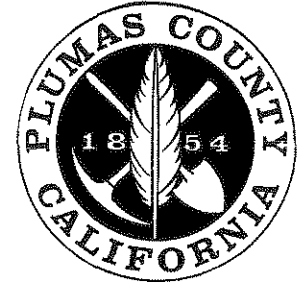


PLUMAS COUNTY CLERK

Recorder (530) 283-6218
Registrar of Voters (530) 283-6256
Records Management (530) 283-6007



520 Main Street, Room 102, Courthouse
Quincy, CA 95971 * Fax: (530) 283-6155

Marcy DeMartile
Clerk – Recorder
Registrar of Voters

marcydemartile@countyofplumas.com

March 1, 2021

The McMillan Law Firm
4670 Nebo Drive, Suite 200
La Mesa, CA 91941-5230

Julie Hagwood
Assistant Clerk-Recorder
juliehagwood@countyofplumas.com

Certified Mail – 7015 1730 0002 1938 8120
Return Receipt Requested – 9590 9401 0032 5071 7889 92

Re: Your Public Records Act Request, Which Was Received on February 1, 2021

Dear Mr. McMillian

I am writing in response to the above-referenced Public Records Act request, which was received by Plumas County Registrar of Voters on February 1, 2021. Your letter requests certain records regarding the November 3, 2020 General Election.

As discussed below, several of the request seek voter registration information and voter history. In general, voter registration information is considered confidential pursuant to section 2194 of the California Elections Code. However, some voter registration information, including voter history, can be applied for and purchased pursuant to sections 2188 and 2194 of the Elections Code. We have not yet received your voter registration application. Use of the voter registration information is restricted to approved purposes, consistent with state law, as defined in Elections Code section 2194, California Code of Regulations Section 19003 and Government Code section 6254.4. The information, once released, must be maintained in a secure and confidential manner, and cannot be sold, leased, loaned or delivered to any person, organization, or agency without first submitting a new application to the County of Plumas. The use or permitted use of all or any part of the voter registration information provided to you for any purpose other than as permitted by law is a misdemeanor under Elections Code section 18109.

Some items in your request do not have a specific date range, we are assuming that you are seeking records related to the preparation, execution and follow up activities from the November 3, 2020 General Election. If we have misunderstood your request, please clarify.

The ROV's response to each request is as follows:

1. *"Provide those documents identifying, by date, time and means, all synchronization transmissions between California Secretary of State and the county Registrar of Voters."*

The Registrar does not possess an existing record that contains the information being requested. The Registrar may be able to extract this information through data extraction, compilation or programming. Please let us know if you wish to have this data extracted and compiled so that we may estimate the amount of costs associated thereto. The extraction and compilation of the data can be prepared and made available once the Registrar receives a completed application for voter registration data and fee pursuant to 2 CCR section 19001 et seq.

2. *"Provide those documents with the results of each synchronization transmission between the California Secretary of State and the county Registrar of Voters, by number of registrants confirmed as valid, and those that are identified as invalid."*

The Registrar does not have any existing documents that contain the requested information in summary form. The Registrar may be able to extract this information through data extraction, compilation or programming. Please let us know if you wish to have this data extracted and compiled so that we may provide an estimated cost.

Such documents, if extracted and compiled, can be prepared and made available for review and duplication on after the Registrar has received a completed application for voter registration data and fee pursuant to 2 CC section 19001 et seq.

3. *"Provide those documents which reflect notifications from the Secretary of State requesting or directing modifications to a voter's registration record between September 1, 2020 and November 15, 2020."*

The Registrar does not have any existing documents that contain the requested information in summary form. The Registrar may be able to extract this information through data extraction, compilation or programming. Please let us know if you wish to have this data extracted and compiled so that we may provide an estimated cost.

Such documents, if extracted and compiled, can be prepared and made available for review and duplication on after the Registrar has received a completed application for voter registration data and fee pursuant to 2 CC section 19001 et seq.

4. *"Provide those documents that reflect, in summary form, the modifications to the voter registration record, by date, time, and by unique voter registration number or name of voter, for those records modified between September 1, 2020 and November 15, 2020."*

The Registrar does not have any existing documents that contain the requested information in summary form. The Registrar may be able to extract this information through data extraction, compilation or programming. Please let us know if you wish to have this data extracted and compiled so that we may provide an estimated cost.

Such documents, if extracted and compiled, can be prepared and made available for review and duplication on after the Registrar has received a completed application for voter registration data and fee pursuant to 2 CC section 19001 et seq.

5. *"Provide those documents identifying where, by geographic location, ballots were counted in the County between October 15, 2020 and November 30, 2020."*

All ballots were counted at 520 Main Street, Quincy, CA 95971.

