

AUG 01, 2022 10:26 AM

IN THE SUPERIOR COURT OF PICKENS COUNTY

STATE OF GEORGIA


Jennifer E. Jordan, Clerk
Pickens County, Georgia

CHRIS MORA, as an ELECTOR,
Petitioner

CAFN: 2022SUCV0327

v

PICKENS COUNTY BOARD OF ELECTIONS, and
STACEY GODFREY, SUPERVISOR OF ELECTIONS,
Defendants

ORDER SPECIALLY SETTING HEARING

Comes now the Court, sua sponte, and enters the following order, to wit:

1

On this date the court conducted a USCR 5.4 (Early Planning Conference and Discovery Plan) with counsel and after discussion it was agreed that the Defendants would file their motion to dismiss on or before August 15, 2022 and the Petitioner would have until on or before August 30, 2022 to file his response. Thereafter, the court would endeavor to rule on said motion without oral argument pursuant to the relevant Uniform Superior Court Rule. During the period of time between August 30, 2022 and September 19, 2022, the parties would schedule depositions by agreement or notice so that same would be set and ready to go should the court deny said motion with the understanding that should the court grant the motion, the issue of depositions would become moot.

1a

That any and all non-jury matters ripe for hearing are set for 1:30 pm in the Pickens

County Superior Court, Jasper, Georgia. The parties are directed to check with the Clerk's office prior to said date and time for the courtroom assignment.

2.

If any party wants the case to be reported that party is ordered to make the arrangement for same prior to the hearing; failure to comply with this order may result in a waiver; additionally, if any party needs an interpreter that party is ordered to make the appropriate arrangements for same prior to the hearing.

3.

The parties may not remove this case from the calendar by agreement; if the case is settled the parties are directed to immediately notify the undersigned as it is understood that the undersigned is a Senior Superior Court Judge/Mediator/Arbitrator/Special Master and if timely notified can schedule other matters.

4.

If the parties announce that the case is settled, it will not be removed from the calendar by the Court until all the paperwork associated with the settlement has been prepared and signed by all parties.

5.

Where there are conflicts with other Courts, it is ordered that the party or counsel with the conflict make contact with the conflicting court and explain that this is a specially set calendar by a Senior Judge with no other cases scheduled at the same time and therefore no other business to turn to and see if they will yield to this calendar. After making this contact, if you are unsuccessful in getting them to yield to this calendar, you are directed

to so inform the undersigned judge at grant.brantley@cobbcounty.org and include the style of the case in the other court along with its case number and the name of the other judge and his/her telephone number. This cannot be done by calling the undersigned judge but rather must be done as ordered.

6.

If any counsel should have a timely filed "Leave of Absence" filed prior to the date of this order which includes the hearing date set forth herein, then, in that event, said counsel is directed to immediately notify the undersigned at the email address above of that fact to include the date of filing: otherwise, counsel is expected to appear as directed

7.

The Court will proceed at said time to conduct the final trial on all remaining issues which trial will continue thereafter from day to day until completed.

8.

The persons listed on the attached Certificate of Service are directed to review same and advise the undersigned immediately if said Certificate does not include everyone who should have notice of the hearing scheduled herein.

SO ORDERED, this 1st day of August, 2022.



G. Grant Brantley, Senior Superior Court Judge

Office of Senior Judges
Superior Court of Cobb County
30 Waddell Street
Marietta, Georgia 30090-9642
grant.brantley@cobbcounty.org
770-528-1880

Order setting hearing
CAFN: 2022SUCV0327

JUL 28, 2022 02:00 PM

IN THE SUPERIOR COURT OF PICKENS COUNTY
STATE OF GEORGIA

Chris Mora, an elector,
Petitioner,

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:
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:
:
:
:
:
:

Civil Action File No.

vs.

2022SUCV0327

Pickens County Board of Elections, and
Stacey Godfrey, Supervisor of Elections,
Defendants.


Jennifer E. Jordan, Clerk
Pickens County, Georgia

ORDER OF APPOINTMENT OF SENIOR JUDGE

WHEREAS, the judges of the Appalachian Judicial Circuit have recused from the above referenced action,

It is HEREBY ORDERED that Honorable G. Grant Brantley, Senior Judge of the Superior Courts of the State of Georgia, is hereby appointed to preside in this action. He is hereby authorized to conduct proceedings through the conclusion of the above referenced case(s) at times and locations to be determined. This appointment is made pursuant to Uniform Superior Court Rule 25 and O.C.G.A. § 15-1-9.2.

