

From: Andria [REDACTED]
Subject: Fwd: [CAUTION EXTERNAL] FOIA Request 2 items
Date: December 11, 2021 at 12:42:45 PM
To: C [REDACTED]

Begin forwarded message:

From: Open.Records.TCClerk <Open.Records.TCClerk@traviscountytx.gov>
Subject: RE: [CAUTION EXTERNAL] FOIA Request 2 items
Date: December 9, 2021 at 1:16:17 PM CST
To: Andria <[REDACTED]>
Cc: Matthew Entsminger <Matthew.Entsminger@traviscountytx.gov>, Ramiro Gonzalez <Ramiro.Gonzalez@traviscountytx.gov>, Travis County Elections <Travis_County_Elections@traviscountytx.gov>

Ms. [REDACTED]

Please be advised that test results are not required by law to be posted online.

Maria Jimenez is the Presiding Judge who oversaw testing.

I've attached the cost estimate for your Public Information Request.

Please send your check for \$440.67 to:

Dana DeBeauvoir
Travis County Clerk
P.O. Box 149325
Austin, TX 78714-9325

ATTN: Loretta Farb – Public Information Requests

Pay to the order of Travis County Clerk and note "Election PIR" in the memo.

There is a less expensive way for you to obtain this information by inspection, and you may contact me for more information about this alternate option.

A request described by Texas Government Code Sec. 552.2615 Subsection (a) is considered to have been withdrawn by the requestor if the requestor does not respond in writing to the itemized statement by informing the governmental body within 10 business days after the date the statement is sent to the requestor that:

- (1) the requestor will accept the estimated charges;
- (2) the requestor is modifying the request in response to the itemized statement; or
- (3) the requestor has sent to the attorney general a complaint alleging that the requestor has been overcharged for being provided with a copy of the public information.

Please let me know if you have further questions.

Kind regards,

Loretta Farb
Public Information Specialist
Travis County Clerk
512-854-5105

From: Andria [REDACTED]
Sent: Wednesday, November 24, 2021 10:02 AM
To: Open.Records.TCClerk <Open.Records.TCClerk@traviscountytx.gov>
Subject: Re: [CAUTION EXTERNAL] FOIA Request 2 items

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Ms. Farb,

Thank you for your response. I will look forward to getting the information on the test results. In the future these results should be included online as public information with the notification of tests that were completed. To me that just makes sense. Opposed to having a tax paying citizen having to pay for the retrieval of such documentation.

One question I have that I have not been able to find on any online research I've done in Travis county. Who is the judge you are referring to that oversaw the tests?

- Employees performed the tests under the supervision of the Presiding Judge

Any insight you can provide would be much appreciated.

Thank you again for your help in all of this,
Andria [REDACTED]

On Nov 24, 2021, at 8:32 AM, Open.Records.TCClerk <Open.Records.TCClerk@traviscountytexas.gov> wrote:

Ms. [REDACTED]

Thank you for your clarification. Please see bullet points below items #1 and #2 in red:

Kind regards,

Loretta Farb
Public Information Specialist
Travis County Clerk

From: Andria Dowie [REDACTED]
Sent: Friday, November 19, 2021 11:05 AM
To: Open.Records.TCClerk <Open.Records.TCClerk@traviscountytexas.gov>
Subject: Re: [CAUTION EXTERNAL] FOIA Request 2 items

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Dear Ms. Farb,

Thank you for getting back with me and asking for clarification. See below.

1.

Notice of Test of voting equipment September 5th 2020 https://countyclerk.traviscountytexas.gov/wp-content/uploads/elections/pdfs/election_notices/2020.11.03/LA_tabulation_notice_for_G20.pdf

Notice of Test of voting equipment September 18, 2020 https://countyclerk.traviscountytexas.gov/wp-content/uploads/elections/pdfs/election_notices/2020.11.03/LA_tabulation_notice_for_G20_REDO.pdf

Notice of testing of voting equipment September 25, 2020 https://countyclerk.traviscountytexas.gov/wp-content/uploads/elections/pdfs/election_notices/2020.11.03/LA_tabulation_notice_for_G20_2nd_REDO.pdf