6. *"Provide those documents, i.e., logs, narratives of inspections, created between September 1, 2020 and November 15, 2020 reflecting 'Active management (inventory, tracking, and correction) of all software on the network so that only authorized software is installed and can execute' took place in compliance with 2 CCR §19064(c)(2)."*

This response is unclear as it appears to reference 2 CCR §19064(c)(2), which describes the security assessment "prior to a statewide primary election" (emphasis added). The request seeks certain documents created between September 1, 2020 and November 15, 2020, which was well after the primary election. But regardless of the timeframe the production of any such logs and narratives of inspection would "reveal vulnerabilities to, or otherwise increase the potential for an attack on the information technology system" of the County. Cal Gov. Code §6254.19. Accordingly, the Registrar asserts such records are exempt from production and will not be provided. Cal. Gov. Code §§ 6254.19, 6255(a), 6254(aa); Cal. Code of Regs. § 19064(a).

7. *"Provide those documents, i.e. logs, narratives of inspection, created between September 1, 2020 and November 15, 2020 reflecting 'active management (tracking, reporting, and correction) of the security configuration of laptops, servers, and workstations in order to prevent attackers from exploiting vulnerable services and settings" took place in compliance with 2 CCR §19064(c)(4)."*

This response is unclear as it appears to reference 2 CCR §19064(c)(3), which describes the security assessment "prior to a statewide primary election" (emphasis added). The request seeks certain documents created between September 1, 2020 and November 15, 2020, which was well after the primary election. But regardless of the timeframe the production of any such logs and narratives of inspection would "reveal vulnerabilities to, or otherwise increase the potential for an attack on the information technology system" of the County. Cal Gov. Code §6254.19. Accordingly, the Registrar asserts such records are exempt from production and will

not be provided. Cal. Gov. Code §§ 6254.19, 6255(a), 6254(aa); Cal. Code of Regs. § 19064(a).

8. *“Provide those documents, i.e., logs, narrative of inspection, created between September 1, 2020 and November 15, 2020 reflecting ‘Active management (tracking, control, and correction) of the ongoing operation use of ports, protocols, and services on networked devices in order to minimize vulnerabilities available for attack’ took place in compliance with 2 CCR 19064 (c)(9).”*

This response is unclear as it appears to reference 2 CCR §19064(c)(9), which describes the security assessment “prior to a statewide primary election” (emphasis added). The request seeks certain documents created between September 1, 2020 and November 15, 2020, which was well after the primary election. But regardless of the timeframe the production of any such logs and narratives of inspection would “reveal vulnerabilities to, or otherwise increase the potential for an attack on the information technology system” of the County. Cal Gov. Code §6254.19. Accordingly, the Registrar asserts such records are exempt from production and will not be provided. Cal. Gov. Code §§ 6254.19, 6255(a), 6254(aa); Cal. Code of Regs. § 19064(a).

9. *“Provide the log files for all data traffic, including connection requests accepted and refused, between the county’s election information file and any other location between September 1, 2020 and November 15, 2020.”*

This response is unclear as it appears to reference 2 CCR §19064(c)(9), which describes the security assessment “prior to a statewide **primary** election” (emphasis added). The request seeks certain documents created between September 1, 2020 and November 15, 2020, which was well after the primary election. But regardless of the timeframe the production of any such logs files would “reveal vulnerabilities to, or otherwise increase the potential for an attack on the information technology system” of the County. Cal Gov. Code §6254.19. Accordingly, the Registrar asserts such records are exempt from production and will not be provided. Cal. Gov. Code §§ 6254.19, 6255(a), 6254(aa); Cal. Code of Regs. § 19064(a).

10. *“Provide those documents, i.e., logs, narratives of inspection, created between September 1, 2020 and November 15, 2020 reflecting ‘Tracking, controlling, preventing, and correcting the security use of wireless local area networks, access points, and wireless client systems’ which took place in compliance with 2*

This response is unclear as it appears to reference 2 CCR §19064(c)(15), which describes the security assessment “prior to a statewide **primary** election” (emphasis added). The request seeks certain documents created between September 1, 2020 and November 15, 2020, which was well after the primary election. But regardless of the timeframe the production of any such logs and narratives of inspection would “reveal vulnerabilities to, or otherwise increase the potential for an attack on the information technology system” of the County. Cal

Gov. Code §6254.19. Accordingly, the Registrar asserts such records are exempt from production and will not be provided. Cal. Gov. Code §§ 6254.19, 6255(a), 6254(aa); Cal. Code of Regs. § 19064(a).CCR §19064(c)(15).”

