

Date: 5/15/2021

Subject: Evidence of Vote Shifting in Barry County Michigan

Analyst: Jeffrey Lenberg

### **Executive Summary**

The Dominion Voting Systems Election Management Systems (EMS), Results Tally & Reporting (RTR) application was subverted during the course of the November 3, 2020 election in Barry County Michigan. There is evidence of the same vote shifting discovered in Antrim County, Michigan occurring in Barry County during election night.

In a previous report by this author dated May 9, 2021, a subversion in the EMS/RTR system was demonstrated where critical errors were disregarded, and the processing of votes continued despite error conditions that should have triggered a critical error in the system.

One of the specific subversions to the error handling in the EMS/RTR noted was the use of logical “bumpers” that prevented the shifting of votes from one contest to another. These logical bumpers account for the shifted Biden votes in the Antrim County election going to the status of “undervote” for the Presidential contest. Without this subversion the vote shifting would result in votes being assigned to the Natural Law Party in the Straight Party Ticket contest on the ballot. The votes shifted from Biden to the Natural Law Party, Straight Party Ticket vote, would then result in the Presidential candidate Rocky De La Fuente receiving Biden’s votes.

An affidavit from Jada Chadwick of Hastings, Barry County, Michigan dated December 5, 2020 indicates that she observed Rocky De La Fuente leading in the race with 8,883 votes at 11:17PM with 47% of the precincts reporting on November 3, 2020. Jada Chadwick attached a photo of her computer screen to her affidavit documenting Rocky De La Fuente leading the race.

The candidate Rocky De Law Fuente’s final total vote count in Barry County was 16 votes. This type of aberration occurring during a live election is consistent with a subversion being employed operationally by a malicious actor in a misconfigured mode. We have established that the subverted EMS/RTR in Antrim County will not allow Biden votes to be shifted to the Natural Law Party, Straight Party Ticket vote. However, in Barry County during election night November 3, 2020 it is apparent that the subversion was misconfigured resulting in the shifting of votes and consequently causing votes to accrue to the Natural Law Party Candidate, Rocky De Law Fuente.

It is highly likely that the required error handling subversion observed in Antrim was not in place in Barry as would be required to force the cross-Contest vote shift to go to undervote. The accidental but observable extreme results generated from this vote manipulation were anticipated by the malicious actor and likely required a rapid deployment of a pre-planned software fix or an updated configuration to correct for this obvious error in logic. This update would have needed to be deployed across the State of Michigan on all Dominion Voting Systems EMS/RTR systems where the incomplete subversion had a similar malfunction when manipulating the vote totals. This could have been done by an unwitting technician or a download if there existed any remote path into the EMS computer.

The evidence of EMS/RTR subversion in Barry County is relevant to Antrim County because the same contractor, ElectionSource, was likely responsible for the design and deployment of the election project files in both Antrim and Barry County that take advantage of this subversion in order to manipulate votes. A definitive conclusion on the observed behavior of the EMS in Barry County and its relation to the subversion in Antrim can only be completed with a full forensic examination of the equipment and removable media in Barry County. The Michigan Secretary of State has previously ordered destruction of some removable media related to the November 3, 2020 election (See Appendix C). The removable media (compact flash card(s)) is crucial to understand the nature of the subversion that occurred.

## **Details**

This author's report dated May 9, 2021 indicated the presence of a subversion in the Dominion Voting Systems EMS/RTR system. The subversion specifically pertained to how the EMS/RTR system processed results files where a shift occurs in the targeted race.

The Antrim County shift impacted the internalMachineID field of the table named Choice\_Manifestation in the EMS database. The subversion of the Antrim County EMS/RTR includes a logical bumper that does not allow the shifting of votes from one contest to another, only shifting of votes within the same contest. The subversion prevents the system from raising a critical error and permits the EMS/RTR to continue processing and posting results without any error or warning messages.

In Antrim County, Biden's votes (internalMachineID index) were shifted to the index number assigned to the Straight Party Ticket Contest, Natural Law Party vote. However, due to the logical bumpers deployed as part of the subversion, all of Biden's shifted votes were counted as "undervotes" by the EMS/RTR in Antrim. Without the subversion it would be expected that shifted Biden votes would cross into the Straight Party Ticket contest, leaving the Presidential contest with no vote within. The internalMachineID index selected as a result of the shift would be the

Natural Law Party, Straight Party Ticket vote. If this selection were to be accurately executed by the Dominion Imagecast Precinct (ICP) and the EMS/RTR, the result would be a vote for the Natural Law Presidential candidate Rocky De La Fuente.

