# CAROLINE JEFFORDS, and ROBBIN SOTIR,

#### **PETITIONERS**,

v.

#### CIVIL ACTION NO. 2020CV343938

FULTON COUNTY, FULTON COUNTY BOARD OF REGISTRATION AND ELECTIONS, and FULTON COUNTY CLERK OF SUPERIOR AND MAGISTRATE COURTS,

#### **RESPONDENTS.**

#### <u>PETITIONERS' NOTICE OF FILING AFFIDAVITS OF SERVICE OF SUBPOENAS</u> FOR PRODUCTION OF EVIDENCE AT A VIDEOTAPED DEPOSITION

COME NOW Petitioners, Caroline Jeffords and Robbin Sotir, by and through their undersigned counsel, and hereby gives notice of filing the attached Affidavits of Service of Subpoenas for Production of Evidence at a Videotaped Deposition on the following witnesses:

- 1. David Makever Alligood on June 3, 2021
- 2. Ruby Freeman on June 3, 2021.

Respectfully submitted this 7th day of June 2021.

#### **CHEELEY LAW GROUP, LLC**

<u>/s/ Robert D. Cheeley</u> Robert D. Cheeley GA Bar No. 122727 2500 Old Milton Parkway, Suite 200 Alpharetta, GA 30009 T: (770) 814-7001 F: (678) 559-0273 bob@cheeleylawgroup.com

Wm. Charles Bundren, Esq. Admitted *Pro Hac Vice* Texas State Bar No. 03343200

BUNDREN LAW GROUP, PLLC 2591 Dallas Parkway, Suite 300 Frisco, Texas 75034 T: 214.808.3555 charles@bundrenlaw.net

Attorney for Petitioners, Caroline Jeffords and Robbin Sotir

# **CERTIFICATE OF SERVICE**

I hereby certify that on this 7th day of June 2021, I electronically filed the within and foregoing *Petitioners' Notice of Filing Affidavits of Service of Subpoenas for Production of Evidence at a Videotaped Deposition* with the Clerk of Court using the Odyssey eFile/GA system which will provide automatic notification to the following counsel of record:

Cheryl Ringer, Esq. <u>Cheryl.Ringer@fultoncountyga.gov</u> David R. Lowman, Esq. <u>David.Lowman@fultoncountyga.us</u> 141 Pryor Street, Suite 4038 Atlanta, GA 30303 *Attorneys for Respondent Fulton County* 

Gagan Vaideeswaran, Esq. <u>Gagan.Vaideeswaran@fultoncountyga.gov</u> Kaye Burwell <u>Kaye.Burwell@fultoncountyga.gov</u> 141 Pryor Street, Suite 4038 Atlanta, GA 30303 Attorneys for Respondents Fulton County and Clerk of Superior and Magistrate Courts Donald F. Samuel, Esq. <u>dfs@gsllaw.com</u> Amanda Clark Palmer, Esq. <u>aclark@gsllaw.com</u> GARLAND, SAMUEL LOEB, P.C. 31151 Maple Drive, N.E. Atlanta, GA 30305 Attorneys for Respondent Fulton County Board of Registration and Elections

> Paul C. Kunst, Esq. 341quicklube@bellsouth.net 941 Thomaston Street Barnesville, GA 30204

Todd A. Harding, Esq. <u>kamikazehitman@comcast.net</u> Maddox & Harding, LLC 113 E. Solomon Street Griffin, GA 30223 Attorneys for Favorito Group Petitioners

#### **CHEELEY LAW GROUP, LLC**

/s/ Robert D. Cheeley Robert D. Cheeley GA Bar No. 122727 2500 Old Milton Parkway, Suite 200 Alpharetta, GA 30009 T: (770) 814-7001 F: (678) 559-0273 bob@cheeleylawgroup.com

Attorney for Petitioners, Caroline Jeffords and Robbin Sotir CAROLINE JEFFORDS, and ROBBIN SOTIR,

#### **PETITIONERS**,

v.

# FULTON COUNTY, FULTON COUNTY BOARD OF REGISTRATION AND ELECTIONS, and FULTON COUNTY CLERK OF SUPERIOR AND MAGISTRATE COURTS,

# CIVIL ACTION NO. 2020CV343938

#### **RESPONDENTS.**

# **AFFIDAVIT OF SERVICE**

Personally, appeared before me, an officer duly qualified to administer oaths, JANINE RAHMING, who after being duly sworn, states the following:

1.

