available online.

25 MS. KRISTINA KARAMO: I've read it.

1                   MR. FRACASSI: So I would refer to that stuff to  
2 provide you the information -- the answers to your questions  
3 as to why we're putting this forth. I do have somebody else  
4 that is -- do you have any other comments that you would  
5 like to make on any of the rules?

6                   MS. KRISTINA KARAMO: Yeah, I do. But see, that  
7 answer isn't sufficient, because I've read it, and there is  
8 no state or federal law requiring you to do so. And part of  
9 the logic is because it helps us establish identity and  
10 there is no existence guidance on there. Just because  
11 there's no existing guidance on something doesn't mean  
12 you're required to make a rule regarding it when it does not  
13 serve the will of the people. This actually disenfranchises  
14 millions of people -- not millions -- excuse me -- thousands  
15 of people who want to run for office, especially people in  
16 low-income and middle-income communities will be  
17 disenfranchised the worse, because they lack the resources  
18 to hire all the necessary people to comb through all these  
19 ridiculous rules.

20                   So my question, again, is why the rule? It does  
21 not help establish identity. That's bogus, because the  
22 Secretary of State already does that. It's part of her job  
23 description. She already has access to all the records, so  
24 why put that burden on the clerks? Why? The answer in the  
25 RS -- RIS form is not sufficient.

1 MR. FRACASSI: So I would refer you to that, as  
2 well. I have taken your comments, and we have your comments  
3 in the record, and we will take them into consideration as  
4 we move forth. I do have another person that wishes --

5 MS. KRISTINA KARAMO: Thank you.

6 MR. FRACASSI: -- to speak.

7 (Off the record interruption)

8 MR. FRACASSI: Mr. Valentin, you had indicated you  
9 signed up, and I think I inadvertently --

10 MR. VALENTIN DUMITRESCU: (inaudible) say "no" to  
11 speak? Because I said -- I thought I said, "yes," to  
12 comment on --

13 MR. FRACASSI: I think I accidentally -- I'm  
14 sorry. So is it for Rule 062; correct?

15 (Off the record interruption)

16 MR. FRACASSI: Can I let him speak first, and then  
17 get back to you?

18 UNKNOWN SPEAKER: Yes.

19 MR. VALENTIN DUMITRESCU: So I'm Valentin  
20 Dumitrescu. I don't think I have to spell my name.

21 MR. FRACASSI: And just for the record, the court  
22 reporter's sake, this is on Rule Set 062.

23 MR. VALENTIN DUMITRESCU: 062, yes. The absentee  
24 ballot is a great opportunity for fraud, and a normal  
25 election has a person who knows for good reasons -- good

1 reasons; out of state, out of the country -- requests --  
2 this initiative requests the ballot and signs it in ink,  
3 with a hand. This is a normal election. Now, this rule  
4 will just trash this normal election rule and will make it  
5 even more available for people to submit for multiple  
6 ballots.

7 And as a matter of fact, I already show that  
8 34,448 ballots were either two, three or four copy  
9 duplicate, most -- majority two copy duplicate. If you  
10 divide by two, it's 17,000. It's 1.5 more than the  
11 difference between the two candidates, Biden and Trump. So  
12 we need the absen- -- so we need to eliminate the -- this  
13 rule is to be rejected, and I oppose it, so that people go  
14 back to the normal way of a secure way to make sure that  
15 they vote by taking the initiative, asking for a ballot,  
16 either in person at the clerk office, or through mail, with  
17 a handwritten, ink signature.

18 UNKNOWN SPEAKER: Yes.

19 MR. FRACASSI: Thank you.

20 UNKNOWN SPEAKER: Just a really brief comment I  
21 wanted to make -- to point out the fact that not one person  
22 here today, as far as I can recall -- I might be wrong --  
23 but not one person has spoken in favor of any of these  
24 rules. So I believe that that should be -- that should be a  
25 defacto reason right there just to withdraw the rule. With

1           this much public opposition, I don't know how the Secretary  
2           can proceed with such a flawed rule. If you had even one  
3           person here in favor of it, maybe it would be -- we could  
4           have more of a debate. It -- this -- there's no debate  
5           here. This thing should be withdrawn. Thank you.