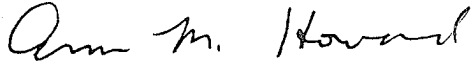
See Figure 1 containing a graphical explanation of the internalMachineID index of vote bullets on the ballot are assigned and used by the ICP and EMS/RTR.

MICHIGAN NOTARY ACKNOWLEDGEMENT

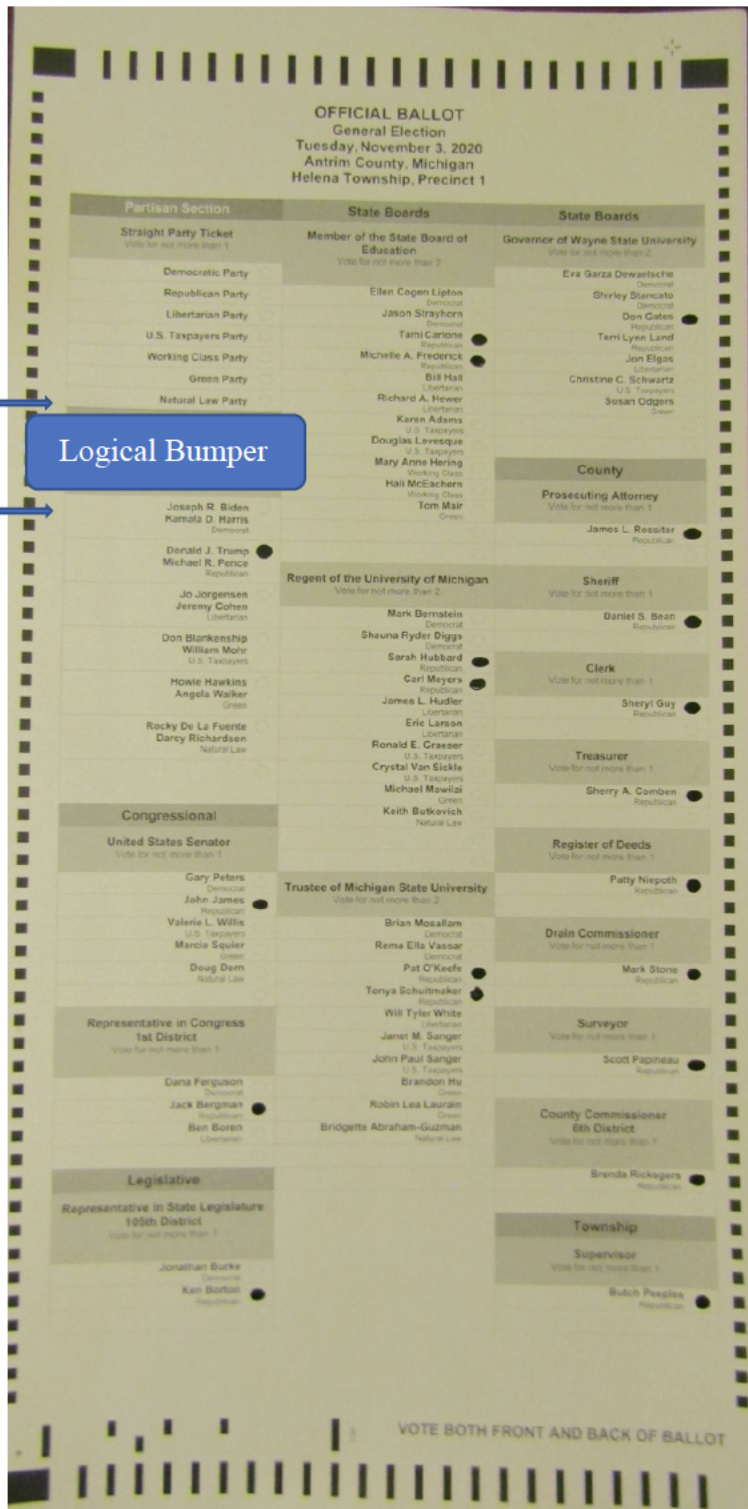
State of Michigan  
County of Oakland

The foregoing instrument was acknowledged before me on this 15th day of May,  
2021 by Jeffrey Lenberg.

