



February 03, 2022

**VIA EMAIL**

Andy Pope  
Records Custodian  
Georgia Soil and Water Conservation Commission  
4310 Lexington Road  
Athens, GA 30605  
[andy.pope@gaswcc.ga.gov](mailto:andy.pope@gaswcc.ga.gov)

**Re: Open Records Request**

Dear Records Custodian:

Pursuant to the Georgia Open Records Law (O.C.G.A. §§ 50-18-70 et seq.), American Oversight makes the following request for records.

**Requested Records**

American Oversight requests that your office produce the following within three business days:

1. All email communications (including emails, email attachments, complete email chains, and calendar invitations) and text messages or messages on messaging platforms (such as Slack, GChat or Google Hangouts, Lync, Skype, Twitter direct messages, Facebook messages, WhatsApp, Signal, Telegram, The Buzz, or Parler) between (a) Georgia Soil and Water Commission member Vikki Townsend Consiglio and (b) any entity or individual listed below.
  - i. Rudolph Giuliani, or anyone communicating on his behalf (such as Jo Ann Zafonte, Christianne Allen, Beau Wagner, or anyone communicating from an email address ending in [@giulianisecurity.com](mailto:giulianisecurity.com), [giulianipartners.com](mailto:giulianipartners.com), or [gdcillc.com](mailto:gdcillc.com))
  - ii. Jenna Ellis ([jenna.ellis.esq@gmail.com](mailto:jenna.ellis.esq@gmail.com)), or anyone communicating on behalf of Liberty University's Falkirk Center (including anyone communicating from an email address ending in [@falkirkcenter.com](mailto:@falkirkcenter.com)), the Thomas More Society (including anyone communicating from [@thomasmoresociety.org](mailto:@thomasmoresociety.org)), or the American Greatness Fund ([@americangreatnessfund.com](mailto:@americangreatnessfund.com))
  - iii. Anyone communicating from an email address ending in [@donaldtrump.com](mailto:@donaldtrump.com), [@donaldjtrump.com](mailto:@donaldjtrump.com), [@trumpvictory.com](mailto:@trumpvictory.com), [@45office.com](mailto:@45office.com), or [@trumporg.com](mailto:@trumporg.com)



- iv. Mark Meadows, or anyone serving in the White House (including anyone communicating from an email address ending in [@who.eop.gov](mailto:@who.eop.gov))
- v. John Eastman (including, but not limited to, anyone communicating from the email address [jeastman@claremont.org](mailto:jeastman@claremont.org) or [jeastman@chapman.edu](mailto:jeastman@chapman.edu), or anyone communicating from an email address ending in [@ccg1776.com](mailto:@ccg1776.com))
- vi. Stephen Miller (including, but not limited to, anyone communicating from the email address [Stephen.miller@who.eop.gov](mailto:Stephen.miller@who.eop.gov) or [s.miller@who.eop.gov](mailto:s.miller@who.eop.gov))
- vii. Ian Northon
- viii. Marc Short
- ix. Greg Jacobs
- x. Christina Bobb, Charles Herring, Robert Herring, Chanel Rion, Natalie Harp, Stephanie Myers, Patrick Hussion, Stephanie Hammill, or anyone communicating on behalf of the One America News (including, but not limited to, anyone communicating from an email address ending in [@oann.com](mailto:@oann.com))
- xi. Boris Epshteyn ([bepshteyn@protonmail.com](mailto:bepshteyn@protonmail.com))
- xii. David Shafer (including, but not limited to, anyone communicating from the email address [david@gagop.org](mailto:david@gagop.org))
- xiii. Shawn Still
- xiv. Joseph Brannan
- xv. James “Ken” Carroll
- xvi. Carolyn Hall Fisher
- xvii. Georgia State Senator Burt Jones (including, but not limited to, anyone communicating from the email address [burt.jones@senate.ga.gov](mailto:burt.jones@senate.ga.gov))
- xviii. Gloria Kay Godwin
- xix. David G. Hanna
- xx. Mark W. Hennessy
- xxi. Mark Amick
- xxii. John Downey
- xxiii. Cathleen Alston Latham
- xxiv. Daryl Moody
- xxv. Brad Carver (including, but not limited to, anyone communicating from the email address [bcarver@hallboothsmith.com](mailto:bcarver@hallboothsmith.com))
- xxvi. C.B. Yadav
- xxvii. U.S. Representative Jody Hice
- xxviii. Garland Favorito ([garlandf@msn.com](mailto:garlandf@msn.com))
- xxix. Kandiss Taylor ([kandisstaylor@protonmail.com](mailto:kandisstaylor@protonmail.com))
- xxx. Ralph Reed ([ralph@censtrat.com](mailto:ralph@censtrat.com))
- xxxi. Phill Kline ([phillklineva@gmail.com](mailto:phillklineva@gmail.com)), Luis Cornelio ([lcornel001@citymail.cuny.edu](mailto:lcornel001@citymail.cuny.edu)) and/or anyone communicating on behalf of the The Amistad Project
- xxxii. Jacqueline Timmer, Mary Coran, and/or anyone communicating on behalf of the American Voter's Alliance ([@got-freedom.org](mailto:@got-freedom.org))

