

October 31, 2024

The Honorable Michelle A. Henry
Attorney General of Pennsylvania
Pennsylvania Office of Attorney General Strawberry Square
Harrisburg, PA 17120

The Honorable Al Schmidt
Secretary of the Commonwealth for Pennsylvania
401 North Street, Rm 302
Harrisburg PA 17120

Sent via email: press@attorneygeneral.gov; RA-Elections@pa.gov; ra-st-press@pa.gov; RA-STBEI_HQ@pa.gov

Dear Attorney General Michelle A. Henry and Secretary Al Schmidt,

We¹ are writing to ask you to take immediate action to compel Fulton County, Pennsylvania to remove Stefanie Lambert² from serving as “special counsel” for election related matters. Ms. Lambert’s appointment violates Pennsylvania 16 Pa.C.S. § 13304, which specifies that “special counsel [] shall be attorneys at law admitted to practice in the court of this Commonwealth.”

1. Lambert’s appointment as Fulton County as “special counsel” is unlawful.

On April 12, 2022, Stefanie Lambert was appointed, (along with Thomas Carroll) to serve as “special counsel” for Fulton County for all “election related matters.” **See Ex. A [Retainer Agreement]**. On October 23, 2024, Fulton County solicitor James Stein confirmed to Free Speech For People that Lambert remains as Fulton County’s “special counsel.”³

Pennsylvania Statute 16 Pa.C.S. § 13304 defines the parameters for counties to engage county solicitors, assistant county solicitors and special counsels. The law allows for county solicitors to appoint special counsel but expressly requires that such special counsel “*shall be attorneys-at-*

¹ Free Speech For People is a non-profit, non-partisan public interest legal organization that works to renew our democracy and our United States Constitution for the people. As part of our mission, we are committed to promoting, through legal actions, secure, transparent, trustworthy and accessible elections for all voters.

² Stefanie Lambert is also known as Stefanie Lambert Junttila.

³ Free Speech For People has filed a Writ of Mandamus in the Fulton County Court of Common Pleas to force the county to turn over public records in accordance with a Final Order issued by the Pennsylvania Office of Open Records. In the course of filing the Mandamus, our Pennsylvania attorney, Marni Jo Snyder, contacted Fulton County’s solicitor, James Stein. Despite the fact that this is a Mandamus action related to an unfulfilled Right to Know Request, not an election matter, Mr. Stein advised Ms. Snyder that Stefanie Lambert would represent the county in her capacity as special counsel. (Email from James Stein to Marni Jo Snyder (Oct, 23, 2024 3:51PM))

law admitted to practice in the courts of this Commonwealth.”⁴ [Emphasis added.] Lambert is not admitted to practice in the Commonwealth of Pennsylvania.⁵ Indeed, in the course of prolonged litigation between Fulton County and the Secretary of the Commonwealth,⁶ Thomas Carroll, a Pennsylvania attorney for Fulton County, had to file a motion to admit Lambert *pro hac vice* in the litigation.⁷

The Secretary opposed the motion for three reasons: Lambert failed to disclose a then-pending disciplinary proceeding in Michigan; the application was not filed three days before the proceeding, as required; and the application was not accompanied by the requisite fee. The Special Master denied Lambert’s admission.⁸

According to a review of attorneys licensed to practice in the Commonwealth, Lambert remains unlicensed in Pennsylvania,⁹ and, therefore, her appointment as “special counsel” constitutes a violation of 16 Pa.C.S. § 13304.

2. Lambert’s record of conduct undermining elections compels immediate action to remove her as special counsel.

After the 2020 election, Stefanie Lambert was an integral part of the unlawful and sustained scheme to overturn the 2020 election results in order to steal the presidency for Donald Trump. As part of this scheme, she has perpetuated dangerous and repeatedly debunked election fraud allegations¹⁰ and she is directly connected to efforts in several states to gain unauthorized access to voting systems and software, including in Fulton County. As Election Day 2024 rapidly approaches, it is urgent that Lambert be removed from her position as special counsel in Fulton County to protect the integrity of Pennsylvania’s elections.

a. Lambert facilitated unauthorized access to Fulton County’s election system.

According to a lawsuit filed by the cyber tech firm XRVision Ltd., on March 8, 2022,¹¹ (more than a month before Fulton County ostensibly retained Lambert as special counsel) Lambert fraudulently solicited a contract with Yaacov Apelbaum, president and chief technology officer of XRVision, by claiming that she represented Fulton County in an ongoing litigation. According to the

⁴ 16 Pa.C.S. § 13304

⁵ Search for “Stefanie,” “Stefanie Lambert,” and “Stefanie Junttila” at <https://www.padisiplinaryboard.org/for-the-public/find-attorney>.

⁶ *Cnty. of Fulton v. Sec’y of the Commonwealth*, No. 277 M.D. 2021, No. 3 MAP 2022

⁷ Mot. to Appear Pro Hac Vice, Nov. 9, 2022.