The Honorable G. Grant Brantley is hereby authorized and empowered to preside and discharge all the duties, power and authority of a Judge of the Superior Courts of the Appalachian Judicial Circuit in Pickens County Superior Court.

Let this Order, or a copy hereof, be filed with the Clerk of the Superior Court of Pickens County, Georgia, and with the office of the Ninth Judicial Administrative District.

This, the 28 day of July, 2022.


R. Timothy Hamil, ADMINISTRATIVE JUDGE
NINTH JUDICIAL ADMINISTRATIVE DISTRICT

Copy to: Hon. G. Grant Brantley

JUL 27, 2022 11:58 AM


Jennifer E. Jordan, Clerk
Pickens County, Georgia

IN THE SUPERIOR COURT OF PICKENS COUNTY
STATE OF GEORGIA

CHRIS MORA,
Petitioner,

Civil Action No. 2022SUCV0327

vs.

PICKENS COUNTY BOARD OF ELECTIONS and
STACEY GODFREY SUPERVISOR OF
ELECTIONS,
Respondents

ANSWER

Comes now, PICKENS COUNTY BOARD OF ELECTIONS AND REGISTRATION and STACEY GODFREY, solely in her capacity as the Elections Supervisor for the Pickens County Board of Elections and Registration and not in her individual capacity, by and through counsel, and Answer the above-styled action as follows:

FIRST DEFENSE

Petitioner's Petition fails to state a claim against Respondents upon which relief may be granted.

SECOND DEFENSE

Petitioner's claims are moot.

THIRD DEFENSE

Petitioner lacks standing to sue on the claims for which are the basis of this lawsuit.

FOURTH DEFENSE

Petitioner's claims are barred by the doctrine of laches.

FIFTH DEFENSE

Petitioner's claims are barred in part by the applicable statute of limitations.

SIXTH DEFENSE

Respondents are entitled to the defense of sovereign immunity from the claims asserted by Petitioner, and for that reason, Petitioner's claims should be dismissed.

SEVENTH DEFENSE

Respondents are cloaked with official immunity from suit.

EIGHTH DEFENSE

Respondents are an improper party to this cause of action.

NINTH DEFENSE

Petitioner is prohibited from viewing the ballots and validating the vote count and inspection of such documents would endanger the security of the voting system used in Georgia. Smith vs. DeKalb County, 288 Ga. App. 574 (2007); O.C.G.A. §21-2-379.24(g).

TENTH DEFENSE

This Court lacks subject matter jurisdiction.

ELEVENTH DEFENSE

The relief Petitioner seeks is ultra vires.

TWELFTH DEFENSE

To the extent as may be shown by evidence, Defendant raises all those affirmative defenses set forth in O.C.G.A. §9-11-8 (c) and O.C.G.A. §9-11-12(b).

THIRTEENTH DEFENSE

In response to the specific allegations of Petitioner's Petition, Defendant states as follows:

1.

Respondents admit the allegations contained in Paragraph One of the Petition.

2.

Respondents deny the allegations contained in Paragraph Two of the Petition. In further answering said paragraph, Respondents show that Stacey Godfrey is the Elections Supervisor for the Pickens County Board of Elections and Registration.

3.

Respondents deny the allegations contained in Paragraph Two of the Petition. In further answering said paragraph, Respondents show that the Pickens County Board of Elections and Registration “shall have the powers and duties of the election superintendent relating to the conduct of primaries and elections and shall have the powers and duties of the board of registrars relating to the registration of voters and absentee balloting procedures.” H.B. 682 Section 1

4.

Respondents admit the allegations contained in Paragraph Four of the Petition.

5.

Respondents admit the allegations contained in Paragraph Five of the Petition.

6.

Respondents admit the allegations contained in Paragraph Six of the Petition.

7.

Respondents admit the allegations contained in Paragraph Seven of the Petition.

8.

Respondents admit the allegations contained in Paragraph Eight of the Petition.

9.

Respondents are without sufficient knowledge to either admit or deny the allegations contained in Paragraph Nine of the Petition.

10.

Respondents are without sufficient knowledge to either admit or deny the allegations contained in Paragraph Ten of the Petition.

11.

Respondents are without sufficient knowledge to either admit or deny the allegations contained in Paragraph Eleven of the Petition.

12.

Respondents are without sufficient knowledge to either admit or deny the allegations contained in Paragraph Twelve of the Petition.

13.

Respondents admit the first sentence of Paragraph 13 of the Petition. Respondents deny the remaining allegations contained in Paragraph 13 of the Petition.