6                   MR. FRACASSI: So the next person I have that has  
7           signed up to speak is Kim Cousino. I might be  
8           mispronouncing that last name. So I'm going to ask -- I  
9           have two that you wish to testify on; correct?

10                   MS. KIM COUSINO: Yes.

11                   MR. FRACASSI: So I'm going to ask first, if we  
12           could speak on Rule Set 061, which is the signature  
13           matching, and then we can -- we'll reset the time and we'll  
14           switch to Rule Set 062, which is the online voter -- absent  
15           voter ballot application. So if we could start with the  
16           first one, just for the court reporter, just to be clear.

17                   MS. KIM COUSINO: Okay.

18                   MR. FRACASSI: And so whenever you're ready, go  
19           ahead.

20                   MS. KIM COUSINO: It's Cousino (phonetic). Thank  
21           you.

22                   MR. FRACASSI: Thank you.

23                   MS. KIM COUSINO: I'm speaking in opposition to  
24           the rules for signature matching standards for absentee  
25           voter ballot applications and the envelopes. In my opinion,

1           these rules are of the lowest of standards. We can do  
2           better, and we have to do better. On Wednesday, September  
3           29th, I attended a virtual session with CISA. The topic of  
4           the presentation was "Election Security, Building Trust  
5           Through Secure Practices." The main topic was "Building  
6           Public Trust in Elections, Encounter Mis- and Disinformation  
7           Through Related Communications and Transparency."

8                       As the clerk of a township who verifies these  
9           signatures, I do believe in the relevant facts, and the  
10          facts are that all signatures would be presumed valid.  
11          Signatures with differences that aren't multiple,  
12          significant, and obvious are valid. Signatures with all of  
13          these deficiencies may still be accepted if one redeeming  
14          factor is determined, whether or not it negates the multiple  
15          significant and obvious deficiencies. The most confusing  
16          factor to consider while verifying the validity of a  
17          signature is the voter's primary language. How would any  
18          language contribute to differing characteristics in a  
19          voter's signature? I have asked the Bureau of Elections  
20          this question and I'm still awaiting the answer.

21                      The hypocrisy here is palpable. On one hand,  
22          state government officials are boasting about the secure  
23          election practices, every signature is deemed valid only  
24          after a rigorous matching process. And then on the other  
25          hand, our state government's directives are to presume all

1 signatures are valid.

2 The Board of Elections are supposed to provide us  
3 clerks examples of signatures with redeeming qualities and  
4 questionable signatures. I contacted the Bureau of  
5 Elections and asked where I can view the examples of these  
6 signatures. I was informed they already exist with the  
7 updated date of April 2nd, 2021. These guidelines are  
8 terrible.

9 The regulatory impact statement states  
10 different -- states that they looked at with their  
11 guidelines and they noted Colorado. I looked up Colorado's  
12 signature verification guide and it's 20 pages long compared  
13 to the four pages here today. Based on the material  
14 provided by the State of Colorado, I would assume that they  
15 went above and beyond in order to provide in-depth training  
16 and guidelines to their election officials. Why isn't the  
17 State of Michigan offering the same courtesy to its election  
18 officials responsible for verifying thousands of signatures  
19 each election?

20 There is a senate bill introduced, and it is in  
21 the elections Committee. The bill reads,

22 "Establish and require signature verification  
23 training for all county, city, and township clerks, and  
24 for all precinct inspectors that complies with the  
25 rules promulgated by Secretary of State under

1 subsection 3, for an objective signature verification  
2 process."

3 Subsection 3 states,

4 "The objective signature verification process must  
5 not include a presumption regarding the validity of any  
6 signature that is to be verified."

7 Secretary Benson should be working with the legislature to  
8 establish such a law and produce sufficient training and  
9 material to clerks and election inspectors. There is no  
10 mention of training election officials in the proposed  
11 rules. Instead it appears the intention to bypass  
12 legislature entirely and quietly pass the rules using this  
13 Administrative Procedures Act.

