



MICHIGAN LEGISLATURE

SUBPOENA

Order to Produce Documents

IN THE NAME OF THE SENATE OVERSIGHT COMMITTEE AND HOUSE OVERSIGHT COMMITTEE

Pursuant to the authority provided to the Legislature, the Senate Oversight Committee, and the House Oversight Committee by Michigan law, including but not limited to Sections 16 and 17 of Article IV of the 1963 Constitution of the State of Michigan, MCL 4.541, Senate Resolution 117 of 2020, and the rules of the Michigan Senate and Michigan House of Representatives:

To: Michigan Bureau of Elections c/o Jonathan Brater, Director of Elections Richard H. Austin Building 430 W. Allegan St., 1st Floor Lansing, MI 48933

You are ordered to produce, for the Committee's examination, the documents and communications listed in Appendix A to this Subpoena, under "Document Requests."

Provide the requested documents and communications either in person, by certified mail, or by electronic mail submission no later than 5 p.m. on Monday, November 16, 2020 to:

Chairman Senator Ed McBroom 201 Townsend Street Suite #7200 Lansing, MI 48933 EMcBroom@senate.michigan.gov

Failure to obey the commands of this Subpoena may be punished as contempt of the Legislature, in addition to any other remedy available by law.

[Signature of Ed McBroom]

Sen. Ed McBroom, Chairman Senate Oversight Committee

[Signature of Matt Hall]

Rep. Matt Hall, Chairman House Oversight Committee

Signed or attested before me by _____, on the 7th day of November 2020

Signature Jennifer Moiles

Printed Name Jennifer Moiles

Notary Public, State of Michigan, County of Ingham

My Commission Expires September 15, 2025

SUBPOENA TO MICHIGAN BUREAU OF ELECTIONS

APPENDIX A

DEFINITIONS AND INSTRUCTIONS

1. The term “communication” shall be interpreted in its broadest sense and means the transmittal of information by any means including oral, written, or electronic.

2. The term “documents” means and includes, without limitation, all written or graphic matter of every kind and description, however produced or reproduced, whether draft or final, original or reproduction, internal or otherwise, whether stored in tangible, electric, mechanical, or electronic form or representation of any kind.

3. “Relating to” or “related to” mean referring to, reflecting, concerning, or pertaining to in any manner, logically, factually, indirectly, or directly to the matter discussed.

4. Documents and communications must be produced in a form that is reasonably usable, such as fully unitized and text-searchable PDFs or native files, and in native format for Excel / spreadsheets and database files

DOCUMENT REQUESTS

A. All documents and communications relating to the mass mailing beginning on or about May 19, 2020, by or at the direction of the Michigan Secretary of State, of absent voter ballot applications.

B. All documents and communications relating to the mailing beginning on or about August 20, 2020 and continuing through September 2020, by or at the direction of the Michigan Secretary of State, of approximately 4.4 million postcards “informing voters of their right to vote from home in the November presidential election and encouraging them to do so by applying online or at their local election clerk’s office[.]”

C. All documents and communications relating to the mailing beginning on or about September 9, 2020, by or at the direction of the Michigan Secretary of State, of approximately 700,000 letters to individuals who purportedly had a Michigan driver’s license or state ID and were eligible but not registered to vote in Michigan.