11. *“Provide those documents, i.e., logs, narratives of inspection, created between September 1, 2020 and November 15, 2020 reflecting the inventory and identification of all wireless connections in the County’s ballot processing locations.”*

This response is unclear as it appears to reference 2 CCR §19064(c)(15), which describes the security assessment “prior to a statewide primary election” (emphasis added). The request seeks certain documents created between September 1, 2020 and November 15, 2020, which was well after the primary election. But regardless of the timeframe the production of any such logs and narratives of inspection would “reveal vulnerabilities to, or otherwise increase the potential for an attack on the information technology system” of the County. Cal Gov. Code §6254.19.

Accordingly, the Registrar asserts such records are exempt from production and will not be provided. Cal. Gov. Code §§ 6254.19, 6255(a), 6254(aa); Cal. Code of Regs. § 19064(a).

12. *“Provide those documents, i.e., logs, narratives of inspection, created between September 1, 2020 and November 15, 2020 reflecting the inventory and identification of all wireless-capable devices in the County’s ballot processing location.”*

This response is unclear as it appears to reference 2 CCR §19064(c)(15), which describes the security assessment “prior to a statewide primary election” (emphasis added). The request seeks certain documents created between September 1, 2020 and November 15, 2020, which was well after the primary election. But regardless of the timeframe the production of any such logs and narratives of inspection would “reveal vulnerabilities to, or otherwise increase the potential for an attack on the information technology system” of the County. Cal Gov. Code §6254.19.

Accordingly, the Registrar asserts such records are exempt from production and will not be provided. Cal. Gov. Code §§ 6254.19, 6255(a), 6254(aa); Cal. Code of Regs. § 19064(a).

Please also note the following information about the voting equipment in the ballot tabulation room according to the Staff Report dated July 9, 2020 from the Secretary of State’s Office of Voting Systems Technology Assessment:

“The system does not include modems, or telecommunications devices, and there is no provision for accessing external networks.” See <https://www.sos.ca.gov/elections/ovsta/frequently-requested-information/dominion-voting>

13. *“Provide those documents, identifying by serial number, MAC address, device, and location, and the custodian of, all wireless-capable devices in the County’s ballot processing location between November 2, 2020 and November 13, 2020.”*

This response is unclear as it appears to reference 2 CCR §19064(c)(15), which describes the security assessment “prior to a statewide **primary** election” (emphasis added). The request seeks certain documents created between September 1, 2020 and November 15, 2020, which was well after the primary election. But regardless of the timeframe the production of any such documents would “reveal vulnerabilities to, or otherwise increase the potential for an attack on the information technology system” of the County. Cal Gov. Code §6254.19. Accordingly, the Registrar asserts such records are exempt from production and will not be provided. Cal. Gov. Code §§ 6254.19, 6255(a), 6254(aa); Cal. Code of Regs. § 19064(a). The requested documents about the custodians are additional exempt from production pursuant to section 6254(c), 6254(k), and 6255(a) of the Government Code, as well as the general privacy interests of Article 1, section 1 of the California Constitution.

14. *“Provide those documents, reflecting any incident response infrastructure (e.g., plans, defined roles, training, communications, and management oversight) operational prior to October 15, 2020, which took place in compliance with 2 CCR §19064(c)(19).”*

This request is unclear as it appears to reference 2 CCR §19064(c)(19), which describes a security assessment “prior to statewide primary elections” (emphasis added). But by referencing October 15, 2020 in the request and “General Election, November 3, 2020” in the subject line of the letter including this request, this request appears to seek information related to the November 2020 election.

Publicly-available documents responsive to your request will be provided to you. Other than such documents, the production of any such documents reflecting incident response infrastructure would reveal vulnerabilities to, or otherwise increase the potential for an attack on the information technology system” of the County. Cal Gov. Code §6254.19. Accordingly, the Registrar asserts such records are exempt from production and will not be provided. Cal. Gov. Code §§ 6254.19, 6255(a), 6254(aa); Cal. Code of Regs. § 19064(a).

15. *“Provide those documents, reflecting training on any incident response infrastructure (e.g., plans, defined roles, training, communications, and management oversight) prior to October 15, 2020.”*

This request is unclear as it appears to reference 2 CCR §19064(c)(19), which describes a security assessment “prior to statewide primary elections” (emphasis added). But by referencing October 15, 2020 in the request and “General Election, November 3, 2020” in the subject line of the letter including this request, this request appears to seek information related to the November 2020 election.

