

Lake v. Hobbs



May 27rd, 2023 – Election Integrity Update

Kari Lake Signature Verification Case

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A non-partisan, non-profit Georgia Election Integrity leader for 17 years



Lake v. Hobbs Overall Complaint

1. Freedom of Speech violations with a Hobbs PAC
2. Illegal Uncertified Tabulator Configurations
3. Mail-in Ballots Had Invalid Signatures (Signature Processing)
4. Invalid Chain of Custody for Runbeck Created Ballots
5. Equal Protection Election Day Tabulator Failures
6. Due Process Election Day Tabulator Failures
7. Non Secret Mail-in Ballots
8. Incorrect Election Result Certification

Signature Verification Complaint

- ❖ The signature review process for Maricopa County was not conducted pursuant to law A.R.S. § 16-550(A)
- ❖ More ballots are in doubt than the 17,000 vote margin of victory
Grounds v. Lawe, 67 Ariz. 176 (1948),
- ❖ The gubernatorial election must be overturned according to law
A.R.S. § 16-676(B)

Kari Lake's Burden of Proof

- ❖ She must prove, by clear and convincing evidence, “misconduct on the part of election boards or any members thereof in any of the counties of the state, or on the part of any officer making or participating in a canvass for a state election.”
- ❖ She must prove that this misconduct affected the result of the election. *Miller v. Picacho Elementary Sch. Dist. No. 33*, 179 Ariz. 178, 180 (1994).
- ❖ And she must do so by “a competent mathematical basis . . . not simply an untethered assertion of uncertainty.”

The law in question

- ❖ On receipt of the envelope containing the early ballot and the ballot affidavit, the county recorder . . . shall compare the signatures thereon with the signature of the elector on the elector's registration record. If the signature is inconsistent with the elector's signature on the elector's registration record, the county recorder . . .

A.R.S. § 16-550(A)

Evidence Presented

- ❖ 270,000 signatures were verified in under 3 seconds each
- ❖ 70,000 of those signatures were verified in under 2 seconds
- ❖ Expert witness testimony that signatures cannot be verified in 3 seconds
- ❖ Video of election worker skipping thru signatures at 1 second each
- ❖ Testimony from verifiers stating process was not performed correctly
- ❖ Statistics that 11 verifiers verified up to 20,000 ballots each with a 0% rejection rate

Defense Argument

- ❖ Did not refute signature verification timing
- ❖ Did not refute signature verification rejection rates
- ❖ Did not refute expert witness with their own
- ❖ Did not refute authenticity of the video
- ❖ Did not refute witnesses or attack their credibility

Argument: Witnesses admitted some signatures were verified correctly so
Maricopa Co. performed signature verification according to law

Judge Robert Thompson's Ruling

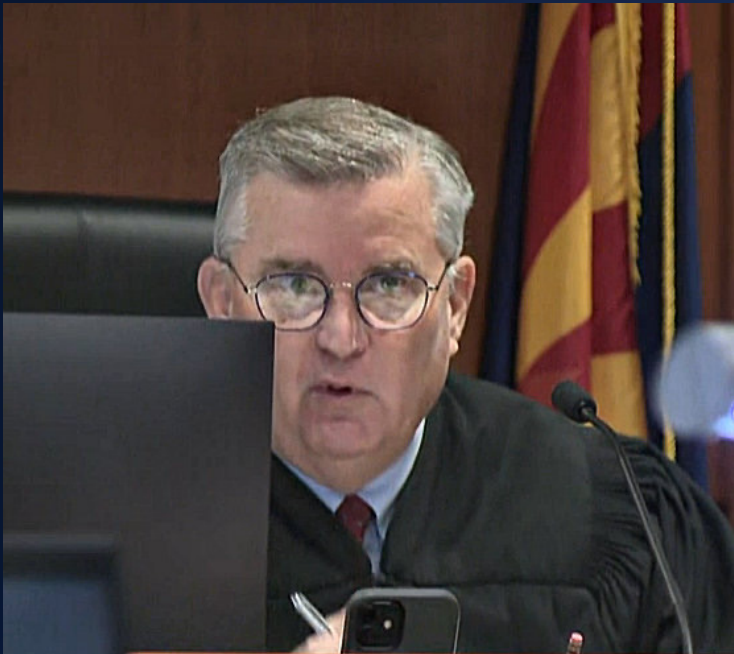
- ❖ “No reviewer is required by statute or the EPM to spend any specific length of time on any particular signature. “
- ❖ “...testimony makes abundantly clear that level one and level two signature review did take place in some fashion.”
- ❖ Since 196 verifiers were involved for 1.4 million ballots “a comparative process was undertaken in compliance with the statute”

Flaws in the Ruling

- ❖ The law will never specify a minimum time per signature for verification
- ❖ Legislators define what a process does, not how the process is done
- ❖ Universal case precedents say material terms in a statute are construed in accordance with their commonly understood definition unless the statute says otherwise (eg. Webster)
- ❖ "The words of a statute are to be given their ordinary meaning unless it appears from the context or otherwise that a different meaning is intended"

State v. Miller, 100 Ariz. 296 (1966)

Judge Robert Thompson



Dr. Shiva found thousands of egregiously invalid Maricopa Co. envelope signatures 2020

Kari Lake trial found that Maricopa Co. was not verifying signatures properly in 2022

Ruling sets the stage for massive mail-in ballot fraud in the Maricopa 2024 elections

Cowardly, Compromised or Corrupt?