Notary Public Signature:

A handwritten signature in cursive script that reads "Ann M. Howard".

Notary Printed Name: Ann M. Howard  
Acting in the County of: Oakland  
My Commission Expires: 2/24/2023



internalmachineID = 3015

internalmachineID = 3016

Logical Bumper

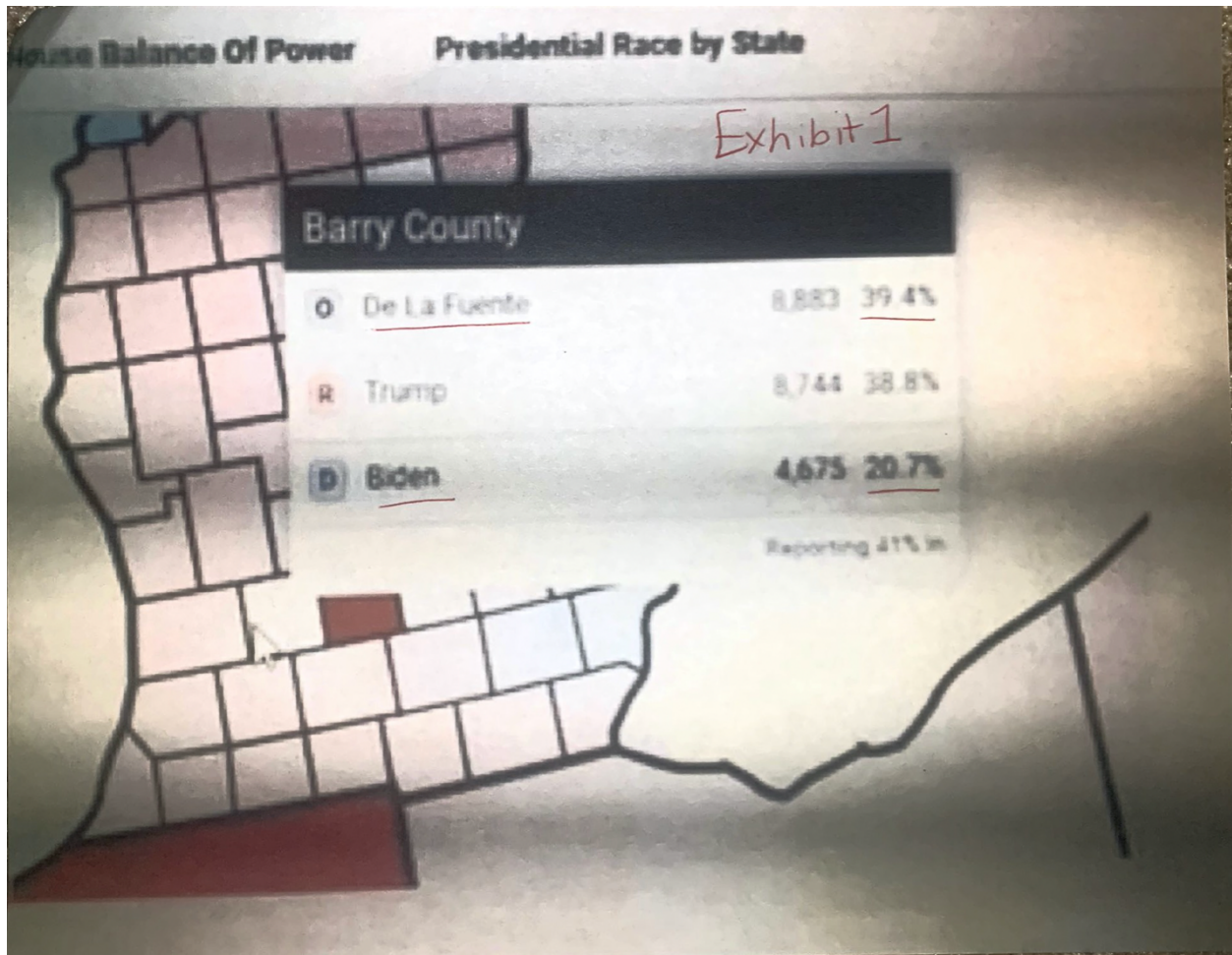
When the manipulation of vote occurred in Antrim County, the index for Biden was shifted from 3016 to 3015. In Antrim, the shift of internalmachineID resulted in an undervote due to the subversion. However, the Natural Law Party would be the actual selection, resulting in Rocky De La Fuente receiving the Presidential vote because it had just been vacated.

