

EXHIBIT 5

DECLARATION

I make this Declaration of my own personal knowledge, and I am competent to testify to the matters contained herein.

1. I served as an official legal observer of the 2020 general election. I observed at the following location(s): Maricopa County Tabulation and Election Center (MCTEC) and five polling locations in Maricopa County.

2. While serving as an observer, I personally witnessed the following:

MCTEC Signature Verification Rooms 1 and 2 — 10/25/20 Room 2 and 10/28/20 Room 1

I worked in both of the Signature Verification rooms as a Republican volunteer observer. We could perform NO EFFECTIVE oversight as we were seated in a small designated area from which we could not move, the majority of the computer monitors were faced away from us, and we could not read the few screens that were turned our way due to distance.

Another observation I noted is at each monitor this task is accomplished by an individual, not by a two-person team of one Republican and one Democrat (as in Adjudication). This also lends itself to LESS THAN DESIRABLE oversight.

I had requested to volunteer in Signature Verification as I felt — and still do — it is such an important area. (I was concerned about ballot harvesting.) But there is NO WAY to provide any oversight.

MCTEC Envelope Separation Room — 10/25/20

EXHIBIT 5 A

The envelope separation room is a huge, long room containing dozens of tables of two-person teams (one Republican and one Democrat) opening ballot envelopes and separating the items.

We were escorted to the designated observation area on the left end of the front of the room. The area was a "taped off on the floor", small rectangle containing two chairs, one for a Republican and one for a Democrat observer. We were not allowed to move from this area. The distance was such that NO MEANINGFUL oversight could occur.

Republican Volunteer Poll Observer —

10/07/20 McDowell Square, 5114 W McDowell Rd, Phoenix, AZ 85035

All day we Republican and Democrat observers stood along a wall, unable to walk around to observe most of the functions. The Inspector was Bob.

10/23/20 9201 S Avenida Del Yaqui, Guadalupe, AZ 85283

We Republican and Democrat observers (one each) were seated and not allowed to walk around to observe most of the functions. Additionally, the Inspector Francis brought over a page of the polling locations' rules to two poll workers and then me because we had conversed. She told us we were not allowed to talk AT ALL. The two workers had been discussing dancing and music and I had answered "Big Band music" to a question, "What kind of music was Glenn Miller?" This polling location had a very repressive atmosphere. I felt very unwelcome all day.

10/24/20 & 10/27/20 & 10/31/20 845 West Southern Ave., Phoenix, AZ 85041

We Republican and Democrat observers (one each) were seated and not allowed to walk around to observe most of the functions. However, we were allowed to converse with staff as long as nothing political was said. We all knew that. And we could freely walk around outside. The Inspector Joe fostered a friendly atmosphere and addressed questions.

10/29/20 Fowler School, 6707 W Van Buren St, Phoenix, AZ 85043

We Republican and Democrat observers (one each) were seated to the left in the front of the cafeteria/gym. We were allowed to walk down to observe from afar the ballot printing function. We did not try to walk around to observe the other functions.

11/03/20 Election Day Horizon Church, 1401 E Liberty Lane, Phoenix, AZ 85048

The Inspector was James. The space was very small — long and narrow. I sat in a designated chair on one wall. I could freely walk around and observe the functions. What I witnessed throughout the day that concerned me was this: a voter would insert their ballot into one of the two on-site tabulators, then the ballot would kick out due

EXHIBIT 5 B

to an over-vote. A poll worker (various) would correctly advise the person they could do a whole new ballot or agree to having this race skipped and the rest of the ballot processed. I only saw one voter ask to do a new ballot. I felt the poll workers were verbally steering people/encouraging people to agree to skip the over-vote race, process the rest of the ballot, and leave. I did observe the poll worker press a button on the tabulator. I was not close enough to see what it was.

MCTEC Tabulation and Adjudication Room —

While working in Tabulation, alongside the Democratic volunteer observers Jeff and Robin Greeson, I helped select randomly two sample trays for the Hand Count. The trays consisted of 200 ballots each, being run through two different machines: one of the large HIPRO tabulators and one of the Canons. This was part of the plan to pull 52 trays/make up 52 sealed boxes, from which 26 boxes would be randomly chosen for the Hand Count. The other 26 would be available if a new set was needed for some reason.

What I feel is important is I know the pulling of the 52 trays was completed before Election Day. No Election Day ballots were included in the Hand Count. Jeff Greeson would know the date the last boxes were created and sealed.

They say the Hand Count was 100% on the money. Perhaps someone could freely manipulate the tabulation of the votes on Election Day if they knew none would be looked at in the Hand Count?

I declare under penalty of perjury under the laws of the State of Arizona that I have read the above Declaration, am familiar with its contents, and know the same to be true and correct of my own personal knowledge.

Dated November 25, 2020.

Signature: 

Printed Name: Diane L. Serra

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