- xxxiii. Colonel Phil Waldron (including, but not limited to, [phil@onewarrior.com](mailto:phil@onewarrior.com) or anyone communicating from an email address ending in @bonfiresearch.org)
- xxxiv. Russell Ramsland (including, but not limited to [yrku9sqs@protonmail.com](mailto:yrku9sqs@protonmail.com))
- xxxv. J. Keet Lewis ([keet@jkeetlewis.com](mailto:keet@jkeetlewis.com)), and/or anyone communicating on behalf of Allied Security Operations Group (including anyone communicating from an email address ending in @alliedspecialops.us)
- xxxvi. Charles Bundren III ([charles@bundrenlaw.net](mailto:charles@bundrenlaw.net))
- xxxvii. Jovan Hutton Pulitzer ([jovanhuttonpulitzer@gmail.com](mailto:jovanhuttonpulitzer@gmail.com))
- xxxviii. Doug Frank ([drdougglasgfrank@protonmail.com](mailto:drdougglasgfrank@protonmail.com))
- xxxix. Ivan Raiklin ([ivan.raiklin@gmail.com](mailto:ivan.raiklin@gmail.com), [socialmediaraiklin@gmail.com](mailto:socialmediaraiklin@gmail.com))
- xl. Former National Security Advisor Mike Flynn (including, but not limited to, an address ending in @generalflynn.com) and/or anyone communicating on behalf of America’s Future (including, but not limited to, anyone communicating from an address ending in @americasfuture.net)
- xli. Katherine Friess ([kfriess@protonmail.com](mailto:kfriess@protonmail.com))
- xlii. Bernard Kerik ([bernardkerik@protonmail.com](mailto:bernardkerik@protonmail.com))
- xliii. Emily Newman ([enewman@protonmail.com](mailto:enewman@protonmail.com))

- 2. All email communications (including emails, complete email chains, calendar invitations, and attachments thereto) and text messages or messages on messaging platforms (such as Slack, GChat or Google Hangouts, Lync, Skype, Twitter direct messages, Facebook messages, WhatsApp, Signal, Telegram, The Buzz, or Parler) sent or received by former State Soil and Water Conservation Commission member Vikki Townsend Consiglio related to the issue of electoral certificates or “alternate electors.”<sup>1</sup>

For both parts of this request, please provide all responsive records from October 1, 2020, to January 21, 2021.

Please notify American Oversight of any anticipated fees or costs in excess of \$100 prior to incurring such costs or fees.

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<sup>1</sup> If further identifying information is needed, please see Beth Reinhard et al., *As Giuliani Coordinated Plan for Trump Electoral Votes in States Biden Won, Some Electors Balked*, Wash. Post (December 20, 2022, 11:41 AM), [https://www.washingtonpost.com/investigations/electors-giuliani-trump-electoral-college/2022/01/20/687e3698-7587-11ec-8b0a-bcfab800c430\\_story.html](https://www.washingtonpost.com/investigations/electors-giuliani-trump-electoral-college/2022/01/20/687e3698-7587-11ec-8b0a-bcfab800c430_story.html).