Publicly-available documents responsive to your request will be provided to you. Other than such documents, the production of any such documents reflecting training on incident response infrastructure would reveal vulnerabilities to, or otherwise increase the potential for an attack on the information technology system” of the County. Cal Gov. Code §6254.19. Accordingly, the Registrar asserts such records are exempt from production and will not be provided. Cal. Gov. Code §§ 6254.19, 6255(a), 6254(aa); Cal. Code of Regs. § 19064(a).

16. *“Provide those documents, reflecting roles on any incident response infrastructure (e.g., plans, defined roles, training, communications, and management oversight) prior to October 15, 2020.”*

This request is unclear as it appears to reference 2 CCR §19064(c)(19), which describes a security assessment “prior to statewide primary elections” (emphasis added). But by referencing October 15, 2020 in the request and “General Election, November 3, 2020” in the subject line of the letter including this request, this request appears to seek information related to the November 2020 election.

Publicly-available documents responsive to your request will be provided to you. Other than such documents, the production of any such documents reflecting incident response infrastructure roles would reveal vulnerabilities to, or otherwise increase the potential for an attack on the information technology system” of the County. Cal Gov. Code §6254.19. Accordingly, the Registrar asserts such records are exempt from production and will not be provided. Cal. Gov. Code §§ 6254.19, 6255(a), 6254(aa); Cal. Code of Regs. § 19064(a).

17. *“Provide those documents, reflecting communications on any incident response infrastructure (e.g., plans, defined roles, training, communications, and management oversight) prior to October 15, 2020.”*

This request is unclear as it appears to reference 2 CCR §19064(c)(19), which describes a security assessment “prior to statewide primary elections” (emphasis added). But by referencing October 15, 2020 in the request and “General Election, November 3, 2020” in the subject line of the letter including this request, this request appears to seek information related to the November 2020 election.

Publicly-available documents responsive to your request will be provided to you. Other than such documents, the production of any such documents reflecting communications on incident response infrastructure would reveal vulnerabilities to, or otherwise increase the potential for an attack on the information technology system” of the County. Cal Gov. Code §6254.19. Accordingly, the Registrar asserts such records are exempt from production and will not be provided. Cal. Gov. Code §§ 6254.19, 6255(a), 6254(aa); Cal. Code of Regs. § 19064(a).

18. *“Provide those documents, reflecting management oversight on any incident response infrastructure (e.g., plans, defined roles, training, communications, and management oversight) prior to October 15, 2020.”*

This request is unclear as it appears to reference 2 CCR §19064(c)(19), which describes a security assessment “prior to statewide **primary** elections” (emphasis added). But by referencing October 15, 2020 in the request and “General Election, November 3, 2020” in the subject line of the letter including this request, this request appears to seek information related to the November 2020 election.

Publicly-available documents responsive to your request will be provided to you. Other than such documents, the production of any such documents reflecting management response on incident response infrastructure would reveal vulnerabilities to, or otherwise increase the potential for an attack on the information technology system” of the County. Cal Gov. Code §6254.19. Accordingly, the Registrar asserts such records are exempt from production and will not be provided. Cal. Gov. Code §§ 6254.19, 6255(a), 6254(aa); Cal. Code of Regs. § 19064(a). Because the request seeks identification information, the documents are additionally exempt from production pursuant to section 6254(c), 6254(k), and 6255(a) of the Government Code, as well as general privacy interest set forth in Article 1, of section 1 of the California Constitution.

19. *“Provide those documents reflecting the identity of each person that has accessed the routers for the county’s EMS and election information systems between October 15, 2020 and November 13, 2020.”*

The production of any such documents would “reveal vulnerabilities to, or otherwise increase the potential for an attack on the information technology system” of the County. Cal Gov. Code §6254.19. Accordingly, the Registrar asserts such records are exempt from production and will not be provided. Cal. Gov. Code §§ 6254.19, 6255(a), 6254(aa); Cal. Code of Regs. § 19064(a). Additionally, the documents are exempt from production pursuant to sections 6254(c), 6254(k) and 6255(a) of the Government Code, as well as general privacy interest set forth in Article 1, of section 1 of the California Constitution.

20. *“Provide those documents which identify all persons, not permanently employed by the County, who accessed servers or routers of the EMS and election information system between October 15, 2020 and November 14, 2020.”*

The production of any such documents would “reveal vulnerabilities to, or otherwise increase the potential for an attack on the information technology system” of the County. Cal Gov. Code §6254.19. Accordingly, the Registrar asserts such records are exempt from production and will not be provided. Cal. Gov. Code §§ 6254.19, 6255(a), 6254(aa); Cal. Code of Regs. § 19064(a).