14.

Respondents deny the allegations contained in Paragraph Fourteen of the Petition.

15.

Respondents are without sufficient knowledge to either admit or deny the allegations as to what Petitioner supports or desires; however, it denies that the Pickens County Board of Elections and Registration anticipates a hand-count of ballots as alleged in Paragraph Fifteen of the Petition.

16.

Respondents are without sufficient knowledge to either admit or deny the allegations contained in Paragraph Sixteen of the Petition.

17.

Respondents deny the allegations contained in Paragraph Seventeen of the Petition.

COUNT ONE
OPEN RECORDS

18.

Respondents incorporate by reference the answers to paragraphs one through seventeen of the Petition.

19.

In answering Paragraph Nineteen of the Petition, Respondents attach the Open Records Request submitted by Petitioner as Exhibit A to this Answer. All allegations of said paragraph in contradiction of Exhibit A are denied.

20.

Respondents deny the allegations contained in Paragraph Twenty of the Petition.

21.

In answering Paragraph Twenty-One of the Petition, Respondents attach the Open Records Request response submitted by counsel for Respondent as Exhibit B to this Answer. All allegations of said paragraph in contradiction of Exhibit B are denied.

22.

To the extent that Paragraph Twenty-Two requires an answer, Respondents admit that Petitioner seeks the order from this Court as described. Respondents deny the remaining allegations contained in Paragraph Twenty-Two of the Petition.

23.

To the extent that Paragraph Twenty-Three requires an answer, Respondents admit that Petitioner seeks attorney's fees from this Court as described. Respondents deny the remaining allegations contained in Paragraph Twenty-Three of the Petition.

24.

In responding to Petitioner's "WHEREFORE" clause and the prayers for relief, Respondents deny the same as pled.

25.

Any and all allegations contained in the Petition not specifically responded to are denied. WHEREFORE, having answered Petitioner's Petition within the time allowed by law, Defendant respectfully requests:

- a. that all of Petitioner's prayers for relief be denied;
- b. that this action be dismissed;
- c. that all costs incurred by Respondents to defend this action be cast upon Respondent;
- d. in lieu of a dismissal, that Respondents have a trial by twelve (12) jurors as the law provides; and
- e. for such other and further relief that is deemed just and proper by the Court.

Respectfully submitted this 27 day of July, 2022.



Phil Landrum
Georgia Bar Number 434125

*Attorney for Pickens County Board of Elections and
Registration and Stacey Godfrey in her capacity as
the Elections Supervisor for the Pickens County
Board of Elections and Registration*

LANDRUM & LANDRUM
95 Stegall Drive
Post Office Box 400
Jasper, Georgia 30143
706-692-6464
phil@landrumandlandrum.com

VERIFICATION

PERSONALLY APPEARED before me, the undersigned attesting authority, the PICKENS COUNTY BOARD OF ELECTIONS AND REGISTRATION, by and through its Chairman, JOE WALKER, and STACEY GODFREY, solely in her capacity as the Elections Supervisor for the Pickens County Board of Elections and Registration, who state under oath that the facts and matters contained in the within and foregoing **ANSWER** are true and correct.

This 26 day of July, 2020.

PICKENS COUNTY BOARD OF ELECTIONS
AND REGISTRATION

By: _____

Joe Walker

Its: _____

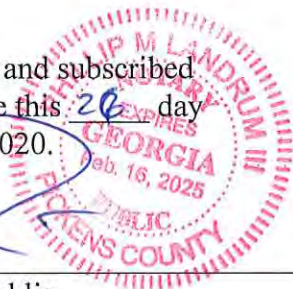
Chairman

STACEY GODFREY

Elections Supervisor for the Pickens County Board
Of Elections and Registration

Sworn to and subscribed
before me this 26 day
of July, 2020.

Notary Public



CERTIFICATE OF SERVICE

This is to certify that I have this day served counsel for the opposing party in the foregoing matter with a copy of the within and foregoing **ANSWER** by depositing in the United States Mail a copy of same in a properly addressed envelope with adequate postage thereon to:

David E. Oles, Sr., Esq.
104 North Main Street
Jasper, Georgia 30143

This 27 day of July, 2020.



Phil M. Landrum, III
Attorney for Defendant
Georgia Bar No. 434125

JUN 30, 2022 10:38 AM


Jennifer E. Jordan, Clerk
Pickens County, Georgia

IN THE SUPERIOR COURT OF PICKENS COUNTY
STATE OF GEORGIA

CHRIS MORA,
Petitioner,

Civil Action No. 2022SUCV0327

vs.

