

I. GENERAL OBJECTIONS

1. Respondents object to the Requests on the grounds that they fail to allow a reasonable time to comply.

2. Respondents object to any portion of the Requests, and any implied or expressed instruction or direction in the Requests, that seeks to impose burdens upon Respondents greater than those allowed by the Federal Rules of Civil Procedure.

3. Respondents object to the Requests to the extent they seek disclosure of information protected under the attorney-client privilege, the work-product doctrine or any other applicable privilege or immunity.

4. Respondents object to the Requests to the extent they seek disclosure of information (including, but not limited to, personal information about individual voters) that is prohibited from such disclosure by federal and/or state law.

5. Respondents object to the Requests to the extent they are vague, ambiguous, overly broad, unduly burdensome, nor reasonably limited in time or scope and/or not reasonably calculated to lead to the discovery of admissible evidence.

6. Respondent Harper's employer, Troup County, is a local government that is comprised of multiple departments and employs more than 500 individuals. The Elections Department consists only of Mr. Harper and one full-time and one part-time employee. To the extent the Requests require Respondents to conduct an extensive search of the records of other Troup County departments and of Troup County employees who are not under his supervision, Respondents object to the Requests as being overly broad, unduly burdensome and otherwise not within Respondents' possession or control. To the extent the scope of the Requests require Respondents to undertake an extensive search of the records of Troup County departments (and its employees) that oversee areas such as human resources, finance, sanitation, etc. that are wholly unrelated to voting or election activities, Respondents object on the ground that the Requests are not reasonably calculated to lead to the discovery of admissible evidence.

7. Respondents object to the Requests on the basis that the definition of "Document" contained therein is overly broad, imposes an undue burden, and is not reasonably calculated to lead to the discovery of admissible evidence. Said definition is overly expansive and identifies more than 34

categories of items containing tangible or electronically stored data. To the extent the Requests require Respondents to conduct an extensive review of every piece of paper or electronically stored item in the records of Troup County, Respondents object to the Requests as being overly broad and imposing an undue burden. Moreover, to the extent the Requests require Respondents to undertake an extensive search of items such as “bookkeeping entries,” “tax returns,” “checks” and “check stubs” that are extremely unlikely to contain information related to voting or election activities, Respondents object on the ground that the Requests are not reasonably calculated to lead to the discovery of admissible evidence.

8. Respondents object to the Requests to the extent they seek the disclosure of any “communication,” irrespective of the existence of a physical or electronically stored item related to or concerning such communication. To the extent the Requests attempt to impose upon Respondents an obligation to provide information about any “communication” when no such physical or electronically stored item exists, they exceed the scope of Rule 45 of the Federal Rules of Civil Procedure as being unduly burdensome.

9. Respondents object to the Requests to the extent they seek materials that are equally available to Plaintiff via an existing party to the

litigation and/or other third parties.

10. Respondents object to the extent that the Requests direct Respondents to produce both documents and electronically stored information in a specified format and to otherwise create new documents altogether. The five pages of instructions on this issue require Respondents to, among other things, create new images of existing documents, paginate each document in a certain format and establish fields of data for documents summarizing specific information in such items.

11. Respondents object to the Requests to the extent that terms used therein are without definition and are capable of numerous interpretations.

Each of the foregoing objections is specifically and expressly incorporated by reference into each and every response provided below.

Request for Production No. 1

All communications and documents concerning the voter registration process (including how voter registrations are processed, amended, cancelled, and used leading up to, during, and after an election), including any handbooks, manuals, or instructions books.

Response: Subject to and without waiving their General Objections,

Respondents show that they will produce the responsive, discoverable materials in their possession or control at a mutually convenient time and place.

Request for Production No. 2

All communications and documents concerning the voter registration process produced by You for consumption by the general electorate, including communications and documents concerning how voter registrations are processed, amended, cancelled, and used leading up, to during, and after an election.

Response: Subject to and without waiving their General Objections, Respondents show that they are not in possession of any responsive material.

Request for Production No. 3

All communications and documents concerning any guidance on the interpretation of Georgia's Election Law or proper procedures, including any requests for guidance by You to the Secretary of State's office or the State Election Board, any such guidance received by You from the Secretary of State's office or the State Election Board, and any such guidance issued by you.

Response: Subject to and without waiving their General Objections,

Respondents will produce the responsive, discoverable materials in their possession or control at a mutually convenient time and place.