14 There are notifications sent daily through email  
15 on the Secretary's State (sic) on opinions on proposed  
16 rules, along with the Attorney General and the Governor.  
17 They consistently trumpet their support or opposition to  
18 legislature and rules, even in other states. Why are they  
19 not shining as much light on the rules here today if they  
20 will, in fact, benefit our electoral process? I don't know  
21 about others here, but I am not a forensic handwriting  
22 analyst (phonetic) and will no -- be no closer to becoming  
23 one with the seven examples of signatures provided by the  
24 Bureau of Elections and directed to assume all signatures  
25 are valid, no matter the amount of the deficiencies.

1                   As one of many clerks in Michigan responsible for  
2                   verifying signatures, I request these rules be taken back to  
3                   the drawing board, and that more stringent standards be  
4                   applied, and proper training be provided to clerks and  
5                   election inspectors. Evil is everywhere in our world today,  
6                   and we cannot, in good faith, presume it is not involved in  
7                   our election process.

8                   MR. FRACASSI: Thank you. I would like to switch  
9                   to -- now to the online absent voter ballot application,  
10                  that's Rule Set 062. We do have a timer, just so -- you  
11                  probably heard it. I neglected to say --

12                  MS. KIM COUSINO: Oh, okay. Sorry.

13                  MR. FRACASSI: -- try and keep it to two minutes  
14                  as much as possible.

15                  MS. KIM COUSINO: Okay.

16                  MR. FRACASSI: You are able to also submit written  
17                  comments. I know you came late, so that's why I just want  
18                  to --

19                  MS. KIM COUSINO: Thank you.

20                  MR. FRACASSI: -- to go over it. I should have  
21                  done that beforehand. You can also submit written comments  
22                  to: elections@Michigan.gov, if you would like, as well, and  
23                  those have to be received by 5:00 o'clock today. So if you  
24                  would also like to submit written after the hearing, please  
25                  feel free.

1 MS. KIM COUSINO: Okay.

2 MR. FRACASSI: So I would like to turn it to you  
3 now. This is your public comment for online absent voter  
4 ballot application, Rule set 062.

5 MS. KIM COUSINO: Okay. According to an AARP  
6 article published February the 5th, 2021, titled, "Pandemic  
7 proves to be a fertile ground for identity thieves," based  
8 on the FTC reporting, the number of identity theft cases  
9 more than doubled in 2020 from 2019. The FTC has an  
10 interactive map that breaks down fraud by state, year, and  
11 quarter.

12 In Michigan, in all of 2020, there were 93,387  
13 total number of fraud, identity theft, and other reports  
14 made. Of those, there were over 12,000 imposter scams. Two  
15 quarters into 2021, we have already bypassed the number of  
16 imposter scams reported at over 13,000. According to the  
17 regulatory impact statement and cost benefit analysis, the  
18 proposed rules presented would codify current practices  
19 established in 2020 as a result of the pandemic. It will  
20 allow a voter to submit an application through a portal  
21 online that captures the voter's signature on their driver's  
22 license and applies it to the application.

23 Now, when we receive these applications, we do go  
24 through the signature verification. In this case, 100  
25 percent of the signatures would match, because the

1 QVF signature is what is printed on the application. There  
2 would be no doubt, room, for a -- fraud to come in and take  
3 somebody's identity, and unbeknownst to them, apply for an  
4 absentee ballot online.

5 The rules to protect health and safety and welfare  
6 and promote regulatory environment in Michigan, that is the  
7 last burdensome alternative, because it provides additional  
8 methods for obtaining ballots in attempts to remove or  
9 lessen existing barriers. For example, current practices  
10 require a voter to download and print the absentee voter  
11 ballot application. After completion, the form is mailed to  
12 the voter's local clerk. By allowing submission online,  
13 certain barriers, such as printing and mailing, are limited.  
14 This is the answer to RIS question number eight.

15 The argument here as posed is meritless.  
16 (inaudible) of voters are expected to complete an FPCA,  
17 which requires downloading, printing, physically signing,  
18 and either scanning or mailing back to your local clerk.  
19 The same downloading and printing process applies to the  
20 MOVE ballots that are electronically sent to our service  
21 men.