Affiant states that JANINE RAHMING, is over 18 years of age, a Citizen of the United States, and not related to the parties herein. The statements made in the affidavit are true and correct and are based on my personal knowledge.

2.

I personally served MICHAEL MAKEVER ALLIGOOD, by placing a SUBPOENA FOR PRODUCTION OF EVIDENCE AT A VIDEOTAPED DEPOSITION, and WITNESS FEE CHECK into the hands of MICHAEL MAKEVER ALLIGOOD. Personal description is below. I went to Mr. Alligood's place of ABODE at 774 Dill Avenue, SW, Atlanta GA 30310 on June 3, 2021 at approximately 2:04 p.m. Mr. Alligood's wife came to the door. I asked for him, and she said "he's not here....actually he's is." I turned to see Mr. Alligood had just pulled up and parked across the street. I thanked her and proceeded to meet Mr. Alligood on the sidewalk in front of his home. I held out the envelope to Mr. Alligood, who read the envelope and then accepted it. This being the 7th day of June 2021.

Sworn to and subscribed to before me this  $1^{++-}$  day of June 2021.

Notary Public

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anine Rahming / Affiant



# CIVIL SUBPOENA FOR DEPOSITION

Caroline Jeffords, et a	l		Case Number: 2020CV343938
Versus			Superior Court Fulton County, Georgia
Fulton County, et al.			Fution County, Georgia
	To:	Name:	Michael Makever Alligood
		Address:	774 Dill Avenue, SW
			Atlanta, GA 30310
GREETINGS:			

You are hereby commanded, that you attend and give testimony at the following date and time: The <u>18th</u> day of <u>June</u>,  $20^{21}$  at <u>9</u>:00 a.m./<del>p.m</del>. At the following address and place:

# Fulton County Attorney's Office at Government Center 141 Pryor Street, Suite 4038, Atlanta GA 30303

Then and there to be examined on deposition for the purpose of discovery and for the preservation of testimony by the <u>Petitioners</u> in the above entitled case, and to bring with you to said deposition the following books, papers, documents and tangible things:

This deposition shall be recorded by the f $\times$ Stenographic means; $\times$ Sound;	
HEREIN FAIL NOT, UNDER PENAI	LTY OF LAW
This the <u>3rd</u> day of <u>June</u>	Signed: 2021. Print Name: Robert D. Cheeley
	Alpharetta, GA 30009
This form issued by Cathelene Robinson,	Phone: (770) <u>804</u> - <u>7001</u>
Clerk of the Fulton County Superior Court pursuant to O.C.G.A. 24-13-21(c)	Attorney for: Petitioners

CAROLINE JEFFORDS, and ROBBIN SOTIR,				
PETITIONERS,				
V.				
FULTON COUNTY, FULTON COUNTY BOARD OF REGISTRATION AND ELECTIONS, and FULTON COUNTY CLERK OF SUPERIOR AND MAGISTRATE COURTS,				

CIVIL ACTION NO. 2020CV343938

#### **RESPONDENTS.**

# SUBPOENA FOR PRODUCTION OF EVIDENCE AT A VIDEOTAPED DEPOSITION

To: Michael Makever Alligood 774 Dill Avenue, SW Atlanta, GA 30310

YOU ARE COMMANDED to be present, pursuant to O.C.G.A. §§ 9-11-30 and 24-13-20,

*et seq.*, to be sworn as a witness in the above action by the Petitioners' undersigned counsel. The videotaped deposition will be taken upon oral examination on **Friday, June 18, 2021, beginning at 9:00 a.m., at Fulton County Attorney's Office at Government Center 141 Pryor Street, Suite 4038, Atlanta GA 30303, in the presence of an officer duly authorized to administer oaths. Said deposition will be taken by stenographic and videographic means. The witness will be examined on deposition for purposes of discovery, and immediately thereafter will be deposed for preservation of testimony for use at trial and for all other purposes allowed under the Georgia Civil Practice Act. The deposition will continue from day to day until said examination is completed. All parties and counsel are invited to attend and examine the witness.**  At the time of said deposition, Michael Makever Alligood is to have in his possession the following:

- Please produce any and all emails, text messages or any other electronic means of communication between you and anyone at the Georgia Secretary of State's office, or any other organizations, such as CEIR, ERIC, NASS, NASED, campaigns, nonpartisan organizations and government officials connected with absentee ballots in Georgia for the November 3, 2020 election. This shall encompass the period from January 1, 2020, through December 31, 2020.
- 2. A thumb drive containing separately an electronic bit by bit image of all communications for the time period of January 1, 2020, through December 31, 2020 made and received by Michael Makever Alligood relating to the November 3, 2020 general election contained on Michael Makever Alligood cellphones, emails, tablets, desktop computer or drive, laptops, computers, ™Snapchat account, ™WhatsApp account, ™Facebook account, ™Instagram account, ™YouTube postings or account, and other social media communications and any and all other electronic devices and electronic accounts under the custody and control of Michael Makever Alligood at any time.
- 3. Bring all electronic devices (including but not limited to cell phones, tablets, thumb drives, laptop computers, desktop computers, in any and all other electronic drives containing electronic stored information) under the custody and control of Michael Makever Alligood which were utilized during your activities from approximately January 1, 2020, through December 31, 2020, at the Georgia Secretary of States' office.
- 4. Please verify by providing pay stubs and W-2s and any written agreements with the Georgia Secretary of State outlining what your scope of service was, or any other

documents reflecting your source of income from approximately January 1, 2020, through December 31, 2020, at the Georgia Secretary of States' office.

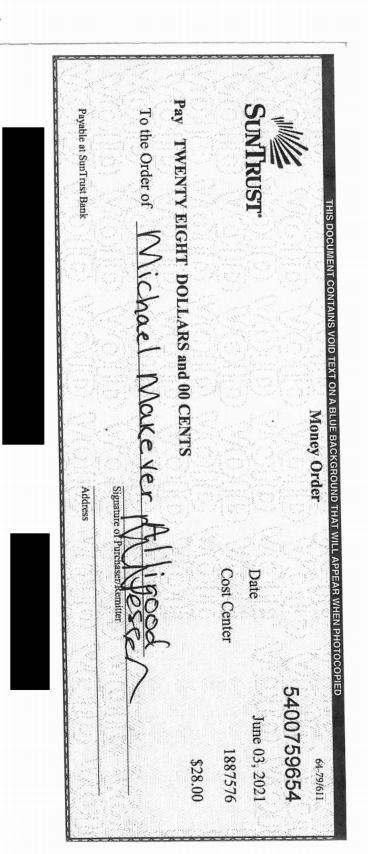
Submitted this 3rd day of June, 2021.

CHEELEY LAW GROUP, LLC Robert D. Cheeley GA Bar No. 122727 2500 Old Milton Parkway, Suite 200 Alpharetta, GA 30009 T: (770) 814-7001

F: (678) 559-0273 bob@cheeleylawgroup.com Wm. Charles Bundren, Esq. Admitted *Pro Hac Vice* Texas State Bar No. 03343200 BUNDREN LAW GROUP, PLLC

2591 Dallas Parkway, Suite 300 Frisco, Texas 75034 T: 214.808.3555 charles@bundrenlaw.net

Attorney for Petitioners, Caroline Jeffords and Robbin Sotir



CAROLINE JEFFORDS, and ROBBIN SOTIR,

#### **PETITIONERS**,

v.

# FULTON COUNTY, FULTON COUNTY BOARD OF REGISTRATION AND ELECTIONS, and FULTON COUNTY CLERK OF SUPERIOR AND MAGISTRATE COURTS,

# CIVIL ACTION NO. 2020CV343938

#### **RESPONDENTS.**

#### **AFFIDAVIT OF SERVICE**

Personally, appeared before me, an officer duly qualified to administer oaths, JANINE RAHMING, who after being duly sworn, states the following:

1.

Affiant states that JANINE RAHMING, is over 18 years of age, a Citizen of the United States, and not related to the parties herein. The statements made in the affidavit are true and correct and are based on my personal knowledge.

2.

I perfected service RUBY FREEMAN, by placing a SUBPOENA FOR PRODUCTION OF EVIDENCE AT A VIDEOTAPED DEPOSITION, and WITNESS FEE CHECK into the hands of RUBY FREEMAN. Personal description is below. I went to Ms. Freeman's place of ABODE at 5201 Memorial Lane, Powder Springs, GA 30127-3419 on June 3, 2021, at approximately 7:06 p.m. I rang the RING doorbell. Ms. Freeman answered doorbell and communicated via RING and asked me who I was and what I was there for. I told her my name and I was there with a delivery. She asked who it was from and I read the envelope to her. She said it should be given to her lawyer and asked if I could wait. I waited on the covered front porch where she then came to the door but did not open it. She spoke through the door and told me her lawyer did not answer so she would not be able to accept the envelope. I said okay and thanked her. I left the envelope on the porch slightly under the door mat, took a picture and left the residence.