In Barry County the affidavit of Jada Chadwick shows that the candidate Rocky De La Fuente received an abnormally high number of votes during the course of election night. See Figure 2.

Figure 1 - Ballot with internalMachineID Annotated

## Evidence of Subversion in Barry County, Michigan

An affidavit filed by Jada Chadwick of Hastings in Barry County, Michigan dated December 5, 2020 indicated that she observed Rocky Del La Fuente leading in the Presidential contest having 8,883 votes at 11:17PM with 47% of the precincts reporting on November 3, 2020. Figure 2 is the screenshot that Ms. Chadwick took of the vote totals from her computer screen.



*Figure 2 - Barry County Election Live Update 11:17PM November 3, 2020  
See Appendix A for full Affidavit from J Chadwick*

The final vote totals for Barry County reflect that the candidate Rocky De La Fuente received only 16 total votes vice the 8,883 votes reported on election night when he was in the lead.

## President/Vice-President of the United States (Vote for 1)

Precincts Reported: 24 of 24 (100.00%)

		Election Day	AV Counting	Total	
Times Cast		21,099	15,047	36,146 / 0 N/A	
Candidate	Party	Election Day	AV Counting Boards	Total	
Joseph R. Biden/Kamala D. Harris	DEM	4,522	7,275	11,797	
Donald J. Trump/Michael R. Pence	REP	16,088	7,383	23,471	
Jo Jorgensen/Jeremy Cohen	LIB	297	182	479	
Don Blankenship/William Mohr	UST	24	35	59	
Howie Hawkins/Angela Walker	GRN	50	33	83	
Rocky De La Fuente/Darcy Richardson	NLP	12	4	16	
Total Votes		20,993	14,912	35,905	
		Election Day	AV Counting Boards	Total	
Unresolved Write-In		33	23	56	

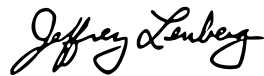
*Figure 3 - Barry County, Michigan Final Vote Totals*

## Conclusion

The subversion that impacted Antrim County was present yet not fully implemented in the EMS/RTR in Barry County on election night. The manifestation of votes being shifted to Rocky De La Fuente is consistent with the EMS/RTR subversion previously identified in Antrim County. The large number of votes for Rocky De La Fuente in Barry County during the live election results reporting can be attributed to a misconfiguration of the subversion or inadequate planning on the part of the subversion developer when writing the code to support the subversion. It is highly likely that a software update or some sort of “patch” had to be deployed to correct this issue and then the results files had to be reprocessed and reposted to the state and the election night reporting system.

The Antrim County subversion is not an isolated incident, and it is apparent that whoever is responsible for creating election project files exercised their ability to manipulate voting in Barry County as well as Antrim County.

Under the penalties of perjury, I declare that I have read the foregoing report and that facts stated in it are true.



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Jeffrey Lenberg



Appendix A – Jada Chadwick Affidavit

Exhibit 3

Pages 1 of 3 (10)

Affidavit & Sworn Statement

I, Jada Chadwick, residing at [REDACTED],  
Barry County Hastings, State of Michigan, do swear and  
attest under the penalties of perjury and upon personal knowledge that the contents of this  
sworn statement are true, accurate, and correct, and that I am competent to testify.

Description of account

1. On November 3, 2020 I voted for the presidential and
2. local election. At the Hasting Baptist Church, at 10:30 AM
3. I went with my husband, Shawn Chadwick. When
4. we arrived the parking lot was full. We made our
5. way inside and was directed to our ward, ward 1.
6. We both stood in line waiting to vote for about 20
7. minutes. My husband voted before me and the lady at
8. the table handed him his ballot but <sup>she</sup> noticed that all
9. the booths were in use. There were 5 booths in total.
10. There was a basket full of sharpie markers that were
11. provided to us. I noticed the person before us grab one
12. and my husband and I used one. They were the
13. only writing utensils provided. I went to the booth
14. to vote and noticed the marker bleed to the other
15. side of my ballot and it looked like a dalmatian
16. with dots everywhere. I turned my ballot in and
17. it went into the counter but I didn't know if

Dated this 5<sup>th</sup> day of December, 2020.  
Signature Jada Chadwick



SUBSCRIBED AND SWORN to before me this 5<sup>th</sup> day of December  
Diane Kay Patterson

2020

Exhibit 3

Pages 2 of 3 (10)

Affidavit & Sworn Statement

I, Jada Chadwick, residing at [REDACTED],  
Barry County Hastings, State of Michigan, do swear and  
attest under the penalties of perjury and upon personal knowledge that the contents of this  
sworn statement are true, accurate, and correct, and that I am competent to testify.