21. *“Provide documents which identify all persons authorized by the county who accessed servers or routers of the EMS and election information system between October 15, 2020 and November 14, 2020.”*

The production of any such documents would “reveal vulnerabilities to, or otherwise increase the potential for an attack on the information technology system” of the

County. Cal Gov. Code §6254.19. Accordingly, the Registrar asserts such records are exempt from production and will not be provided. Cal. Gov. Code §§ 6254.19, 6255(a), 6254(aa); Cal. Code of Regs. § 19064(a).

22. *“Provide those documents which identify all persons with USB or ‘flash drives’ that were allowed access to any location where votes were tallied or processed by the County.”*

After a reasonable and diligent search, the Registrar has no documents responsive to this request within its custody, control or possession.

23. *“Provide those documents which identify all persons with sign-on authentication authorization as a direct user to the county’s EMS and election information system between September 15, 2020 and December 1, 2020.”*

The production of any such documents would “reveal vulnerabilities to, or otherwise increase the potential for an attack on the information technology system” of the County. Cal Gov. Code §6254.19. Accordingly, the Registrar asserts such records are exempt from production and will not be provided. Cal. Gov. Code §§ 6254.19, 6255(a), 6254(aa); Cal. Code of Regs. § 19064(a).

24. *“Provide the log files for the county’s EMS and election information system with entries between September 15, 2020 and December 1, 2020.”*

The production of any such documents would “reveal vulnerabilities to, or otherwise increase the potential for an attack on the information technology system” of the County. Cal Gov. Code §6254.19. Accordingly, the Registrar asserts such records are exempt from production and will not be provided. Cal. Gov. Code §§ 6254.19, 6255(a), 6254(aa); Cal. Code of Regs. § 19064(a).

25. *“Provide those documents or records reflecting a network topology plan or map referencing the devices attached each other device within the county’s EMS and election information system.”*

The production of any such documents would “reveal vulnerabilities to, or otherwise increase the potential for an attack on the information technology system” of the County. Cal Gov. Code §6254.19. Accordingly, the Registrar asserts such records are exempt from production and will not be provided. Cal. Gov. Code §§ 6254.19, 6255(a), 6254(aa); Cal. Code of Regs. § 19064(a).

26. *“Provide those documents or records reflecting the log monitoring tools used to send real-time alerts and notifications.”*

The production of any such documents would “reveal vulnerabilities to, or otherwise increase the potential for an attack on the information technology system” of the County. Cal Gov. Code §6254.19. Accordingly, the Registrar asserts such records are exempt from production and will not be provided. Cal. Gov. Code §§ 6254.19, 6255(a), 6254(aa); Cal. Code of Regs. § 19064(a).

27. *"Provide the 'real-time alerts and notifications,' as referenced in 2 CCR 19064(e)(3) sent between September 1, 2020 through December 10, 2020."*

The production of any such documents would "reveal vulnerabilities to, or otherwise increase the potential for an attack on the information technology system" of the County. Cal Gov. Code §6254.19. Accordingly, the Registrar asserts such records are exempt from production and will not be provided. Cal. Gov. Code §§ 6254.19, 6255(a), 6254(aa); Cal. Code of Regs. § 19064(a).

28. *"Provide those documents or records reflecting review, at any time, of 'any errors, abnormal activities, and any system configuration changes', identified between September 1, 2020 through December 10, 2020."*

The production of any such documents would "reveal vulnerabilities to, or otherwise increase the potential for an attack on the information technology system" of the County. Cal Gov. Code §6254.19. Accordingly, the Registrar asserts such records are exempt from production and will not be provided. Cal. Gov. Code §§ 6254.19, 6255(a), 6254(aa); Cal. Code of Regs. § 19064(a).

29. *"Provide those documents which reflect 'any errors' in the county's EMS and election information system identified between September 1, 2020 through December 10, 2020."*

The production of any such documents would "reveal vulnerabilities to, or otherwise increase the potential for an attack on the information technology system" of the County. Cal Gov. Code §6254.19. Accordingly, the Registrar asserts such records are exempt from production and will not be provided. Cal. Gov. Code §§ 6254.19, 6255(a), 6254(aa); Cal. Code of Regs. § 19064(a).

30. *"Provide those documents which reflect 'abnormal activities' in the county's EMS and election information system identified between September 1, 2020 through December 10, 2020."*

The production of any such documents would "reveal vulnerabilities to, or otherwise increase the potential for an attack on the information technology system" of the County. Cal Gov. Code §6254.19. Accordingly, the Registrar asserts such records are exempt from production and will not be provided. Cal. Gov. Code §§ 6254.19, 6255(a), 6254(aa); Cal. Code of Regs. § 19064(a).

