



Susan Greenhalgh <segreenhalgh@gmail.com>

FOIA request

Donald Kersey <DKersey@wvsos.com>

Tue, Apr 21, 2020 at 5:58 PM

To: Susan Greenhalgh <susan@freespeechforpeople.org>

Hi Susan,

Thanks for the follow-up. My previous response does include all responsive documents in my possession for the time period requested. To your specific concerns, the report summary was obtained by our office through a secure web portal rather than email—hence the lack of communications. I conducted another search of all my email folders just now to confirm.

To explain, the vendor granted permissions to our office to access the specific document on a secure web portal, which is how we obtained the summary report and subsequently shared it with other reporters. We had a teleconference (perhaps two, but my notes are not clear) regarding the public release of the summary report, but I do not have any public records showing those communications.

To be fully transparent, I will forward you a FOIA response sent to one reporter regarding the summary report, which includes a fairly detailed narrative for background information. The inquiry was slightly different than yours, but should be helpful nonetheless.

If there are any other records or information you're seeking specifically, please feel free to write or call at your convenience. We are dedicated to full transparency, so I'll do all I can within the law to provide the facts and records requested.

All my best,

Deak

--

Donald M. Kersey, III

General Counsel

West Virginia Secretary of State's Office

304-558-6000 (Office)

[304-368-6344](tel:304-368-6344) (Direct Dial)

[304-558-0900](tel:304-558-0900) (Fax)

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From: Susan Greenhalgh <susan@freespeechforpeople.org>
Sent: Tuesday, April 21, 2020 5:35 PM
To: Donald Kersey <DKersey@wvsos.com>
Subject: Re: FOIA request

Dear Mr. Kersey,

Thank you for this prompt response.

According to press reports and reporters' statements, the WV Secretary of State's office shared with reporters a report that was described as a recently declassified DHS report within hours of the publication of the MIT report on February 13th. Further, according to reporters, your office had advised them the report had been declassified in the previous week.

<https://www.coindesk.com/mit-wasnt-only-one-auditing-voatz-homeland-security-did-too-with-fewer-concerns>

<https://www.wvpublic.org/post/mit-study-mobile-voting-app-used-wva-pilot-susceptible-hacks-could-change-votes#stream/0>

According to that timeline, that report should have been transmitted from Voatz to your office during this time period in our public records request but is not included in the production. As you have advised, no documents were held back. Can you please re-review the communication for the Voatz/Hunt report and accompanying communication from Voatz regarding this report?

Thank you

Susan Greenhalgh

Senior Advisor on Election Security

Free Speech For People

917 796 8782

www.freespeechforpeople.org

@segreenhalgh

On Tue, Apr 21, 2020 at 11:10 AM Donald Kersey <DKersey@wvsos.com> wrote:

Ms. Greenhalgh,

Attached to this email is a Zip file of the responsive documents for the time period requested. No records were fully exempt, but there are a few redactions applied to certain records indicated by the naming convention "redacted." Those redactions are appropriate under W. Va. Code § 29B-1-4 (personal phone numbers, security documents, and confidential security information).

Please note that the attached records are not sent in any particular order of importance, and I apologize for the unintelligent naming convention (our system converts communications sometimes with the email subject line, but most times with the title "Memo Style [#]").

This email ends our duty to respond under WV-FOIA. Should you disagree with any redactions, please contact me at your convenience to discuss. Otherwise, you may file an action in the Circuit Court of Kanawha County in Charleston, WV.

Best regards, and stay safe,

Deak

--

Donald M. Kersey, III

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From: Susan Greenhalgh <susan@freespeechforpeople.org>

Sent: Friday, April 10, 2020 3:01 PM

To: Donald Kersey <DKersey@wvsos.com>

Subject: FOIA request

Hi Mr. Kersey,

If it's helpful, I'd be happy to limit the FOIA request to communication FROM Voatz to the WV SOS office only.

That might make things easier.

Have a good weekend.

Susan Greenhalgh

Senior Advisor on Election Security

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@segreenhalgh