Description of account

1. it was accepted. we both turned in our sharpies into a volunteer who wiped them with a clorex wipe.
2. After the election was over, it was about 11:00pm and I was watching fox news. I noticed that
3. Eaton County had it's final count in and Barry
4. had not. I clicked on barry county and the count was:
5. De La Ferte at 8,883 39.4% Exhibit 1 (JC)  
Trump at 8,744 38.8%
6. Biden at 4,675 20.7%  
Reporting at 41%. I took a screen shot of this.
7. This concerned me because I had used a sharpie marker
8. and I never used one before. I then went to the
9. SOS.org to see what voting system was being used in  
Barry County and Eaton county. Barry was using Exhibit 2 & 3  
Dominion voting system and Eaton was using (JC)
10. Heart voting system. I took screen shots of this as well. I ~~also~~ also viewed a ~~screen~~ screen shot of

Dated this 5<sup>th</sup> day of December 20 20  
Signature Jada Chadwick



SUBSCRIBED AND SWORN to before me this 5<sup>th</sup> day of December  
Diane Kay Patterson  
2020

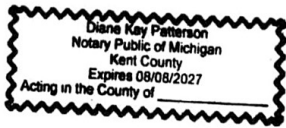
Affidavit & Sworn Statement

Juda Chadwick, residing at [REDACTED],  
Barry County Hastings, State of Michigan, do swear and  
attest under the penalties of perjury and upon personal knowledge that the contents of this  
sworn statement are true, accurate, and correct, and that I am competent to testify.

Description of account

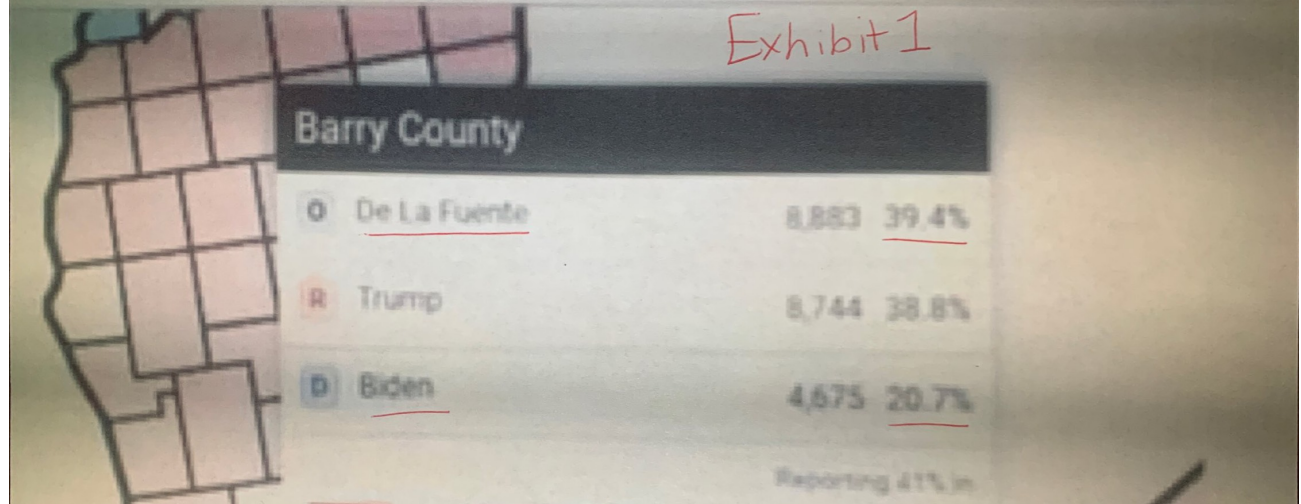
1. a ballot that look very similar to mine that Exhibit 4 (ic)
2. night. Today on December 5<sup>th</sup> 2020 I viewed Exhibit 5 (ic)  
the SOS.org website and it is now deleted.
3. I have no idea if my vote was even counted
- 4.
- 5.
- 6.
- 7.
- 8.
- 9.
- 10.