31. *"Provide those documents which reflect 'system configuration changes' in the county's EMS and election information systems identified between September 1, 2020 through December 10, 2020."*

The production of any such documents would "reveal vulnerabilities to, or otherwise increase the potential for an attack on the information technology system" of the County. Cal Gov. Code §6254.19. Accordingly, the Registrar asserts such records are exempt from production and will not be provided. Cal. Gov. Code §§ 6254.19, 6255(a), 6254(aa); Cal. Code of Regs. § 19064(a).

32. *“Provide those documents which reflect ‘unauthorized use’ in the county’s EMS and election information system identified between September 1, 2020 through December 10, 2020.”*

After a reasonable and diligent search, the Registrar has no documents responsive to this request within its custody, control or possession.

33. *“Provide those documents which reflect ‘suspected breach’ in the county’s EMS and election information system identified between September 1, 2020 through December 10, 2020.”*

After a reasonable and diligent search, the Registrar has no documents responsive to this request within its custody, control or possession.

34. *“Provide those documents which reflect ‘denial of service attack’ in the county’s EMS and election information system identified between September 1, 2020 through December 10, 2020.”*

After a reasonable and diligent search, the Registrar has no documents responsive to this request within its custody, control or possession.

35. *“Provide those documents reflecting a report to the Secretary of State Elections Division Help Desk of a ‘detected unauthorized use, suspected breach, or denial of service attack’ between September 1, 2020 through December 10, 2020, as required under 2 CCR 19064(g).”*

The Registrar is diligently reviewing its electronic records to determine whether it possesses documents responsive to this request. The Registrar intends to provide you with those documents if and when they become available.

36. *“All records reflecting change in registration status submitted to the statewide voter system by the county due to felony status processed between September 1, 2020, and November 10, 2020.”*

The Registrar is diligently reviewing its electronic records to determine whether it possesses documents responsive to this request. The Registrar intends to provide you with those documents if and when they become available and upon receipt of a completed application for voter registration data and fee pursuant to 2 CCR section 19004, et seq.

37. *“All records reflecting change in registration status submitted to the statewide voter system by the county due to federal felony status processed between September 1, 2020, and November 10, 2020.”*

The Registrar is diligently reviewing its electronic records to determine whether it possesses documents responsive to this request. The Registrar intends to provide you with those documents if and when they become available and upon receipt of a

completed application for voter registration data and fee pursuant to 2 CCR section 19004, et seq.

38. *"All records reflecting change in registration status submitted to the statewide voter system by the county due to county death records reflecting voter to be deceased processed between September 1, 2020, and November 10, 2020."*

The Registrar is diligently reviewing its electronic records to determine whether it possesses documents responsive to this request. The Registrar intends to provide you with those documents if and when they become available and upon receipt of a completed application for voter registration data and fee pursuant to 2 CCR section 19004, et seq.

39. *"All records reflecting the total cancellations directed by the Secretary of State processed by the county between September 1, 2020, and November 10, 2020."*

The Registrar is diligently reviewing its electronic records to determine whether it possesses documents responsive to this request. The Registrar intends to provide you with those documents if and when they become available and upon receipt of a completed application for voter registration data and fee pursuant to 2 CCR section 19004, et seq.

40. *"All records reflecting search of county felony records between September 1, 2020, and November 10, 2020."*

After a reasonable and diligent search, the Registrar has no documents responsive to this request within its custody, control or possession.

41. *"All records reflecting search of county death records between September 1, 2020, and November 10, 2020."*

After a reasonable and diligent search, the Registrar has no documents responsive to this request within its custody, control or possession.

42. *"All records reflecting county searches of DMV Change of Address (DMV COA) between September 1, 2020, and November 10, 2020."*

After a reasonable and diligent search, the Registrar has no documents responsive to this request within its custody, control or possession.

43. *"All records reflecting total submissions by changes in the registration record to the statewide voter registration system in accordance with Section 19061, between September 1, 2020, and November 10, 2020."*

The Registrar is diligently reviewing its electronic records to determine whether it possesses documents responsive to this request. The Registrar intends to provide you with those documents if and when they become available and upon receipt of a

completed application for voter registration data and fee pursuant to 2 CCR section 19004, et seq.

44. *“Those documents reflecting the dates of certifications of information provided to the Secretary of State according to 2 CCR §19086(b).”*

The Registrar is diligently reviewing its electronic records to determine whether it possesses documents responsive to this request. The Registrar intends to provide you with those documents if and when they become available.

45. *“Those documents reflecting the date of generation of the official list extract from the statewide voter registration system for the purpose of conducting the 2020 General Election.”*

After a reasonable and diligent search, the Registrar has not located responsive records within its custody or control.