22 I had a specific voter in 2020 who overcame these  
23 barriers while stationed in Iraq. If they can do it, I'm  
24 sure anybody here in Michigan can do the same. Thank you.

25 UNKNOWN SPEAKER: Right on.

1 MR. FRACASSI: Thank you.

2 UNKNOWN SPEAKER: A couple things --

3 MR. NOVAK: Have you signed in, sir? -- to speak?

4 UNKNOWN SPEAKER: I will. I definitely want you  
5 guys to know that I was the one that said this stuff. So  
6 I'll definitely give that to you. First of all, Senator  
7 McBroom, who I'm speaking with right now, is not happy at  
8 all that you guys won't identify yourselves by name. So  
9 maybe by the end of the meeting we can get that? The second  
10 part of that being, according to the Secretary of State's  
11 website -- today, we're having the meeting about people  
12 applying for absentee voter ballots online.

13 So why is it already on their website that voters  
14 can request an absentee ballot in multiple ways? You can  
15 complete an online application at, "Michigan.gov/vote." So  
16 why is that already a thing if we're having the meeting  
17 today about it? So since we're having the meeting today  
18 about it, and it's already been implemented, along with some  
19 previous things -- you know -- thank you. Maybe a few  
20 seconds back at the end -- but the importance of this today  
21 is because under the United States Code 52, subsection  
22 20511, they discuss election fraud as defined as knowingly  
23 and willfully depriving, defrauding, or attempting to  
24 deprive or defraud the residents of a state of a fair and  
25 impartially conducted election by the procurement or

1 submission of voter registration applications that are known  
2 by the person to be false -- "materially false, fictitious,  
3 or fraudulent under the laws of the State."

4 The laws previously, and this one now with the  
5 online application process, are not listed in our election  
6 laws as a way that you can apply for an absentee voter  
7 ballot, or a way that you can submit a ballot at all. So  
8 that means she's already been in violation of the state law,  
9 willfully, knowingly; already in violation of the law.

10 So to me, United States Code 52, dealing with  
11 election fraud, would already apply to Secretary Benson,  
12 which shall be defined in accordance with Title 18 in which  
13 fines shall be paid into the general fund of the Treasury,  
14 miscellaneous receipts pursuant to section 3302 of Title 31,  
15 notwithstanding any other law, or in prison not more than  
16 five years, or both. Her accountability needs to be seen,  
17 it needs to be upheld, and I (inaudible) names, first and  
18 last, by the end of the meeting, that would be really  
19 appreciated by all of us.

20 MR. NOVAK: Which rule were you speaking on,  
21 specifically?

22 UNKNOWN SPEAKER: That would be the online  
23 application process.

24 MR. NOVAK: Okay. Yeah, is that the form -- okay.  
25 Yeah. That's the form right there.

1 (Off the record interruption)

2 MR. FRACASSI: I think we do have somebody else  
3 that just signed up, as well.

4 (Off the record interruption)

5 MR. RYAN ROBERTS: Ryan Roberts, here again. I  
6 drove four hours to make sure our voices are heard all  
7 across the state. I wish I could ask, why would anybody  
8 want to weaken the election system? But I know the answer.  
9 I did my research. I've been researching this stuff for 14  
10 years. The deep state, the cabal, corruption -- you know  
11 what I'm saying? So we know why Jocelyn want to weaken the  
12 election. She's a criminal. She's unlawful.

13 Why is there no media here? Why wasn't the clerks  
14 notified? Because she want to do criminalistic activities  
15 under the radar, not letting people know. I don't know if  
16 you-all know you-all working for criminals. You know? Is  
17 one of you-all names Mr. Fracassi? -- Fracasy (phonetic)? --  
18 Fracassi? However you say it. Is that one of you-all?

19 MR. FRACASSI: Yes.

20 MR. RYAN ROBERTS: That's you?

21 MR. FRACASSI: Yes.

22 MR. RYAN ROBERTS: Okay. You didn't fill out them  
23 RIS forms correctly, Mr. Fracassi. You need to step down,  
24 too. You know what I'm saying? Jocelyn Benson, your-all  
25 boss, she's corrupt. The Bureau of Elections, you-all

1           scared to give you-all names out, because you-all know you-  
2           all supporting criminals or you're all complicit to the  
3           criminal activity. You know what I'm saying? So why is the  
4           form not filled out? Why is it filled out deceitfully, Mr.  
5           Fracassi? Everybody write their name down. Mr. Fracassi,  
6           why didn't you compare it to other standards in other states  
7           and other -- hello? Mr. Fracassi?