PICKENS COUNTY BOARD OF ELECTIONS and
STACEY GODFREY SUPERVISOR OF
ELECTIONS,
Respondents

ACKNOWLEDGMENT OF SERVICE

Comes now, PICKENS COUNTY BOARD OF ELECTIONS AND REGISTRATION
and STACEY GODFREY, solely in her capacity as the Pickens County Board of Elections and
Registration Supervisor and not in her individual capacity, by and through counsel, and
acknowledge service of the Summons and Petition in the above-styled action.

This 30th day of June, 2022.



Phil Landrum
Attorney for Respondents
Georgia Bar Number 434125

LANDRUM & LANDRUM
95 Stegall Drive
Post Office Box 400
Jasper, Georgia 30143
706-692-6464
phil@landrumandlandrum.com

JUN 29, 2022 10:05 AM

IN THE SUPERIOR COURT OF PICKENS COUNTY


Jennifer E. Jordan, Clerk
Pickens County, Georgia

STATE OF GEORGIA

CHRIS MORA, an elector,

Plaintiff,

VS

PICKENS COUNTY BOARD OF
ELECTIONS, & STACEY GODFREY
SUPERVISOR OF ELECTIONS

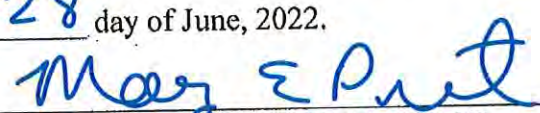
Defendant.

*
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* CIVIL ACTION FILE NO.
* 2022UCV327
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RECUSAL ORDER

In order to avoid any appearance of any impropriety or impartiality in the conduct of the above proceedings, I, the undersigned Judge of Pickens County Superior Court, do hereby recuse myself from presiding over the proceedings, not because of being bias but to avoid the appearance of any impropriety in said matter.

It is hereby ORDERED that this Order be filed in the Office of the Clerk of the Superior Court of Pickens County Georgia this 28 day of June, 2022.


MARY ELIZABETH PRIEST, JUDGE
SUPERIOR COURT OF PICKENS COUNTY
APPALACHIAN JUDICIAL CIRCUIT

CC:

David Oles

Firm@deoleslaw.com

Pickens County Board of Elections

Joe Walker, Chairman

83 Pioneer Rd.

Jasper, Ga. 3043

Stacey Godfrey, Supervisor of Elections

83 Pioneer Rd.

Jasper, Ga. 30143

JUN 28, 2022 02:23 PM


Jennifer E. Jordan, Clerk
Pickens County, Georgia

IN THE SUPERIOR COURT OF PICKENS COUNTY

STATE OF GEORGIA

CHRIS MORA, an elector,

Petitioner,

vs.

CIVIL ACTION NO.: 2022SUCV327

PICKENS COUNTY BOARD
OF ELECTIONS, and STACEY
GODFREY, SUPERVISOR
OF ELECTIONS,

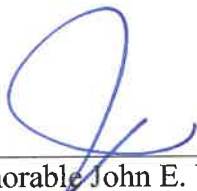
Respondents.

RECUSAL ORDER

In order to avoid the appearance of any impropriety or impartiality in the conduct of the above proceedings, I, the undersigned Judge of Pickens County Superior Court, do hereby recuse myself from presiding over the above proceedings, not because of being bias but to avoid the appearance of any impropriety in said matter.

It is hereby ordered this Order be filed in the office of the Clerk of the Superior Court of Pickens County, Georgia.

This 28 day of June, 2022.


Honorable John E. Worcester, Judge
Pickens County Superior Court
Appalachian Judicial Circuit

IN THE SUPERIOR COURT OF PICKENS COUNTY

STATE OF GEORGIA

CHRIS MORA, an elector,

Petitioner,

vs.

CIVIL ACTION NO.: 2022SUCV327

PICKENS COUNTY BOARD
OF ELECTIONS, and STACEY
GODFREY, SUPERVISOR
OF ELECTIONS,

Respondents.