46. *“Those documents reflecting the date of each subsequent or supplemental rosters, after the initial roster for the purpose of conducting the 2020 General Election.”*

The Registrar is diligently reviewing its electronic records to determine whether it possesses documents responsive to this request. The Registrar intends to provide you with those documents if and when they become available.

47. *“All certifications executed by any county election official for the November 3, 2020 General Election.”*

The Registrar has identified responsive document(s) and will produce said document(s).

48. *“The number of ballots determined by the county through adjudication for the November 3, 2020 election.”*

The Registrar is diligently reviewing its electronic records to determine whether it possesses documents responsive to this request. The Registrar intends to provide you with those documents if and when they become available

To the extent this request seeks production of the ballots themselves, such records are exempt from disclosure pursuant to Government Code sections 6254(k) and 6255, the California Constitution, article II, Section 7, and Elections Code sections 15370 (after ballots are counted and sealed, the elections official may not open any ballots nor permit any ballots to be opened), 15630 (all ballots, whether voted or not, and any other relevant material, may be examined as part of any recount if the voter filing the declaration requesting the recount so requests), 17301 (envelope containing ballots for President, Vice President, United States Senator and United States Representative shall remain unopened and unaltered for 22 months from the date of the election), and 17302 (packages containing ballots and identification

envelopes shall be kept by the elections official, unopened and unaltered, for six months from the date of the election).

49. *"All ballots duplicated by the county through adjudication for the November 3, 2020 election."*

The Registrar is diligently reviewing its electronic records to determine whether it possesses documents responsive to this request. The Registrar intends to provide you with those documents if and when they become available

To the extent this request seeks production of the ballots themselves, such records are exempt from disclosure pursuant to Government Code sections 6254(k) and 6255, the California Constitution, article II, Section 7, and Elections Code sections 15370 (after ballots are counted and sealed, the elections official may not open any ballots nor permit any ballots to be opened), 15630 (all ballots, whether voted or not, and any other relevant material, may be examined as part of any recount if the voter filing the declaration requesting the recount so requests) and 17302 (packages containing ballots and identification envelopes shall be kept by the elections official, unopened and unaltered, for six months from the date of the election).

50. *"Those documents that identify the records of ballots duplicated for the November 3, 2020 election."*

The Registrar has located responsive document(s) regarding the number of ballots duplicated and will be produced for duplication and production. The Registrar intends to provide you with those documents if and when they become available

To the extent this request seeks production of the ballots themselves, such records are exempt from disclosure pursuant to Government Code sections 6254(k) and 6255, the California Constitution, article II, Section 7, and Elections Code sections 15370 (after ballots are counted and sealed, the elections official may not open any ballots nor permit any ballots to be opened), 15630 (all ballots, whether voted or not, and any other relevant material, may be examined as part of any recount if the voter filing the declaration requesting the recount so requests) and 17302 (packages containing ballots and identification envelopes shall be kept by the elections official, unopened and unaltered, for six months from the date of the election).

51. *"Those documents that identify the records of ballots adjudicated for the November 3, 2020 election."*

The Registrar is diligently reviewing its electronic records to determine whether it possesses documents responsive to this request. The Registrar intends to provide you with those documents if and when they become available

To the extent this request seeks production of the ballots themselves, such records are exempt from disclosure pursuant to Government Code sections 6254(k) and

6255, the California Constitution, article II, Section 7, and Elections Code sections 15370 (after ballots are counted and sealed, the elections official may not open any ballots nor permit any ballots to be opened), 15630 (all ballots, whether voted or not, and any other relevant material, may be examined as part of any recount if the voter filing the declaration requesting the recount so requests) and 17302 (packages containing ballots and identification envelopes shall be kept by the elections official, unopened and unaltered, for six months from the date of the election).

52. *“Those documents that identify the records of changes to ballots made for the November 3, 2020 election.”*

After a reasonable and diligent search, the Registrar has no documents responsive to this request as there were no changes to the ballots.

53. *“All correspondence, whether such correspondence occurred by physical letter, email, text message, with any person employed by or affiliated with Dominion Voting Systems, Inc. between April 1, 2019 through December 10, 2020.”*

Please be informed that the California Supreme Court has held even a clearly-framed public record request which requires an agency to search an enormous volume of data for a “needle in a haystack” or, conversely, a request which compels the production of a huge volume of material may be objectionable as unduly burdensome. See *California First Amendment Coalition v. Superior Court of Sacramento* (1988) 67 Cal. App. 4th 159, 166; *American Civil Liberties Union Foundation v. Deukmejian* (1982) 32 Cal. 3d 440, 463; *Rosenthal v. Hansen* (1973) 34 Cal. App. 3d 754, 761; 64 Ops. Cal. Atty. Gen. 186, 190; 9 Witkin Cal. Proc. Admin Proc § 5. Notwithstanding, the Registrar is diligently reviewing its electronic records to determine whether it possesses documents responsive to this request but would like to work with you in narrowing your request so the Registrar can provide you with a meaningful response. Please contact Plumas County Counsel, Gretchen Suhr, so that we can work together to clarify your request pursuant to Government Code section 6253.1.