Request for Production No. 4

All communications concerning Official Election Bulletins from the Secretary of State to county election officials relating to the 2018 elections.

Response: Subject to and without waiving their General Objections, Respondents show that they are not in possession of any responsive, discoverable material. Respondents would refer Plaintiff to the information produced and maintained by the State of Georgia.

Request for Production No. 5

All communications with individual voters, their representatives, candidate campaigns, or political parties about the voter's registration status, and all documents concerning such communications, during 2014, 2016, and 2018.

Response: Subject to and without waiving their General Objections, Respondents show that they are not in possession or control of any responsive, discoverable materials.

Request for Production No. 6

All communications and documents concerning the process by which provisional ballots are to be reviewed and counted, including all training materials concerning the re-counting of provisional ballots.

Response: Subject to and without waiving their General Objections, Respondents show that they will produce the responsive, discoverable materials within their possession or control at a mutually convenient time and place.

Request for Production No. 7:

Documents sufficient to show the number of provisional ballots cast, and the number of provisional ballots counted, in Troup County, Georgia during the 2014, 2016, and 2018 elections.

Response: Subject and without waiving their General Objections, Respondents show that they will produce the responsive, discoverable materials within their possession or control at a mutually convenient time and place.

Request for Production No. 8

Documents sufficient to identify, in Troup County, Georgia:

(a) which voters were issued provisional ballots in 2018,

(b) why each such voter was required to use a provisional ballot,

(c) where each of those ballots was counted, and

(d) the reason why any such ballots were not counted.

Response: Subject to and without waiving their General Objections, Respondents show that they will produce the responsive, discoverable documents within their possession or control at a mutually convenient time and place.

Request for Production No. 9

Documents sufficient to identify all voters who cast a provisional ballot in Troup County, Georgia in the 2018 elections because his or his name could be not be found in Georgia's electronic poll book, and all available contact information for such person.

Response: Subject to and without waiving their General Objections, Respondents show that they will produce the responsive, discoverable documents within their possession or control at a mutually convenient time and place.

Request for Production No. 10

Documents sufficient to identify all voters who cast a provision ballot in Troup County, Georgia in the 2018 elections because Georgia's electronic poll book indicated that he or he was registered in a different precinct than the one

at which he or he attempted to cast a ballot, and all available contact information for such person.

Response: Subject to and without waiving their General Objections, Respondents show that they will produce the responsive, discoverable documents within their possession or control at a mutually convenient time and place.

Request for Production No. 11

The audit trails for each person identified in Requests for Production Nos. 8 and 9.

Response: Subject to and without waiving their General Objections, Respondents show that they are not in possession or control of any responsive materials.

Request for Production No. 12

Documents sufficient to identify all individuals who called Troup County, Georgia to check his or her provisional status in the 2018 elections, and all available contact information for such person.

Response: Subject to and without waiving their General Objections, Respondents show that they are not in possession or control of any responsive materials.

Request for Production No. 13

All documents and communications concerning post-election analyses on the use of provisional ballots.

Response: Subject to and without waiving their General Objections, Respondents show that they will produce the responsive, discoverable documents within their possession or control at a mutually convenient time and place.

Request for Production No. 14

All coding sheets or similar documents used in connection with reviewing provisional ballots and ascertaining the eligibility of voters who voted provisional ballots.

Response: Subject to and without waiving their General Objections, Respondents show that they will produce the responsive, discoverable documents within their possession or control at a mutually convenient time and place.

Request for Production No. 15

Any complaints or notifications related to voter registration, provisional balloting or election security in Georgia that were received by You, and any associated communications and documents, including (i) complaints from

Georgia voters as to inaccuracies in their voter registration, being issued the wrong ballot as a result of issues with their voter registration, or not showing up in the poll books (ii) notifications regarding actual or potential flaws or vulnerabilities in Georgia's voter registration processes or system, and (iii) any internal documents or responses to such complaints/notifications by You.

Response: Subject to and without waiving their General Objections, Respondents show that they will produce the responsive, discoverable documents within their possession or control at a mutually convenient time and place.

Request for Production No. 16

Any complaints or notifications related to voter registration, provisional balloting or election security in Georgia that were forwarded or directed to You by the Secretary of State's office, and any associated communications and documents, including (i) complaints from Georgia voters as to inaccuracies in their voter registration, or not showing up in poll books (ii) notifications regarding actual or potential flaws or vulnerabilities in Georgia's voter registration processes or system, and (iii) any internal documents or responses to such complaints/notifications by You.