Dated this 5<sup>th</sup> day of December, 2020  
Signature Juda Chadwick



SUBSCRIBED AND SWORN to before me this 5<sup>th</sup> day of December  
Diane Kay Patterson  
2  
0  
2  
0  
2

Exhibit 1



EATON COUNTY

**Vendor/Manufacturer:** [Hart InterCivic](#)

**Voting System Name:** Hart InterCivic Verity Voting 2.2.2

**Tabulator:** Verity Scan

**Number of Tabulators:** 57.00

*Exhibit 2*

**Accessible Equipment:** Verity Touch Writer

**Number of Accessible Equipment:** 38.00

**Implementation Timeframe:** 2018

...

Send

**BARRY COUNTY**

**Vendor/Manufacturer:** Dominion

**Voting System Name:** Dominion Democracy Suite 5.5

**Tabulator:** ImageCast Precinct

**Number of Tabulators:** 28.00

*Exhibit 3*

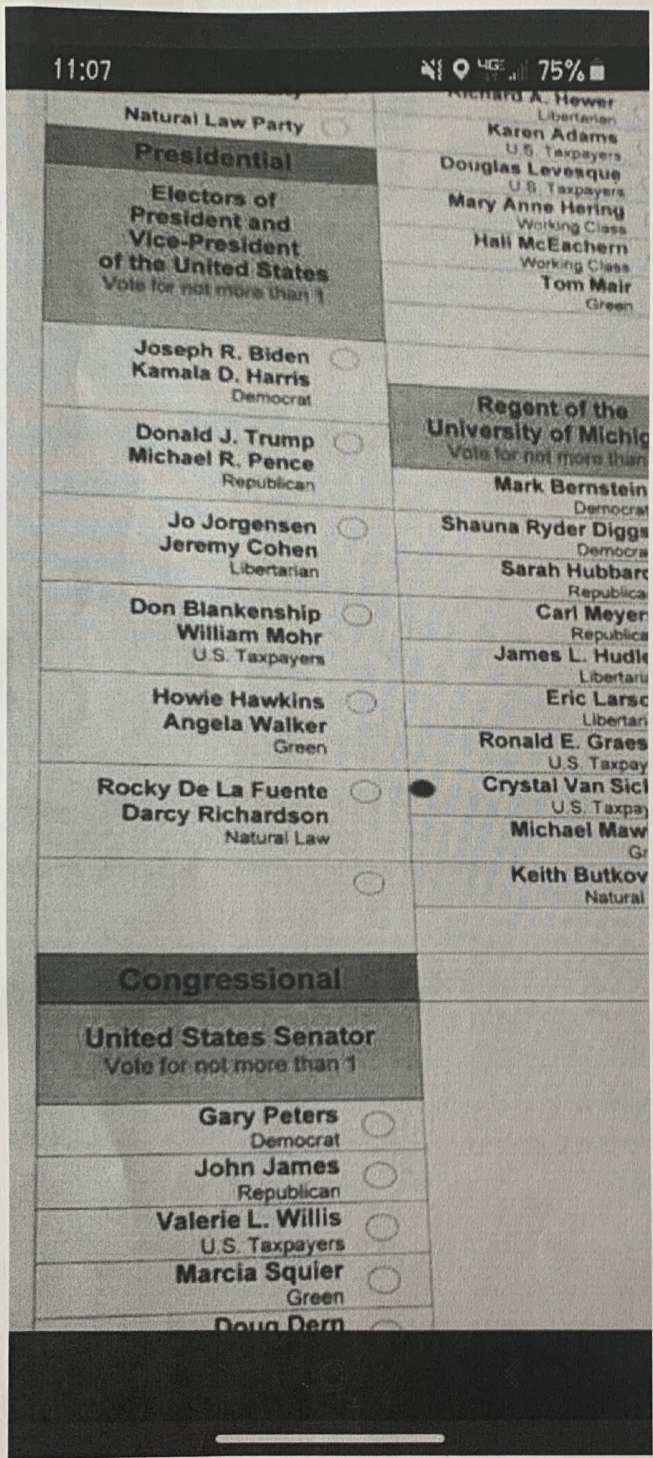
**Accessible Equipment:** ImageCast X

**Number of Accessible Equipment:** 24.00

**Implementation Timeframe:** 2018

...