54. *“All correspondence, whether such correspondence occurred by physical letter, email, text message, with any person employed or affiliated with the California Secretary of State’s Office of Voting Systems Technology Assessment between April 1, 2019 through December 10, 2020.”*

Please be informed that the California Supreme Court has held even a clearly-framed public record request which requires an agency to search an enormous volume of data for a “needle in a haystack” or, conversely, a request which compels the production of a huge volume of material may be objectionable as unduly burdensome. See *California First Amendment Coalition v. Superior Court of Sacramento* (1988) 67 Cal. App. 4th 159, 166; *American Civil Liberties Union Foundation v. Deukmejian* (1982) 32 Cal. 3d 440, 463; *Rosenthal v. Hansen* (1973) 34 Cal. App. 3d 754, 761; 64 Ops. Cal. Atty. Gen. 186, 190; 9 Witkin Cal. Proc.

Admin Proc § 5. Notwithstanding, the Registrar is diligently reviewing its electronic records to determine whether it possesses documents responsive to this request but would like to work with you in narrowing your request so the Registrar can provide you with a meaningful response. Please contact Plumas County Counsel, Gretchen Suhr, so that we can work together to clarify your request pursuant to Government Code section 6253.1.

55. *"All electronic documents containing the phrase 'Image Cast Remote 5.10'."*

The Registrar is diligently reviewing its electronic records to determine whether it possesses documents containing the above phrase. The Registrar intends to provide you with those documents if and when they become available.

56. *"All electronic documents containing the phrase 'Image Cast Remote 5.10A'."*

The Registrar is diligently reviewing its electronic records to determine whether it possesses documents containing the above phrase. The Registrar intends to provide you with those documents if and when they become available. The Registrar intends to provide you with those documents if and when they become available.

57. *"All electronic documents containing the phrase 'Image Cast Remote 5.2'."*

The Registrar is diligently reviewing its electronic records to determine whether it possesses documents containing the above phrase. The Registrar intends to provide you with those documents if and when they become available.

58. *"All electronic documents containing the phrase 'Suite 5.10A'."*

The Registrar is diligently reviewing its electronic records to determine whether it possesses documents containing the above phrase. The Registrar intends to provide you with those documents if and when they become available.

59. *"All electronic documents containing the phrase 'Suite 5.10'."*

The Registrar is diligently reviewing its electronic records to determine whether it possesses documents containing the above phrase. The Registrar intends to provide you with those documents if and when they become available.

60. *"All electronic documents containing the phrase 'Suite 5.2'."*

The Registrar is diligently reviewing its electronic records to determine whether it possesses documents containing the above phrase. The Registrar intends to provide you with those documents if and when they become available.

61. *"All electronic documents containing the phrase 'ImageCast Evolution 5.10.9.3'."*

The Registrar is diligently reviewing its electronic records to determine whether it possesses documents containing the above phrase. The Registrar intends to provide you with those documents if and when they become available.

62. "All electronic documents containing the phrase 'ImageCast ICX 5.10.11.11.'"

The Registrar is diligently reviewing its electronic records to determine whether it possesses documents containing the above phrase. The Registrar intends to provide you with those documents if and when they become available.

63. "All electronic documents containing the phrase 'Eric Coomer'."

The Registrar is diligently reviewing its electronic records to determine whether it possesses documents containing the above phrase. The Registrar intends to provide you with those documents if and when they become available.

As referenced in our response on February 5, 2021, an application for voter registration information will be required for several of your inquiries, pursuant to Elections Code §§ 2187, 2188 and 2194, as well as 2 California Code of Regulations, §19001, et seq. Please find a copy of the application attached to this letter. Please return the completed application to the Plumas County Elections Department at 520 Main Street, Room 102, Quincy, CA 95971, along with the required \$50 fee.

The County of Plumas will need some time to gather those documents which it can release. The initial release of documents is planned on or about March 12, 2021.

If you have any questions, pending receipt of my updated response, please contact our legal counsel, Plumas County Counsel Gretchen Stuhr at (530) 283-6240 or via email at gretchenstuhr@countyofplumas.com

Very truly yours,



Marcy DeMartile
Registrar of Voters
County of Plumas

cc: Gretchen Stuhr, Plumas County Counsel