8                       MR. FRACASSI: I am listening to you. Please  
9           continue --

10                      MR. RYAN ROBERTS: Okay. Why didn't you fill out  
11           the form correctly? I think it should be voided just  
12           because you didn't put in the proper information that's  
13           needed to know what's going on with these rules. Did you  
14           fill out the other ones? Because they all should be null  
15           and void, because you are purposely keeping information from  
16           these forms that's supposed to be in these forms so we can  
17           make proper assessments and conclusions as to what's behind  
18           these rules. Actually, it's corruption, and you complicit,  
19           too, because you filled out the forms, Mr. Fracassi.

20                               (Off the record interruption)

21                      MR. RYAN ROBERTS: Can I get you-all name, or are  
22           you deaf, mute --

23                      MR. FRACASSI: Okay. So we're going to move on  
24           now.

25                      MR. RYAN ROBERTS: Hello; hello.

1 MR. FRACASSI: We're going to move on now. Thank  
2 you.

3 MR. NOVAK: We've got another speaker.

4 MR. RYAN ROBERTS: No; no. We, The people, hold  
5 the power.

6 MR. FRACASSI: Yes; yes. We're going to move on  
7 now. We have another speaker.

8 MR. RYAN ROBERTS: We, The People, hold the power.  
9 You-all can't have a civilized conversation --

10 MR. FRACASSI: Sir; sir --

11 MR. RYAN ROBERTS: -- a two-way conversation? We  
12 got to have our names, address --

13 MR. FRACASSI: We are -- have another speaker; we  
14 have another speaker, sir.

15 MR. RYAN ROBERTS: -- but you-all don't have to  
16 provide -- you-all names?

17 MR. FRACASSI: Sir, we have another speaker.

18 MR. RYAN ROBERTS: We've got to find it out  
19 ourselves?

20 MR. FRACASSI: Sir, we have another speaker behind  
21 you that would like to speak.

22 MR. RYAN ROBERTS: We all saying the same stuff.

23 MR. FRACASSI: Sir, we have another person that  
24 would like to speak.

25 MR. RYAN ROBERTS: And he's also (inaudible), for

1           these rules. You-all going to hear the same -- you-all not  
2           even listening. Well, you-all not even listening.

3                       MR. FRACASSI: Sir, we have another person that  
4           would like to speak, that I would like to call up.

5                       MR. RYAN ROBERTS: You corrupt -- all you-all  
6           are --

7                               (Off the record interruption)

8                       MR. NOVAK: Call the next person.

9                       MR. FRACASSI: I would like to call up Lauren  
10          Pendergraff at this time.

11                       MR. RYAN ROBERTS: Mr. Fracassi, you need to learn  
12          how to fill out forms correctly. I can't even stand to be  
13          in the presence of (inaudible) smart preachers. You-all  
14          want us to be nice and politically correct --

15                       MR. FRACASSI: Okay. Sir, we have a person that  
16          would like to speak.

17                       MR. RYAN ROBERTS: (Inaudible) --

18                       MR. FRACASSI: Sir, we have a person that would  
19          like to speak. Please let her speak.

20                       MR. RYAN ROBERTS: You-all are destroying our  
21          country.

22                       MR. FRACASSI: Please let her speak.

23                       MR. RYAN ROBERTS: You-all are destroying our  
24          country.

25                       MR. FRACASSI: Sir; sir, I -- thank you. You've

1 had your chance to speak. Please let her speak.

2 MR. RYAN ROBERTS: (inaudible) our country. It's  
3 hard for me to sit here --

4 MR. FRACASSI: I -- I thank you for your comments.  
5 You have given your comments. I have heard your comments.  
6 You are not letting this individual speak.