Send



11:07

75%

Natural Law Party

Presidential

Electors of President and Vice-President of the United States  
Vote for not more than 1

Joseph R. Biden  
Kamala D. Harris  
Democrat

Donald J. Trump  
Michael R. Pence  
Republican

Jo Jorgensen  
Jeremy Cohen  
Libertarian

Don Blankenship  
William Mohr  
U.S. Taxpayers

Howie Hawkins  
Angela Walker  
Green

Rocky De La Fuente  
Darcy Richardson  
Natural Law

Congressional

United States Senator  
Vote for not more than 1

Gary Peters  
Democrat

John James  
Republican

Valerie L. Willis  
U.S. Taxpayers

Marcia Squier  
Green

Doug Dern

Richard A. Hower  
Libertarian  
Karen Adams  
U.S. Taxpayers  
Douglas Levesque  
U.S. Taxpayers  
Mary Anne Hering  
Working Class  
Hall McEachern  
Working Class  
Tom Mair  
Green

Regent of the University of Michigan  
Vote for not more than 1

Mark Bernstein  
Democrat

Shauna Ryder Diggs  
Democrat

Sarah Hubbard  
Republican

Carl Meyer  
Republican

James L. Hudle  
Libertarian

Eric Larsen  
Libertarian

Ronald E. Graes  
U.S. Taxpayer

Crystal Van Sicl  
U.S. Taxpayer

Michael Maw  
Green

Keith Butkov  
Natural Law

Exhibit 4

File Edit View History Bookmarks Window Help

Exhibits michigan.gov

SOS - Voting Equipment Type by County

michigan.gov

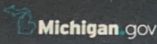
SOS HOME FAQs ONLINE SERVICES CONTACT THE SECRETARY OF STATE SEARCH

Office of  
**Secretary of State Jocelyn Benson**

ELECTIONS DRIVER'S LICENSE AND STATE ID VEHICLES BUSINESS SERVICES ABOUT

SOS / ELECTIONS / VOTER INFORMATION / VOTING EQUIPMENT

## Voting Equipment Type by County

 Michigan gov

SOS Home | FAQ | Online Services | Forms | Contact the Secretary of State | FOIA  
MICHIGAN.GOV HOME | ADA | MICHIGAN NEWS | POLICIES

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# Appendix B – Official Election Results from Barry County, Michigan

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11/17/2020 11:57:45 AM

## Election Summary Report

General Election

Barry County, Michigan

November 03, 2020

Summary for: All Contests, All Precincts, All Tabulators, All Counting Groups

Precincts Reported: 24 of 24 (100.00%)

Registered Voters: 36,146 of 0 (N/A)

Ballots Cast: 36,146

### Straight Party Ticket (Vote for 1)

Precincts Reported: 24 of 24 (100.00%)

	Election Day	AV Counting	Total	
Times Cast	21,099	15,047	36,146 / 0	N/A

Candidate	Party	Election Day	AV Counting Boards	Total	
Democratic Party	DEM	2,069	3,214	5,283	
Republican Party	REP	9,649	4,442	14,091	
Libertarian Party	LJB	87	35	122	
U.S. Taxpayers Party	UST	8	15	23	
Working Class Party	WCP	68	23	91	
Green Party	GRN	22	13	35	
Natural Law Party	NLP	16	0	16	
Total Votes		11,919	7,742	19,661	

	Election Day	AV Counting Boards	Total	
Unresolved Write-In	0	0	0	

## President/Vice-President of the United States (Vote for 1)

Precincts Reported: 24 of 24 (100.00%)

	Election Day	AV Counting	Total	
Times Cast	21,099	15,047	36,146 / 0	N/A
Candidate	Party	Election Day	AV Counting Boards	Total
Joseph R. Biden/Kamala D. Harris	DEM	4,522	7,275	11,797
Donald J. Trump/Michael R. Pence	REP	16,088	7,383	23,471
Jo Jorgensen/Jeremy Cohen	LIB	297	182	479
Don Blankenship/William Mohr	UST	24	35	59
Howie Hawkins/Angela Walker	GRN	50	33	83
Rocky De La Fuente/Darcy Richardson	NLP	12	4	16
Total Votes		20,993	14,912	35,905
	Election Day	AV Counting Boards	Total	
Unresolved Write-In	33	23	56	

