

April 20, 2022



EXECUTIVE SUMMARY

Velma Anne Ruth
Director of Operations
The America Project

PENNSYLVANIA (PA) – DUE PROCESS Re: 2020 ELECTIONS

ACT 77 – Mail In Ballots, Additional: Legislative & Legal Timeline

ACT 77 - PENNSYLVANIA ELECTION CODE - OMNIBUS AMENDMENTS

- **Dates:** Act of Oct. 31, 2019, P.L. 552, No. 77
- **Background:** Enacts mail-in voting statewide. Received near unanimous “Y” votes among PA Republican Legislators, with the exception of two (2) state house representatives from Lancaster County who voted “N.”
- **Caveat:** As reported by certain PA Republican Legislators, PA GOP leadership claimed President Trump wanted mail-in voting; however, the source was reportedly the RNC backed Trump Campaign, not President Trump as an individual.
- **Impact:** This vote was months before the COVID crisis hit. The pro-Trump constituency response was stark rejection to mail-in ballots, as a suspected set-up for widespread fraud. Act 77 quickly became the longstanding, and currently ongoing source of contention between constituents and Republican legislators, including widespread movements to Primary Contest all PA State Republicans who voted “Y” on Act 77.

ACT 77 – RESPONSE: LITIGATION I

- **Dates:** Oct 10, 2020 – March 26, 2021
- **Case:** Plaintiffs: DONALD J. TRUMP FOR PRESIDENT, INC.; LAWRENCE ROBERTS; and DAVID JOHN HENRY; v. Respondents: KATHY BOOCKVAR, in her capacity as Secretary of the Commonwealth of Pennsylvania; ALLEGHENY COUNTY BOARD OF ELECTIONS; CENTRE COUNTY BOARD OF ELECTIONS; CHESTER COUNTY BOARD OF ELECTIONS; DELAWARE COUNTY BOARD OF ELECTIONS; MONTGOMERY COUNTY BOARD OF ELECTIONS; NORTHAMPTON COUNTY BOARD OF ELECTIONS; and PHILADELPHIA COUNTY BOARD OF ELECTIONS
- **Courts:** Commonwealth Court (In favor of Petitioners?), PA Supreme Court (in favor of Respondents), SCOTUS (in favor of Respondents)
- **Description:** Multiple complaints of election procedural irregularities which allegedly contribute to widespread voting discrepancies and anomalies.

ACT 77 – RESPONSE: LITIGATION II

- **Dates:** Nov 21, 2020 – February 22, 2021
- **Case:** The Honorable Mike Kelly, Sean Parnell, Thomas A. Frank, Nancy Kierzek, Derek Magee, Robin Sauter, Michael Kincaid, and Wanda Logan, v. Respondents: Commonwealth of Pennsylvania, Pennsylvania General Assembly, Honorable Thomas W. Wolf, Kathy Boockvar
- **Courts:** Commonwealth Court (In favor of Plaintiffs), PA Supreme Court (in favor of Respondents), SCOTUS (in favor of Respondents)
- **Description (From Complaint):** “Petitioners filed the petition for review in Commonwealth Court on November 21, 2020, setting forth a facial challenge to those provisions of Act 77 of 2019,2 establishing universal mail-in voting in the Commonwealth of Pennsylvania. Petitioners sought a declaration that the aforementioned provisions were unconstitutional and void ab initio, and injunctive relief prohibiting the certification of the results of the General Election held on November 3, 2020. As a remedy, Petitioners sought to invalidate the ballots of the millions of Pennsylvania voters who utilized the mail-in voting procedures established by Act 77 and count only those ballots that Petitioners deem to be “legal votes.” Alternatively, Petitioners advocated the extraordinary proposition that the court disenfranchise all 6.9 million Pennsylvanians3 who voted in the General Election and instead ‘direct the General Assembly to choose Pennsylvania’s electors.’”

ZUCKERBERG – Contests Against Center for Tech and Civic Life (CTCL)

ZUCKERBUCKS: RESPONSE – LITIGATION, INCLUDING BY STATE LEGISLATORS

- **Dates:** Sept 25, 2020 – Jan 11, 2021
- **Case:** Petitioners: Pennsylvania Voters Alliance, Stephanie Borowicz, Kristine Eng, Theodore A. Dannerth, Eric Kroner, Eric Nelson, Daryl Metcalfe, Dawn Wetzel Keefer, Russ Diamond, Chris Dush, Jim Gregory, Francis Ryan, Michael Harvey, David Torres, Dasha Pruetz; vs. Respondents: Centre County, Delaware County, and the City of Philadelphia, and Kathy Boockvar, in her official capacity as Secretary of the Commonwealth of Pennsylvania
- **Courts:** U.S. District Court - Third Circuit (In favor of Respondents), SCOTUS (n favor of Respondents)
- **Description (From Complaint):** Plaintiffs filed this civil rights action to enjoin Centre County, Delaware County, and the City of Philadelphia (collectively "Defendants") from receiving election grants from the Center of Tech and Civic Life ("CTCL"). Plaintiffs argue that these grants violate the Election and Equal Protection Clauses of the United States Constitution, and that they are preempted by both the Constitution and federal law.