Notice of testing of voting equipment 10/11/2020 https://countyclerk.traviscountytexas.gov/wp-content/uploads/elections/pdfs/election_notices/2020.11.03/LA_tabulation_notice_for_Nov_3_2020_General_and_Special_Election_3rd_REDO.pdf

Above are 4 notice of testing of the voting equipment. Not one single letter linked above says what system was tested, nor what the results of these 4 tests were. We would like to notes/results of these tests which were conducted according to their records I am not asking if they did something that was required or not required, they publicly disclosed a test occurred we would like the results of those tests with enough information to discern what system, its component parts up-to and including the SOFTWARE version used in those tests, the company who performed them and the software version of the voting system of these tests and those that were used on November 3, 2020.

- We only have the results of these tests. The test results are held off-site. We will provide a cost estimate for retrieving and returning the items to storage, and compiling the documents. We will work towards getting you the cost estimate by next week and will advise if additional time is needed to complete the cost estimate;
- No notes exist. We only have the test results per above bullet point;
- Employees performed the tests under the supervision of the Presiding Judge; and
- ES&S software version 6.1.1.0 was utilized on November 3, 2020.

2. According to the contract with ES&S the equipment was tested by the secretary of state prior to our the contract being signed and Travis County used those results as their proof that these machines were okay to use. I won\uld like a copy of the results that the SOS did, that Travis County used to approve these systems originally. Since they used these tests the results should be on file with Travis County.

- Once a system gets certification from the Secretary of State (SOS) it's available for use in the entire state of Texas; and
- Test results are held solely by the SOS: https://www.sos.state.tx.us/elections/laws/ess_system.shtml [sos.state.tx.us]

Thank you for your help!

Sincerely,

Andria 

On Nov 16, 2021, at 1:26 PM, Open.Records.TCClerk <Open.Records.TCClerk@traviscountytexas.gov> wrote:

Ms. [REDACTED]

Thank you for your request to Travis County Clerk Dana DeBeauvoir.

1. Please clarify your request for the final inspection/test report for September 9 and 10, 2021. Elections has the expected results of the public test which can be provided if that is what you seek. Please be advised that there isn't an inspection that is required to be done.
2. Regarding your request for Inspection report before Travis County signed the contract in 2018, the County would not have taken possession of any equipment before the contract was signed. Beyond that, there is not an inspection that is required to be done.

We look forward to hearing back from you.

Kind regards,

Loretta Farb
Public Information Specialist
Travis County Clerk

From: Andria [REDACTED]
Sent: Thursday, November 11, 2021 8:39 AM
To: Open.Records.TCClerk <Open.Records.TCClerk@traviscountytexas.gov>
Subject: [CAUTION EXTERNAL] FOIA Request 2 items

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A [REDACTED] Estimate.pdf

112 KB

FW: Upgrades

From: Open.Records.TCClerk <Open.Records.TCClerk@traviscountytexas.gov>

To:

[REDACTED]

CC: Matthew Entsminger <Matthew.Entsminger@traviscountytexas.gov>
Ramiro Gonzalez <Ramiro.Gonzalez@traviscountytexas.gov>
Travis County Elections <Travis_County_Elections@traviscountytexas.gov>

Date: Thursday, February 3rd, 2022 at 8:39 AM

Regarding your two requests below from January 21, 2022, please be advised that ES&S software version 6.1.1.0 was utilized for the November 2020 General Election.

Below your two requests please find the correspondence between Travis County and the Secretary of State's office on this matter.

This completes our response to your requests.

Kind regards,

Loretta Farb
Public Information Specialist
Travis County Clerk

From: [REDACTED]
Sent: Wednesday, January 19, 2022 7:59 PM
To: Open.Records.TCClerk <Open.Records.TCClerk@traviscountytexas.gov>
Subject: RE: [CAUTION EXTERNAL] PIA records request

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Can you please clarify what the voting system version number was for the Nov 2020 Election? In this note back to me PIA you only included the scanners. We want the full system version number. Any documentation to this effect from the Clerk would be required to satisfy my request.

S [REDACTED]

think this email is malicious.

Per item #2 and your response that you do not have any responsive information. I visited the SOS website as you directed and saw three different version numbers. Which EVS system version number did Travis county use on Nov 03, 2020? I would like to see the communications between the Elections Division and the SOS for these version numbers specifically as approved for the Nov 03, 2020 election. Thank you.