⁸ Report Containing Proposed Findings of Fact and Recommendations Concerning the Secretary of the Commonwealth’s Application for an Order Holding the County of Fulton, et al, in Contempt and Imposing Sanctions, Nov. 18, 2022.

⁹ See n. 5.

¹⁰ See: Nathan Layne, Peter Eisler, “The Michigan lawyer pushing Trump’s voter-fraud fictions in U.S. Courts,” *Reuters*, (December 23, 2022). <https://www.reuters.com/investigates/special-report/usa-election-lambert/>

¹¹ *Apelbaum et al. v. Lambert et al.*, No. 23-cv-11718-SJM-APP (M.D. Pa. filed Jul. 18, 2023).

complaint, Lambert represented to Apelbaum that a Pennsylvania state court had authorized a forensic and cyber examination of the Fulton County voting system software.¹² This was not the case. Not only was there no court order permitting a forensic examination of Fulton County's voting system, the Supreme Court of Pennsylvania had issued an injunction prohibiting third party inspections of voting systems.¹³ XRVision performed the unauthorized examination Lambert sought, unwittingly violating the injunction.¹⁴

XRVision alleged in its complaint that Lambert insisted the firm find evidence that votes cast for Donald Trump were fraudulently counted for Joe Biden. When XRVision found no such evidence, Lambert refused to pay, causing XRVision to sue.¹⁵ After evading service and failing to respond to the complaint, on February 27, 2024, the court ordered a default judgement in favor of XRVision.¹⁶

Subsequently, in July of 2022 while Lambert remained special counsel, Fulton County permitted Speckin Forensics, LLC to examine its election system, producing a report posted to the Fulton County website.¹⁷

- b. Lambert is currently under indictment in Michigan for her involvement in a conspiracy to unlawfully access voting systems.

As Lambert remains an officer of the court representing Fulton County for all election related matters, she is currently under two separate felony indictments in her home state of Michigan for her alleged involvement in multiple schemes to unlawfully access voting systems.¹⁸ She faces felony charges for [undue possession of a Dominion Voting Systems voting machine, willfully damaging a voting machine](#), and [permitting an unauthorized computer examiner access to voter data](#) related to the 2020 election.¹⁹ Lambert has pleaded not guilty.

- c. Lambert is implicated in the unlawful access and acquisition of voting system software in Georgia.

¹² Id.

¹³ *Cnty. of Fulton v. Sec'y of the Commonwealth*, Supreme Ct. Order, Jan. 27, 2022.

¹⁴ See n. 11.

¹⁵ Id.

¹⁶ See: *Apelbaum et al. v. Lambert et al.*, No. 23-cv-11718. at ECF No. 17.

¹⁷ See: Speckin Forensics, LLC Report, September 15, 2022. Available at: [https://www.co.fulton.pa.us/files/live-folders/FC-vs-Dom/\(E\)%20SPECKIN%20FORENSICS%20LLC%20SEPTEMBER%20REPORT.pdf](https://www.co.fulton.pa.us/files/live-folders/FC-vs-Dom/(E)%20SPECKIN%20FORENSICS%20LLC%20SEPTEMBER%20REPORT.pdf)

¹⁸ See: Kyle Davidson, "Special Prosecutor Announces final charges in 2020 voting machine probe," Michigan Advance, (August 3, 2023). <https://michiganadvance.com/briefs/special-prosecutor-announces-final-charges-in-2020-voting-machine-probe/> and "AG Nessel Charges Attorney Stefanie Lambert and Former Adams Township Clerk Scott for 2020 Election Voter Data Breach." Michigan Dept. of Attorney General, May 8, 2024, <https://www.michigan.gov/ag/news/press-releases/2024/05/08/ag-nessel-charges-attorney-stefanie-lambert-and-former-adams-township-clerk-scott>; see also Joey Cappelletti, "Michigan Former Clerk and Attorney Charged After Alleged Unauthorized Access to 2020 Voter Data," AP News, May 9, 2024, <https://apnews.com/article/michigan-scott-lambert-2020-election-charges-ef4037d6aaa5b47c4c1101aa17c1bd86>.

¹⁹ Id.

In January 2021, Coffee County, Georgia was the victim of unauthorized voting system access,²⁰ similar to events in Fulton County, Pennsylvania. According to records and deposition testimony obtained by plaintiffs in a civil litigation,²¹ Trump allied attorney Sidney Powell, hired a cyber tech firm to access and copy voting software from Coffee County.²² Powell also directed the firm to send a copy of the software unlawfully taken from Coffee County to Stefanie Lambert in Michigan.²³

According to deposition testimony provided by a technician that accessed software taken from Georgia, Lambert provided him with a copy of the unlawfully obtained software from Coffee County, and engaged him to examine it for anticipated litigation.²⁴

Four people, including Sidney Powell, were charged criminally in Georgia for their participation in the plot to illegally access Coffee County's voting system and take copies of the software;²⁵ Sidney Powell and one other person have pleaded guilty.²⁶

d. Lambert was admonished by the Supreme Court of Pennsylvania.