This being the 7th day of June 2021.

Sworn to and subscribed to before me

this <u>1</u> day of June 2021. Notary Public ATTERNAR A

ahning Janine Rahming / Affiant



# CIVIL SUBPOENA FOR DEPOSITION

Caroline Jeffords, et a	I.		Case Number: 2020CV343938
Versus			Superior Court Fulton County, Georgia
Fulton County, et al			
	To:	Name:	Ruby Freeman
		Address:	5201 Memorial Lane
			Powder Springs, GA 30127-3419
GREETINGS:			

You are hereby commanded, that you attend and give testimony at the following date and time: The <u>11th</u> day of <u>June</u>,  $20^{21}$  at <u>10</u>: <u>00</u> a.m./<del>p.m</del>. At the following address and place:

Fulton County Attorney's Office at Government Center 141 Pryor Street, Suite 4038, Atlanta GA 30303

Then and there to be examined on deposition for the purpose of discovery and for the preservation of testimony by the Petitioners in the above entitled case, and to bring with you to said deposition the following books, papers, documents and tangible things:

See attached Petitioners' Subpoena for Production of Videotaped Deposition

This deposition shall be recorded by the $\times$ Stenographic means; $\times$ Sound;	
HEREIN FAIL NOT, UNDER PENA	LTY OF LAW
This the <u>3rd</u> day of <u>June</u>	, 20 <u>21</u> . Signed:
	Print Name:Robert D.Cheeely
	Address: 2500 Old Milton Pkwy, Ste 200 Alpharetta, GA 30009
This form issued by Cathelene Robinson, Clerk of the Fulton County Superior Court pursuant to O.C.G.A. 24-13-21(c)	Phone: (770) 814 - 7001 Attorney for: Petitioners

# CAROLINE JEFFORDS, and ROBBIN SOTIR,

#### **PETITIONERS**,

v.

CIVIL ACTION NO. 2020CV343938

### FULTON COUNTY, FULTON COUNTY BOARD OF REGISTRATION AND ELECTIONS, and FULTON COUNTY CLERK OF SUPERIOR COURT AND MAGISTRATE COURTS,

#### **RESPONDENTS.**

#### SUBPOENA FOR PRODUCTION OF EVIDENCE AT VIDEOTAPED DEPOSITION

To: Ruby Freeman 5201 Memorial Lane Powder Springs, GA 30127-3419

PLEASE TAKE NOTICE, pursuant to O.C.G.A. §§ 9-11-30 and 9-11-45, that Petitioners will take the deposition upon oral examination of **Ruby Freeman on Friday, June 11**, beginning at **10:00 a.m., Fulton County Attorney's Office at Government Center 141 Pryor Street, Suite 4038, Atlanta GA 30303**, in the presence of an officer duly authorized to administer oaths. Said deposition will be taken by stenographic and videographic means. The witness will be cross-examined for purposes of discovery, for use at trial and for all other purposes allowed under the Georgia Civil Practice Act. The deposition will continue from day to day until said examination is completed. All parties and counsel are invited to attend and examine the witness.

At the time of said deposition, Ruby Freeman is to have in her possession the following:

- A thumb drive containing separately an electronic bit by bit image of all communications for the time period of January 1, 2020, through December 31, 2020 made and received by Ruby Freeman relating to the November 3, 2020 general election contained on Ruby Freeman's cellphones, emails, tablets, desktop computer or drive, laptops, computers, Snap Chat account, WhatsApp account, Face Book account, Instagram account, You Tube postings or account, other social media communications and any and all other electronic devices and electronic accounts under the custody and control of Ruby Freeman at any time.
- Bring all electronic devices (including but not limited to cell phones, tablets, thumb drives, laptop computers, desktop computers, in any and all other electronic drives containing electronic stored information) under the custody and control of Ruby Freeman which were utilized during your activities from approximately January 1, 2020, through December 31, 2020.

Submitted this 3rd day of June 2021,

CHEELEY LAW GROUP, LLC

Robert D. Cheeley GA Bar No. 122727 2500 Old Milton Parkway, Suite 200 Alpharetta, GA 30009 T: (770) 814-7001 F: (678) 559-0273 KK bob@cheeleylawgroup.com