From: Christina Adkins <CAdkins@sos.texas.gov>
Sent: Thursday, April 1, 2021 10:08 PM
To: Bridgette Escobedo <Bridgette.Escobedo@traviscountytexas.gov>
Subject: [CAUTION EXTERNAL] FW: Upgrades

Bridgette,

It looks like DS850 purchase was approved by our office in June.

Thanks,

Christina



TO: Christina Adkins <CAAdkins@sos.texas.gov>
Subject: FW: Upgrades

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Christina,

We also purchased a DS850 scanner in addition to the DS450 we already had. Do we need to receive approval for that?

TRAVIS	ES&S ES&S ES&S ES&S	SOFTWARE BALLOT MARKER SCANNER SCANNER	EVS EXPRESSVOTE DS200 DS450	6.0.
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Thanks,
Bridgette

From: Charles Pinney <CPinney@sos.texas.gov>
Sent: Thursday, June 25, 2020 1:50 PM
To: Moody, Chris <cdmoody@essvote.com>; Christina Adkins <CAAdkins@sos.texas.gov>
Cc: Callanen, Jacque <jcallanen@bexar.org>; Bruce Sherbet <bsherbet@co.collin.tx.us>; john.oldham@fortbendcountytx.gov; cjdavis@wilco.org; Bridgette Escobedo <Bridgette.Escobedo@traviscountytx.gov>
Subject: [CAUTION EXTERNAL] Re: Upgrades

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Hello,

Please see the attached Approval Letters for Bexar, Collin, Fort Bend, Travis, and Williamson Counties. The Certification Order for EVS 6100 is also attached.

The upgrade to EVS 6100 for Travis County was previously approved along with the equipment purchase they made at the start of this month, so I have just attached a copy of the approval letter we provided for that acquisition.

Please let me know if you have any questions or any issues with the attachments.

Thanks,

Chuck Pinney

Attorney -- Elections Division

1019 Brazos Street | Rudder Building, 2nd Floor | Austin, Texas 78701

1.800.252.VOTE (8683)

elections@sos.texas.gov | www.sos.texas.gov/elections



The information contained in this email is intended to provide advice and assistance in election matters per §31.004 of the Texas Election Code. It is not intended to serve as a legal opinion for any matter. Please review the law yourself, and consult with an attorney when your legal rights are involved.

From: Moody, Chris <cdmoody@essvote.com>

Sent: Wednesday, June 17, 2020 9:11 AM

To: Charles Pinney <CPinney@sos.texas.gov>; Christina Adkins <CAdkins@sos.texas.gov>

Cc: Callanen, Jacque <jcallanen@bexar.org>; Bruce Sherbet <bsherbet@co.collin.tx.us>; john.oldham@fortbendcountytexas.gov <john.oldham@fortbendcountytexas.gov>; cjdavis@wilco.org <cjdavis@wilco.org>; Bridgette.Escobedo@traviscountytexas.gov <Bridgette.Escobedo@traviscountytexas.gov>

Subject: RE: Upgrades

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Attached are the Sales Orders for these upgrades.

From: Charles Pinney <CPinney@sos.texas.gov>

Sent: Monday, June 1, 2020 1:35 PM

To: Moody, Chris <cdmoody@essvote.com>; Christina Adkins <CAdkins@sos.texas.gov>

Cc: Callanen, Jacque <jcallanen@bexar.org>; Bruce Sherbet <bsherbet@co.collin.tx.us>; john.oldham@fortbendcountytexas.gov; cjdavis@wilco.org; Bridgette.Escobedo@traviscountytexas.gov

Subject: Re: Upgrades

Chris,

When a county upgrades to a new voting system (whether it's adopting EVS for the first time or upgrading from EVS 6020 to EVS 6100), then they would need to receive written approval of that contract from our office under Election Code 123.035.

On the other hand, if they acquire additional equipment as part of the same system that's already been approved (such as buying additional ExpressVotes for a version of EVS that the county has already had approved), then they would not need to seek that written approval from our office.

If you want to provide us with copies of the contracts for those counties that are upgrading then I can get that approval process taken care of.