CERTIFICATE OF SERVICE

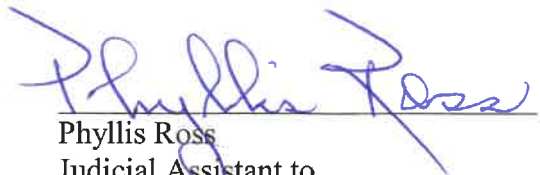
This is to certify that I have this day served the within RECUSAL ORDER upon the individuals listed below by depositing a copy of same in the United States Mail in a properly addressed envelope with adequate postage to ensure delivery and by electronically mailing a true copy of said pleading to them by filing with PeachCourt addressed as follows:

David Oles
firm@deoleslaw.com

Pickens County Board of Elections
Joe Walker, Chairman
83 Pioneer Road
Jasper, GA 30143

Stacey Godfrey, Supervisor of Elections
83 Pioneer Road
Jasper, GA 30143

This the  day of June, 2022.


Phyllis Ross
Judicial Assistant to
Hon. John E. Worcester, Judge

oversee the conduct of primaries and elections in Pickens County and ensure that they are honestly, efficiently, and uniformly conducted.¹ The Board can be served through its chairman Joe Walker at 83 Pioneer Road, Jasper, Pickens County, GA 30143.

4.

Jurisdiction and venue are further proper pursuant to O.C.G.A. § 50-18-73.

5.

Pickens County recently conducted a primary election, with certain early mail-in voting, advance voting taking place in person-voting between May 2nd and May 20th, and in-person voting taking place on May 24, 2022.

6.

All returns of the election from all voting methods were consolidated at the Pickens County Elections Office, tabulated, certified on May 27, 2022, and the results transmitted to the Secretary of State under seal.

7.

The paper ballots generated during the May 24, 2022, primary election remain in containers in the Pickens County Elections Office under seal.

8.

The May 24th primary election was conducted using the Dominion Voting System adopted by the State of Georgia.

9.

A number of counties reported election anomalies during and following the completion of the May 24, 2022, primary election. In DeKalb County the anomaly was

¹ O.C.G.A. § 21-2-40.

so severe that a pre-certification audit conducted on the race resulted in a reversal of the results of a local election.

10.

Independent organizations have noted numerous significant discrepancies in elections conducted using the Dominion Voting System, including significant discrepancies in votes collected and tabulated in Fulton County using the same voting machines used in Pickens County. Documented problems included missing ballot images, missing authentication files, impossible duplicate time stamps, ballots improperly forced to adjudicate, backdated image files, unsigned and missing closing tapes and other issues. See <https://voterga.org/wp-content/uploads/2022/03/Press-Release-VoterGA-2020-Fulton-Election-Results-Manipulated-03-07-22.pdf>

11.

For example, unauthorized access to Georgia's Dominion software allegedly occurred in Coffee County following the April 2020 election. Dr. Halderman's sealed report documenting system vulnerabilities was filed with the State Election Board's experts on July 1, 2021, and federal Cybersecurity and Infrastructure Security Agency ("CISA") recently completed a vulnerability assessment of the ballot marking devices in confirming numerous vulnerabilities such that the assessment has itself been sealed. These and other recognized risks are further described in Appendix 1 to this petition.

12.

Petitioner is concerned that his vote was improperly counted during the May 24th primary election. A federal court considering the issue has ruled that the Dominion Voting System utilized by the State of Georgia does not satisfy the statutory requirement to produce a ballot readable and verifiable by the elector due to the fact that it scans an

unreadable QR Code.² As a result, no Pickens County elector is able to verify his vote prior to being cast using the Dominion Voting System and doubt exists as to the accuracy of the vote.

13.

Questions have been raised to the Pickens County Board of Elections by Petitioner and other duly qualified electors concerning the validity and accuracy of the May 24, 2022, primary. At a recent public meeting on the subject, the Pickens County Board of Elections and Supervisor of Elections determined that it would be appropriate to conduct a hand-count of printed ballots from selected races to satisfy their constitutional duty to conduct an accurate election.

14.

The Board and the Supervisor of Elections has considered and reviewed a process to conduct the hand-count as generally set forth on Exhibit “A”, in order to safeguard the accuracy and confidentiality of the ballots. Control of such a review would remain at all times with the Board of Elections and Elections staff.

15.

Petitioner supports the foregoing procedure, and desires that this Court issue an order to unseal the ballots to facilitate completion of the hand-count anticipated by the Pickens County Supervisor of Elections and the Pickens County Board of Elections.

16.

