

8/9/2022

Petition to redress Leelanau County Computer Controlled Voting Machines

At this year's Public Accuracy Test of the Dominion software voting machines conducted by our township election officials, it was disclosed that they did not fulfill their responsibilities set forth in Federal US Title 52 section 20701 (Retention and Preservation of records and papers), by failing to retain the 2020 election Cast Ballot Image files that the Dominion tabulators automatically generate to interpret a vote after scanning every ballot.

The decision not to save an official record of software generated election data forfeits our county's ability to directly compare paper ballots against the scanned images for matching total individual counts within multiple voting options, identify incorrectly filled out ballots which are used for adjudications, and validate the machine software interpretation of multiple voting option totals against the actual voters paper ballots. These are essential functions in performing a forensic audit if warranted.

Because of this action, and the fact that numerous other counties are reporting election data deletions occurring when newer computer voting software updates are implemented, I petition the Leelanau County Sheriff, the County Board of Commissioners, and the County Clerk to locate and verify that Leelanau County has preserved copies of all the original voting machines software data from all elections from November 2020 forward.

The absence of this verification would call the integrity of our current election process into question. Prudence then, would require removal of all computer controlled voting machines in future county elections until complete transparency in our ability to reconcile all paper ballots with their computer scanned facsimiles is demonstrated for the citizens of Leelanau County to preserve our most sacred constitutional rights as legal American Citizens.

Jim Kobberstad
Lake Leelanau, MI

52 USC 20701: Retention and preservation of records and papers by officers of elections; deposit with custodian; penalty for violationText contains those laws in effect on August 7, 2022

From Title 52-VOTING AND ELECTIONSSubtitle II-Voting Assistance and Election AdministrationCHAPTER 207-FEDERAL ELECTION RECORDS

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§20701. Retention and preservation of records and papers by officers of elections; deposit with custodian; penalty for violation

Every officer of election shall retain and preserve, for a period of twenty-two months from the date of any general, special, or primary election of which candidates for the office of President, Vice President, presidential elector, Member of the Senate, Member of the House of Representatives, or Resident Commissioner from the Commonwealth of Puerto Rico are voted for, all records and papers which come into his possession relating to any application, registration, payment of poll tax, or other act requisite to voting in such election, except that, when required by law, such records and papers may be delivered to another officer of election and except that, if a State or the Commonwealth of Puerto Rico designates a custodian to retain and preserve these records and papers at a specified place, then such records and papers may be deposited with such custodian, and the duty to retain and preserve any record or paper so deposited shall devolve upon such custodian. Any officer of election or custodian who willfully fails to comply with this section shall be fined not more than \$1,000 or imprisoned not more than one year, or both.

(Pub. L. 86-449, title III, §301, May 6, 1960, 74 Stat. 88 .)

EDITORIAL NOTES