Response: Subject to and without waiving their General Objections,

Respondents show that they are not in possession of any responsive materials.

Request for Production No. 17

Documents sufficient to show the name and contact information for all voters who raised complaints about the accuracy or inaccuracy of their voter information in Georgia's voter registration, My Voter Page, electronic poll book systems, or any other election-related database or system maintained by You.

Response: Subject to and without waiving their General Objections, Respondents show that they are not in possession of any responsive materials.

Request for Production No. 18

Documents sufficient to show the name and contact information for all voters who raised complaints about their ability or inability to find themselves or other in Georgia's voter registration, My Voter Page, electronic poll book systems, or any other election-related database or system maintained by You.

Response: Subject to and without waiving their General Objections, Respondents show that they are not in possession of any responsive materials.

Request for Production No. 19

All communications and documents regarding procedures for voter registration list maintenance and access, including any procedures for adding,

removing, or transferring voters from Georgia's voter registration, My Voter Page, electronic poll book systems, or other election-related database or system maintained by You.

Response: Subject to and without waiving their General Objections, Respondents show that they will produce the responsive, discoverable documents within their possession or control at a mutually convenient time and place.

Request for Production No. 20

All communications and documents between You and any voters, their representatives, candidate campaigns, or political parties relating to any voter's claim that he or he was wrongfully removed from Georgia's voter registration list, including those of any voters who were removed for inactivity but claim to have voted in the previous two elections.

Response: Subject to and without waiving their General Objections, Respondents show that they are not in possession of any responsive materials.

Request for Production No. 21

Documents sufficient to identify all individuals who contacted You claiming that they had been wrongfully removed from Georgia's voter registration list, and all available contact information for each such person.

Response: Subject to and without waiving their General Objections, Respondents show that they are not in possession of any responsive materials.

Request for Production No. 22

Documents sufficient to identify all individuals who have communicated a complaint or inquiry to You concerning the accuracy or inaccuracy of information of Georgia's My Voter Page, and all available contact information for each such person.

Response: Subject to and without waiving their General Objections, Respondents show that they are not in possession of any responsive materials.

Request for Production No. 23

Any materials, such as talking points, scripts, or other documents, used by You in response to complaints or inquiry as stated in Request for Production No. 21.

Response: Subject to and without waiving their General Objections, Respondents show that they are not in possession of any responsive materials.

Request for Production No. 24

All training materials or similar materials provided to election officials concerning how to process voters who attempted to vote but were unable to do so because their names did not appear in Georgia's voter registration or

electronic poll book systems.

Response: Subject to and without waiving their General Objections, Respondents show that they will produce the responsive, discoverable documents within their possession or control at a mutually convenient time and place.

Request for Production No. 25

All communications and documents concerning the assignment of voters or addresses to particular polling locations.

Response: Subject to and without waiving their General Objections, Respondents show that they will produce the responsive, discoverable documents within their possession or control at a mutually convenient time and place.

Request for Production No. 26

All communications and documents reflecting any consideration of or proposals to adopt alternative methods of voter registration and/or provisional balloting.

Response:, Subject to and without waiving their General Objections, Respondents show that they are not in possession of any responsive materials.

Request for Production No. 27

All communications and documents concerning any new election platform systems proposed or considered for adoption or implementation.

Response: Subject to and without waiving their General Objections, Respondents show that they are not in possession of any responsive materials.

Request for Production No. 28

Documents sufficient to identify all software, electronic databases, and information technology products used by You for the processing and review of voter registration information.

Response: Subject to and without waiving their General Objections, Respondents show that they are not in possession of any responsive materials.

Request for Production No. 29

All communications and documents concerning any instance in which You sought or received, from the Secretary of State's office or any person acting or purporting to act on its behalf, approval or authorization to use any election-related database, platform, software, or system that was not in uniform use in Georgia, including all communications and documents concerning any process of review or certification undertaken by the Secretary of State's office to evaluate Your proposed election-related database, platform, software, or

system.

Response: Subject to and without waiving their General Objections, Respondents show that they are not in possession of any responsive materials.

Request for Production No. 30

All communications and documents between You and vendors for election-related services, including requests for proposals or bids from You and proposals or bids received from vendors for server maintenance, cyber-security, or cyber-security analyses.

Response: Subject to and without waiving their General Objections, Respondents show that they are not in possession of any responsive materials.

Request for Production No. 31

Without limitation as to time, any communications and documents concerning vulnerabilities in the Georgia voter registration system.

