

From: [Pamela Poll](#)
To: [SoS Rulemaking](#)
Subject: [EXTERNAL] Petition to Void CO SOS Emergency Rule to Ban Audits
Date: Friday, July 9, 2021 2:54:15 PM
Attachments: [CitizensPetitionVoidEmergencyRule_P_Poll.pdf](#)

To Whom it May Concern:

Colorado elections belong to the people. Unfortunately, SecState Griswold does not agree. In her June 17th emergency rules proclamation, Griswold unilaterally attempted to block election transparency in our state. This action is unethical, legally questionable, and outrageous. I demand SecState Griswold void her emergency rules on election audits in order to guarantee CO citizen's rights to free, fair, and transparent elections. Please see the attached petition.

I believe Colorado is the Gold Standard of Election FRAUD. Colorado uses Dominion voting machines which have been shown by forensic examination in a lawsuit in MI to have been hacked twice by an outside person who had special privileges so that they could manipulate votes in the machine. This evidence of hacking has also been found in AZ and GA. The machines are connected to the Internet. The audit in MI showed an internal modem in a machine. No wonder Dominion doesn't want anyone to look inside.

<https://letsfixstuff.org/2021/04/modem-chips-embedded-in-voting-system-computer-motherboards/>

Voting machines have been notorious for the ease by which they can be hacked so that two HBO movies have been made, Hacking Democracy in 2006 and Kill Chain in 2020, on machine vulnerabilities. Dominion includes in their contract that the machine's election data is not allowed to be examined by the state. I can't imagine anything more stupid to agree to. I want these machines BANNED in Colorado.

Colorado has bloated voter roles. Some counties in Colorado have more registered voters than they have eligible citizens. I know someone who received 5 ballots all addressed to him in 2020. Mail in ballots are notorious for fraud. Colorado's high turnout percentages are also an indication of fraud. Motor voter registration is also a way for non-citizens to be registered

The fact that Secretary Griswold is trying through 'emergency rules' to prevent a much needed forensic audit of machines and ballots from the 2020 election is evidence to me that she is hiding fraud. If CO elections are indeed the 'Gold Standard' why is she attempting to block a real audit?

Risk limiting audits only limit the risk of finding fraud. They are designed to fail. They are like looking at five \$100 bills to determine if any of the batch of 10,000 others are counterfeit.

My vote is sacred. Every live person or dead person or fake person who votes illegally steals my right to a representative government. We the people deserve to know that the elections we vote in are fraud free. I no longer believe they are. I want a forensic audit of the machine data in Colorado and a forensic scan and count of every ballot in Colorado from the 2020 election to prove me wrong.

Pamela Poll

PETITION TO CONTEST LEGALITY AND/OR CONSTITUTIONALITY OF TEMPORARY/EMERGENCY RULE AMENDMENTS TO RULE 20.5.4 INCLUDING NEW RULES 20.5.4(a) AND 20.5.4 (e); AMENDMENTS TO RULE 21.7.3 INCLUDING A PORTION OF FORMER RULE 21.7.3 WHICH HAS BEEN RE-CODIFIED AS NEW RULE 21.7.3 (a); and ADOPTION OF NEW RULES 21.7.3 (b-e) and 21.7.4 ("Petition")

Petitioner (print name), PAMELA MARIE POLL, a Colorado citizen and interested person ("Petitioner"), submits this Petition to contest the legality and/or constitutionality of temporary/rule amendments to Rule 20.5.4 including New Rules 20.5.4(a) and 20.5.4(e), amendments to rule 21.7.3 including a portion of former Rule 21.7.3 which has been re-codified as New rule 21.7.3 (a) and adoption of New Rules 21.7.3 (b-e) and 21.7.4 (hereafter collectively referred to as the "June 17, 2021 SOS Emergency Rules").

APPLICABLE LAW

On June 17, 2021, the Colorado Office of the Secretary of State ("SOS") adopted the June 17, 2021 SOS Emergency Rules.

Pursuant to Section 24-4-103 (6)(a) "a temporary or emergency rule may be adopted without compliance with the procedures prescribed in subsection (4) of this section and with less than the twenty days' notice prescribed in subsection (3) of this section, or where circumstances imperatively require, without notice, *only if the agency finds that immediate adoption of the rule is imperatively necessary to comply with a state or federal law or federal regulation or for the preservation of public health, safety, or welfare and compliance with the requirements of this section would be contrary to the public interest and makes such finding on the record. Such findings and a statement of the reasons for the action shall be published with the rule.*" (Emphasis added).

LACK OF FINDING ON THE RECORD

The "Statement of Justification and Reasons for Adoption of Temporary Rules" (the "Statement") provides "Adoption of these new and amended rules on a temporary basis is necessary given the public concern regarding rapidly increasing instances of purported "forensic audits" conducted by unknown and unverified third parties nationwide. These rules are necessary to ensure the continued security and integrity of, and public confidence in, Colorado's voting systems and its elections. These rules also ensure uniform conduct of the quickly approaching November coordinated election."

In support of this Petition, Petitioner alleges SOS' failure to:

1. Provide a nexus between noncompliance with a state and/or federal law and how such alleged noncompliance renders the June 17, 2021 SOS Emergency Rules "imperatively necessary";
2. Provide a finding on the record of a "public concern" that is contrary to the public interest;
3. Provide a finding on the record of a "rapidly increasing" public concern that is contrary to public interest;
4. Provide a finding on the record of "forensic audits." The SOS acknowledges such "forensic audits" are purported and may not have occurred;
5. Provide a finding on the record of "unknown and unverified third parties" which by the SOS' own description indicates a lack of finding about such parties; and

6. Provide a finding on the record of any specific concern for Colorado citizens. Rather, the SOS relies upon a "nationwide" concern which in turn is used to adopt a Colorado emergency rule.
7. Provide a finding on the record on why it is "imperatively necessary" to adopt temporary/emergency rules given a November election (5 months away).

Petitioner alleges that the SOS lacks any finding on the record which demonstrates that the adoption of the June 17, 2021 SOS Emergency Rules is "imperatively necessary".

WHEREFORE, based on the foregoing Accordingly, Petitioner submits this petition to render the June 17, 2021 SOS Emergency Rules void, *ab initio*.

Petitioner Signature:

Pamela Marie Poll PAMELA MARIE POLL Date: 7-7-2021
COLORADO VOTER SIGNATURE COLORADO VOTER NAME (PRINT)

SOS please respond to this petition at (print email): 