² “Rather, the evidence shows that the Dominion BMD system does not produce a voter-verifiable paper ballot or a paper ballot marked with the voter’s choices in a format readable by the voter because the votes are tabulated solely from the unreadable QR code.” *Curling v. Raffensperger*, 493 F. Supp 3d 1264, 1309(2020)

The legislature has determined that primary and election records of the Board of Election, including ballot images created by the voting system, are public records that are open to public inspection. O.C.G.A. § 21-2-72; O.C.G.A. § 50-18-71(k) In the present case, Petitioner does not seek to access or review the records or engage in public disclosure, but only to unseal the records to facilitate a hand recount under the supervision of the Pickens County Board of Elections engaged in its proper purpose. This Court has the authority and discretion under O.C.G.A. § 21-2-500 to unseal the records to permit the anticipated hand recount by the Pickens County Board of Elections and Supervisor of Elections. ³

17.

The Pickens County Board of Elections and Election Supervisor support this request for relief and consent to the issuance of an unsealing order.

COUNT ONE

OPEN RECORDS

18.

The Petitioner incorporates and realleges paragraphs 1 through 17 of this Petition verbatim as if set forth herein.

19.

Petitioner made an Open Records Request on June 16, 2022, for access to unsealed ballots from the May 24, 2022, primary election in order to conduct a hand recount under the supervision of the Board of Elections to verify the accuracy of the voting systems.

³ The Secretary of State recently utilized this authority when seeking a review of ballots in DeKalb County.

20.

The requested records are public records subject to disclosure and unsealing by a Superior Court.

21.

Petitioner has been denied access to the records on the basis that the records are sealed under O.C.G.A. § 21-2-500 and require an order from the Superior Court to unseal them.

22.

Petitioner seeks an order from this Court to unseal the ballots of the May 24, 2022, primary election to permit a hand recount under the Board of Election's supervision.

23.

Petitioner seeks attorney fees for having to file this action to enforce the Open Records Act.

WHEREFORE, Petitioner prays that this Court:

1. ORDER that the ballots of the May 24, 2022, Pickens County primary election be unsealed to permit the completion of the hand-count under procedural safeguards designed, administered and supervised by the Pickens County Board of Elections and its Supervisor of Elections and promptly following completion of the hand-count, the ballots be returned to their containers and resealed;
2. GRANT Petitioner his reasonable attorney fees and expenses; and
3. GRANT such other relief as this Court shall deem good and proper.

This 24 day of June, 2022.

FOOTHILLS LEGAL

/s/ David E. Oles, Sr.

DAVID EDWARD OLES, SR.

Attorney for Petitioner

GA Bar No. 551544

104 N. Main Street, Ste. 4
Jasper, GA 30143
Telephone: 770-954-5100
firm@foothillslegal.net

VERIFICATION

Personally appeared before the undersigned attesting officer, Christopher Mora, who after being duly sworn, states that the facts alleged in the forgoing Petition to Unseal Election Records are true and correct.



Christopher Mora, Petitioner

Sworn to and subscribed before me
this 24th day of June, 2022




Notary Public

Appendix 1

(Information supplied by Coalition for Good Governance)

Risks to 2022 Election and Voter Confidence

-Alleged Dominion software breach/copying/theft in Coffee County. There are credible allegations of the unauthorized copying of the Dominion software from Coffee County, apparently facilitated by insiders in November 2020. After alleged unauthorized access to the software, the Coffee County machine recount was reportedly discrepant, causing the county board of elections to initially refuse to certify the presidential recount.¹ In 2021, after the alleged breach, the SOS apparently seized the county election server containing Dominion software. The State Election Board disclosed in Court that an investigation was undertaken in late February 2022. Findings of this Board should promptly be made public.

-Unauthorized copies of Dominion software threaten 2022 elections. Unauthorized copies of the Dominion software from Colorado and Michigan were released into the public domain. This facilitates election attacks by large number of would-be attackers with extended access to the software to develop and practice system hacks. Georgia Dominion software is also reportedly in unauthorized hands, although this is just becoming public information.

-High risk electronic touchscreen system. CISA (a division of DHS) is reviewing the vulnerabilities of Georgia's BMD system. There is no estimate of the time required for assessment, disclosure, software patches, EAC approval and installation in the BMD systems.² Experts have issued grave warnings (details under court seal) of potential for undetectable vote manipulations.³

-Significant November 2020 vote tabulation discrepancies are subject to repetition in 2022. Unrebutted experts' reports show that thousands of ballots were counted two or more times, or not at all, in the November 2020 election, although the reported discrepancies were said to be offsetting in the POTUS votes (although too many records are missing to estimate with certainty.) The root cause of the systemic inaccurate counting of ballots is unknown, because discovery has not been conducted to date. The causes may include software bugs, malware, machine malfunctions, human error, and intentional double and triple scanning.