## United States Senator (Vote for 1)

Precincts Reported: 24 of 24 (100.00%)

	Election Day	AV Counting	Total	
Times Cast	21,099	15,047	36,146 / 0	N/A
Candidate	Party	Election Day	AV Counting Boards	Total
Gary Peters	DEM	4,428	6,941	11,369
John James	REP	15,958	7,541	23,499
Valerie L. Willis	UST	195	171	366
Marcia Squier	GRN	132	109	241
Doug Dern	NLP	64	31	95
Total Votes		20,777	14,793	35,570
	Election Day	AV Counting Boards	Total	
Unresolved Write-In	22	10	32	

## Appendix C – Michigan Secretary of State Memo December 2, 2020



STATE OF MICHIGAN  
BUREAU OF ELECTIONS  
LANSING

### MEMORANDUM

DATE: December 1, 2020  
TO: County Clerks  
FROM: Michigan Bureau of Elections  
SUBJECT: Recounts; Release of Voting Equipment

Please be advised of the following:

**STATE RECOUNTS:** The Board of State Canvassers completed its canvass of the November 3, 2020 general election on November 23, 2020. The deadline for filing a petition for a recount with the Secretary of State elapsed on November 30, 2020. The following lists the recount requests received by the Secretary of State by the recount petition filing deadline:

- 71<sup>st</sup> State House District: Eaton County

**CONDUCT OF LOCAL RECOUNTS:** Recounts requested for local offices that overlap the district listed above may not proceed until clearance is received through this office. Recounts requested for local offices that do not overlap the district listed above may proceed at this time.

**DEADLINE FOR COMPLETION OF RECOUNTS:** After a general election, each requested recount must be completed no later than 30 days after 1) the deadline for filing a counter petition or 2) the first date the recount may lawfully begin (MCL 168.875).

**CONDUCT OF POST-ELECTION AUDITS:** If a recount has been requested involving a precinct that has been selected for a post-election audit, the audit may not begin until after the recount has been completed. All other post-election audits may proceed at this time. All of the resources you will need to conduct post-election audits may be found at this link: [Post-Election Audit Resources](#).

The post-election procedure audit includes a hand count of the ballots for the U.S. Senate race in each precinct selected for audit. Additionally, we will be conducting a state-wide Risk Limiting Audit of the Presidential race.

**RELEASE OF VOTING EQUIPMENT:** The security of ballots and election equipment is released as follows:

BUREAU OF ELECTIONS  
RICHARD H. AUSTIN BUILDING • 1ST FLOOR • 430 W. ALLEGAN • LANSING, MICHIGAN 48918  
[www.Michigan.gov/elections](http://www.Michigan.gov/elections) • (800) 292-5973

**Ballots, programs and related materials:** The security of all optical scan ballots, programs, test decks, accuracy test results, edit listings and any other related materials will be released once all post-election audits are completed.

**E-Pollbook laptops and flash drives:** The EPB software and associated files must be deleted from all devices by the seventh calendar day following the final canvass and certification of the election (November 30, 2020) unless a petition for recount has been filed and the recount has not been completed, a post-election audit is planned but has not yet been completed, or the deletion of the data has been stayed by an order of the court or the Secretary of State.

**FEDERAL BALLOT RETENTION REQUIREMENT:** If the office of President, U.S. Senator or U.S. Representative in Congress appears on the ballot (all appeared on the November 3, 2020 general election ballot), federal law requires that all documents relating to the election -- including optical scan ballots and the programs used to tabulate optical scan ballots -- be retained for 22 months from the date of the certification of the election. To comply with the requirement, the Bureau of Elections recommends that optical scan ballots and the programs relating to federal elections be stored in **sealed ballot bags** in a secure place during the 22-month retention period. The documents subject to the federal retention requirement must not be transferred to ballot bags for extended retention until after they are released under Michigan election law as detailed in this memo.

**Questions?**

If you have any questions, please contact us via email at [elections@michigan.gov](mailto:elections@michigan.gov), or by phone at (517) 335-3234 or (800) 292-5973.

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