GETTYSBURG HEARING: 2020 ELECTION – POST-MORTEM

- **Dates:** November 25, 2020
- **Public Forum:** Senate Majority Policy Committee Chair David Argall (R-Berks/Schuylkill); Senate Majority Leader-Elect Kim Ward (R-39); State Rep. Dan Moul (R-91); State Rep. Rob Kauffman (R-89); and State Rep Paul Schemel (R-90); among other lawmakers will join Senator Mastriano
- **Description:** "At the request of Senator Doug Mastriano (R-Adams/Cumberland/Franklin/York), the Senate Majority Policy Committee is holding a public hearing Wednesday to discuss 2020 election issues and irregularities. The hearing will feature former New York City Mayor Rudy Giuliani.
- **Comment – Mastriano:** "Elections are a fundamental principle of our democracy – unfortunately, Pennsylvanians have lost faith in the electoral system," said Mastriano, who recently called for the resignation of State Department Secretary Kathy Boockvar for negligence and incompetence. "It is unacceptable." "Over the past few weeks, I have heard from thousands of Pennsylvanians regarding issues experienced at the polls, irregularities with the mail-in voting system and concerns whether their vote was counted," said Mastriano. "We need to correct these issues to restore faith in our republic."
- **Comment – Argall:** "We want assurance that the issues encountered during this past election don't happen again," said Chairman Argall. "Senator Mastriano requested this meeting because Pennsylvanians deserve a fair election."

PA LEGISLATIVE ENGAGEMENT: INTERSTATE & U.S. CONGRESS

- Nov 10, 2020: PA Rep. Lou Schmitt (R-Blair) and PA Legislators, called for Legislative led audit of 2020
- Nov 18, 2020: PA Rep. Seth Grove (R-York), House State Government Committee, states 2020 concern is NOT about fraud, but about the electoral process
- Nov 27, 2020: PA House of Representatives – RESOLUTION Disputing the 2020 General Election Statewide Contest Results
- Dec 4, 2020: PA Senate & PA House Letter to PA Congressional Delegation outlining the reasons they should dispute the slate of electors
- Dec 4, 2020: PA Senate & PA House Letter to PA Attorney General requesting appointment of independent prosecutor
- Dec 4, 2020: PA Senate & PA House Letter to PA Inspector General requesting review of Department of State Polliies
- Dec 28, 2020: PA Rep. Frank Ryan, USMC ret (R, PA-101 – Lebanon County) statement concerning the 202,377 votes in discrepancy between the PA Department of State and the DoS/SURE system records
- Dec 28, 2020: PA Sen. Ryan Aument (R, Lancaster) appointed to election audit committee, and claims no sign of fraud
- Dec 30, 2020: PA Legislative Republicans Letter to Mitch McConnell pleadin to Dispute 2020 Election Results
- Dec 31, 2020: Members of Pennsylvania U.S. Congressional Delegation release statement defending PA Legislature rights, and determine the PA Governor, PA Secretary of State, PA Supreme Court engaged in

unlawful activities, therefore contest PA Electors for 2020 election (Congressmen: Reschenthaler, Meuser, Thompson, Kelly, Perry, Smucker, Joyce, and Keller).

- Jan 5, 2021: Joint letter from 88+ State Representatives of PA, AZ, GA, WI, MI call on VP Mike Pence to allow states extra time to review election irregularities and anomalies, and so not approve electors. The constitutionally-imposed deadline requested is noon on January 20, 2021.
- Jan 21, 2021: PA Rep. Seth Grove, Chairman, House State Government Committee announces 14 weeks of hearings, NOT on 2020 election but on overall electoral process going forward.
- May 10, 2021: PA Rep. Seth Grove, Chairman, House State Government Committee provides report on hearings and proceedings.
- May 19, 2021: PA Attorney General targets attorneys who contested 2020 Elections
- June 2, 2021: PA Sen. Doug Mastriano, PA Sen. Cris Dush, PA Rep. Rob Kauffman visit Maricopa County, Arizona, met with legislators to and forensic audit team.
- July 7, 2021: PA Sen. Doug Mastriano submits letters to Allegheny, Philadelphia, and Tioga Counties requesting a 2020 Election Audit. Each county refuses to comply.
- Aug 20, 2021: PA Senate President Jake Corman (R, Centre) shuts down PA Sen Doug Mastriano pursuit of PA 2020 statewide election, under threat that Corman would remove Mastriano as Chairman of the Senate Intergovernmental Committee and terminate Mastriano staff should he move ahead with the audit campaign. Sen. Corman claimed that the termination is based on more campaigning, and less activity to actually pursue an audit. The audit effort was then turned over to PA Sen. Cris Dush.
- Sept 24, 2021: PA Rep. David Zimmerman re-introduces legislation to require voter identification on election day (House Bill 1300).