-The November 2020 POTUS audit proved that Georgia audits do not detect tabulation discrepancies. Political leaders and state officials are generally unaware of the significant audit failures because Secretary Raffensperger has declared the audits to be a success, while not

¹ AJC <https://www.ajc.com/politics/election/georgia-investigates-coffee-countys-handling-of-presidential-recount/VVS2ZTREURCHDMXBUNT6BEPFWM/>

² CISA 3/14/22 updated <https://coalitionforgoodgovernance.sharefile.com/d-s9273ab2a290a40f4a1fd16c3c927e8fe>

³ AJC <https://www.ajc.com/politics/us-cybersecurity-agency-reviews-hacking-risk-to-georgia-voting-system/UQ4LHNUL3VGNLM7UIX6VNKDUVE/>

reporting the significant audit discrepancies detected. Thousands of votes were inaccurately recorded in the audit records, but were not investigated nor corrected.^{4, 5}

-BMD ballots proven to be unverified, unauditible records. Secretary of State commissioned research to determine whether voters accurately verified the computer-marked ballots. The results demonstrated that voters do *not* adequately verify their ballots.⁶ This finding is consistent with experts' previous reports.⁷

-Russian cyber-security threats are escalated. Federal government officials warn that threats of Russian election hacking have increased and urge defensive measures.⁸ Georgia is an attractive and easy target given the unusual statewide uniformity, the preponderance of BMD-generated ballots, and central programming of the system, and the national importance of the high profile 2022 races for US Senate and Governor, and low voter confidence that exists today.

⁴ Kemp Report <https://coalitionforgoodgovernance.sharefile.com/d-s1e505a57ed0246ca8b1608765cea6446>

⁵ Stark report <https://www.stat.berkeley.edu/~stark/Preprints/cgg-rept-9.pdf>

⁶ SOS commissioned study <https://www.documentcloud.org/documents/21017815-gvvs-report-11>

⁷ Andrew Appel report <https://coalitionforgoodgovernance.sharefile.com/d-s40bc4b887136446a9842b46352120fb0>

⁸ <https://www.washingtonpost.com/politics/2022/03/15/us-intel-ops-ukraine-could-be-model-protecting-elections/>

Pickens County Elections Office
Proposed Procedure for Conduct of Limited Hand Recount
of May 24, 2022 Primary Election

Races to be tabulated:

- May 24, 2022 Governor's primary race
- May 24, 2022 Secretary of State primary race

Procedures:

1. Original voted paper ballots produced during the May 24th primary election are currently stored in sealed containers in the Pickens County Board of Elections office.¹
2. The Pickens County Elections Office shall post notice to the public of the date, time and location of the hand recount.
3. The sealed ballot containers for the May 24th primary election will be transported by Pickens County Board of Elections staff from the Board of Elections office to the Pickens County Administration building (or other secure location chosen by the BOE staff) by BOE employees with an escort from the Pickens County Sheriff's office.
4. A chain of custody verification will be duly executed when the sealed containers leave the BOE office and when they arrive at the secure counting location.
5. The containers will be placed in a secure counting room, with a posted Sheriff's deputy, where they will be unsealed by BOE staff.
6. No ballots are permitted to leave the counting room or the oversight of BOE staff during the count.
7. The ballots will be divided for counting among election officials (BOE supervisor and her staff and designated poll managers). Temporary staff, if needed, may be drawn from poll workers previously approved by the Pickens County BOE and who are sworn to confidentiality, who shall work directly under the oversight of BOE workers. Preference shall be given to approved poll managers first, and then approved poll workers but only if additional workers are required.

¹ This includes early voting and election day ballots transferred to the Elections office pursuant to signed chain of custody as well as mail-in ballots.

8. Two persons will be assigned to count ballots from each precinct. A BOE staff member shall be assigned to oversee each team.
9. The recount tally will be recorded on paper with ink by each team, and consolidated by BOE staff.
10. Up to two monitors from each Pickens County political party who have been credentialed by the Elections Supervisor are permitted to observe the hand count and are permitted to move around the counting room so long as they do not handle any ballots nor interfere with the count in any way.
11. There will be a space provided in the counting room for members of the public to observe the count, but they may not move beyond that space.
12. The count will be recorded by video arranged by BOE staff.
13. All counted ballots will be promptly replaced into the container from which they were removed.
14. The BOE staff will verify the restoration of the ballots, and reseal the ballot containers.
15. The resealed ballot containers will be returned by BOE employees to the election office with Sherriff's escort. A chain of custody form will be duly executed when the sealed ballot containers leave the counting room and when they are received back at the BOE office.
16. Results of the hand count will be made available to the BOE members and also published at the BOE office for review by the general public.

