

**From:** [dan@danwhitacre.com](mailto:dan@danwhitacre.com) [<mailto:dan@danwhitacre.com>]

**Sent:** Tuesday, March 22, 2022 9:41 AM

**To:** Morgan, Pat <[pat.morgan@KENTONCOUNTY.ORG](mailto:pat.morgan@KENTONCOUNTY.ORG)>

**Subject:** Election matters should be investigated

Hi Deputy Morgan,

Thank you for reaching out to me in response to my vmail and subsequent discussion with Sheriff Korzenborn. For full disclosure, I am a candidate for the republican nomination for Kenton County Clerk. I decided to enter the race when I learned that I must be a candidate to gain access to the registration list and I would like to examine many more records but the Clerk's office has blocked me from gaining access.

As mentioned during our call, I have found multiple problems with data provided by the Secretary of State. I have also found irregularities with our County, and I do not know where to go with this information. I think this data might point to election fraud.

For example, in looking at Kenton Counties registration records, I found a high number of persons 100 years of age and older still on the list of registered voters (264 in Kenton County). I thought this area might be a place to examine to find potential fraud. I thought that number was quite high given Census data... but I know OUR registration records are very sloppy, E.g., we only have 128K people in the county 18 years old and older, but we have 142K registered voters.

So, I took the 100+ data set and drilled into voting history. I was particularly interest in identifying persons who voted in 2020. That list is attached and contains 34 people. Of the 34 people who our SOS indicates voted in 2020, 8 were deceased before the 2020 general election. On person has an Obituary found on google dating back to 2011.

Furthermore, I have other lists. I found more than 1600 persons who voted in 2020, but their registration date is after the 2020 general election. Just so you know, our State established October 5<sup>th</sup> as the last date to register to vote in 2020. I am not sure what to do with that list. I also have cross referenced Kenton County with Hamilton County and it appears that we have loads of people registered in both counties.

Next, I am adding a file from County Attorney Tapke. That letter was in response to my request for "Cast Vote Records." Cast Vote Records are the sequential logs produced by EVERY election machine. I have sought those records from the county and the state. You can see the county's response in Tapke's letter. The State Board of Elections tells me the county has those records. If what Ms. Tapke says is TRUE, I believe there is a federal violation of election law:

### **§20701. Retention and preservation of records and papers by officers of elections; deposit with custodian; penalty for violation**

Every officer of election shall retain and preserve, for a period of twenty-two months from the date of any general, special, or primary election of which candidates for the office of President, Vice President, presidential elector, Member of the Senate, Member of the House of Representatives, or Resident Commissioner from the Commonwealth of Puerto Rico are voted for, **all records** and papers which come

into his possession relating to any application, registration, payment of poll tax, or other act requisite to voting in such election, except that, when required by law, such records and papers may be delivered to another officer of election and except that, if a State or the Commonwealth of Puerto Rico designates a custodian to retain and preserve these records and papers at a specified place, then such records and papers may be deposited with such custodian, and the duty to retain and preserve any record or paper so deposited shall devolve upon such custodian. Any officer of election or custodian who willfully fails to comply with this section shall be fined not more than \$1,000 or imprisoned not more than one year, or both.

( [Pub. L. 86-449, title III, §301, May 6, 1960, 74 Stat. 88 .](#) )

I have been troubled with the above requirements because I have been blocked from inspecting records that are required to be retained. I believe the intention of the above is to retain the records so they can be examined.

Finally, I have learned that Ms. Summe's office cancelled their contract with Harp Industries out of Lexington, KY (they are the team that programs Hart election machines) when she decided to replace the Hart machines with machines that are made by ES&S. I think those Hart machines are subject to the above as well as the software used to execute that election, and certainly any output is without doubt is a record. I would really like to know where those Hart machines and any peripheral device such as SD Cards (they contain records), et al are located. If destroy, that is a problem.

All the best,

Dan L. Whitacre, Managing Partner  
[Dan Whitacre Consultants LLC](#)  
859-802-1300  
[dan@danwhitacre.com](mailto:dan@danwhitacre.com)

---

**From:** Morgan, Pat <[pat.morgan@KENTONCOUNTY.ORG](mailto:pat.morgan@KENTONCOUNTY.ORG)>  
**Sent:** Wednesday, March 30, 2022 1:10 PM  
**To:** 'dan@danwhitacre.com' <[dan@danwhitacre.com](mailto:dan@danwhitacre.com)>  
**Cc:** [michael.shafer@ky.gov](mailto:michael.shafer@ky.gov)  
**Subject:** RE: Election matters should be investigated

Dan,

In looking over the information and the questions that you raise in reference to elections in Kenton County in the past and the upcoming election in 2022, I have reached out to Detective Michael Shafer from the Attorney General's Office.

During the period of time that you reference of previous elections, I sat on the board in place of Sheriff Korzenborn as he was on a prior ballot. I believe you are aware of my position now on the Kenton County Board of Elections with the Sheriff being again on the ballot in 2022.

In all fairness and transparency, it would be improper and inappropriate for me to look into the allegations based on my position in the past and now again as a board member.

Mr. Shafer is copied on this message.

Best wishes,

***Colonel Pat Morgan***  
***Kenton County Sheriffs Office (859) 392-1800***  
***1840 Simon Kenton Way Suite 1200***  
***Covington, KY***  
***41011***

---