In April 2024, the Secretary of the Commonwealth sought sanctions against Fulton County for defying a court-ordered injunction to prohibit third party access to its voting system that stemmed from the tangled legal proceedings between the county and the Secretary. The Supreme Court of Pennsylvania issued a scathing order finding the county and its various attorneys “engaged in a sustained, deliberate pattern of dilatory, obdurate, and vexatious conduct and have acted in bad faith throughout these sanction proceedings.”²⁷ As described above, Lambert was not admitted to participate in the proceedings because of deficiencies in her *pro hac vice* application. Nevertheless, the Supreme Court of Pennsylvania directly addressed Lambert's role, suggesting she may be guilty of the same reprehensible conduct, writing:

²⁰ Emma Brown, Jon Swaine, Aaron C. Davis, Amy Gardner, “Trump allied lawyers pursued voting machine data in multiple states, records reveal,” Washington Post, (August 15, 2022).

<https://www.washingtonpost.com/investigations/2022/08/15/sidney-powell-coffee-county-sullivan-strickler/>

²¹ *Curling v. Raffensperger*, No. 17-cv-2989-AT (N.D. Ga., filed Aug. 8, 2017).

²² *See n.* 20.

²³ Clara Hendrickson, “Did data from Georgia voting machine breach play a role in alleged Michigan election plot?,” The Detroit Free Press, (Aug. 31, 2023). <https://www.freep.com/story/news/politics/2023/08/31/michigan-and-georgia-voting-machine-breach-connection/70702597007/>

²⁴ No. 17-cv-02989-AT (N.D. Ga. filed Aug. 8, 2017). Cotton Dep. Document 1607, page 53-56, 126-127. Available at: <https://coalitionforgoodgovernance.sharefile.com/share/view/s52e08b875d664db79eb975af0fc2459d>

²⁵ <https://d3i6fh83elv35t.cloudfront.net/static/2023/08/CRIMINAL-INDICTMENT-Trump-Fulton-County-GA.pdf>

²⁶ Kate Brumback, “Sidney Powell pleads guilty over efforts to overturn Trump's loss in Georgia and agrees to cooperate,” Associated Press, (Oct. 19, 2023). <https://apnews.com/article/sidney-powell-plea-deal-georgia-election-indictment-ec7dc601ad78d756643aa2544028e9f5>

²⁷ *Cnty. of Fulton v. Sec'y of the Commonwealth*, 292 A.3d 974 (Pa. 2023)

“Attorney Lambert may be every bit as culpable as Attorney Carroll, at least in the pattern of non-compliance that has led us to impose upon him joint and several responsibility with the County. That said, perhaps ironically, we must conclude that the failure by the two lawyers to convince the Special Master that Attorney Lambert should be admitted pro hac vice precisely because she failed to satisfy the requirements for applying for that status protects her from sharing responsibility with Attorney Carroll and the County. Had she gained admission, the result might have been different.”²⁸

In addition, according to [an ethics complaint](#) recently filed by Lawyers Defending American Democracy, Ms. Lambert has violated numerous provisions of Pennsylvania’s Rules of Professional Conduct and is “manifestly unfit to maintain her law license.”²⁹

3. Conclusion

Given that Lambert is not licensed to practice law in the Commonwealth, Fulton County has appointed Stefanie Lambert in plain violation of Pennsylvania law. In addition, Lambert should not have the privilege to serve as counsel for a Pennsylvania county because of her record of promoting false and dangerous claims, undermining election security, violating voter privacy, disseminating protected documents, and disregarding court orders and the law. In this position, Lambert poses significant and immediate risks to the voters of Fulton County and to the security of the county and the Commonwealth’s elections. It is a stark illustration of the fox guarding the hen house.

We urge you to take all available and appropriate steps to compel Fulton County to remove immediately Stefanie Lambert as special counsel. We stand ready to provide additional information or to assist in any way we can.

Sincerely,

Courtney Hostetler, Legal Director
John Bonifaz, President
Ben Clements, Chairman and Senior Legal Advisor
Susan Greenhalgh, Senior Advisor on Election Security
Amira Mattar, Counsel
Sage Snider, Public Interest Legal Fellow
Free Speech For People
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²⁸ Id.

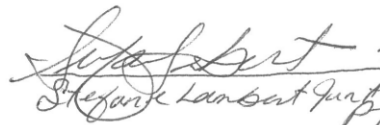
²⁹ “LDAD Calls for Professional Discipline of Attorney Stefanie Lambert for Undermining Election Security,” Lawyers Defending American Democracy, (Jul. 10, 2024). <https://ldad.org/letters-briefs/ldad-ethics-complaint-stefanie-lambert>

Exhibit A

Retainer Agreement

The Law Office of Stefanie L. Lambert PLLC and Attorney Thomas J. Carroll agree on April 12, 2022 to Represent Fulton County in all matters pertaining to past elections and election equipment related to elections occurring in Fulton County. The Law Office of Stefanie L. Lambert PLLC and Attorney Thomas J. Carroll will perform all legal services pro bono.


4/12/22
Thomas J. Carroll - ID 53096


4/12/22
Stefanie Lambert pro bono
P71303