7 MR. RYAN ROBERTS: (inaudible) destroying our  
8 country.

9 MR. FRACASSI: Please let this individual speak.

10 MR. RYAN ROBERTS: Sorry. I'm sorry, ma'am. I'm  
11 sorry. It's hard; it's hard.

12 MS. LAUREN PENDERGRAFF: I know. I know it's  
13 hard.

14 MR. RYAN ROBERTS: We all frustrated with these  
15 people.

16 MS. LAUREN PENDERGRAFF: My name is Lauren  
17 Pendergraff, L-a-u-r-e-n, P-e-n-d-e-r-g-r-a-f-f. It's very  
18 obvious that we are all in vehement opposition to these  
19 three measures, and that there is a lot of emotion here. I  
20 would just like to -- my husband and I looked over a very  
21 extensive article, and this is pertaining to the last  
22 measure, the 062 that has to do with digital signatures  
23 versus manual signatures and the potential for fraud. I  
24 would just like to read one paragraph out of this article,  
25 and this is what can happen if there -- if fraud does

1           happen. It says,

2                       "Handwritten signatures are extremely simple and  
3                       easy to understand. The forensics techniques used to  
4                       detect fraud are easily explained to lawyer, judges,  
5                       and juries. Digital signatures are fiendishly complex,  
6                       involving arcane number theory, the workings of  
7                       computer operating systems, communication protocols,  
8                       certificate chain processing, certificate policies, and  
9                       so on.

10                      There are very few people on this plant, if any,  
11                      who completely understand every process involved in  
12                      generating and verifying a digital signature. The  
13                      potential for confused lawyers, judges, and juries is  
14                      extreme."

15                      So not only if fraud were to take place, it could be -- it's  
16                      almost impossible to prove. So I would just like to leave  
17                      you with that. Thank you.

18                      UNKNOWN SPEAKER: Thank you.

19                      MR. NOVAK: Okay. We have one last person signed  
20                      up to speak, and then we will be closing the hearing. I  
21                      just wanted to point out, for those of you who didn't show  
22                      up here when we opened the hearing. I introduced myself as  
23                      Doug Novak. I'm the regulatory affairs officer. This  
24                      (indicating) is Adam Fracassi, from the Michigan Department  
25                      of State, the subject matter expert from the Bureau of

1 Elections. And we are -- again, here to hear your public  
2 comment, and Adam will call the last person.

3 MR. FRACASSI: I -- Lisa Capatina.

4 UNKNOWN SPEAKER: (inaudible)

5 MR. RYAN ROBERTS: Can we get a statement from  
6 Adam (inaudible) --

7 MR. FRACASSI: No, we are going to -- we are going  
8 to listen to Ms. Capatina speak, please.

9 MR. RYAN ROBERTS: Can we get a statement  
10 (inaudible) --

11 MR. FRACASSI: We are going to have -- Ms.  
12 Capatina is going to come up and speak. We are going to let  
13 Ms. Capatina come to provide her public comment.

14 MR. RYAN ROBERTS: (inaudible)

15 MR. FRACASSI: Sir; sir. Ms. Capatina has not  
16 gotten to speak. You have -- we have listened to your  
17 public comment.

18 MR. RYAN ROBERTS: (inaudible)

19 MR. FRACASSI: We have -- it is her turn to speak.  
20 Let her speak.

21 UNKNOWN SPEAKER: (inaudible)

22 MR. RYAN ROBERTS: She can speak. I -- he can  
23 speak, too; right?

24 UNKNOWN SPEAKER: This is a public --

25 MR. FRACASSI: Thank you.

1 MS. LISA CAPATINA: My name Lisa Capatina, and I  
2 would like to reiterate again my opposition to all three  
3 suggestions that Secretary of State Benson would like to  
4 move forward. I am also going to reiterate that I'm  
5 embarrassed that it took until I was the age of almost 60 to  
6 actually pay attention to politics. I was seeking my  
7 education. I was working in public health and raising my  
8 family, and I just let the process roll. After the last 18  
9 months, I'm awake, and I realize that I do need to use my  
10 voice because silence will just allow everything to move  
11 forward at status quo. I am really trying to exercise and  
12 educate myself.