Approved by:

Pickens County Elections Office

**SUPERIOR COURT OF PICKENS COUNTY
STATE OF GEORGIA**

FILED IN OFFICE
CLERK OF SUPERIOR COURT
PICKENS COUNTY, GEORGIA
2022SUCV0327

JUN 24, 2022 09:18 AM


Jennifer E. Jordan, Clerk
Pickens County, Georgia

CIVIL ACTION NUMBER 2022SUCV0327
MORA, CHRIS

PLAINTIFF

VS.

Pickens County Board of Elections
Godfrey, Stacey

DEFENDANTS

SUMMONS

TO: PICKENS COUNTY BOARD OF ELECTIONS

You are hereby summoned and required to file with the Clerk of said court and serve upon the Plaintiff's attorney, whose name and address is:

**David Oles
Law Offices of David E Oles
5755 North Point Parkway Suite 25
Alpharetta , Georgia 30022**

an answer to the complaint which is herewith served upon you, within 30 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

This 24th day of June, 2022.

Clerk of Superior Court


Jennifer E. Jordan, Clerk
Pickens County, Georgia

**SUPERIOR COURT OF PICKENS COUNTY
STATE OF GEORGIA**

FILED IN OFFICE
CLERK OF SUPERIOR COURT
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2022SUCV0327

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CIVIL ACTION NUMBER 2022SUCV0327
MORA, CHRIS

PLAINTIFF

VS.

Pickens County Board of Elections
Godfrey, Stacey

DEFENDANTS

SUMMONS

TO: GODFREY, STACEY

You are hereby summoned and required to file with the Clerk of said court and serve upon the Plaintiff's attorney, whose name and address is:

**David Oles
Law Offices of David E Oles
5755 North Point Parkway Suite 25
Alpharetta , Georgia 30022**

an answer to the complaint which is herewith served upon you, within 30 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

This 24th day of June, 2022.

Clerk of Superior Court


Jennifer E. Jordan, Clerk
Pickens County, Georgia

JUN 24, 2022 05:39 PM

IN THE SUPERIOR COURT OF PICKENS COUNTY
STATE OF GEORGIA


Jennifer E. Jordan, Clerk
Pickens County, Georgia

CHRIS MORA, an elector,)
)
 Petitioner,)
)
 v.) CIVIL ACTION NO. 2022SUCV0327
)
 PICKENS COUNTY BOARD OF)
 ELECTIONS, and STACEY GODFREY,)
 SUPERVISOR OF ELECTIONS,)
)
 Respondents.)

RECUSAL ORDER

In order to avoid the appearance of any impropriety or impartiality in the conduct of the above proceedings, I, the undersigned Judge of Pickens County Superior Court, do hereby recuse myself from presiding over the above proceedings, not because of being bias but to avoid the appearance of any impropriety in said matter.

This case shall be assigned to whichever judge is next in the assignment of cases.

It is hereby ORDERED that this Order be filed in the office of the Clerk of the Superior Court of Pickens County Georgia.

This 24 day of June, 2022.



Hon. Brenda S. Weaver, Chief Judge
Superior Court of Pickens County
Appalachian Judicial Circuit

IN THE SUPERIOR COURT OF PICKENS COUNTY
STATE OF GEORGIA

CHRIS MORA, an elector,)
)
 Petitioner,)
)
 v.) CIVIL ACTION NO. 2022SUCV0327
)
 PICKENS COUNTY BOARD OF)
 ELECTIONS, and STACEY GODFREY,)
 SUPERVISOR OF ELECTIONS,)
)
 Respondents.)

CERTIFICATE OF SERVICE


This is to certify that I have this day served the within Recusal Order upon the individuals listed below by depositing a copy of same in the United States Mail in a properly addressed envelope with adequate postage to ensure delivery and by electronically mailing a true copy of said pleading to them by filing with PeachCourt addressed as follows:

DAVID OLES
firm@deoleslaw.com

PICKENS COUNTY BOARD OF ELECTIONS
Joe Walker, Chairman
83 Pioneer Road
Jasper, GA 30143

STACEY GODFREY, SUPERVISOR OF ELECTIONS
83 Pioneer Road
Jasper, GA 30143

This 24 day of June, 2022.


Tara Gibson, Judicial Assistant