Please let me know if you have any other questions.

Thanks,

OFFICE OF THE Texas Secretary of State

1019 Brazos Street | Rudder Building, 2nd Floor | Austin, Texas 78701

[1.800.252.VOTE](tel:1.800.252.VOTE) (8683)

elections@sos.texas.gov | www.sos.texas.gov/elections



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From: Moody, Chris <cdmoody@essvote.com>

Sent: Wednesday, May 27, 2020 6:30 PM

To: Christina Adkins <CAdkins@sos.texas.gov>; Charles Pinney <CPinney@sos.texas.gov>

Cc: Callanen, Jacque <jcallanen@bexar.org>; Bruce Sherbet <bsherbet@co.collin.tx.us>; john.oldham@fortbendcountytexas.gov <john.oldham@fortbendcountytexas.gov>; cjdavis@wilco.org

<cjdavis@wilco.org>; Bridgette.Escobedo@traviscountytexas.gov <Bridgette.Escobedo@traviscountytexas.gov>

Subject: Upgrades

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Christina or Charles,

The following counties are upgrading from EVS 6020 to EVS 6100.

Williamson County

Travis County

Fort Bend County

Collin County

Bexar County

Is there anything ES&S or the counties need to do to notify you of this upgrade? Let us know if there is and we'll make sure and give that same direction to any other counties that decide to upgrade in the future. These are going to be the only counties for this year.

Thank you,

Chris Moody,

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RE: [CAUTION EXTERNAL] Open records request

From: Open.Records.TCClerk <Open.Records.TCClerk@traviscountytx.gov>

To: [REDACTED] Open.Records.TCClerk <Open.Records.TCClerk@traviscountytx.gov>

CC: Travis County Elections <Travis_County_Elections@traviscountytx.gov>

Date: Thursday, April 21st, 2022 at 9:17 AM

[REDACTED]

Item #1 – Electionware version 6010
Item #2 – We have no responsive information (no waivers)
Item #3 – We're consulting the County Attorney's office.

Kind regards,

Loretta Farb
Public Information Specialist
Travis County Clerk

From: [REDACTED]
Sent: Wednesday, April 6, 2022 1:59 PM
To: Open.Records.TCClerk <Open.Records.TCClerk@traviscountytx.gov>
Cc: Travis County Elections <Travis_County_Elections@traviscountytx.gov>
Subject: RE: [CAUTION EXTERNAL] Open records request

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I am still awaiting a response on this.

Sent with [REDACTED] secure email.

----- Original Message -----

On Wednesday, March 23rd, 2022 at 2:50 PM, linny [REDACTED] wrote:

#1 - I meant the EMS - Electionware version. Not the EVS. I was not mistaken in what I asked for. I need the version of Electionware please.
#2 - waivers for use of an uncertified voting system or voting system component like EMS.
#3 - range is Jan 1, 2020 - Dec 31, 2020.

thank you.

Sent with [REDACTED] secure email.

----- Original Message -----

On Wednesday, March 23rd, 2022 at 2:43 PM, Open.Records.TCClerk
<Open.Records.TCClerk@traviscountytx.gov> wrote:

[REDACTED]

Thank you for your records request for Travis County Elections.

Regarding item #1, we believe you're referring to the EVS software version, which is found here:

<https://www.sos.state.tx.us/elections/forms/sysexam/voting-sys-bycounty.pdf> [sos.state.tx.us]

Scroll down or "find" Travis in the document.

Regarding item #2, what are the waivers you seek concerning? We need specifics in order to respond.

Regarding item #3, please provide a date range so that we're able to evaluate the request.

Kind regards,

Loretta Farb
Public Information Specialist
Travis County Clerk

From: [REDACTED]
Sent: Tuesday, March 22, 2022 8:47 AM
To: Open.Records.TCClerk <Open.Records.TCClerk@traviscountytx.gov>
Subject: [CAUTION EXTERNAL] Open records request

CAUTION: This email is from OUTSIDE Travis County. Links or attachments may be dangerous. Click the Phish Alert button above if you think this email is malicious.

Please see the open records request attached.
Thank you.

TXPIA_Form_Rev_March_2022.pdf - signed using Adobe Fill & Sign.

[REDACTED]

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