13 I've attended hearings, most of them via Zoom, but  
14 I've watched other people speak. I've watched them be  
15 disrespected. I feel that I don't really have a voice, even  
16 though I am here speaking today, based on some of the  
17 comments that were made about things that have already moved  
18 forward. And so I appreciate, because I was a little late,  
19 that you were able to identify yourself and tell us where  
20 you are from, but I really would like to know what the  
21 process is when we leave today.

22 Do all these comments just go into a computer  
23 database, or is there a separate ad hoc committee, or a  
24 re-group with the committee? Because the person who really  
25 needed to hear what we had to say was Secretary of State

1 Benson, and she's not here. So what happens to our voice?  
2 What happens to our comments? If you could at least just  
3 allude to that, I would be very grateful. Thank you.

4 MR. NOVAK: We -- I'm sorry. So we --

5 MR. RONALD PIOTROWSKI: (inaudible) I only need a  
6 moment.

7 MR. NOVAK: Which rule set would you --

8 MR. RONALD PIOTROWSKI: Well, actually all three.  
9 I spoke in opposition. I have an addendum to my comments.  
10 I've sat here and listened for over two hours, to all these  
11 lovely people in this room, many of whom --

12 MR. NOVAK: Your name again, sir?

13 MR. RONALD PIOTROWSKI: I just want to say --

14 MR. NOVAK: Your name, again, so we know who --

15 MR. RONALD PIOTROWSKI: My name is Ronald  
16 Piotrowski.

17 MR. NOVAK: Okay.

18 MR. RONALD PIOTROWSKI: R-o-n-a-l-d P-i-o-t-r-o-w-  
19 s-k-i. All these people that were here today, speaking to  
20 you, you can see their passion, you can see their emotion,  
21 you can see how upset we, the public, are at what is going  
22 on in our country, and what is going on with our only legal  
23 avenue, the right to vote. And that's all we want, is a  
24 fair election and the right to vote. So we all came here,  
25 and we prepared commentary, and we are citing laws and

1 rules. We're calling all types of referential information.

2 I don't know for sure what good it does. I hope  
3 it does some. My question is -- we thank you, and we  
4 appreciate the opportunity to voice these concerns to you.  
5 What I don't have the confidence in -- do you guys really  
6 listen to the public? Are you listening to what these good  
7 people are telling you? We are all so upset that we can  
8 barely hold our emotions in about what is going on in the  
9 State of Michigan and across the entire country. And we  
10 need people like you to take this message back to the people  
11 that make these silly rules, and break them, and then do  
12 things the way they want to in order to get an outcome that  
13 they prefer, and walk all over voter rights. It's just not  
14 correct. It's wrong. It's criminal.

15 I mean, what are we do to? We have no other  
16 avenue but our voice in a hearing like this, and our vote.  
17 And you want to take that vote and make it such that  
18 fraudulent representation can take my vote and skew it. My  
19 vote may not have counted. It might be somebody who stole  
20 my vote, my ballot, and put it in. So I beg and I pray that  
21 you people are listening to the message that is delivered.  
22 Not one person spoke in support of any one of these issues  
23 today. That speaks volumes to me.

24 So what I would like to do is ask you to take this  
25 back to the people who need to know and share it with them,

1           and let them see how passionate the public is. They need to  
2           pay attention, and they need to follow the rule of law.  
3           That being said, if you choose not to do that, I would like  
4           to simply say let's take one moment of silence for the death  
5           of voter rights in the State of Michigan if you don't take  
6           this message back properly.

7                           UNKNOWN SPEAKER: Thank you, Ron.

8                           MR. NOVAK: Thank you; thank you, and thank all of  
9           you who came for comments. Additional comments regarding  
10          the proposed rules that you may wish to share with us can be  
11          submitted in writing to, again, as I stated in the  
12          beginning: elections@Michigan.gov; again, it's:  
13          elections@Michigan.gov. The record will remain open until  
14          5:00 o'clock today. It is 11:07, and I declare this hearing  
15          closed. Thank you.

16                           (Hearing concluded at 11:07 a.m.)

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<b>A</b>				
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