## **Guidance Regarding the Search & Processing of Requested Records**

In connection with its request for records, American Oversight provides the following guidance regarding the scope of the records sought and the search and processing of records:

- Please search all locations and systems likely to have responsive records, regardless of format, medium, or physical characteristics. For instance, if the request seeks “communications,” please search all locations likely to contain communications, including relevant hard-copy files, correspondence files, appropriate locations on hard drives and shared drives, emails, text messages or other direct messaging systems (such as iMessage, WhatsApp, Signal, or Twitter direct messages), voicemail messages, instant messaging systems such as Lync or ICQ, and shared messages systems such as Slack.
- In conducting your search, please understand the terms “record,” “document,” and “information” in their broadest sense, to include any written, typed, recorded, graphic, printed, or audio material of any kind. We seek records of any kind, including electronic records, audiotapes, videotapes, and photographs, as well as letters, emails, facsimiles, telephone messages, voice mail messages and transcripts, notes, or minutes of any meetings, telephone conversations or discussions.
- Our request for records includes any attachments to those records or other materials enclosed with those records when they were previously transmitted. To the extent that an email is responsive to our request, our request includes all prior messages sent or received in that email chain, as well as any attachments to the email.
- Please search all relevant records or systems containing records regarding agency business. Do not exclude records regarding agency business contained in files, email accounts, or devices in the personal custody of your officials, such as personal email accounts or text messages. Records of official business conducted using unofficial systems or stored outside of official files are subject to the Open Records Act.<sup>2</sup>
- In the event some portions of the requested records are properly exempt from disclosure, please disclose any reasonably segregable non-exempt portions of the requested records. If a request is denied in whole, please state specifically why it is not reasonable to segregate portions of the record for release.
- Please take appropriate steps to ensure that records responsive to this request are not deleted by the agency before the completion of processing for this request. If records potentially responsive to this request are likely to be located on systems where they are subject to potential deletion, including on a scheduled

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<sup>2</sup> O.C.G.A. § 50-18-70(b)(2).

basis, please take steps to prevent that deletion, including, as appropriate, by instituting a litigation hold on those records.

If you have any questions regarding how to construe this request for records or believe that further discussions regarding search and processing would facilitate a more efficient production of records of interest to American Oversight, please do not hesitate to contact American Oversight to discuss this request. American Oversight welcomes an opportunity to discuss its request with you before you undertake your search or incur search or duplication costs. By working together at the outset, American Oversight and your agency can decrease the likelihood of costly and time-consuming litigation in the future.

Where possible, please provide responsive material in an electronic format by email. Alternatively, please provide responsive material in native format or in PDF format on a USB drive. Please send any responsive material being sent by mail to American Oversight, 1030 15th Street NW, Suite B255, Washington, DC 20005. If it will accelerate release of responsive records to American Oversight, please also provide responsive material on a rolling basis.

### **Conclusion**

American Oversight is a 501(c)(3) nonprofit with the mission to promote transparency in government, to educate the public about government activities, and to ensure the accountability of government officials. American Oversight uses the information gathered, and its analysis of it, to educate the public through reports, press releases, or other media. American Oversight also makes materials it gathers available on its public website and promotes their availability on social media platforms, such as Facebook and Twitter.<sup>3</sup>

We share a common mission to promote transparency in government. American Oversight looks forward to working with you on this request. If you do not understand any part of this request, have any questions, or foresee any problems in fully releasing the requested records, please contact Khahilia Shaw at [records@americanoversight.org](mailto:records@americanoversight.org) or (202) 539-6507.

Sincerely,

/s/ Khahilia Shaw  
Khahilia Shaw  
on behalf of  
American Oversight

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<sup>3</sup> American Oversight currently has approximately 15,700 page likes on Facebook and 114,500 followers on Twitter. American Oversight, Facebook, <https://www.facebook.com/weareoversight/> (last visited Feb. 2, 2022); American Oversight (@weareoversight), Twitter, <https://twitter.com/weareoversight> (last visited Feb. 2, 2022).