DELAWARE COUNTY – ONGOING

LITIGATION

- Key Plaintiffs: Gregory Stenstrom (Poll Watcher), Leah Hoopes (Trump Elector), et al
- Key Platforms: SCOTUS (Testimony), Gettysburg Hearing 2020 (Testimony), County and State Courts (Plaintiffs)
- Discussion: Stenstrom and Hoopes have been involved in a myriad of cases concerning election tampering and fraud in Delaware County, Pennsylvania. Their efforts included providing testimony (not sworn in) as part of the Mastriano/Argall managed public hearing in Gettysburg, PA where Rudy Giuliani presented case matter before PA Staet Legislators concerning the 2020 Electoral Process. Stenstrom and Hoopes have processed litigation through a series of courts, with a diversity of co-plaintiffs, and a diversity of representative counsel, including Pro Se efforts.
- Comment: Delaware County, Stenstrom/Hoopes affiliated matters warrant their own EXUM on Delaware County, Pennsylvania.

JUDICIAL WATCH: VOTER ROLLS

- April 28, 2020: Judicial Watch sues Pennsylvania to clean voter rolls, claiming PA may have 800,00 inactive voters on the voter rolls
- March 8, 2021: Judicial Watch continues to sue Pennsylvania to clean voter rolls, citing the following County Commissions and Councils: Bucks, Chester, Delaware.
- April 17, 2021: Pennsylvania association of county executives seek additional time for ballot pre-canvassing as part of legislative efforts.
- July 16, 2021: PA Governor's General Counsel Letter to Judicial Watch, citing Bucks, Chester, Delaware, Pike Counties; and cc'ing the following: Armstrong County, Bedford County, Bucks County, Cameron County, Carbon County, Chester County, Clarion County, Crawford County, Cumberland County, Delaware County, Erie County, Forest County, Frankin County, Indiana County, Jefferson County, Lebanon County, Luzerne County, Lycoming County, Mifflin County, Montour County, Northumberland County, Philadelphia County, Pike County, Snyder County, Warren County, Washington County, and Wyoming County

LITIGATION: ADDITIONAL

- SCOTUS: Texas V. Pennsylvania, et al
- Berks County PA: Whistleblowers – USPS, Reading PA
- Bucks County PA: Unnamed Counsel (Remaining Anonymous Pending Litigation) maintains 100+ Affidavits on election irregularities, anomalies, witness testimony during the 2020 Election
- Bucks County PA: Project Veritas – Illegally Disposed ballots
- Northampton County PA: Whistleblowers – Northampton County Elections Board

2020 ELECTION: POLITICAL CAMPAIGNS IMPACTED - PENNSYLVANIA

- Donald J. Trump for President (Processed through PA Supreme Court, SCOTUS)
- Sean Parnell for U.S. Congress, et al (Processed through Commonwealth Court, PA Supreme Court, SCOTUS)
- Mike Kelly for U.S. Congress (Co-Plaintiff to Sean Parnell)
- Dasha Pruet for U.S. Congress (Processed through Court of Common Pleas, Commonwealth Court)
- Andy Meehan for U.S. Congress - GOP Primary v. Brian Fitzpatrick (Attorney, 100 Affidavits for Bucks County)
- Lisa Scheller for U.S. Congress (Did not concede; 2 Attorneys: Pennsylvania and Florida)

SELECTED ORGANIZATIONS

- PA Economic Growth Caucus / PA Economic Growth PAC (20+ Members of PA Legislature)
- Rally At The Rock (Doug McLinko, Sam Faddis, additional)
- PA Liberty Alliance / PA Liberty Fund
- Audit the Vote PA
- FreePA – Chapters (15 Counties – Independent Entities)
- PA Voters United
- RightForBucks Organization
- Berks County Patriots
- WPA Freedom
- Lehigh Valley Tea Party
- Additional

About Audit the Vote PA:

Audit The Vote PA was started with a petition in February of 2021 by Toni Shuppe, Karen Taylor, Jamie Sheffield: three everyday moms who saw what happened in the November 2020 election and knew something wasn't right. ATVPA decided to launch an online petition to see if we could get support for a full forensic audit in Pennsylvania. Four months later, our petition had over 100,000 signatures on it, and we started getting noticed by our state legislatures and by the public. What started out as just average, everyday people wanting to make a difference has turned into a statewide movement for election integrity.

