

Rosy Millan

From: [REDACTED]
Sent: Monday, April 1, 2024 12:53 PM
To: Adelita Grijalva; Rex Scott; Matt Heinz; Steve Christy; District3; Constance Hargrove; Jan Leshner
Cc: COB_mail
Subject: 04/02/2024 Pima BOS mtg, Agenda item #6

CAUTION: This message and sender come from outside Pima County. If you did not expect this message, proceed with caution. Verify the sender's identity before performing any action, such as clicking on a link or opening an attachment.

Please add our comment into official records.

Greetings, Supervisors, Constance Hargrove, and Jan Leshner!

Regarding agenda Item #30: Tenex Software Solutions, Inc., Amendment No. 6, to provide for Tenex election desk modules and amend contractual language, General Fund, contract amount \$700,000.00 (MA-PO-22-80).
 Administering Department: Information Technology, on behalf of Elections Department.

You are not keeping to the original budget nor are you looking out for the people in Tucson and Pima County. You are neglecting your duties to the electorate, and it is maladministration. The original contract went from 1,500,000.00 per year, with three (3), 1-year options on 2/15/2022, to 4,600,000.00 by 4/2/2024. Now you are adding \$700,000 more.

Since July 2022, Tenex Software Solutions, Inc., has been asking for increases to maintain and upgrade their election equipment and software for the extra locations. Reminder, you have also paid for loaner ePollbooks and much more that was NOT in the budget either. Now Tenex is asking for \$700,000.00 for printer toner to print ballots at the voting locations. You don't have to buy their costly toner. Put the toner purchase out for bid!

Tenex was "sold" to the unsuspecting public as saving us money. I am asking you to stick to your budget! Just hire and pay sufficient people to count ballots. It'll be much less expensive than the compromised and uncertified ePollbooks that are on-line all day and are susceptible to cyber intrusions. Recall the dire warnings of CISA, DHS, DOJ, et al regarding our critical infrastructure. They stated that CCP State actors have infiltrated and compromised our systems. See hearing 1/31/24: <https://www.c-span.org/video/?533196-1/select-committee-hearing-chinas-cyber-threat-us> and on 3/17/2024: <https://www.c-span.org/video/?526750-1/hearing-cybersecurity-risks-health-care>

Professor J. Alex Halderman, Justice Gabelman, Lt Col. Shawn A. Smith, Dr. Walter Daugherty, and many others have given evidence that voting machines are unsafe and unsecure! Col. John Mills, "every voting machine and tabulator can be hacked within 1-7 minutes, in person or remotely, altering vote tallies without detection; if a machine plugs into a wall, regardless of internet connectivity, an intrusion is easy."

CISA announced, that "State and Government websites have been accessed by domestic and foreign hacking including the central tally of votes and, intrusions like this, are often not discovered for a year or more with most virtually undetectable." Mandiant reported to CISA that a Chinese hacker group APT1 (advanced persistent threat) and ATP31 have stolen 6.5 terabytes of compressed intellectual property (IP) data from Pima County. That's the equivalent of 26 million books in the library of Congress, per Lt. Col. Shawn A. Smith. (SolarWinds hack in Pima county. Mandiant reported it to CISA, they were oblivious that they had been hacked. Our personal data has been exposed to the dark web for 10 months in 2020.)

Add to this, the Arizona SOS Equipment Certification Advisory Committee's minutes reveal that our machines have been

APR 01 2024 12:58 PM
 PC CLK OF 80
 DM

tested last May to **2005 VVSG 1.0 standards**, not to 2015 VVSG 1.1, or 2021 VVSG 2.0 standards.

<https://azsos.gov/elections/about-elections/elections-procedures/voting-equipment>

Our election equipment and software were tested to nearly 20-year-old standards. Therefore, you have to adhere to the more stringent provisions of HAVA 2002!

The AZ SOS Advisory Equipment meeting minutes are evidence that the election systems should not have been certified. They cannot conform to FEC and HAVA 2002's 3.2.1 Accuracy Requirement standards and did not meet the minimum or the maximum standard rate of error during testing, nor catastrophic failures during the election.

3.2.1 Accuracy Requirements

For testing purposes, the acceptable error rate is defined using two parameters: the desired error rate to be achieved, and the maximum error rate that should be accepted by the test process. For each processing function indicated above, the system shall achieve a target error rate of no more than one in 10,000,000 ballot positions, with a maximum acceptable error rate in the test process of one in 500,000 ballot positions.

The Help America Vote Act of 2002 also mandates that a certified system "will yield the most accurate, secure, and expeditious system for voting and tabulating election results."

Also, machine manufacturer ES&S has deceptively displayed the EAC certificate in their brochure while offering "optional" modems, wireless, or Bluetooth capabilities to election offices. Those technologies are not and have not been tested nor certified by the EAC. Any **"optional" use of modems, wireless or Bluetooth will de-certify the entire election system!**

See letter to the EAC and subsequent lawsuit, <https://www.politico.com/f/?id=00000173-e9b5-d0bf-a17b-fdbfc0290000> and <https://www.wyden.senate.gov/imo/media/doc/071219%20Wyden%20Windows%207%20Letter%20to%20EAC.pdf> and

Philip Stark et al v. United States Election Assistance Commission, U.S. District Court, District of Columbia, docket no. 1:21-cv-01864-CKK.

Reminder, if the ePollbooks or the tabulators with "optional modems" if they touch the voter registration database it immediately DECERTIFIES the ENTIRE ELECTION SYSTEM!

Your contract states the "Public Benefit" of this continuation/increase in funding is, a faster and easier voting experience for voters at each polling station; more efficient processing of Provisional Ballots resulting in timelier election results." Provisional Ballots are verified within five days or less. During the 2022 Election, you allowed ballots being counted for one week AFTER the election. Reminder, the US Constitution states Election day is ONE DAY, not days, weeks, or months.

Ms. Jan Leshner and Constance Hargrove, the \$700,000.00 for toner is unacceptable. We do not consent to spending like this. Either put it out for bid or take it out of your salaries. Stay within your means as we must do.

Thank you,

Gisela & Michael Aaron
AZ State Committeemen