Response: Subject to and without waiving their General Objections, Defendants show that they will produce the responsive, discoverable materials within their possession or control at a mutually convenient time and place.

Request for Production No. 32

Any requests for assistance, complaints, or notifications related to voter registration systems or electronic security in Georgia that were directed to You

or to the Secretary of State's office or to any third-party vendor, and any associated communications and or documents, including any internal documents or responses to such requests, complaints, or notifications by the Secretary of State's office or any third-party vendor.

Response: Subject to and without waiving their General Objections, Respondents show that they are not in possession of any responsive materials.

Request for Production No. 33

All communications with the federal government relating to voter registration and/or election security, including any offers from the federal government to assist with election security, any responses to such offers, and documents regarding such offers.

Response: Subject to and without waiving their General Objections, Respondents show that they are not in possession of any responsive materials.

Request for Production No. 34

All documents and communications regarding alterations or deletions of individuals' voter registration information, including all audit trail logs in eNet, for individuals who cast a provision ballot in Troup County, Georgia in 2018.

Response: Subject to and without waiving their General Objections, Respondents show that they are not in possession or control of any responsive materials.

Request for Production No. 35

All server logs and network logging records for eNet, including but not limited to the IP address of the person's system and any action taken, between January 1, 2014 and December 4, 2018, and all documents and communications related to those logs.

Response: Subject to and without waiving their General Objections, Respondents show that they are not in possession or control of any responsive materials.

Request for Production No. 36

All documents and communications related to policies and procedures for maintaining or accessing eNet, My Voter Page, electronic poll books, EasyVote, or any other election-related database or system maintained by You.

Response: Subject to and without waiving their General Objections, Respondents show that they are not in possession or control of any responsive materials.

Request for Production No. 37

All documents and communications regarding the security of eNet, My Voter Page, electronic poll books, EasyVote, or any other election-related database or system maintained by You, including any reports or analyses.

Response: Subject to and without waiving their General Objections, Respondents show that they are not in possession or control of any responsive materials.

Request for Production No. 38

All documents and communications regarding the relationship between eNet and My Voter Page.

Response: Subject to and without waiving their General Objections, Respondents show that they are not in possession or control of any responsive materials.

Request for Production No. 39

Any communication from the Secretary of State's office concerning the use of Georgia's My Voter Page to assist in the provisional ballot counting process.

Response: Subject to and without waiving their General Objections, Respondents show that they are not in possession or control of any responsive materials.

Request for Production No. 40

All documents and communications concerning contracts with or invoices to third-party vendors for the creation, maintenance, and cyber-security audit or assessment of eNet, My Voter Page, electronic poll books, EasyVote, or any other election-related database or system maintained by You.

Response: Subject to and without waiving their General Objections, Respondents show that they will produce the responsive, discoverable materials within their possession at a mutually convenient time and place.

Request for Production No. 41

All hard copy voter registration forms maintained by You for voters who cast provisional ballots in the 2018 election and for any individuals identified in or in response to Requests for Production Nos. 15, 16, 17, 18, 21, and 22.

Response: In addition to its General Objections, Respondents further and specifically object to this Request on the grounds that the same seeks private, confidential information pertaining to voters that cannot be produced without the entry of a suitable protective order.

Request for Production No. 42

All documents detailing policies and procedures regarding which

individuals have access and authority to make changes to data contained in eNet, My Voter Page, electronic poll books, EasyVote, or any other election-related database or system maintained by You.

Response: Subject to and without waiving their General Objections, Respondents show that they are not in possession or control of any responsive, discoverable materials.

Request for Production No. 43

Documents sufficient to identify all individuals in Troup County, Georgia who have access and authority to make changes to data contained in eNet, My Voter Page, electronic poll books, EasyVote, or any other election-related database or system maintained by You.

Response: Subject to and without waiving their General Objections, Respondents show that they are not in possession or control of any responsive, discoverable materials.

Request for Production No. 44

All documents produced to the Georgia Inspector General, Attorney General, or State Election Board arising out of any complaints concerning the 2018 election.

Response: Subject to and without waiving their General Objections, Respondents show that they are not in possession of any responsive materials.

II. FURTHER OBJECTIONS AND CLAIMS OF PRIVILEGE

Respondents specifically reserve the right to assert further objections and any applicable claims of privilege to specific documents and materials when the same are identified.

Respectfully submitted, this 1st day of March, 2019.

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