In collaboration with local grassroots group partners, we have done extensive data analysis in all 67 counties by our Software Engineer, Vico Bertogli, and we have canvassing efforts ongoing in 20 of our 67 counties. Some of our findings are complete and in the process of being reported. During the November 2021 Municipal Election, we found a congruent intermittent Wi-Fi signal popping up on mobile phones from 10 different counties immediately after ballots were scanned into the tabulating devices. This intermittent Wi-Fi signal was only there for less than a minute before disappearing and reappearing again when another ballot was scanned.

ATVPA has determined that the main issue that allowed the 2020 election to be stolen was an inflated voter roll database that is not being maintained properly and black box voting machines that are somehow keeping track of the count in real-time. Combine that with Act 77, which allowed for no excuse mail-in ballots, unattended satellite offices where ballots could be filled out and dropped off with no poll watcher oversight, and a blatant disregard for the rule of law by the previous Secretary of the Commonwealth, Kathy Boockvar and our State Supreme Court, and you have an election that should never have been certified.

Advisory: PA Sen. Doug Mastriano, Attorney Marc Scaringi, additional.
Website: <https://www.auditthevote.com/>

HOME / LATEST NEWS

PA Lawmakers: Numbers Don't Add Up, Certification of Presidential Results Premature and In Error

DEC. 28, 2020

HARRISBURG – A group of state lawmakers performing extensive analysis of election data today revealed troubling discrepancies between the numbers of total votes counted and total number of voters who voted in the 2020 General Election, and as a result are questioning how the results of the presidential election could possibly have been certified by Secretary of the Commonwealth Kathy Boockvar and Governor Tom Wolf. These findings are in addition to prior concerns regarding actions by the Supreme Court of Pennsylvania, the Secretary, and others impacting the conduct of the election.

A comparison of official county election results to the total number of voters who voted on November 3, 2020 as recorded by the Department of State shows that 6,962,607 total ballots were reported as being cast, while DoS/SURE system records indicate that only 6,760,230 total voters actually voted. Among the 6,962,607 total ballots cast, 6,931,060 total votes were counted in the presidential race, including all three candidates on the ballot and write-in candidates.

The difference of 202,377 more votes cast than voters voting, together with the 31,547 over- and under-votes in the presidential race, adds up to an alarming discrepancy of 170,830 votes, which is more than twice the reported statewide difference between the two major candidates for President of the United States. On November 24, 2020, Boockvar certified election results, and Wolf issued a certificate of ascertainment of presidential electors, stating that Vice President Joe Biden received 80,555 more votes than President Donald Trump.

The lawmakers issued the following statement in response to their findings:

“We were already concerned with the actions of the Supreme Court of Pennsylvania, the Executive branch, and election officials in certain counties contravening and undermining the Pennsylvania Election Code by eliminating signature verification, postmarks, and due dates while allowing the proliferation of drop boxes with questionable security measures and the unauthorized curing of ballots, as well as the questionable treatment of poll watchers, all of which created wholesale opportunities for irregularities in the 2020 presidential election.”

“However, we are now seeing discrepancies on the retail level which raise even more troubling questions regarding irregularities in the election returns. These findings call into question the accuracy of the SURE system, consistency in the application of the Pennsylvania Election Code from county to county, and the competency of those charged with oversight of elections in our Commonwealth.

“These numbers just don't add up, and the alleged certification of Pennsylvania's presidential election results was absolutely premature, unconfirmed, and in error.”

State Rep. Frank Ryan (R-Lebanon) indicated that state legislators sponsoring and participating in this analysis were himself and Reps. Russ Diamond (R-Lebanon), Dave Zimmerman (R-Lancaster), Barb Gleim (R-Cumberland), Stephanie Borowicz (R-Centre/Clinton), Dan Moul (R-Adams), Paul Schemel (R-Franklin), Dawn Keefer (R-York/Cumberland), Eric Nelson (R-Westmoreland), Mike Jones (R-York), Rob Kauffman (R-Franklin), David Maloney (R-Berks), David Rowe (R-Snyder/Union), Kathy Rapp (R-Warren/Crawford/Forest), Daryl Metcalfe (R-Butler), Jim Cox (R-Berks/Lancaster) and Brett Miller (R-Lancaster).

Rep. Frank Ryan
 101st Legislative District
 Pennsylvania House of Representatives

	Total Ballots Cast (County Data)	Total Votes Counted in Presidential Race (County Data)	SURE System Total Voters Who Voted 11/3/2020 (SURE Data)
County Data	6,962,607	6,931,060	6,760,230
SURE Data	-6,760,230	-6,760,230	
	202,377 <i>more ballots cast than voters who voted</i>	170,830 <i>more ballots cast than voters who voted</i>	

Note: Three small rural counties have not fully posted results online and their results were included as reported.