

From: FOIA
Subject: FW: FOIA - November 5th, 2024 General Election _ County List of Voters
Attachments: QVF_Election Results_20241105_20241115.csv; AG NESSEL_FOIA Handbook January 2023.pdf



From: T. V. <timlovesann@gmail.com>
Sent: Saturday, December 7, 2024 1:41 PM
To: FOIA <foia@geneseecountymi.gov>
Cc: Jennifer Brogley <jennifer.brogley@gmail.com>
Subject: Fwd: FOIA - November 5th, 2024 General Election _ County List of Voters

Warning: Unusual sender <timlovesann@gmail.com>

You don't usually receive emails from this address. Make sure you trust this sender before taking any actions.

Hello Monaca Elston, FOIA Specialist,

Please see the below FOIA request sent to all County Clerks in Michigan. We are receiving great response since this request is a simple QVF data export and return email as an attachment. So far no Clerks are charging for this FOIA request. We look forward to receiving Genesee's list of voters from you as soon as possible.

Take care,
Tim

----- Forwarded message -----

From: T. V. <timlovesann@gmail.com>
Date: Wed, Dec 4, 2024 at 3:21 PM
Subject: FOIA - November 5th, 2024 General Election _ County List of Voters
To:
Cc: Jennifer Brogley <jennifer.brogley@gmail.com>, <MDOS-BOERegulatory@michigan.gov>, Matt Maddock <MattMaddock@house.mi.gov>, Jim Runestad <senjrunestad@senate.michigan.gov>

Michigan County Clerks and Deputy County Clerks,

I am requesting a complete "List of Voters" from your respective county in the state for the November 5th, 2024 General Election. You will find my complete name, address, and contact information below. See the attached sample CSV file with headers from a sample export of data we received from a jurisdiction clerk. We are requesting this information because Sherri Hines, FOIA Coordinator, Michigan Department of State, who is copied on this email, released the following statement as to why the MDOS has not provided the November 5th, 2024 vote history records as expected with the December 1st 2024 QVF:

"The complete voter history for the 11/5/2024 election is not in this file as information is still being uploaded by clerks."

As a result, subscribers to the statewide December 1st, 2024 QVF data were denied information allowable by law. As far as we know, this is the first time that subscribers have been denied this data.

Here are a few Michigan citations relevant to our FOIA request:

- Per [MCL 168.813 \(5\)](#), the Qualified Voter File must be current within 7 days of the election (i.e. November 12, 2024).
- Per [MCL 168.509q \(f\)](#), the QVF must maintain voter history for at least 5 years.
- Per [MCL - Act 442 of 1976](#), FREEDOM OF INFORMATION ACT, [15.243 Exemptions from disclosure](#)
We are allowed by state FOIA law to have access to QVF voter data per [AG Nessel's attached FOIA handbook](#). See the below excerpt from page 13:

What public records are subject to disclosure?

The FOIA requires the disclosure of all public records, except to the extent that they fall within a statutorily-recognized exemption.⁵² Some common examples of types of records that may be subject to disclosure as public records include electronic records such as email, [data saved on a computer](#), digital photographs, and any other electronically stored information; and physical records such as minutes of open meetings, officials' voting records, employee discipline

⁵² *Subpoena Duces Tecum to the Wayne County Prosecutor v City of Detroit*, 205 Mich App 700; 518 NW2d 522 (1994).

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Given Sherri Hines' written statement above, the BOE apparently did not and potentially does not intend to share the November 5th, 2024 voter history records with statewide QVF subscribers anytime soon. When we asked if or when they plan to share the vote history election data from November 5th they have not provided a response. Given these circumstances, we are requesting this data directly from you, the County Clerks. We trust you understand that we all have an obligation to follow the law and nobody is above the law. Thank you for your service and dedication to our great state of Michigan!

We anticipate your prompt reply. As you know, clerks who serve the public with transparency and free accessibility to our election data are held in high regard by the people of Michigan. Again, thank you!

Link to our [SOS Benson's video](#) where the focus on our election data is "Secure, Transparent, and Accessible".



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Take Care,

Tim Vetter

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Davisburg, MI 48350

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248-462-5025 (text first to confirm identity)

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Tim Vetter

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Trump-MOST IMPORTANT requirement for our Nation.